

JOURNAL

OF

ADJOURNED SESSION.

HOUSE OF REPRESENTATIVES, }
Monday, March, 18th, 1861. }

House met pursuant to adjournment—roll called.

Mr. Foscue presented the credentials of B. F. Ross, member elect from Tyler county.

Mr. Flewellen presented the credentials of M. M. Upshaw, member elect from Washington county.

Mr. Nelson presented the credentials of T. R. Cocke, member elect from Victoria and Goliad.

Mr. Shannon presented the credentials of Thomas Lewelen, member elect from Denton county.

Quorum being present, the following message from the Convention was taken from Speaker's stand and read :

CAPITOL, AUSTIN MARCH 18TH, 1861.

HON. M. D. K. TAYLOR, .

Sir :—I am required to communicate to you the enclosed Ordinances to be laid before the House of Representatives.

I have the honor to remain,

Your most ob'd't. ser'v't.,

O. M. ROBERTS.

Mr. Flewellen offered the following resolution :

Whereas, On the 2nd of March last, the people of Texas, by vote at the ballot-box, approved by a large majority, the Ordinance of Secession, and

Whereas, The people's Convention have by Ordinance, required all officers of the State Government and members of the Legislature to swear or affirm allegiance to the Constitution and

laws of the State of Texas, and also to the Constitution and laws of the Confederate States of America.

Resolved, That the Speaker of the House, after receiving the oath, proceed to administer the same to the several members of the House of Representatives.

Mr. Epperson moved to refer it to Judiciary committee.

The Chair announced, that to prevent any controversy, he would take the oath and then administer it to any member who would take it.

The oath was then administered to the Speaker, by the Hon. Wm. S. Todd.

Mr. Wælder presented the credentials of W. E. Goodrich, member elect from Guadalupe county.

Mr. Billingsly presented the credentials of Wm. M. Bryce, member elect from Bastrop county.

The following members came forward and took the oath prescribed by the Convention :

Messrs. Armstrong, Baxter, Benevides, Billingsly, Branch, Bryce, Bryan, Caddell, Craig, Crooks, Clark, Cocke, Cumby, Dale, Darnell, Davis of H., Dickson, Duncan, Epperson, Fwellen, Francis, Foscue, Goodrich, Hall, Harrison of C., Harrison of V. Z., Henderson, Houghton, Hubbard, Lewellen, Lewis of M., Lewis of R., Lewter, Maverick, Maxan, Maxey, Morris, McKnight, Middleton, Mills, Navarro, Nelson, Parker, Perry, Redgate, Redwine, Robinson, Ross of R., Ross of T., Shannon, Shelton, Short, Speights, Stewart, Taylor, Upshaw, Wælder, Walworth, Warfield, Waterhouse, Whitfield and Whitmore.

Mr. Davis of H., taking the oath to support the Provisional Constitution of the Confederate States under protest, until it was submitted to the people of Texas for ratification, stating that his protest would be entered on journals.

The following members were absent :

Messrs. Bogart, Buckley, Camp, Crawford, Calhoun, Daniels, Dennis, Edwards, Franklin, Hartley, Hancock, Haynes, Henry, Kinney, Lynch, Mabry, Manly, Martin, McCutcheon, Mundine, Norton, Owens, Smith, Wortham and Wrede.

The oath was then administered to the officers of the House.

The House having been organized, at the suggestion of Mr. Duncan, the Rev. Mr. Perry, on invitation of the Speaker, offered prayer.

Mr. Nelson offered the following resolution :

Resolved, That the Speaker of this House appoint a committee of three to confer with a similar committee appointed by the President of the Convention, as to the hours of meeting of the respective bodies. Adopted.

Mr. Foscue moved that a committee of three be appointed to inform the Senate that the House was organized. Carried.

Mr. Nelson moved that a committee of three be appointed to act with a like committee on part of the Senate to wait on the Governor and inform him of the organization of the Legislature.

Speaker appointed Messrs. Nelson, Maverick and Morris, committee to act with committee from Convention relative to hours of meeting.

Also appointed Messrs. Foscue, Shelton and Robinson, a committee to wait on the Senate.

Also appointed Messrs. Herbert, Hall and Short, a committee to wait on the Governor.

Mr. Davis of H., presented the petition of sundry citizens of Blanco county. Referred to committee on Finance.

Mr. Flewellen presented the petition of C. G. Stearns. Referred to committee on County and County Boundaries.

Mr. Ross of R., presented the petition of sundry citizens of Rusk county. Referred to committee on County and County Boundaries.

On motion the House adjourned till 10 o'Clock, A. M., tomorrow.

HOUSE OF REPRESENTATIVES, }
Tuesday, March 19, 1861 }

House met pursuant to adjournment. Roll called—no quorum.

Messrs. Mundine, Edwards, Owens and Henry, came forward and took the oath and their seats.

Quorum being present, the journal of yesterday was read and adopted.

Mr. Hubbard presented the credentials of A. M. Hobby, member elect from Nueces and San Patricio counties, who came forward, took the oath and his seat.

Mr. Ross, of R., presented the petition of sundry citizens of Kaufman and other counties. Referred to committee on County and County Boundaries.

Mr. Stewart presented the petition of W. H. Anderson. Ruled out of order under the rule of the House to entertain no private business.

Mr. Nelson reported as follows:

The committee appointed to confer with like committee on

part of the Convention, in reference to the hours of meeting of the two bodies, beg leave to report that it has been agreed that the Convention shall occupy the Hall after 2 o'clock, P. M.

Mr. Hubbard introduced a bill to amend 9th section of act to regulate proceedings in the County Courts, pertaining to estates of deceased persons, approved March 20, 1848. Read first and second times and referred to Judiciary committee.

Mr. Dale introduced a bill to prevent certain aliens from suing in the State of Texas. Read first and second times and referred to Judiciary committee.

Mr. Stewart offered the following resolution:

Resolved, That Committee Room No. 17, be reserved for the use of the Secretary of the Convention, of the delegates of the people of Texas in Convention assembled, now in session in the city of Austin, during the sittings of that body. Adopted.

On motion of Mr. Waelder, Mr. Goodrich was added to the Judiciary Committee.

Mr. Stewart introduced a bill granting a pension to Wm. H. Anderson. Read first time.

On motion of Mr. Henderson, rule suspended, bill read second time and ordered to be engrossed.

On motion of Mr. Stewart, rule further suspended, bill read third time and passed.

Mr. Taylor introduced a bill to prevent the forced sales of property for the payment of debts which have issued or may hereafter issue by the probate Courts of this State. Read first and second times and referred to Judiciary committee.

Mr. Shannon introduced a bill donating land to Cynthia Ann Parker, and to her daughter To-Kusan Parker.

Committee from the Senate was announced informing the House that the Senate was organized and ready to proceed to business.

On motion of Mr. Shannon, the rule refusing to transact private business, was suspended and bill before the House read first time.

On motion of Mr. Shannon, rule suspended, bill read second time and referred to committee on Private Land Claims.

Mr. Mills offered the following resolution:

Resolved, That the committee on Frontier Protection procure from the Comptroller of the State, an account of the expences of the campaign under Col. Johnson. What was the amount at which the Quarter-Master's stores were purchased. Whether or not the accounts have been audited, and upon what evidence they were so audited. The names of the contractors who fur-

nished the supplies, and report the same to this House. Adopted.

Mr. Clark offered the following resolution:

Resolved, That the Secretary of State, be required to furnish to each member of the House, for his use during the remainder of the session, a copy of Oldham & White's Digest, to be returned by said members on adjournment. Adopted.

ORDERS OF THE DAY.

The Senate's bill to amend the 136th section of an act pertaining to estates of deceased persons, was taken up, read second time and referred to Judiciary committee.

Senate's joint resolution suspending the Geological Survey, was taken up, read second time and referred to Judiciary committee.

Mr. Lewis, of M., offered the following resolution:

Resolved, That a committee be appointed to wait on the President of the Convention and respectfully ask that officer that a copy of all the Ordinances passed by that Convention, be furnished this House at the earliest convenient time. Adopted.

The Speaker appointed Messrs. Lewis, of M., Caddell and Craig, said committee.

Mr. Morris offered the following resolution:

Resolved, That with a view to an early adjournment of this body, no business will be entertained except that deemed necessary to protect and provide for the State, called for by the late change in her Federal relations.

Laid over one day for consideration.

Mr. Branch, one of the committee on Enrolled Bills, reported correctly enrolled and properly signed, a bill to change the time of holding the District Courts of the 9th Judicial District, and that the same had been presented to Governor for his signature and approval.

House bill providing for stay and execution of existing judgments on debts due by contract, or for damages arising from breach of contract was taken up, and on motion of Mr. Branch, was re-committed to Judiciary committee.

House bill to authorize the County Courts of Nacogdoches and other counties, to regulate the pay of Sheriff's therein in certain cases, was taken up.

On motion of Mr. Darnell, the county of Dallas was added to the bill.

On motion of Mr. Lewis, of R., the county of Milam was added to the bill.

On motion of Mr. Branch, the county of Walker was added to to the bill.

On motion of Mr. Redgate, the county of Colorado was added to the bill.

On motion of Mr. Cocke, the county of Victoria was added to the bill.

On motion of Mr. Lewellen, the county of Denton was added to the bill.

Mr. Taylor moved to recommit the bill to the Judiciary committee. Carried.

House bill to attach the unorganized counties of Wichita, Wilbarger, Hardeman and Greer, to the counties of Clay, so as to form one land district, was taken up, read third time and passed.

The report from the committee on Finance, recommending that the bill to amend the laws to raise a revenue by taxation, and the bill to amend the laws for the assessment and collection of taxes, be laid on the table, was taken up and adopted.

The report from the joint committee, recommending that the bills providing for the sale of United States bonds be laid on the table, was taken up and adopted by the following vote. Mr. Taylor calling for the yeas and nays:

YEAS—Messrs. Speaker, Armstrong, Baxter, Benevedes, Branch, Bryce, Bryan, Caddell, Craig, Crooks, Clark, Cocke, Cumby, Dale, Darnell, Davis, Dickson, Edwards, Epperson, Flewellen, Francis, Foscue, Goodrich, Hall, Harrison of C., Harrison, of V. Z., Hobby, Houghton, Hubbard, Lewellen, Lewis of R., Lewter, Maxan, Maxey, Morris, Mills, Mundine, Munson, Navarro, Nelson, Parker, Perry, Redgate, Redwine, Robinson, Ross of R., Ross of T., Shelton, Short, Speights, Stewart, Taylor, Upshaw, Waelder, Walworth, Warfield, Waterhouse and Whitfield—57.

NAYS—Messrs. Lewis of M., Mavarick and Shannon—3.

The report of the committee on Finance, reporting a substitute for the bill to reduce the price of public land was take up, and substitute adopted.

On motion of Mr. Ross of R., the bill was recommitted to committee on Public Lands.

The report from the committee on Finance, recommending a substitute for the bill, for the relief of purchasers of Seminary lands was taken up, and substitute adopted.

On motion of Mr. Munson, the bill was recommitted to the committee on Finance.

Mr. Flewellen offered the following resolution:

Resolved, That the Comptroller be required to furnish the Legislature the result of his visit to Washington, to procure certain funds due the State of Texas by the Government of the United States and copies of any correspondence that he may have had with any heads of departments of the Federal government, relative to the same. Laid over one day for consideration under the rule.

On motion of Mr. Epperson, the rule requiring the resolution to be laid over, was suspended, and resolution adopted.

Mr. Lewellen offered the following resolution:

Resolved, That this House has heard with unfeigned sorrow of the death of Hon. Sam Bogart, a former member of this body, and as a testimony of respect for the deceased, this House stand adjourned until 10 o'clock, to-morrow. Adopted.

HOUSE OF REPRESENTATIVES, }
 Wednesday, March 20th, 1861. }

The House met pursuant to adjournment—roll called—quorum present—journal of yesterday read and adopted.

Mr. Craig presented the credentials of W. H. Harrison, member elect from Upshur county, who came forward, took the oath and his seat.

Mr. Branch, one of the committee on the Judiciary, reported a bill fixing the time of holding district courts in the seventh judicial district, and recommended its passage.

The committee appointed to wait upon the President of the Convention, reported they had discharged that duty, and that so soon as practicable, a copy of all Ordinances &c., passed by said Convention would be furnished the Legislature.

Mr. Clark, one of the committee on Engrossed Bills, reported a bill to be entitled an act, granting a pension to W. H. Anderson, correctly engrossed.

Mr. Crooks introduced a bill to be entitled an act to amend an act to reorganize the 8th and 20th judicial district, and to define the time of holding courts therein. Read first and second times and referred to the Judiciary committee.

Mr. Ross of R., offered the following resolution:

Resolved, That the committee on Finance be instructed to enquire into the expediency of increasing the direct tax, and the efficiency of increasing the direct tax, and the efficiency of its collection, or otherwise, so as to insure the payment of the present extraordinary demands on our Treasury with the least inconvenience to tax-payers, and report by bill or otherwise, at as early a day as practicable. Adopted.

Mr. Nelson introduced a bill changing the name of Buchanan county. Read first time.

Mr. Mills moved to suspend the rule and place the bill on second reading. Lost by the following vote, Mr. Mills calling for the yeas and nays :

YEAS.—Messrs. Speaker, Benevides, Branch, Craig, Clark, Cocke, Cumby, Dale, Duncan, Hall, Harrison of U., Hobby, Hubbard, Lewter, Maverick, Mills, Munson, Navarro, Nelson, Parker, Perry, Redwine, Ross, Shannon, Short, Speights, Stewart, Walworth and Waterhouse—29.

NAYS.—Messrs. Armstrong, Baxter, Branch, Brice, Caddell, Crooks, Darnell, Davis, Dickson, Epperson, Francis, Foscue, Harrison of C., Harrison of V. Z., Henderson, Henry, Houghton, Lewellen, Lewis of M., Lewis of R., Morris, McKnight, Middleton, Mundine, Redgate, Robinson, Ross of R., Shelton, Upshaw, Wælder, Warfield Whitfield and Whitmore—33.

Mr. Craig introducee a bill to be entitled an act to amend the 1126th article of Oldham & White's Digest. Read first and second times and referred to the Judiciary committee.

Mr. Miller offered the following resolution :

Resolved, That the Judiciary committee enquire into the propriety of addressing the Governor of the State, for the removal of the judge of the 13th judicial district, for the alledged cause of insanity, and if deemed necessary by them, to report an address to this House for that purpose.

Mr. Hubbard introduced a bill to create the the counties of Davis, Jo Lane and O'Conner. Read first and second times and referred to the committee on County and County Boundaries.

Mr. Taylor offered the following resolution :

Resolved, That the Committee on Military Affairs be instructed to report to this House, whether in their opinion, the act of last session authorizing the raising of minute men, be continued in force or not, and that they report by bill or otherwise. Adopted.

Mr. Hall offered the following resolution :

Resolved, That the committee on the Judiciary, are instructed to report a bill at the earliest day, making provisions for the disposition of the causes pending in the United States District Courts of this State on the 2nd March, A. D. 1861. Adopted.

Mr. Hobby introduced a bill to amend an act to reorganize the Court of Claims, and extend the time for presentation of claims for land against the Republic or State of Texas, approved February 7th, 1860. Read first and second times and referred to committee on Public Lands.

Mr. Foscue offered the following resolution :

Resolved, That the Comptroller communicate to this House, a succinct statement in detail of the amounts paid in mileage and per diem to each member of the Legislature, of the gross amount of the contingent expenses of each House of the Legislature, of the contingent expenses of each department of the State Government, and for what purpose ; of the amounts paid to the Commissioners to the Rio Grande, and to all bearers of dispatches from the 1st day of September 1859, to the first day of March, 1861. Laid over one day for consideration.

Mr. Waterhouse introduced a bill to regulate the official acts of Commissioners and other officers appointed by the State of Texas to take depositions and do other official acts in the various States, lately comprising the United States of America, and to continue them in office until further provided for. Read first and second times and referred to the Judiciary committee.

Mr. Epperson offered the following resolution :

Resolved, 1st. That when all Legislative, Judicial and Executive powers of Government are conferred upon any single body of men, whether that body be composed of few or many, a despotism is established.

2nd. That in our opinion, the people of Texas have never intended to confer any such powers upon any body of men, and that any body of men under any pretext whatever, in attempting to exercise such powers, is guilty of usurpation, and ought to be resisted.

3rd. That the Convention now in session, in attempting to depose Sam Houston from the office of Governor of the State of Texas, to which position he had been elected by the suffrage of the freemen of Texas has undertaken to exercise powers which it was never intended to confer upon it ; and that the only mode by which he can be legally and rightfully deposed in that which has been pointed out by the Constitution, to-wit : by impeachment.

Mr. Henderson offered the following as a substitute :

Whereas, The people's Convention now in session at Austin, in prescribing an official oath for all State officers to take before exercising the respective duties of said offices, did no more than their duty, and if any State officer has refused to take said oath,

Resolved, That it is the sense of this House, that any such officer has deposed himself and that the Convention has deposed no person or persons holding office under the State Government.

Which was adopted by the following vote :

YEAS—Messrs. Speaker, Baxter, Benevides, Branch, Bryan, Caddell, Craig, Crooks, Clark, Cumby, Dale, Darnell, Dickson, Duncan, Francis, Flewellen, Foscue, Goodrich, Hall, Harrison of C., Harrison of V. Z., Harrison of U., Henderson, Hobby, Houghton, Hubbard, Lewis of M., Lewter, Maverick, Maxey, Morris, McKnight, Middleton, Mills, Munson, Navarro, Nelson, Parker, Perry, Redwine, Robinson, Ross of R., Ross of T., Shannon, Shelton, Short, Speights, Stewart, Upshaw, Wælder, Walworth, Warfield, Waterhouse and Whitfield—53.

NAYS—Messrs. Armstrong, Bryce, Davis, Epperson, Henry, Lewellen, Lewis of R., Mundine, Owens, Redgate, Taylor and Whitmore—12.

And resolution adopted.

Mr. Hobby presented a communication which was referred to a special committee composed of Messrs. Hobby, Benevides and Goodrich.

On motion of Mr. Ross of R., Mr. Upshaw was added to the committee on Finance.

Mr. Munson introduced a bill to amend article 876, of Oldham and White's Digest. Read first and second times and referred to the Judiciary committee.

Mr. Lewis of M., introduced a bill prescribing the duties and obligations in certain cases of commission merchants, factors and others. Read first and second times and referred to the committee on Agriculture.

On motion of Mr. Short, Messrs. Upshaw and Morris were added to the committee on Military Affairs.

On motion, the House adjourned till 9 o'clock, A. M., tomorrow.

HOUSE OF REPRESENTATIVES }
THURSDAY, March 21st, 1861. }

House met pursuant to adjournment—roll called—quorum present—journal of yesterday read and adopted.

Mr. Wælder presented the credentials of Clement Fort, member elect from Austin county, who came forward took the oath and his seat.

Mr. Norton came forward took the oath and his seat.

By permission, Mr. Redwine offered the following resolution :

Resolved, That the use of the Hall of the House of Representatives be tendered to Gen. Sam Houston to address the peo-

ple this day at 11 o'clock and that a committee be appointed to inform him of that fact, adopted and the Speaker appointed, Messrs. Redwine, Branch and Dale said committee.

Mr. Norton presented the petition of sundry citizens of Henderson county, referred to committee on County and County Boundaries.

Mr. Hubbard, chairman of committee on the Judiciary, reported recommending that the bill to provide for stay and execution of existing judgements on debts due by contract or for damages arising from breach of contract, be indefinitely postponed.

Also reported recommending the passage of the bill to amend article 705 of O. & W's. Digest.

Mr. Parker introduced a bill to authorize the county courts of Anderson county to levy and collect a special tax for certain purposes. Read first time.

On motion of Mr. Parker, rule suspended, bill read second time and ordered to be engrossed.

On motion of Mr. Henderson, rule further suspended, bill read third time and passed.

Mr. Epperson introduced a bill to amend article 859 of Oldham and White's Digest. Read first and second times and referred to Judiciary committee.

Mr. Ross of R., introduced a bill to repeal the act providing for the investment of the sinking fund. Read first and second times and referred to committee on Internal Improvement.

The committee appointed to wait on Gen. Houston, reported that they had performed that duty. That Gen Houston returned his thanks to the House, but as arrangements had been made elsewhere he declined the use of the Hall.

Mr. Stewart offered the following resolution :

Resolved, That the Convention be requested to pass an organic act authorizing the Legislature, to borrow \$800,000, and that said body incorporate in the ordinance a provision setting apart one-fifth of the annual revenue as a fund beyond the control of the Legislature, for the payment of the principal and interest of the loan. Adopted.

[Mr. Dickson in the chair.]

Mr. Henderson offered the following resolution :

Resolved, That the committee on the Land Office, be instructed to report by bill a plan by which the Land Office shall by the fees of said office sustain itself.

Mr. Stewart proposed to amend as follows :

"And also to enquire if the expenses of the other departments cannot be reduced, and report by bill, accepted and the resolution adopted.

Mr. Goodrich introduced a bill to provide for application of bonds in certain cases herein specified. Read first and second times and referred to Judiciary committee.

Mr. Taylor of Cass introduced a bill to provide for per diem pay of members and officers of the Convention. Read first time.

On motion of Mr. Stewart, rule suspended, bill read second time.

Mr. Baxter proposed to amend as follows :

"Members of the Legislature who may be members of the Convention, shall not be entitled to the benefits of this act."

Mr. Davis offered the following substitute :

"*Provided*, That no member of the Legislature shall receive pay as a member of the Convention while both bodies are in session: and provided further, that no officer of the State, who receives an annual salary, shall receive any per diem, but they shall be entitled to mileage. Adopted as a substitute."

A message was received from the Senate, informing the House that the Senate had passed the following bills:

Joint resolution to pay John Marshall for printing Appendix to Gazette containing abstracts of debates of the House of Representatives.

A bill to provide for the running the county lines between the counties of Marion, Cass and Titus.

A bill reserving certain lands therein named from sales, location and patent.

Mr. Taylor of C., proposed to amend the amendment before the House by excepting District Judges.

Messrs. Wrede, Crawford and Hartley, came forward took the oath and their seats.

Mr. Cumby moved to lay the amendments on the table.

Mr. Foscue called for the yeas and nays.

YEAS—Messrs. Speaker, Benevides, Bryan, Craig, Clark, Cocke, Cumby, Epperson, Hall, Lewis of R., Lewter, Maverick, Maxan, Maxey, Morris, Navarro, Nelson, Ross of T., and Speights—19.

NAYS—Messrs. Armstrong, Billingsly, Bryce, Caddell, Dale, Darnell, Davis, Dickson, Flewellen, Francis, Fort, Foscue, Goodrich, Harrison of C., Harrison of U., Hartley, Hender-son, Houghton, Lewellen, Lewis of M., McKnight, Mills, Parker, Perry, Redwine, Robinson, Ross of R., Shannon, Shelton, Short, Walworth, Warfield, Waterhouse, W-itfield, Whitmore and Wrede—36.

No quorum voting on motion of Mr. Hall, a call of the House was ordered.

Mr. Baxter moved to adjourn till 9 o'clock, A. M., to-morrow. Carried by the following vote: Mr. Foscue calling for the yeas and nays.

YEAS—Messrs. Speaker, Baxter, Benevides, Billingsly, Bryce, Clark, Cocke, Darnell, Dickson, Flewellen, Fort, Hartley, Hobby, Houghton, Lewellen, Lewis of M., Lewis of R., Lewter, Maverick, Maxan, Morris, McKnight, Munson, Nelson, Parker, Perry, Robinson, Shannon, Shelton, Short, Speights, Stewart, Upshaw, Wælder, Walworth, Warfield, Whitfield, Whitmore and Wrede.

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NAYS—Messrs. Bryan, Caddell, Craig, Cumby, Dale, Edwards, Francis, Foscue, Goodrich, Hall, Harrison of C. Harrison of V. Z., Harrison of U., Maxey, Mills, Redwine and Ross of R.,—17.

HOUSE OF REPRESENTATIVES, }
Friday, March 22, 1861. }

House met pursuant to adjournment—roll called—quorum present. Journal of yesterday read and adopted.

On motion of Mr. Dickson, the door-keeper was excused from duty on account of illness.

Mr. Crooks, chairman of committee on Engrossed Bills, reported correctly engrossed a bill to authorize the County Court of Anderson County to levy and collect a special tax for certain purposes.

Mr. Armstrong presented the memorial of James Clampett and others. Referred to committee on Roads, Bridges and Ferries.

Mr. Bryce presented the petition of sundry citizens of the town of Bastrop. Reported to Judiciary committee.

Mr. Ross, chairman of committee on County and County boundaries, reported, recommending the passage of the bill to change the county line of Washington and Austin Counties, so as to include the residence of C. G. Sterns.

Mr. Lewis, of Montgomery, chairman of committee on Agricultural Affairs, reported, recommending the passage of the bill prescribing the duties and obligations in certain cases of Commission Merchants, Factors and others.

Mr. Hubbard, chairman of the Judiciary committee, reported, recommending the indefinite postponement of the Senate's bill to amend section 136 of an act pertaining to Estates of deceased Persons.

Also, reported the indefinite postponement of the House's bill to amend article 1126 of Oldham and White's Digest.

Also, reported, recommending the non-passage of the House's bill authorizing the County Courts of Nacogdoches, and other Counties, to regulate the pay of Sheriffs therein in certain cases.

Mr. Wælder reported a substitute for the Senate's Joint Resolution suspending the Geological Survey, and recommended its passage.

Mr. Clarke introduced a bill to repeal, article 1703, and to amend article 1707 of Oldham and White's Digest. Read first and second times, and referred to Judiciary committee:

Mr. Crooks offered the following resolution.

Resolved, That one thousand copies of the Constitution of the Confederate States of America be printed, at the earliest possible time, for the use of this House.

Mr. Navarro proposed to amend, as follows: "And that five hundred copies of the said Constitution be translated, and printed, in the Spanish and German languages. Adopted, and the resolution adopted.

Mr. Ross of R. introduced a bill to amend article 452 of Oldham and White's Digest. Read first and second times, and referred to Judiciary committee.

Mr. Shannon introduced a bill authorizing the patenting of lands not made in a square. Read first time.

On motion of Mr. Shannon, rule suspended, bill read second time, and,

On motion of Mr. Munson, referred to committee on Public Lands.

Mr. Dale introduced a bill in reference to runaway slaves. Read first and second times, and referred to committee on Slaves and Slavery.

Messrs. Short and Munson submitted a minority report, recommending the passage of the bill to amend article 876 of Oldham and White's Digest.

Mr. Taylor introduced the following bills:

A bill to receive ten per cent. warrants for land dues. Read first and second times, and referred to Public Land committee.

Also, a bill to receive ten per cent warrants for State tax.

Mr. Ross of R. introduced a bill to repeal an act authorizing Treasury warrants to be received in payment of certain dues, approved February 9, 1861. Read first and second times, and referred to committee on Finance.

Mr. Hubbard, chairman of the Judiciary committee, reported, asking to be discharged from further consideration of the resolu-

tion instructing the said committee to report a bill making provision for the disposition of causes pending in the United States District Courts in this State.

Mr. Shelton offered the following resolution:

Resolved, That the committee on the Judiciary be requested to inquire into the propriety of so amending the laws granting land certificates for the grading upon railroads, as to make the titles to lands located by virtue of said certificates complete, and that they report by bill or otherwise. Adopted.

Mr. Mills, one of the committee on the Judiciary, made the following report:

The committee on the Judiciary have had under consideration the resolution instructing them to inquire into the necessity of addressing the Governor for the removal of Honorable Henry J. Jewett, Judge of the Thirteenth Judicial District, have had the same under consideration, and instruct me to report the accompanying address and resolution, and recommend the adoption of the following resolution, and the passage of the address:

Resolved, That the Speaker be authorized to dispatch some suitable person to go to the county seat of Leon county to procure testimony, by affidavits, of the family physician of the Honorable Henry J. Jewett, and of other physicians visiting at said county seat, to establish the condition of mind of said Jewett, and the probabilities of his recovery, and that a copy of the accompanying address be served on the said Henry J. Jewett.

Mr. Lewis, of Robertson, moved to suspend further consideration of the matter till to-morrow, at eleven o'clock, A. M., and make it the special order for that hour. Lost, and the resolution adopted, and the address read first time.

Mr. Foscue offered the following resolution:

Resolved, That the Judiciary committee be instructed to report a bill providing for the enforcement of the fourth section of an ordinance, to provide for the continuance of the existing State Government. Adopted.

On motion of Mr. Cumby, Mr. Henderson was added to the committee on the Land Office.

Mr. Wælder offered the following resolution:

Resolved, That the committee on the Judiciary be instructed to inquire into the expediency of repealing or modifying the law concerning wills, passed in the year 1856, and that they report by bill, or otherwise. Adopted.

Mr. Baxter moved to add Mr. Cumby to committee on County and County Boundaries. Lost.

The bill to pay members and officers of the People's Conven-

tion, with proposed amendments, pending when the House adjourned, was taken up.

On motion of Mr. Ross, of R., the main question was ordered.

The main question being on the engrossment of the bill, the same was put, and the bill ordered to be engrossed, by the following vote:

YEAS—Messrs. Speaker, Benevides, Bryan, Craig, Cocke, Cumby, Dale, Dickson, Edwards, Epperson, Flewellen, Hall, Harrison of C., Hobby, Hubbard, Lewellen, Lewis of R., Lewter, Maverick, Maxan, Maxey, Morris, McKnight, Munson, Navarro, Nelson, Parker, Perry, Redwine, Ross of R., Ross of T., Shelton, Speights, Taylor, Upshaw, Wælder, Waterhouse, Whitfield and Wrede—39.

NAYS—Messrs. Armstrong, Baxter, Branch, Bryce, Caddell, Crawford, Crooks, Darnell, Davis, Duncan, Francis, Fort, Foscue, Goodrich, Harrison of V. Z., Harrison of U., Hartley, Henderson, Houghton, Lewis of M., Middleton, Mills, Mundine, Owens, Robinson, Shannon, Short, Walworth and Whitmore—29.

On motion of Mr. Maxey, the vote was reconsidered.

Mr. Taylor, of M., withdrew his amendment.

Mr. Mills offered the following as a substitute for the proposed amendment:

“Provided, however, that those members of the Legislature who are also delegates to the Convention, shall not receive any mileage as members of the Convention; neither shall they receive any per diem, as members of the Convention, for and during the time that both of said bodies were in session; and provided, further, that those delegates in the Convention who receive an annual salary as officers of this State, shall receive their mileage as delegates, but no per diem.

Mr. Crooks moved to lay the substitute on the table. Lost, and the substitute adopted.

Mr. Cumby moved to strike out all of the amendment relative to salaried officers. Lost by the following vote; Mr. Davis calling for the yeas and nays:

YEAS—Messrs. Speaker, Baxter, Benevides, Bryan, Craig, Crooks, Clark, Cocke, Cumby, Edwards, Epperson, Flewellen, Hall, Hobby, Houghton, Hubbard, Lewellen, Maxan, Morris, Munson, Navarro, Nelson, Perry, Redwine, Ross of R., Ross of T., Speights, Upshaw and Whitmore—29.

NAYS—Messrs. Armstrong, Billingsly, Branch, Bryce, Caddell, Dale, Darnell, Davis, Dickson, Duncan, Francis, Fort, Foscue,

Goodrich, Harrison of C., Harrison of V. Z., Harrison of U., Hartley, Lewis of M., Lewis of R., Lewter, Maverick, Maxey, McKnight, Mills, Mundine, Parker, Robinson, Shannon, Shelton, Short, Taylor, Upshaw, Warfield, Waterhouse and Whitfield—36.

Mr. Wælder proposed to amend as follows:

“And provided, further, that any district judge, who is a member of the Convention, and who shall fail to hold any of his courts at the present spring term, shall be relieved from the forfeiture prescribed by article 389a of Oldham and White’s Digest.”

The Speaker ruled the amendment out of order, as not being germane to the bill.

Mr. Flewollen proposed to amend the amendment, by adding:

“To be paid upon the certificate of the Secretary of the Convention.” Adopted, and the amendment, as amended, adopted.

Mr. Flewollen moved to strike out “sixty thousand dollars,” and insert “eighty thousand dollars.” Adopted, and bill ordered to be engrossed.

On motion of Mr. Hubbard, the rule was suspended, the bill read third time, and passed by the following vote; Mr. Caddell calling for the yeas and nays:

YEAS—Messrs. Speaker, Armstrong, Baxter, Benevides, Billingsly, Branch, Bryce, Bryan, Caddell, Craig, Crawford, Cocke, Cumby, Dale, Darnell, Davis, Dickson, Duncan, Edwards, Epperson, Flewollen, Francis, Foscue, Goodrich, Hall, Harrison of C., Harrison of V. Z., Harrison of U., Hartley, Hobby, Houghton, Hubbard, Lewellen, Lewis of M., Lewis of R., Lewter, Maverick, Maxey, Maxan, Morris, McKnight, Mills, Mundine, Munson, Navarro, Nelson, Parker, Perry, Redgate, Redwine, Robinson, Ross of R., Ross of T., Shannon, Shelton, Speights, Taylor, Upshaw, Wælder, Walworth, Warfield, Waterhouse, Whitfield and Wrede—64.

NAYS.—Mr. Whitmore—1.

A message was received from the Senate, informing the House that the Senate had passed a resolution, the House concurring, to raise a joint committee of three on the part of the Senate, and five on the part of the House, to examine into the propriety of reducing the expenditures of the State Government, and that they report by bill or otherwise.

Mr. Henderson, by permission, introduced a bill to change articles 1065 and 1066, and sections 1 and 2, of Oldham and White’s Digest. Read first and second times, and referred to committee on Finance.

The resolution to repeal the rule refusing to act upon any private business, was taken up, and,

On motion of Mr. Flewellen, the resolution was laid on the table.

The resolution that no business be entertained, except that deemed necessary to protect and provide for the State, was taken up, and,

On motion of Mr. Hartley, the resolution was laid on the table.

Mr. Hobby submitted the following report:

The special committee, appointed for the purpose of reporting suitable resolutions in regard to the death of the Honorable Forbes Britton, Senator from Nueces district, beg leave to submit the following report:

In the death of General Forbes Britton, we realize that our State has sustained a public calamity in the loss of one of her most useful and distinguished sons. He had long occupied an eminent position among his political and military associates—a prominent and valuable member of the Senate—chairman of the military committee, and second to none in all the commendable characteristics of individual excellency. To which if we add, honor, integrity of character, kindness of disposition, active benevolence, and the social virtues that adorn and exalt our nature, we have a faithful portraiture of our departed friend and Senator. In view of the calamity which the Senate, and our State at large, have sustained in the loss of such a man, be it, unanimously,

Resolved, That the death of General Forbes Britton, late member of the Senate from Nueces county, is received by this body with the deepest grief.

Resolved, That his useful public services, and private worth, are gratefully remembered by the Legislature of this State; in which integrity, talents, and enlarged experience, enabled him to serve so long with honor, advantage and distinction. We therefore record our grateful appreciation of his character as an honest man, unselfish legislator, and patriotic statesman; and to his family, in their affliction, we extend our warmest sympathies.

Resolved, That a copy of these resolutions be sent to the family of the deceased, and spread upon the journals of this House; and, as a further mark of respect, this House do now adjourn till two o'clock, P. M., to-morrow.

Resolution adopted, and the House adjourned.

HOUSE OF REPRESENTATIVES, }
SATURDAY, March 23, 1861. }

House met pursuant to adjournment—roll called—no quorum. Messrs. Dennis and Smith, came forward and took the constitutional oath.

Quorum appearing, the journals of yesterday were read and adopted.

A message was received from the Senate informing the House that the Senate had passed the House's bill to prescribe the pay and mileage of the members and pay of officers of the State Convention, and to make appropriation for the same with an amendment.

On motion of Mr. Darnell, the rule was suspended and the bill taken up.

The question being shall the House concur in the amendment of the Senate, the House concurred by the following vote: Mr. Foscue calling for the yeas and nays.

YEAS—Messrs. Speaker, Baxter, Billingsly, Branch, Bryan, Craig, Crooks, Clark, Cocke, Cumby, Dennis, Edwards, Epperson, Flewellen, Goodrich, Hall, Hobby, Hubbard, Lewellen, Maverick, Maxan, Maxey, Morris, Munson, Navarro, Perry, Redwine, Ross of R., Shannon, Shelton, Smith, Speights, Wælder, Warfield, Waterhouse, Whitfield and Wrede—37.

NAYS—Messrs. Armstrong, Bryce, Caddell, Crawford, Dale, Darnell, Davis, Dickson, Francis, Fort, Foscue, Harrison of C., Harrison of V. Z., Harrison of U., Henry, Lewis of M., Lewis of R., McKnight, Middleton, Mundine, Norton, Parker, Redgate, Robinson, Ross of T., Short, Taylor, Upshaw and Whitmore—29.

Mr. Shannon, chairman of committee on Private Land Claims, reported substitutes for the bill donating land to Cynthia Ann Parker, and to her daughter To-Kusan Parker and recommended their passage.

Mr. Shannan moved to suspended rule and take up first substitute. Lost.

On motion the House adjourned till 10 o'clock, A. M., on Monday.

HOUSE OF REPRESENTATIVES, }
MONDAY, March 25th, 1861. }

House met pursuant to adjournment—roll called—quorum present—journal of Saturday read and adopted.

Mr. Mills offered the following resolution:

Resolved, That it is the sense of this House, that the members of the Convention under the law passed for their payment by the Legislature, are entitled to receive mileage for both sessions of that body. Adopted by the following vote:

Mr. Flewellen calling for the yeas and nays.

YEAS—Messrs. Speaker, Armstrong, Baxter, Billingsly, Branch, Craig, Crooks, Cocke, Cumby, Edwards, Epperson, Darnell, Goodrich, Hall, Henry, Hobby, Houghton, Hubbard, Lewter, McKnight, Mills, Munson, Navarro, Nelson, Parker, Perry, Robinson, Ross of R., Ross of T., Shannon, Shelton, Smith, Speights, Upshur, Wælder, Walworth, Warfield and Waterhouse—38.

NAYS—Messrs. Bryan, Caddell, Crawford, Clark, Dale, Davis, Dennis, Dickson, Duncan, Flewellen, Francis, Fort, Foscue, Harison of C., Harrison of V. Z., Harrison of U., Henderson, Lewellen, Lews of R., Lewis of M., Maverick, Middleton, Morris, Mundine, Norton, Redgate, Redwine, Short, Whitfield and Whitmore—30.

Mr. Flewellen introduced a joint resolution assenting to, and approving of the adoption of the Constitution of the Confederate States of America. Read first and second times and referred to committee on Federal Relations.

Mr. Buckley came forward took the Constitutional oath and his seat.

Mr. Lewis of Montgomery offered the following resolution:

Resolved, That the committee on Military Affairs, be instructed to enquire into the propriety and expediency of providing by law for the organization of one or more companies of mounted men in each county, according to the population thereof, which company and companies, when organized shall be drilled and exercised monthly by the commanding officer thereof, and shall at all times be subject to the call of the Governor of the State, for the rendition of said service as the exigencies of the State may demand. The first organization of of such companies shall continue for two years and at the expiration of that time shall be succeeded by the organization of others, in the same way, each company shall elect its own officers, and the members thereof shall equip and uniform themselves and during their membership shall be exempt from the payment of a poll tax, from working on the roads and streets and from jury and patrol duty. When in actual service they shall be paid therefor. Adopted.

A message was received from the Senate informing the House, that the Senate had passed the following named bills, originating in that body.

A bill concerning the corporation of the town of Crockett.

A bill further regulating proceeding in the District Court.

A bill to amend 2nd and 3rd sections of an act to incorporate the Southern Cotton Press and Manufacturing Company, approved February 11th, 1860.

A bill to incorporate the Galveston Seminary.

A bill to incorporate the Galveston Turner's Association.

A bill to amend act to incorporate the Columbus Tap Railroad Company, approved February 2nd, 1860.

Bill to authorize the county courts of the several counties, to transfer portions of the jury fund to the general county fund.

Bill to amend 1st section of an act to amend 4th section of the act of May 12th, 1846, entitled an act to regulate the license and practice of Attorneys and Counselors-at-law, and to amend 2nd section of the act of February 11, 1854, entitled an act to amend the 9th and 10th sections of act to regulate the license and practice of Attorneys and Counsellors-at-law, approved January 24th, 1860.

Bill to repeal the Joint resolution respecting county Surveyors, approved December 29th, 1837.

Also, had passed the House bill granting a pension to William H. Anderson.

A communication from the Convention transmitting certain ordinances was taken from the Speaker's stand, and referred to Judiciary committee.

Mr. Perry moved to adjourn till 9 o'clock, A. M., to morrow
Carried by the following vote:

Mr. Dickson, calling for the yeas and nays:

YEAS—Messrs. Speaker, Armstrong, Baxter, Billingsly, Bryce, Bryan, Craig, Crawford, Clark, Cocke, Cumby, Darnell, Davis, Dennis, Duncan, Edwards, Flewellen, Foscue, Goodrich, Hall, Harrison of C., Harrison of V. Z., Harrison of U., Henderson, Hobby, Houghton, Hubbard, Lewter, Maverick, Maxey, Morris, McKnight, Mills, Munson, Navarro, Parker, Perry, Redwine, Robinson, Ross of R., Ross of T., Shannon, Smith, Speights, Stewart, Taylor, Upshaw, Wælder, Walworth, Warfield, Waterhouse, Whitfield and Wrede—53.

NAYS—Messrs. Branch, Caddell, Crooks, Dale, Dickson, Epperson, Francis, Fort, Lewellen, Lewis of M., Lewis of R., Middleton, Mundine, Nelson, Norton, Redgate, Shelton, Short and Whitmore—19.

HOUSE OF REPRESENTATIVES, }
TUESDAY, March, 26th, 1861. }

House met pursuant to adjournment—roll called—quorum present.

Journal of yesterday read and adopted.

The resolution from the Senate to raise a Joint Committee for the purpose of examining into the propriety of reducing the expenditures of the State Government, was taken up and adopted, and the Speaker appointed Messrs. Redwine, Foscue, Davis, Perry and Cocke on said committee.

Mr. Henderson moved to refer the communication to the committee on Finance.

Mr. Mills moved to have printed 1000 copies for the use of the House. Lost, and the motion to refer carried.

A communication was received from the Convention, transmitting sundry Ordinances, which were referred to the Judiciary committee, without reading.

Mr. Clark, one of the committee on Enrolled Bills, reported correctly enrolled and properly signed, a bill to prescribe the pay and mileage of the members, and pay of the officers of the State Convention, and to make an appropriation for the same, and that the same had been presented to the Governor for his signature and approval.

Mr. Shannon presented two petition of sundry citizens of Johnson county, referred to the Judiciary committee.

Mr. Goodrich presented the petitions of sundry citizens of Guadalupe county. Referred to the Judiciary committee.

Mr. Wælder, one of the committee on the Judiciary, reported a bill to create and preserve judgment liens, and recommended its passage. Read first and second times.

Mr. Hubbard, chairman of the committee on the Judiciary, reported adversely to the bill to amend article 452, of Oldham & White's Digest.

Also, reported a substitute for the bill to repeal art., 1703, and amend art., 1707, of Oldham and White's Digest, and recommended its passage.

Also reported adversely to the bill to amend art., 876, of Oldham & White's Digest.

Also, reported recommending the passage of the bill to provide for the approval of bonds in certain cases herein specified.

Also, reported recommending the passage of the bill to amend art., 859, of Oldham & White's Digest.

Mr. Ross of R., Chairman of the committee on County and

County Boundaries, reported a bill supplemental to and amendatory of the act creating the county of Kaufman, approved February 26th, 1848, and recommended its passage.

Also, reported a substitute for the bill to create the counties of Davis, Jo Lane and O'Conner, and recommended its passage.

Mr. Dennis introduced a joint resolution relative to the arms seized by the State Government from the Federal Government. Read first and second times and referred to the committee on State Affairs.

Mr. Wælder introduced a joint resolution in relation to the records, &c., of the district courts of the late United States. Read first and second times and referred to Judiciary committee.

Mr. Upshaw offered the following resolution :

Resolved, That the committee on Roads, Bridges and Ferries, enquire into the expediency of amending the law in relation to private roads, in cases where desired, leading to county seats. Adopted.

Mr. Davis introduced a bill to authorize Assessors and Collectors to receive all the 10 per cent. treasury warrants for taxes and other State dues. Read first and second times and referred to the committee on Finance.

Mr. Mills offered the following resolution :

Resolved, That the Speaker appoint a committee of one from each judicial district, on Federal Apportionment.

Mr. Fleweller offered the following substitute :

Resolved, That the committee of the House on Apportionment, be instructed to report a bill dividing the State into six Congressional Districts, and that the Speaker supply any deficiencies which may have occurred on said committee.

Mr. Dickson offered the following as a substitute for the substitute and resolution :

Resolved, That it is deemed inexpedient at this time, to district the State for representation in the Congress of the Confederacy, and that the committee on Elections report a bill providing for an election by general State ticket, which the House refused to adopt by the following vote, Mr. Mills calling for the yeas and nays :

YEAS—Messrs. Billingsly, Buckley, Dennis, Dickson, Edwards, Fort, Perry, Redwine, Shelton, Short and Wælder—11.

NAYS—Messrs. Speaker, Armstrong, Baxter, Benevides, Branch, Bryce, Bryan, Craig, Crawford, Crooks, Clark, Cocke,

Cumby, Dale, Darnell, Davis, Epperson, Flewellen, Francis, Foscue, Goodrich, Hall, Harrison of C., Harrison of V. Z. Harrison of U., Hartley, Henderson, Henry, Houghton, Hubbard, Lewellen, Lewis of M., Lewis of R., Lewter, Maverick, Maxan, Maxey, Morris, Middleton, Mills, Mundine, Munson, Navarro, Parker, Redgate, Robinson, Ross of R., Ross of T., Shannon, Smith, Speights, Stewart, Taylor, Uphaw, Walworth, Warfield, Waterhouse, Whitmore and Wrede—60.

The question recurring on the adoption of the substitute, Mr. Davis moved that it be laid on the table. Lost by the following vote :

Mr. Buckley calling for the yeas and nays.

YEAS—Messrs. Armstrong, Baxter, Caddell, Crawford, Crooks, Cumby, Dale, Darnell, Davis, Epperson, Francis, Foscue, Goodrich, Harrison of C., Harrison of U., Hartley, Henry, Lewellen, Lewis of R., Maxey, Mundine, Munson, Owens, Parker, Perry, Redgate, Ross of T., Shannon, Taylor and Wrede—31.

NAYS—Messrs. Speaker, Benevides, Billingsly, Branch, Bryce, Bryan, Buckloy, Craig, Clark, Cocke, Dennis, Dickson, Flewellen, Fort, Hall, Harrison, of V. Z., Henderson, Hobby, Houghton, Hubbard, Lewis of M., Lewter, Maverick, Maxan, Morris, Middleton, Mills, Navarro, Redwine, Robinson, Ross of R., Shelton, Short, Smith, Speights, Stewart, Uphaw, Walworth, Warfield, Waterhouse, Whitfield and Whitmore—42.

And the substitute adopted.

Mr. Shannon introduced a bill granting land to settlers on alternate sections of land belonging to the State, in the Memphis, El Paso and Pacific Railroad pre-emption privileges. Read first and second times, and referred to the committee on Public Lands.

Mr. Mills introduced a bill to repeal the act to organize Justice's Courts, and to define the powers and jurisdiction of the same, approved March 20th, 1848, approved February 7th 1861.

Mr. Baxter moved that the resolution adopted by the House, giving construction to the act providing for the pay and mileage of delegates to the State Convention, be sent to the Senate. Lost.

Mr. Goodrich offered the following resolution :

Resolved, That the committee on the judiciary, be instructed to enquire into the expediency of so altering or amending the law touching the administration of estates of deceased persons, wherein the clerks of the county courts in which the estates is to be administered is interested, as that such estates may still

be administered in the Probate Courts of the counties wherein such clerk resides. Adopted.

Mr. Armstrong offered the following resolution :

Be it resolved by the House of Representatives, That the Comptroller be required to report to this House the amount of bonds and money loaned to Railroad companies whose works lie West of the Trinity river, and to those whose work lie East of said river, under the provisions of acts passed August 13th and 26th, 1856, and January 23rd, 1858.

Also, the amount of bonds or money remaining in the Treasury, subject to be loaned in accordance with said acts.

Also, any information in his possession as to the time when, and the probable amount of future loans, which will be applied for under provisions of said acts

Laid over one day for consideration.

Mr. Lewellen introduced a bill to amend art., 721, Code of Criminal Procedure, Oldham & White's Digest. Read first and second times and referred to the Judiciary committee.

Mr. Shelton introduced a bill explanatory of the 17th section of the act chartering the Memphis, El Paso and Pacific Railroad Company, approved February 4th, 1856. Read first and second times and referred to the Judiciary committee.

Mr. Hubbard introduced a bill to provide for the payment of physicians for medical attendance upon indigent persons in certain cases. Read first and second times and referred to the committee on the Judiciary.

Also, a joint resolution concerning Iron Foundaries in the State of Texas. Read first and second times.

Mr. Hubbard moved to suspend the rule and take up the joint resolution. Carried, and joint resolution read.

On motion of Mr. Buckley, referred to the committee on State Affairs.

Mr. Dale introduced a bill relative to practitioners of medicine. Read first and second times and referred to the Judiciary committee.

Mr. Shelton introduced a bill regulating the sale of drugs and medicines. Read first and second times and referred to the Judiciary committee.

On motion of Mr. Lewis of M., 1,000 copies of the Ordinances passed by the Convention were ordered to be printed.

On motion of Mr. Morris, Mr. Upshaw was added to the committee on Roads, Bridges and Ferries.

ORDERS OF THE DAY.

The report from the committee on Private Land Claims, re-

ported two substitutes for the bill granting land to Cynthia Ann Parker and her daughter, was taken up.

The first substitute being before the House,

Mr. Foscue proposed to amend by striking out "three-fourths" and inserting "one-fourth." Lost by the following vote :

Mr. Foscue calling for the yeas and nays.

YEAS—Messrs. Armstrong, Baxter, Benevides, Billingsly, Bryce, Buckley, Caddell, Craig, Crawford, Cumby, Epperson, Francis, Foscue, Houghton, Maverick, Morris, Munson, Owens, Redwine, Ross of R., Shelton, Speights, Whitmore and Wrede—42.

NAYS—Messrs. Speaker, Branch, Bryan, Clark, Dale, Darnell, Davis, Dickson, Edwards, Flewellen, Fort, Goodrich, Hall, Harrison of U., Hartley, Henderson, Hobby, Hubbard, Lewellen, Lewis of M., Lewis of R., Maxan, McKnight, Middleton, Mills, Mundine, Norton, Parker, Perry, Redgate, Robinson, Ross of T., Shannon, Short Smith, Stewart, Taylor, Upshaw, Walworth, Warfield, Waterhouse and Whitfield—42.

Mr. Mills proposed to amend by striking out "three-fourths" and inserting "one-half league and one-half labor each." Withdrawn, and the substitute adopted.

Mr. Morris proposed to amend by striking out "three-fourths league" and inserting "one-half league and labor each. Adopted.

Mr. Shannon moved to strike out "Commissioner of Claims" and insert "Commissioner of the General Land Office." Carried, and bill ordered to be engrossed.

Mr. Shannon moved to suspend rule and place bill on its second reading. Carried by the following vote :

Mr. Foscue calling for the yeas and nays.

YEAS—Messrs. Speaker, Armstrong, Baxter, Benevides, Billingsly, Branch, Bryan, Buckley, Craig, Crawford, Clark, Cumby, Dale, Darnell, Davis, Edwards, Epperson, Flewellen, Francis, Goodrich, Hall, Harrison of C., Harrison of V. Z., Harrison of U., Henderson, Hobby, Houghton, Hubbard, Lewellen, Lewis of M., Lewis of R., Lewter, Maverick, Maxan, Maxey, Morris, McKnight, Middleton, Mills, Mundine, Navarro, Nelson, Norton, Owens, Parker, Perry, Redgate, Redwine, Robinson, Shannon, Shelton, Short, Smith, Speights, Stewart, Taylor, Wælder, Walworth, Warfield, Waterhouse, Whitfield and Wrede—62.

NAYS—Messrs. Bryce, Caddell, Foscue, Ross of R., and Whitmore—5.

Bill read third time and passed.

The second substitute granting a pension to Cynthia Ann Parker, was taken up and adopted.

On motion of Mr. Shannon, the rule was suspended, and bill read second time.

Mr. Shannon proposed to amend as follows :

“And the sum of \$300 is hereby appropriated out of any money in the Treasury, not otherwise appropriated, to pay the pension, till the end of the fiscal year, ending August 31st, 1862. Adopted, and bill ordered to be engrossed.

On motion of Mr. Mills, the rule was suspended, bill read third time, and passed by the following vote :

Mr. Shannon calling for the yeas and nays.

YEAS—Messrs. Speaker, Baxter, Benevides, Branch, Buckley, Craig, Crawford, Clark, Dale Darnell, Davis, Edwards, Epperson, Flewellen, Francis, Fort, Foscue, Goodrich, Hall, Harrison of V., Z., Harrison of U., Hartley, Henderson, Hobby, Houghton, Hubbard, Lewellen, Lewis of M., Lewis of R., Lewter, Maverick, Maxey, Middleton, Mills, Mundine, Navarro, Nelson, Norton, Parker, Perry, Redgate, Redwine, Robinson, Shannon, Shelton, Short, Smith, Speights, Stewart, Taylor, Wælder, Walworth, Warfield, Waterhouse and Wrede—55.

NAYS—Messrs. Armstrong, Billingsly, Bryce, Caddell, Dickson, Harrison of C., Morris, Ross of R., Upshaw, Whitfield and Whitmore—12.

Mr. Taylor moved to reconsider the vote passing the bill granting land to Cynthia Ann Parker and her daughter.

Mr. Buckley moved to lay the motion on the table. Carried by the following vote :

Mr. Taylor calling for the yeas and nays.

YEAS—Messrs. Benevides, Branch, Buckley, Craig, Cumby, Dale, Darnell, Davis, Dennis, Dickson, Edwards, Francis, Foscue, Hall, Hubbard, Lewis of M., Lewis of R., Lewter, Middleton, Mills, Mundine, Munson, Navarro, Nelson, Parker, Perry, Redgate, Robinson, Shannon, Smith, Speights, Stewart, Walworth, Warfield and Waterhouse—35.

NAYS—Messrs. Speaker, Armstrong, Billingsly, Bryau, Caddell, Crawford, Epperson, Fort, Foscue, Harrison of C., Harrison of V. Z., Harrison of U., Hartley, Henderson, Hobby, Houghton, Lewellen, Maverick, Maxey, Morris, Norton, Owens, Redwine, Ross of R., Shelton, Short, Taylor, Upshaw, Wælder, Whitfield and Whitmore—31.

Mr. Navarro introduced a bill to protect the citizens of Texas against the inroads of incompetent professional artisans and mechanics. Read first time.

Mr. Davis moved to reject the bill. Lost.

On motion of Mr. Caddell, referred to the committee on Stock and Stock Raising.

The bill to change the name of Buchanan county, was taken up and read second time.

Mr. Davis objected to the bill as being of a local character, and the bill was ruled out by the Speaker.

Mr. Nelson moved to suspend the rule in this instance. Lost by the following vote :

Mr. Nelson calling for yeas and nays.

YEAS—Messrs. Speaker, Armstrong, Baxter, Branch, Buckley, Craig, Crawford, Cumby, Dale, Darnell, Dickson, Francis, Goodrich, Hail, Harrison of V. Z, Hartley, Hobby, Hubbard, Lewellen, Maverick, Maxey, Morris, Middleton, Mills, Munsou, Nelson, Parker, Perry, Redwine, Robinson, Shannon, Shelton, Short, Smith, Speights, Stewart, Upshaw, Walworth, Warfield and Waterhouse—40.

NAYS—Messrs. Benevides, Billingsley, Bryan, Caddell, Clark, Davis, Edwards, Epperson, Flewellen, Fort, Foscue, Harrison of C., Harrison of U., Henderson, Houghton, Lewis of M., Lewis of R., McKnight, Mundine, Owens, Redgate, Ross of R., Taylor, Wælder, Whitfield, Whitmore and Wrede—27.

A message was received from the Senate, announcing the passage of the following Senate bills:

A bill supplemental to and amendatory of an act to incorporate the Dallas Bridge Company.

And, a bill supplemental to an act making an appropriation to defray the expenses of the Convention.

On motion of Mr. Buckley, the following Senate bills, on the Speaker's stand was taken up and disposed of as indicated :

Joint resolution to pay John Marshall for printing Appendix to Gazette, containing abstract of debates of the House of Representatives.

Mr. Buckley moved to refer the bill to the committee on Printing. Lost, and bill passed to second reading.

Bill reserving certain land therein named, from location, sale or patent. Read first and second times and referred to the Judiciary committee.

Bill to further regulate proceedings in district courts. Read first and second times and referred to the Judiciary Committee. [Mr. Henderson in the Chair.]

Bill to provide for running the county lines between the counties of Cass, Titus and Marion. Ruled out as local.

Mr. Taylor of Cass, moved to suspend the rule. Lost.

Bill concerning the corporation of the town of Crockett. Ruled out of order, and the House refused to entertain it.

Bill to amend act to incorporate the Columbus Tap Railroad Company, approved second of February, 1860, was taken up.

Objection being urged against the bill,

The Speaker ruled that as the House had since the adoption of the rule, entertained similar bills, it was in order.

Mr. Mills appealed from the decision of the Chair, and called for the yeas and nays.

Mr. Branch moved to adjourn till 3 o'clock, P. M. Lost, and the House refused to sustain the Chair by the following vote :

YEAS—Messrs. Speaker, Benevides, Billingsly, Bryan, Buckley, Caddell, Craig, Cocke, Cumby, Date, Darnell, Dennis, Edwards, Flewellen, Foscue Hubbard, Lewis of R., Lewter, Morris, McKnight, Parker, Perry, Redgate, Redwine, Ross of R., Shelton, Speights, Stewart, Upshaw, Wælder, Warfield and Whitfield—33.

NAYS—Messrs. Armstrong, Baxter, Branch, Bryce, Crawford, Clark, Davis, Dickson, Epperson, Francis, Fort, Goodrich, Hall, Harrison of C., Harrison of V. Z., Harrison of U., Hartley, Henderson Hobby, Houghton, Lewellen, Lewis of M., Maverick, Maxey, Middleton, Mills, Mundine, Munson, Navarro, Nelson, Norton, Owens, Robinson, Shannon, Waterhouse and Whitmore—36.

Mr. Maxey moved to adjourn till 7 o'clock, to-night. Lost.

Bill to amend the second and third sections of an act to incorporate the Southern Cotton Press and Manufacturing Company, approved February 11th, 1860. Ruled out of order.

Bill to incorporate Galveston Turner's Association. Ruled out.

Mr. Buckley moved to adjourn till 10 o'clock, A. M., to-morrow. Carried.

HOUSE OF REPRESENTATIVES, }
Wednesday, March 27, 1861. }

House met pursuant to adjournment. Roll called—quorum present.

Journal of yesterday read and adopted.

The Speaker announced the following committee on Federal apportionment:

Messrs. Wælder, Crooks, Lewellen, Middleton, Hubbard,

Morris, Short, Bryan, Henderson, Upshaw, Munson, Stewart, Maxan, Hall, Maverick, Goodrich, Nelson, Owens, Cocke and Darnell.

Mr. Hubbard, Chairman of the committee on Slaves and Slavey, reported recommending the passage of the bill in reference to runaway slaves.

Mr. Dennis, Chairman of committee on State Affairs, reported recommending the immediate passage of the joint resolution relative to the transfer of the arms and other property seized by the State of Texas.

Mr. Billingsly presented the petition of James H. Denson. Referred to committee on Private Land Claims.

On motion of Mr. Dennis, the joint resolution relative to arms and other property seized by the State of Texas, was taken up and read second time.

(Mr. Darnell in the Chair.)

A message was received from the Senate, informing the House that the Senate had passed the following bills:

A bill to incorporate the Texas Baptist University.

A bill legalizing the certificate of Jacob Laux.

Mr. Foscue moved to recommit the bill to the committee on Judiciary. Lost.

On motion of Mr. Morris, the further consideration of the bill was postponed until and made the special order of the day for to-morrow, at 11 o'clock.

Mr. Mabry took the Constitutional oath and his seat.

Mr. Flewellen moved to reconsider the vote taken on yesterday, refusing to suspend the rule to act on the bill to change the name of Buchanan county. Lost.

A message was received from the Senate informing the House, that the Senate had passed a bill providing for the settlement of the claims of the company commanded by Capt. John Williams, in the years 1858 and 1859, and to make an appropriation to the same.

Mr. Hartley offered the following resolution:

Resolved, That the resolution passed at a former day, excluding all private and local bills from the action of this House, be confined only to bills appropriating land and money. Laid over one day for consideration.

Mr. Bryan introduced a bill to amend the second section of an act to reorganize the 15th Judicial District, and regulate the time of holding Courts therein. Read first time.

On motion of Mr. Bryan, rule suspended, bill read second time and ordered to be engrossed.

On motion of Mr. Maxey, rule further suspended, bill read third time and passed.

Mr. Harrison of V. Z., introduced a bill to amend an act entitled an act, to organize Justice's Courts, and to define the powers and jurisdictions of the same, approved Feb. 7, 1861. Read first and second times and referred to Judiciary committee.

Mr. McKnight introduced a joint resolution to adjourn *sine die*. Read first time.

Mr. McKnight moved to suspend rule, to place bill on second reading. Lost.

ORDERS OF THE DAY.

Senate's bill to authorize the County Courts of the several counties, to transfer a portion of the jury fund to the general county fund, was taken up. Read first and second times and referred to committee on State Affairs.

Senate's bill to repeal joint resolution respecting county surveyors, approved Dec. 29, 1837; was taken up, read first time and referred to committee on Public Lands.

Senate's bill to amend the first section of an act to amend the fourth section of the act of May 12, 1846; to regulate the license and practice of attorneys and counsellors at law, and to amend the second section of the act of Feb. 11, 1854; to amend the ninth and tenth section of of an act to regulate the license and practice of attorneys and counsellors at law, approved Jan. 24, 1860; was taken up, read first and second times and referred to Judiciary committee.

Senate's bill supplemental to act making an appropriation to defray the expenses of the Convention, passed 23rd of March, A. D., 1861; was taken up, read first time.

On motion of Mr. Mills, the rule was suspended, bill read second time.

On motion of Mr. Mills, the second section of the bill was stricken out and bill passed to third reading.

On motion of Mr. Parker, the rule was further suspended, bill read third time and passed.

Senate's bill to provide for the settlement of the claims of the company commanded by Capt. Jno. Williams, in the years 1858 and 1859, and to make an appropriation to pay the same, was taken up and read first time.

On motion of Mr. Wælder, the rule was suspended, bill read second time.

On motion of Mr. Ross of R., referred to committee on Finance.

Report from committee on the Judiciary, relative to the bill

to fix the time of holding Courts in the 7th Judicial District, was taken up, bill read second time and ordered to be engrossed by the following vote. Mr. Dickson calling for the yeas and nays:

YEAS—Messrs. Armstrong, Baxter, Branch, Bryce, Bryan, Clark, Cocke Cumby, Dale, Darnell, Davis, Flewellen, Francis, Foscue, Hall, Harrison of C., Hartley, Lewellen, Maverick, Maxan, Maxey, Morris, Middleton, Mills, Munson, Nelson, Norton, Redgate, Robinson, Ross of T., Shannon, Smith, Stewart, Taylor, Upshaw, Walworth Warfield, Whitfield, Whitmore and Wrede—39.

NAYS—Messrs. Billingsly, Buckley, Caddell, Dennis, Dickson, Duncan, Fort, Goodrich, Harrison of V. Z., Houghton, Lewis of R., Lewter, Mundine, Owens, Parker, Perry, Redwine, Ross of R., Shelton, Short and Speights—21.

On motion of Mr. Branch, the rule was further suspended.

On motion of Mr. Branch, the bill was so amended as to make it take effect on the first of August next.

Bill read third time and passed.

On motion the House adjourned until 3 o'clock, P. M.

3 o'clock, P. M.

House met—roll called—no quorum.

Mr. Redwine moved to adjourn until 9 o'clock, to-morrow.

Lost.

Mr. Duncan moved to adjourn until 10 o'clock, A. M., to-morrow. Lost.

Mr. Davis moved to adjourn until 9½ o'clock, A. M., to-morrow. Lost.

On motion of Mr. Whitmore, a call of the House was ordered.

Absentees.—Messrs. Baxter, Benevides, Camp, Craig, Clark, Cocke, Cumby, Dennis, Edwards, Epperson, Francis, Hall, Hartley, Henderson, Henry, Lewis of M., Mabry, Maxey, Mills, Mundine, Navarro, Nelson, Owens, Taylor and Wælder.

Messrs. Ross of R, Dickson and Parker, were excused from attendance on the House.

On motion the House adjourned until 9½ o'clock, A. M., to-morrow.

HOUSE OF REPRESENTATIVES, }
 Thursday, March, 28, 1861. }

House met pursuant to adjournment—roll called—quorum present—journal of yesterday read and adopted.

Mr. Crooks, chairman of committee on Engrossed Bills, reported correctly engrossed :

A bill to amend the second section of an act to reorganize the 15th Judicial District, and to regulate the time of holding courts therein.

Also, a bill to fix the time of holding the District Courts in the 7th Judicial District.

Mr. Hubbard, one of the committee on the Judiciary, reported a substitute for the bill to provide for the payment of physicians for medical attendance upon indigent prisoners in certain cases, and recommended its passage.

Mr. Maxan, one of the committee on the Judiciary, reported recommending the non-passage of the bill to amend Article 721, code of criminal procedure, O. & W. Digest.

Mr. Goodrich, one of the Judiciary committee, reported, recommending the passage of the bill further regulating proceedings in the District Courts.

On motion of Mr. Buckley, rule suspended, bill read second time and passed to third reading.

On motion of Mr. Buckley, rule further suspended, bill read third time and passed.

Mr. Darnell, chairman of committee on Federal Relations, reported a substitute for the joint resolution, assenting to and approving of the adoption of the constitution of the Confederate States of America, and recommended its passage.

Mr. Branch, one of the committee on the Judiciary, reported, recommending the passage of the bill to amend the fourth section of the act of May 12, 1846, to regulate the license and practice of attorneys and counselors-at-law, and to amend second section of the act of Feb, 11, 1854, to amend ninth and tenth section of the act to regulate the license of attorneys and counselors-at-law, approved Jan., 24, 1860.

On motion of Mr. Foscue, rule suspended, bill read second time and passed to third reading.

On motion of Mr. Dale, rule further suspended, bill read third time and passed.

Mr. Buckley, chairman of the committee on Judiciary, reported, recommending the indefinite postponement of the bill reserving certain lands therein named from sale, location or patent.

Also, the indefinite postponement of the bill relative to practitioners of medicine.

Mr. Stewart, chairman of committee on Finance, submitted the following report, recommending the passage of the bill authorizing a loan, and imposing a special tax to meet the principal thereof and specifying how the money arising from the loan shall be applied.

On motion of Mr. Mabry, the report was taken up, and made the special order of the day for Saturday 11 o'clock. 500 copies ordered to be printed for the use of the House.

Mr. Clark, one of the committee on Engrossed Bills, reported correctly engrossed, a bill donating land to Cynthia Ann Parker and her daughter To-Kusan Parker.

A bill granting a pension to Cynthia Ann Parker.

Mr. Duncan, one of the committee on Stock and Stock Raising, reported, recommending the indefinite postponement of the bill to protect the citizens of Texas from the inroads of incompetent professional, mechanical and other artizans, &c.

Mr. Wælder, one of the committee on the Judiciary, reported a substitute for the joint resolution, in relation to the records, &c., of the District Courts of the late United States, and recommended its passage.

On motion of Mr. Wælder, the rule was suspended report taken up and adopted.

Mr. Taylor proposed to amend as follows :

“Strike out all that refers to appointment by the Governor, and insert, Matthew Hopkins of Travis county.”

On motion of Mr. Dickson, laid on the table, and bill ordered to be engrossed.

On motion of Mr. Wælder, rule further suspended, bill read third time and passed.

Mr. Buckley, chairman of Judiciary committee, reported that the Ordinances passed by the Convention, be referred to the committee on State Affairs. Report adopted.

Mr. Short, chairman of committee on Military Affairs, reported, recommending that the resolution instructing the said committee, inquiring into the expediency of providing by law, for the organization of one or more companies of mounted men in each county, be laid on table for the present.

Mr. Dickson offered the following resolution :

WHEREAS, it has pleased God, in the dispensation of his Providence to remove by death from our midst, our worthy friend and efficient officer; Thos. P. Plaster ; therefore,
Resolved, That in the death of Thos. Plaster, the country

has lost an estimable citizen, society a worthy member, and this House a most faithful officer.

Resolved, That we have learned with the deepest regret of the death of our friend, and extend our warmest sympathies to the relatives of the deceased in their bereavement, and as a token of respect that the members and officers of this House wear the usual badge of mourning for twenty days, and that a copy of these resolutions be transmitted to the relatives of the deceased.

Resolved, as a further mark of respect that this House will attend the funeral of the deceased, this evening at four o'clock, at the State Cemetery. Unanimously adopted.

Mr. Henderson introduced a bill to repeal the act, supplementary to the act regulating elections, passed March 16, 1848, and the act to provide for the election of electors of President and Vice President of the United States, passed March 15, 1848. Read first and second times and referred to Judiciary committee.

Mr. Armstrong introduced a bill to extend the time for the return of field notes to the General Land Office. Read first and second times and referred to committee on Public Lands.

Mr. Harrison of V. Z., introduced a bill to repeal the act to adjudicate and adjust certain legal claims for land against the State, situated between the Nueces and Rio Grande rivers. Read first and second times and referred to committee on Public Lands.

ORDERS OF THE DAY.

[Mr. Mills in the Chair.]

Resolution calling upon the Comptroller for certain information, was taken up and adopted.

Resolution to confine the rule of the House, relative to local and private bills, to bills appropriating land or money, was taken up, and on motion of Mr. Redwine, laid on the table.

A message was received from the Senate, informing the House that the Senate had passed a bill to incorporate the Sherman Odd Fellows Female Institute, and had refused to agree to the House amendment to Senate bill supplemental to an act making an appropriation to defray the expenses of the State Convention.

A report from the committee on Agricultural Affairs, recommending the passage of a bill, prescribing the duties and obligations of Commission Merchants, Factors and others in certain cases, taken up, and bill read second time and ordered to be engrossed.

Rule suspended, read third time and passed.

The hour having arrived, the special order, viz :

Joint resolution to provide for the transfer of the property seized by Texas, belonging to the late United States, taken up and read second time.

Mr. Goodrich proposed to amend by inserting after the word: "move," in second section, the words: "not exceeding three." Adopted.

Mr. Hubbard, to strike out the second section. Withdrawn.

Mr. Stewart offered the following as a substitute for the section:

"Said Commissioners shall make a complete schedule of all of said property, and appraise the same, which said schedule and appraisement shall be under the oath of said Commissioners, and properly authenticated, which shall be duplicated and one of the duplicates filed in the office of the Secretary of State of this State, and the other, in case of transfer of said property, shall be delivered to the President of the Confederate States, for preservation."

Also, proposed to amend as follows:

"Sec.—The Commissioners shall also ascertain the cost and expenses of the seizure, and preservation of said property, and put the same in an authentic form for the information of this State and of the Confederate States of America.

On motion of Mr. Foscue, the bill and proposed amendments were recommitted to the committee on Judiciary.

On motion of Mr. Flewellen, the Senate's bill supplementary to the act making appropriation to defray the expenses of the Convention passed March 23, A. D., 1861, with an amendment by the House, with which the Senate refused to concur, was taken up.

Mr. Buckley moved that the House recede from its amendment. Carried by the following vote:

YEAS—Messrs. Speaker, Baxter, Benvides, Bryan, Buckley, Caddell, Craig, Clark, Cumby, Dale, Darnell, Dennis, Duncan, Dickson, Edwards, Flewellen, Foscue, Goodrich, Hall, Harrison of C., Hartley, Henderson, Houghton, Hobby, Hubbard, Lewellen, Maverick, Maxey, Morris, Munson, Parker, Perry, Redwine, Shelton, Smith, Speights, Stewart, Upshaw, Wælder, Walworth and Warfield—41.

NAYS—Messrs. Armstrong, Billingsly, Branch, Bryce, Davis, Epperson, Francis, Fort, Harrison of U., Lewis of R. Lewter, Mabry, Middleton, Mills, Mundine, Norton, Owens, Redgate, Robinson, Ross of R., Ross of T., Shannon, Taylor, Waterhouse, Whitfield, Whitmore and Wrede—27.

Report from committee on Judiciary, recommending the pas-

sage of the bill to amend Article 705 of O. & W., Digest, was taken up, bill read second time.

On motion of Mr. Hubbard, the bill was postponed and made the special order for to-morrow at 11 o'clock, A. M.

Report from Judiciary committee asking to be discharged from the consideration of the resolution, relative to the causes pending in the United States District Courts in Texas was taken up, and on motion of Mr. Hubbard laid on the table.

Report from the committee on Judiciary, recommending a substitute for the Senate's joint resolution, suspending the Geological survey, was taken up and the substitute adopted.

Mr. Henderson proposed to amend by an additional section as follows :

"Sec. 4. Be it further resolved, that all the collections heretofore made and now on deposit in the Geological Bureau, be sold by the Comptroller, and the buildings now occupied to be rented out to the highest bidder."

On motion of Mr. Foscue laid on the table by the following vote :

Mr. Henderson calling for the yeas and nays.

YEAS—Messrs. Speaker, Armstrong, Baxter, Branch, Craig, Clarke, Cocke, Dale, Francis, Foscue, Goodrich, Hall, Harrison of C., Harrison of V. Z., Harrison of U., Hartley, Henderson, Hobby, Hubbard, Maverick, Morris, Mills, Munson, Parker, Perry, Redwine, Robinson, Ross of R., Shannon, Shelton, Short, Stewart, Wælder, Walworth, Warfield, Waterhouse, Whitfield, and Wrede—38.

NAYS—Messrs. Benevides, Billingsly, Bryan, Buckley, Caddell, Davis, Dickson, Edwards, Epperson, Flewellen, Fort, Houghton, Lewellen, Lewis of R., Lewter, Mabry, McKnight, Maxey, Mundine, Norton, Owens, Redgate, Speights, Taylor, Upshaw and Whitmore—26.

Mr. Stewart proposed to amend by an additional section. Adopted by the following vote :

Mr. Stewart calling for the yeas and nays.

YEAS—Messrs. Benevides, Billingsly, Branch, Bryce, Bryan, Buckley, Craig, Clark, Cocke, Darnell, Davis, Dickson, Edwards, Epperson, Flewellen, Fort, Henderson, Hobby, Hubbard, Lewellen, Lewis of R., Lewter, Mabry, Morris, McKnight, Middleton, Mundine, Munson, Parker, Redgate, Robinson, Shannon, Speights, Stewart, Taylor, Upshaw, Walworth, Warfield and Wrede—39.

NAYS—Messrs. Speaker, Armstrong, Baxter, Caddell, Dale, Dennis, Francis, Foscue, Goodrich, Hall, Harrison, of C., Har-

riſon of U., Harrison of V.Z., Houghton, Maverick, Maxey, Mills, Norton, Owens, Perry, Redwine, Ross of R., Shelton, Short, Wælder, Waterhouse and Whitmore—28.

On motion of Mr. Taylor,, the bill was recommitted to the committee on Retrenchment and Reform.

On motion the House adjourned, till 7½ o'clock, P. M.

7½ O'CLOCK, P. M.

House met—roll called—no quorum.

Mr. McKnight moved to excuse Mr. Benevides from the House. Carried.

A quorum being present.

The report from the Judiciary committee, recommending that the bill to amend the 1126 Article of O. & W., Digest, was taken up and adopted.

Report from the Judiciary committee recommending the non-passage of the bill, to authorize the county courts of Upshur and numerous other counties, to regulate the pay of Sheriffs' therein in certain cases, was taken up.

Mr. Hall moved to lay the report on the table. Lost.

On motion of Mr. Taylor, the main question was ordered, which being on the adoption or rejection of the report, the House rejected the report by the following vote :

Mr. Crawford calling for the yeas and nays.

YEAS—Messrs. Bryce, Bryan, Dale, Darnell, Epperson, Francis, Foscue, Harrison of C., Harrison of U., Henry, Hobby, Houghton, Hubbard, Lewis of R., Manly, Maxey, Mundine, Munson, Parker, Redwine, Ross of T., Shelton, Stewart, Taylor and Warfield—25.

NAYS—Messrs. Speaker, Armstrong, Baxter, Branch, Buckley, Caddell, Craig, Crawford, Crooks, Clark, Cumby, Davis, Dennis, Edwards, Flewellen, Fort, Goodrich, Hall, Lewellen, Lewter, Maverick, Morris, McKnight, Middleton, Nelson, Norton, Perry, Robinson, Ross of R., Shannon, Smith, Speights, Upshaw, Waterhouse, Whitfield and Whitmore—37.

On motion of Mr. Taylor, the county of Fannin was added to the bill.

Mr. Nelson proposed to amend by adding the counties of Bosque, Erath, Palo Pinto, Hamilton, Comanche, Lampasas, Coryell, McLennan, Bell, Buchanan, Eastland, Matagorda, Wharton, Tyler, Liberty, Polk, Brazoria, Goliad and Karnes, to the bill.

Mr. Armstrong moved to adjourn until to-morrow 9 o'clock, A. M. Lost.

On motion of Mr. Dale the county of Washington was added to the bill.

Mr. Crooks moved to add Smith and Anderson counties to the bill.

Mr. Clark moved to lay the amendment on the table. Lost.

On motion the House adjourned till 9½ o'clock, A. M., to-morrow.

HOUSE OF REPRESENTATIVES, }
Friday, March 29, 1861. }

House met pursuant to adjournment—roll called—quorum present. Journal of yesterday read and adopted.

A communication from the Hon. John H. Manley, tendering his resignation as a member of the House, was taken from the Speaker's stand. Read and referred to the Secretary of State.

Mr. Harrison of V. Z., one of the committee on Public Lands reported recommending that the bill to amend the act to reorganize the Court of Claims and to extend the time for the presentation of claims for land against the Republic or State of Texas, approved February 7th, 1860, be laid on the table.

Mr. Shannon, one of the committee on Public Lands reported recommending that the bill to receive 10 per cent warrants for land dues, be referred to the Committee on Finance, and report adopted.

Also reported recommending the passage of the bill authorizing the patenting of lands not made in a square.

Also reported a substitute for the bill granting to settlers on the alternate sections of land belonging to the State in the Memphis, El Paso and Pacific Railroad Reserve, pre-emption privileges, and recommended its passage.

Mr. Munson, one of committee on the Judiciary reported recommending the indefinite postponement of the two petitions of sundry citizens of Guadalupe county.

Mr. Taylor of Fannin offered the following resolution:

WHEREAS, a large amount of property and money lately belonging to the United States, has been seized by the State of Texas and whereas in a final adjustment of accounts between the United States and the State of Texas, it will be essential to the settlement thereof that there should be no difficulty on account of want of information thereof. Therefore be it

Resolved, That the committee on State Affairs, be instructed to enquire, 1st. What amount of property has been seized by the State of Texas. 2nd. Of what description. 3rd. What amount of money. 4th. In whose possession said property now is. 5th. By what authority it is held, and what security the State now has for the security and safe keeping of the same, and report to this House at as early a day as possible, and be it *further resolved*, that in the opinion of the committee, the safe keeping of the property is not provided for, the committee be instructed to report a bill for that purpose.

On motion of Mr. Dennis, the words "State Affairs" was stricken out and "Judiciary" inserted and resolution adopted.

Mr. Mabry introduced a bill to authorize the sale of judgments in certain cases. Read first and second times and referred to Judiciary committee.

Mr. Stewart introduced a bill to amend the 3rd section of an act entitled an act amendatory of the laws to raise revenue by direct taxation, approved February 16th, 1858. Read first and second times and referred to the committee on Finance.

Mr. Clark introduced a bill to modify the provisions of an act of 30th of January, 1854, granting lands to railroads. Read first and second times and referred to committee on Internal Improvements.

ORDERS OF THE DAY.

The question pending when the House adjourned last night, viz:

Mr. Crook's amendment to Mr. Nelson's amendment to a bill to allow the county courts of certain counties to regulate the pay of Sheriffs in certain cases, was taken up, and Mr. Crook's amendment laid on the table, and Mr. Nelson's amendment adopted.

On motion of Mr. Dennis, Washington county was stricken from the bill.

Mr. Hobby moved to add Live Oak, Bee, Nueces, San Patricio and Refugio. *Adopted.

Mr. Francis moved to strike out all counties except Nacogdoches.

Mr. Francis moved to lay the amendments on the table. Carried.

Mr. Crooks moved to lay the bill on the table. Lost.

On motion of Mr. Fort, the counties of Austin, Upshur and Denton were stricken from the bill.

On motion of Mr. Wrede, Gillespie county was added to the bill.

On motion of Mr. Lewis of R., Milam county was added to the bill.

On motion of Mr. Wælder, Madina, Uvalde, Kerr and Bandera, were added to the bill.

Mr. Maxey moved to add Galveston and Hidalgo counties to the bill.

Mr. Fort moved to lay the amendment on the table. Lost and amendment adopted.

On motion of Mr. Mills, the vote was reconsidered and amendment withdrawn.

Mr. Shelton proposed to amend by striking out "\$200 00."

On motion of Mr. Buckley, the amendment was laid on the table.

Mr. Maxan moved to strike out Polk county. Lost.

On motion of Mr. Nelson, the main question was ordered and bill ordered to be engrossed.

Mr. Buckley moved to suspend rule, and place bill on final reading. Lost.

Mr. Davis offered the following resolution :

WHEREAS, The State of Texas presents the anomalous spectacle of two persons, each claiming the right and holding it his duty to exercise the functions of Governor. Wherefore and whereas the validity of the acts of the Legislature itself is dependent upon their receiving the sanction of the legal and constitutional Executive and whereas, no citizen of the State of Texas should be left to conjecture or supposition as to who is rightfully the Chief Executive thereof. Therefore

Resolved, That the committee on the Judiciary be required to enquire into and report to this House, in whose hands repose at this time the legal and constitutional duties and functions of Governor of the State, together with the facts and reasoning on which rests their conclusions relative to the enquiry herein made.

On motion of Mr. Stewart the resolution was rejected.

The resolution calling upon the Comptroller for information was taken up.

Mr. Shelton moved to amend as follows :

"Also the amount of interest due and unpaid upon any money loaned by the State to Railroads and from what companies such interest is due," accepted and the resolution adopted.

Report from Judiciary committee recommending the indefinite postponement of the bill providing for stay and execution of existing judgment on debts due by contract, or for damages arising from breach of contract, was taken up and adopted.

Mr. Ross of Rusk, by permission offered the following resolution.

Resolved, That the Committee on Military Affairs, be instruc-

ted to enquire into the condition of the public arms of this State; their number and description; their distribution if distributed, and if any legislation may be necessary to increase their number or their efficiency by repairs, and report by bill or otherwise. Adopted.

Mr. Branch, one of the committee on Enrolled bills reported correctly engrossed and properly signed, a bill granting a pension to William H. Anderson.

Also, a bill making an appropriation to defray the expenses of the Convention, passed March 23rd, A. D., 1861, and that the same have been presented to the Governor for his signature and approval.

Mr. Crooks, chairman of the committee on Engrossment reported correctly engrossed, a bill prescribing the duties and obligation in certain cases of commission merchants, factors and others.

The hour having arrived the special order, to-wit :

A bill to amend article 705 of Oldham and White's Digest together with the report of the Judiciary was taken up.

[Mr. Dennis in the chair.]

Mr. Hubbard offered a substitute for the bill.

Mr. Hubbard moved to recommit the bill to the committee on the Judiciary. Carried.

Mr. Mabry introduced a bill to amend an act entitled an act to reorganize the Court of Claims, and to extend the time for the presentation of claims for land against the Republic or State of Texas. Read first and second times and referred to Judiciary committee.

A message was received from the Senate informing the House that the Senate had passed the following House bill.

A bill making an appropriation to pay John Marshall for certain services and had amended and passed the House bill to attach the unorganized counties of Wichita, Wilbarger, Hardeeman and Greer to the county of Clay, so as to form one Land District, with amendment.

Also had passed the following Senate's bills:

A bill in relation to the school fund derivable from taxation under the provisions of the 2nd section of the 10th article of the Constitution of the State.

Also, had passed the Senate's bill to attach the county of Edwards to the county of Uvalde for Judicial and other purposes until organized.

Bill to provide for the approval of bonds in certain cases herein

specified was taken up. Read second time and ordered to be engrossed.

Mr. Goodrich moved to suspend the rule and place bill on its final reading. Lost.

On motion of Mr. Flewellen, the joint resolution assenting to and approving of the adoption of the Constitution of the Confederate States of America, with report from the committee on Federal Relations, recommending a substitute was taken up and the substitute adopted.

Mr. Davis proposed to amend by striking out the proviso.

Mr. Nelson proposed to amend as follows :

Strike out "nevertheless that," and strike out "retains" and insert "having." Adopted by the following vote :

Mr. Davis calling for the yeas and nays.

YEAS—Messrs. Speaker, Baxter, Benevides, Billingsly, Buckley, Caddell, Craig, Cocke, Cumby, Dale, Darnell, Dennis, Dickson, Duncan, Edwards, Flewellen, Francis, Fort, Foscue, Goodrich, Hall, Harrison of C., Harrison of V. Z., Harrison of U., Henderson, Hobby, Hubbard, Lewter, Mabry, Maxan, Maxey, Morris, Mills, Munson, Nelson, Parker, Perry, Redwine, Robinson, Ross of R., Ross of T., Shannon, Shelton, Short, Smith, Speights, Upshaw, Wælder, Walworth, Warfield, Waterhouse, Whitfield and Wrede—53.

NAYS—Messrs. Armstrong, Branch, Bryce, Bryan, Clark, Davis, Epperson, Hartley, Houghton, Lewellen, McKnight, Mundine, Norton, Stewart and Whitmore—15.

Mr. Hartley offered the following as a substitute for the resolution and amendments:

Resolved, That while we acquiesce in the adoption of the permanent Constitution of the Confederate States by the Convention, we believe that an issue of so much moment should have been submitted to a vote of the people.

On motion the House adjourned till 7½ o'clock, P. M.

7½ o'clock, P. M.

House met—roll called—quorum present.

On motion of Mr. Hubbard, Mr. Armstrong was excused from attendance on the House to-night.

The bill and substitute pending when the House adjourned was taken up.

Mr. Upshaw moved the previous question, which was seconded, the question being shall the main question be now put, the House ordered it by the following vote:

Mr. Buckley calling the yeas and nays.

YEAS—Messrs. Speaker, Baxter, Billingsly, Bryan, Buckley, Caddell, Craig, Crawford, Cocke, Cumby, Dale, Darnell, Dennis, Edwards, Flewellen, Francis, Fort, Foscue, Goodrich, Hall, Hobby, Hubbard, Maverick, Maxey, Morris, Nelson, Parker, Perry, Redwine, Robinson, Ross of R., Ross of T., Smith, Speights, Stewart, Taylor, Upshaw, Wælder, Walworth, Warfield and Whitfield—40.

NAYS—Messrs. Branch, Bryce, Crooks, Clark, Dickson, Duncan, Epperson, Hartley, Henry, Houghton, Lewis of R., Mabry, McKnight, Middleton, Mundine, Norton, Owens, Redgate, Shannon, Shelton, Short, Waterhouse, Whitmore and Wrede—24.

Mr. Taylor moved to reconsider the vote just taken, ruled out of order by the Speaker, as the rules forbid any motion after the main question had been ordered.

The question being on the engrossment of the bill, the same was put and the bill ordered to be engrossed by the following vote :

Mr Buckley calling for the yeas and nays.

YEAS—Messrs. Speaker, Baxter, Billingsly, Bryan, Buckley, Caddell, Craig, Crawford, Clark, Cocke, Cumby, Dale, Darnell, Dennis, Dickson, Edwards, Flewellen, Francis, Fort, Foscue, Goodrich, Hall, Hobby, Houghton, Hubbard, Maverick, Maxey, Morris, Nelson, Parker, Perry, Redwine, Robinson, Ross of R., Ross of T., Smith, Speights, Stewart, Upshaw, Wælder, Walworth, Warfield and Whitfield—43.

NAYS—Messrs. Branch, Bryce, Crooks, Davis, Duncan, Epperson, Hartley, Henry, Lewellen, Mabry, McKnight, Middleton, Mundine, Norton, Ownes, Redgate, Shannon, Shelton, Short, Taylor, Waterhouse, Whitmore and Wrede—23.

On motion the House adjourned till 9½ o'clock, A. M., tomorrow.

HOUSE OF REPRESENTATIVES, }
Saturday, March 30, 1861. }

House met pursuant to adjournment—roll called—quorum present. Journal of yesterday read and adopted.

The resignation of Robert Cotter, Assistant Sergeant-at-arms, was taken from the Speaker's stand, and accepted.

By permission, Mr. Buckley offered the following resolution:

Resolved, That the Speaker be authorized to appoint some

suitable person to act as Assistant Sergeant-at-arms, to fill the vacancy caused by the resignation of Robert Cotter.

Mr. Dale moved to lay the resolution on the table. Lost, by the following vote:

YEAS—Messrs. Caddell, Craig, Crooks, Cumby, Dale, Darnell, Edwards, Epperson, Foscue, Harrison of C., Harrison of U., Mabry, Maverick, Maxey, Mills, Parker, Perry, Redwine, Ross of R., Ross of T., Speights, Stewart, Taylor, Wælder, Whitfield and Wrede—27.

NAYS—Messrs. Armstrong, Baxter, Benevides, Billingsly, Branch, Bryce, Bryan, Buckley, Crawford, Clarke, Cocke, Davis, Dennis, Dickson, Duncan, Flewellen, Fort, Goodrich, Harrison of V. Z., Hartley, Houghton, Hubbard, Lewellen, Lewis of R., Maxan, McKnight, Mundine, Nelson, Owens, Redgate, Robinson, Shannon, Shelton, Short, Smith, Upshaw, Walworth, Whitmore and Waterhouse—40.

Mr. Stewart proposed to amend, by striking out "some person," and insert "Wilson Randle."

Mr. Francis moved to indefinitely postpone the resolution. Lost by the following vote; Mr. Francis calling for the yeas and nays:

YEAS.—Messrs. Billingsly, Bryce, Caddell, Craig, Crawford, Crooks, Clark, Cumby, Dale, Darnell, Davis, Edwards, Epperson, Flewellen, Francis, Foscue, Harrison of C., Harrison of U., Houghton, Lewis of R., Mabry, Maverick, Morris, Middleton, Mills, Munson, Perry, Redwine, Ross of R., Speights, Stewart, Taylor, Upshaw, Whitfield, Whitmore and Wrede—36.

NAYS—Messrs. Armstrong, Baxter, Benevides, Branch, Bryan, Buckley, Cocke, Dennis, Dickson, Duncan, Fort, Goodrich, Hall, Harrison of V. Z., Hartley, Hubbard, Lewellen, Maxan, Maxey, McKnight, Mundine, Nelson, Owens, Parker, Redgate, Robinson, Ross of T., Shannon, Shelton, Short, Smith, Wælder, Walworth and Warfield—36.

Mr. Taylor offered the following resolution:

Resolved, That the House now proceed to the election of Messenger. Adopted, and,

On motion of Mr. Foscue, the resolution was postponed till the fourth day of July, 1861.

On motion, Messrs. Navarro and Lewter were excused from attendance on the House.

Mr. Lewellen presented the remonstrance of sundry citizens of Collin county. Referred to committee on County and County Boundaries.

On motion of Mr. Redwine, Messrs. Lewellen, Crawford and

Maverick were added to the committee on Retrenchment and Reform.

Mr. Buckley, chairman of the committee on Judiciary, reported a substitute for the bill to validate the official acts of Commissioners, and other officers, appointed by the State of Texas to take depositions, and do other official acts, in the various States lately composing the late United States of America, and to continue them in office until further provided for, and recommended its passage.

On motion of Mr. Buckley, the rule was suspended, the report taken up and adopted, bill read second time, and ordered to be engrossed.

On motion of Mr. Buckley, the rule was further suspended, bill read third time, and passed.

Mr. Crooks, chairman of committee on Engrossed Bills, reported correctly engrossed the following bills:

A bill to authorize the County Courts of certain Counties to levy a certain tax. Also,

A bill to provide for the Approval of Bonds in certain cases. Also,

A Joint Resolution concerning the Records, etc., of the District Courts of the late United States.

Mr. Walworth, one of the committee on Public Lands, reported, recommending the indefinite postponement of the bill, and substitute, to Reduce the price of Public Lands.

Mr. Goodrich, one of the committee on the Judiciary, reported a bill to amend article 378 of Oldham and White's Digest, and recommended its passage.

[Mr. Hubbard in the chair.]

Mr. Goodrich moved to suspend the rule. Lost.

Mr. Stewart, chairman of the committee on Finance, reported the indefinite postponement of the bill to change article 1065 and 1066, sections 1 and 2 of Oldham and White's Digest.

Mr. Stewart, chairman of committee on Finance, reported the Senate's bill providing for the settlement of the claims of the Company commanded by Captain John Williams, in the years 1858 and 1859, and to make appropriation to pay the same, back to the House for their action, without recommendation either for or against.

On motion of Mr. Nelson, rule was suspended, bill read second time, and passed to third reading.

On motion of Mr. Wælder, the rule further suspended, the bill read third time, and passed by the following vote; Mr. Shelton calling for the yeas and nays:

YEAS—Messrs. Armstrong, Benevides, Billingsly, Branch, Bryce, Bryan, Buckley, Craig, Crawford, Crooks, Clark, Cocke, Darnell, Davis, Duncan, Edwards, Goodrich, Hall, Harrison of C., Harrison of V. Z., Harrison of U., Hartley, Henry, Hobby, Houghton, Hubbard, Lewis of R., Mabry, Maverick, Maxan, Maxey, Morris, Middleton, Mills, Mundine, Nelson, Norton, Owens, Parker, Perry, Redgate, Robinson, Shannon, Smith, Speights, Stewart, Upshaw, Wælder, Warfield, Waterhouse, Whitfield and Wrede—52.

NAYS—Messrs. Dale, Dickson, Francis, Fort, Foscue, Redwine, Ross of R., Shelton, Taylor and Whitmore—10.

A message was received from the Senate, informing the House that the Senate had passed the following House bills:

A bill to fix the time for holding the District Courts in the Seventh Judicial District.

And a bill to amend the second section of an act to reorganize the Fifteenth Judicial District, and regulate the time of holding courts therein.

Also, the following Senate's bills:

A bill concerning contested elections of Judges of the District Courts.

A bill to authorize, and require, the Commissioner of the General Land Office to Patent Surveys out of their regular order.

A bill to refund the expenses, and to pay for the services, of S. P. Hollingsworth and Captain John G. Todd, as Special Messengers from the Convention to the Congress of the Confederate States, at Montgomery, Alabama.

A bill to authorize, and require, all Forced Sales of Real Estate and Negroes, and Sales of Real Estate or Negroes, made by executors or administrators in the County of Nueces, to be made at the front door of La Retama House, in the City of Corpus Christi.

Also, a bill to amend the act supplemental to an act to Regulate Estrays, approved February 5, 1860.

Mr. Maxey, one of the committee on Enrolled Bills, reported correctly enrolled—

Bill making Appropriation to pay John Marshall for certain services, and that the same was properly signed, and had been presented to the Governor for his signature and approval.

Mr. Mills moved to take up the Senate's bill relative to Estrays. Lost.

Mr. Redwine, chairman, on the part of the House, on Retrenchment and Reform, reported a joint resolution in relation to the Penitentiary, and recommended its passage.

Also reported, recommending the passage of a joint resolution, suspending the Geological Survey, with an amendment to come in at the end of the first section:

“And the State Geologist is required to prepare for publication a full report of his investigations, for which purpose he is continued until the 1st day of July, 1861, and no longer. Upon going out of office, the State Geologist shall turn over to the Secretary of State all specimens, minerals, chemicals, apparatus, etc.; whose duty it shall be to have the same preserved for the benefit of the State.

Mr. Mabry, chairman of committee on Enrolled Bills, reported the following correctly enrolled:

A bill relative to attorneys at law;

And a bill relative to further regulating Proceedings in the District Courts; and that the same had been presented to the Governor for his signature.

Mr. Hartley introduced a bill providing for the Pay of the Current Expenses of the Revenue Cutter Dodge. Read first and second times, and referred to committee on Federal Relations.

Mr. Craig introduced a bill to amend the act authorizing and requiring the County Courts to Regulate Roads, appoint Overseers, etc. Approved February 8, 1858. Read first and second times, and referred to committee on Judiciary.

Mr. Billingsly offered the following resolution:

Resolved, That the funeral expenses of the late Captain T. P. Plaster, door-keeper of the House of Representatives, be paid out of the contingent expenses of the House of Representatives, and that the Chief Clerk of the House is hereby authorized, and required, to approve said accounts, and the Treasurer to pay the same. Referred to committee on State Affairs.

The hour having arrived, the special order, to wit, the report from committee on Finance, recommending the passage of the bill Authorizing a Loan, and imposing a Specific Tax to meet the principal and interest thereof, and specifying how the money arising from the loan shall be applied.

On motion of Mr. Hubbard, the House went into committee of the whole on the bill.

Committee rose, reported progress, and asked leave to sit again.

On motion of Mr. Hubbard, the words “either in the Confederate States of America or in the United States of America,” in the third section, was stricken out.

A message was received from his Excellency the Governor.

Mr. Francis moved to postpone the bill, for the present, and take up the Governor's message. Lost.

On motion, the House adjourned till nine o'clock, Monday morning.

HOUSE OF REPRESENTATIVES, }
Monday, April 1, 1861. }

House met pursuant to adjournment. Roll called—quorum present.

Journal of Saturday read and adopted.

On motion of Mr. Davis, the following message from his Excellency, the Governor, was taken from the Speaker's stand and read.

On motion of Mr. Flewellen, 5000 copies of the Governor's message was ordered to be printed.

Mr. Bryan presented the memorial of certain citizens of Hardin county. Referred to committee on County and County Boundaries.

Mr. Norton presented the petition of sundry citizens of Kaufman county. Referred to committee on Education.

Mr. Maverick presented the petition of N. A. Mitchell and others. Referred to committee on Internal Improvements.

Mr. Buckley, Chairman of committee on the Judiciary, reported a substitute for the joint resolution relative to the transfer of arms and munitions of war lately seized by Texas, to the Confederate States, and recommended its passage.

On motion of Mr. Buckley, the rule was suspended, report taken up.

Mr. Buckley asked and obtained leave to withdraw the report.

Mr. Dennis, Chairman of committee on State Affairs, reported recommending the passage of the joint resolution concerning Iron Foundries in this State.

Also reported, recommending the passage of the Senate's bill to authorize the County Courts of the several counties to transfer portions of the jury fund to the general county fund.

Mr. Henderson offered the following resolution:

Resolved, That the Finance committee be instructed to report by bill an amendment to section eight, of an act to provide for the assessment and collection of taxes, approved Feb. 11, 1850; so that each citizen of Texas may give in his lands for taxation in the county of his residence. Referred to committee on Finance.

Mr. Mills introduced a joint resolution, proposing an amendment to the State Constitution. Read first and second times.

Mr. Buckley introduced a bill supplementary to the act to provide for the investment of the Special School Fund, in the bonds of railroad companies incorporated by the State, passed Aug. 13, 1856; read first and second times and referred to committee on Internal Improvements.

Also introduced a bill to amend the act of limitations, approved Feb. 5, 1860. Read first and second times and referred to Judiciary committee.

Mr. Lewellen introduced a bill supplementary to the supplementary act to ascertain what land certificates have been illegally issued by the County Courts of counties in Peters' Colony, and to provide for issuing patents on such of said certificates as are legal. Read first and second times and referred to Judiciary committee.

ORDERS OF THE DAY.

The bill authorizing a State loan, with an amendment pending when the House adjourned, was taken up.

On motion of Mr. Henderson, the amendment was laid on the table by the following vote. Mr. Davis calling for the yeas and nays:

YEAS—Messrs. Armstrong, Benevides, Buckley, Craig, Crawford, Cumby, Dale, Darnell, Dennis, Dickson, Duncan, Frewellen, Francis, Fort, Hall, Harrison of C., Harrison of V. Z., Harrison of U., Henderson, Lewter, Maxan, Maxey, Mills, Munson, Parker, Perry, Robinson, Ross of T., Shannon, Shelton, Smith, Speights, Stewart, Wælder, Walworth, Warfield, Waterhouse and Whitfield—38.

NAYS—Messrs. Speaker, Baxter, Branch, Bryce, Bryan, Clark, Cocke, Davis, Edwards, Epperson, Goodrich, Henry, Hobby, Hubbard, Lewellen, Lewis of R., Maverick, Morris, McKnight, Middleton, Mundine, Navarro, Nelson, Owens, Redgate, Redwine, Ross of R., Short, Upshaw and Whitmore—30.

Mr. Munson offered a substitute for the bill.

(Mr. Shannon in the Chair.)

On motion of Mr. Henderson, the substitute was laid on the table.

Mr. Clark moved to reconsider the vote passing bill to amend 71st and 92nd sections of an act to regulate proceedings in the District Courts.

On motion of Mr. Dennis, further consideration of the motion was postponed until to-morrow, at 11 o'clock.

Mr. Henderson moved to reconsider the vote adopting the report of committee on Finance, on the bill relative to jury fund and that its consideration be postponed until to-morrow. Carried.

Mr. Redwine offered a substitute for the third section of the bill before the House.

Mr. Darnell offered the following as a substitute for the amendment:

Provided however, that should said bank bills or coupons be negotiated for bank bills, the terms of said negotiation shall be such that said bank bills may be given in payment on said bonds or coupons, lost by the following vote. Mr. Fort calling for the yeas and nays:

YEAS—Messrs. Armstrong, Benevides, Buckley, Crawford, Dale, Darnell, Davis, Dickson, Duncan, Epperson, Flewollen, Harrison of C., Harrison V. Z., Harrison of U., Henderson, Houghton, Lewellen, Lewis of R., Maxan, Maxey, McKnight, Mills, Perry, Ross of T., Shannon, Shelton, Speights, Stewart, Whitfield and Wrede—30.

NAYS—Messrs. Speaker, Baxter, Bryce, Bryan, Caddell, Craig, Clark, Cocke, Cumby, Edwards, Francis, Fort, Foscue, Goodrich, Hall, Hartley, Hobby, Hubbard, Maverick, Morris, Middleton, Mundine, Munson, Nelson, Norton, Owens, Parker, Redgate, Redwine, Robinson, Ross of R., Short, Smith, Taylor, Wælder, Walworth, Warfield, Waterhouse and Whitmore—39.

Mr. Hartley offered a substitute for the amendment.

On motion of Mr. Henderson, laid on the table.

Mr. Taylor moved to lay the pending amendment on the table; lost by the following vote. Mr. Fort calling for the yeas and nays.

YEAS—Messrs. Armstrong, Bryce, Crawford, Darnell, Duncan, Flewollen, Hobby, Lewis of R., Lewter, Maverick, Maxan, Maxey, Mills, Mundine, Perry, Ross of T., Short, Speights, Stewart, Walworth and Waterhouse—22.

NAYS.—Messrs. Speaker, Baxter, Benevides, Bryan, Caddell, Craig, Clark, Cocke, Cumby, Dale, Davis, Dickson, Epperson, Francis, Fort, Foscue, Goodrich, Hall, Harrison of C., Harrison of V. Z., Harrison of U., Hartley, Henderson, Houghton, Hubbard, Lewellen, Morris, McKnight, Middleton, Munson, Navarro, Nelson, Norton, Owens, Parker, Redgate, Redwine, Robinson, Ross of R., Shannon, Shelton, Smith, Upshaw, Wælder, Warfield, Whitfield and Whitmore—47.

The substitute was adopted.

Mr. Darnell proposed to amend as follows:

" Provided that the said bonds shall not be sold for more than 10 per cent. discount."

Mr. Fort proposed to amend the amendment as follows:

" Provided that said bonds cannot be sold at par, the Comptroller shall exercise his discretion with the consent of the Governor, as to whether he will sell them or not."

On motion of Mr. Nelson, the main question was ordered and the bill ordered to be engrossed by the following vote:

YEAS—Messrs. Speaker, Armstrong, Benevides, Branch, Bryan, Buckley, Caddell, Crawford, Clark, Cocke, Cumby, Dale, Davis, Dennis, Dickson, Duncan, Flewellen, Francis, Fort, Foscue, Goodrich, Hall, Harrison of C., Harrison of U., Hartley, Henderson, Hobby, Houghton, Lewis of R., Maxan, Maxey, Mills, Navarro, Nelson, Parker, Redwine, Robinson, Ross of R., Ross of T., Shannon, Shelton, Speights, Stewart, Upshaw, Wælder, Walworth, Warfield, Waterhouse and Whitfield—49.

NAYS—Messrs. Baxter, Bryce, Craig, Darnell, Edwards, Epperson, Harrison of V. Z., Lewellen, Lewter, Morris, Middleton, Mundine, Munson, Norton, Owens, Redgate, Taylor and Whitmore—18.

On motion of Mr. Nelson, the rule was suspended, bill read third time.

Mr. Hartley proposed to amend as follows:

" SEC. 9. The die upon which the bonds and coupons are struck off, shall thereupon be destroyed, in the presence of the Governor and Comptroller."

" SEC. 10. Five thousand dollars, or so much thereof as may be necessary, is hereby appropriated to defray the expenses incurred in carrying out this bill." Adopted.

Mr. Morris proposed to amend as follows:

" SEC. 3. First line after " Comptroller" insert " with the advice and consent of the Governor." Lost.

Mr. Munson moved to strike out all after the words " marks" in third line eighth section. Lost.

On motion of Mr. Hartley, the main question was ordered and the bill passed by the following vote:

YEAS—Messrs. Speaker, Armstrong, Benevides, Bryan, Buckley, Caddell, Craig, Crawford, Clark, Cocke, Cumby, Dale, Davis, Dennis, Dickson, Flewellen, Francis, Fort, Goodrich, Hall, Harrison of C., Harrison of U., Hartley, Henderson, Hobby, Houghton, Hubbard, Lewis of R., Maxan, Maxey, Morris, Mills, Navarro, Nelson, Parker, Perry, Redwine, Robinson, Ross of R., Ross of T., Shannon, Shelton, Short, Speights, Smith, Stewart, Upshaw, Wælder, Walworth, Warfield, Waterhouse and Whitfield—49.

NAYS—Messrs. Baxter, Bryce, Darnell, Edwards, Epperson, Harrison of V. Z., Lewellen, Lewter, Maverick, McKnight, Middleton, Mundine, Norton, Owens, Redgate, Taylor and Whitmore—19.

Mr. Fort moved to reconsider the vote and to lay that motion to reconsider on the table. Carried.

Mr. Henderson introduced a joint resolution, to amend the State Constitution. Read first and second times and referred to committee on Judiciary.

On motion the House adjourned till 7½ o'clock, P. M.

7½ o'clock, P. M.

House met. Roll called—no quorum present.

On motion of Mr. Davis, a call of the House was ordered.

Messrs. Lewis of M., Nelson, Lewter and Mabry, were excused from attendance on the House, for to-night, on account of indisposition.

Absentees:—Messrs. Benevides, Cocke, Duncan, Flewellen, Hall, Henderson, Henry, Maverick, Maxan, Mills, Munson, Nelson, Redgate and Short.

A quorum appearing, the call was suspended.

Mr. Buckley, Chairman of committee on Judiciary, by permission, reported a substitute for the joint resolution relative to the property seized by Texas from the late Government of the United States.

On motion of Mr. Buckley, rule suspended, report taken up.

Mr. Hubbard proposed to amend as follows:

“Said person so appointed by the Governor, shall receive the same mileage and *per diem* pay as is paid to members of the Legislature, for the time required and service rendered by him in perfecting said transfer. Adopted.

Mr. Hartley proposed to amend as follows:

“Strike out all between “receive” and “for the time,” and insert “\$—— per month.”

Mr. Morris moved the previous question. Lost.

Mr. Wælder offered the following as a substitute for the amendment:

“Said person so appointed by the Governor, shall receive \$5,00 for each day spent by him in the service of the State, and the same mileage which is paid to members of the Legislature, the mileage to be calculated by the ordinary routes in traveling from one post to another.” Adopted.

Mr. Morris proposed to amend as follows:

Strike out all in reference to pay and mileage, and insert "the pay, rations and perquisites allowed to assistant Quarter-Master, with the rank of Captain in the United States army."

Mr. Maxey moved to lay the amendment on the table. Carried by the following vote. Mr. Morris calling for the yeas and nays:

YEAS—Messrs. Speaker, Armstrong, Billingsly, Branch, Bryce, Buckley, Caddell, Craig, Crawford, Crooks, Clark, Cocke, Cumby, Dale, Darnell, Davis, Dennis, Epperson, Fort, Goodrich, Hall, Harrison of V. Z., Harrison of U., Hobby, Hubbard, Jewellen, Lewis of R., Maverick, Maxey, Mundine, Norton, Owens, Parker, Robinson, Ross of T., Shannon, Shelton, Smith, Stewart, Upshaw, Wælder, Walworth, Warfield, Waterhouse and Whitfield—44.

NAYS—Messrs. Baxter, Edwards, Francis, Foscue, Harrison of C., Hartley, Maxan, Morris, McKnight, Middleton, Perry, Redwine, Speights, Taylor and Whitmore—15.

Mr. Maxan proposed to amend the amendment as follows:

"1st.—The agent of the State of Texas, shall keep a true and correct account of the travelling expenses, incurred by him in the fulfillment of his duties, which shall be paid him by the Treasurer, on oath, made by him to the correctness of his accounts."

"2nd.—The agent aforesaid shall receive a commission of five cents on the \$100 00, on the value of the property transferred by the State to the Confederate States, as per inventory and appraisal agreed to by him, as a compensation for his services."

On motion of Mr. Francis, laid on the table.

Mr. Stewart proposed the following as a substitute:

"The person so appointed by the Governor, shall receive mileage at the rate of twenty cents per mile, for every mile actually traveled in going to and returning from the several localities of the property to be delivered, and the sum of five dollars *per diem* for the time he is stationary in the discharge of the duties of his appointment. The said agent of the State shall have authority to appoint two assistant appraisers, and they, together with himself, shall appraise all the property so delivered, and he shall swear them to the appraisal, and shall also swear to the same himself, before any competent authority, and file the same in the office of the Secretary of State. Said two assistant appraisers, shall be entitled to the same mileage and *per diem* as is allowed to said agent of the State, in proportion to the distance traveled and time engaged in the appraisal."

On motion of Mr. Francis, laid on the table.

Mr. Taylor proposed to amend as follows:

“Provided that the Confederate States take the property at the same value, and upon the schedule and invoices, signed by the Commissioners appointed by the Convention.”

Mr. Francis moved the previous question; which was seconded.

The question being: shall the main question be now put. No quorum voted.

Mr. Buckley moved to adjourn until 9½ o'clock, A. M. tomorrow. Lost by the following vote:

YEAS—Messrs. Speaker, Armstrong, Baxter, Billingly, Branch, Bryce, Buckley, Davis, Edwards, Epperson, Goodrich, Harrison of V. Z., Hartley, Houghton, Lewellen, Lewis of R., Mundine, Norton, Redwine, Smith, Speights, Walworth, Whitfield and Wrede—24.

NAYS—Messrs. Caddell, Craig, Crawford, Crooks, Clark, Cocke, Darnell, Dennis, Francis, Fort, Foscue, Hall, Harrison of C., Harrison of U., Wælder, Warfield, Waterhouse and Whitmore—18.

On motion the House adjourned until 9 o'clock, A. M. tomorrow.

HOUSE OF REPRESENTATIVES, }
Tuesday, April 2d, 1861. }

House met pursuant to adjournment—roll called—quorum present. Journal of yesterday read and adopted.

[Mr. Dennis in the chair.]

Mr. Cocke presented the petition of sundry citizens of Goliad county. Referred to the committee on Counties and County Boundaries.

Mr. Branch, one of the committee on Enrollment, reported correctly enrolled and properly signed, the following bills:

A bill to fix the time for holding the district courts in the 7th Judicial District.

A bill to amend the second section of an act to reorganize the 15th judicial district and regulate the time of holding courts therein.

Also a bill to provide for the settlement of the claims of the company commanded by Capt. John Williams in the years 1858 and 1859, and to make an appropriation to pay the same and that the same had been presented to the Governor for his signature and approval.

Mr. Buckley, chairman of the Judiciary committee, reported recommending the passage of the bill to amend the act of limitations, approved February 5th, 1860.

Mr. Crooks, chairman of the committee on Engrossed bills, reported correctly engrossed a bill to authorize a loan and imposing a special tax to meet the principal and interest thereto, and specifying how the money arising from the loan shall be applied.

Mr. Mills offered the following resolution :

Resolved, That J. W. Johnson be paid the sum of sixty-five dollars out of the contingent fund of the House for traveling to Centerville and back on business of this House and by its order. Adcpted.

Mr. Lewis of R., introduced a bill providing for the disposition of runaway slaves. Read first time.

On motion of Mr. Lewis of R., rule was suspended; bill read second time and ordered to be engrossed.

On motion of Mr. Parker, rule further suspended; bill read third time and passed.

Mr. Darnell, chairman of the committee on Federal Relations, reported recommending the passage of the bill providing for the pay of the current expenses of the revenue cutter Dodge.

On motion of Mr. Darnell, rule suspended and report taken up; bill read second time and ordered to be engrossed.

On motion of Mr. Hartley, rule further suspended; bill read third time and passed.

Mr. Ross of R., introduced a bill to amend an act entitled an act amendatory of the laws to raise revenue by taxation. Read first time.

On motion of Mr. Ross of R., rule suspended; bill read second time.

Mr. Mills moved to strike out second section of the bill.—Carried by the following vote; Mr. Buckley calling for the yeas and nays :

YEAS—Messrs. Armstrong, Baxter, Branch, Bryan, Craig, Crawford, Crooks, Dale, Darnell, Dennis, Dickson, Duncan, Epperson, Francis, Fort, Goodrich, Hall, Harrison of V. Z., Harrison of U., Hartley, Henderson, Henry Hobby, Houghton, Hubbard, Lewellen, Maxan, Maxey, Middleton, Mills, Munson, Nelson, Norton, Perry, Redgate, Robinson, Ross of T., Shannon, Short, Smith, Walworth, Waterhouse and Wrede—43.

NAYS—Messrs. Speaker, Billingsly, Bryce, Buckley, Caddell, Clark, Cocke, Cumby, Davis, Edwards, Flewellen, Foscoe, Harrison of C., Lewis of R., Lewter, Maverick, Morris, McKnight,

Mundine, Owens, Parker, Redwine, Ross of R., Shelton, Speights, Stewart, Taylor, Upshaw, Warfield and Whitmore—30.

Mr. Davis proposed to amend as follows: "Provided, that all cash notes and bills of credit or obligations for money shall be subject to taxation and that all amounts of debt owing to other persons in this State by citizens of this State, shall be deducted from the amount of his taxable property and shall not be compelled to pay tax upon such amount, so owing."

On motion of Mr. Duncan, the amendment was laid on the table.

Mr. Duncan moved to lay the bill on the table. Lost, and bill ordered to be engrossed.

On motion of Mr. Ross of R., rule further suspended; bill read third time.

Mr. Mills moved to strike out "20 cts." and insert "12½ cts."

On motion of Mr. Flewellen, laid on the table, and the bill passed by the following vote; Mr. Buckley calling for the yeas and nays:

YEAS—Messrs. Speaker, Baxter, Billingsly, Branch, Bryce, Bryan, Buckley, Craig, Crawford, Crooks, Cocke, Cumby, Davis, Dickson, Flewellen, Fort, Foscue, Goodrich, Harrison of C., Harrison of V. Z., Harrison of U., Henderson, Houghton, Hubbard, Lewellen, Lewter, Maverick, Maxan, Maxey, Munson, Nelson, Parker, Perry, Redwine, Robinson, Ross of R., Ross of T., Shannon, Shelton, Smith, Speights, Stewart, Upshaw, Walworth and Warfield—45.

NAYS—Messrs. Armstrong, Benevides, Caddell, Clark, Dale, Darnell, Dennis, Duncan, Edwards, Epperson, Hall, Henry, Hobby, Lewis of R., Middleton, Mills, Mundine, Navarro, Norton, Owens, Redgate, Short, Taylor, Waelder, Waterhouse, Whitmore and Wrede—27.

Mr. Flewellen introduced a bill to amend the assessment laws. Read first and second times, and referred to committee on State Affairs.

Mr. Fort introduced a joint resolution to amend the act to regulate proceedings in cases of forcible entry and detainer, so as to apply to personal property. Read first and second times and referred to Judiciary committee.

Mr. Billingsly introduced a joint resolution relative to the salary of the late Capt. T. P. Plaster. Read first time.

On motion of Mr. Billingsly, rule suspended; bill read second time and ordered to be engrossed.

On motion, rule further suspended; bill read third time and passed.

On motion of Mr. Mills the joint resolution to amend the 3rd section, 10th article of the State Constitution was taken up, read second time and ordered to be engrossed.

A message was received from the Senate, informing the House that the Senate had passed the following bills :

A joint resolution relative to the revenue cutter Dodge and the officers thereof.

Also, a joint resolution in relation to the establishment of an admiralty court for the State of Texas, at Galveston and such other places in this State as commerce requires, and had also passed the following House bill :

A bill to authorize the county courts of Anderson to levy and collect a special Tax for certain purposes.

Mr. Foscue, chairman of the Internal Improvement committee reported recommending the passage of the bill supplemental to the act to provide for the investment of the special school fund in the bonds of Railroad Companies incorporated by the State, passed August 13, 1856.

On motion of Mr. Foscue, the rule was suspended, report taken up, bill read second time and ordered to be engrossed.

On motion rule was further suspended, bill read third time and passed.

On motion of Mr. Henderson the rule was suspended and the joint resolution to amend 7th article general provisions of the Constitution was taken up and read second time.

Mr. Mills offered a substitute for the joint resolution.

On motion of Mr. Henderson, joint resolution and substitute referred to committee on Judiciary.

A message was received from the Governor.

The hour having arrived to reconsider the vote passing the bill to amend the 71st and 92nd sections of the bill to regulate proceedings in district courts, approved May the 13th, 1846, the bill was taken up.

Mr. Buckley moved to lay the motion to reconsider on the table. Lost by the following vote:

Mr. Harrison of Van Zandt calling for the yeas and nays.

YEAS—Messrs. Billingsly, Branch, Bryan, Buckley, Craig, Cocke, Dennis, Duncan, Edwards, Epperson, Flewellen, Foscue, Goodrich, Hall, Harrison of C., Harrison of U., Hartley, Hobby, Lewellen, Maverick, Maxan, Mills, Smith, Wælder, Walworth and Wrede—26.

NAYS—Messrs. Speaker, Armstrong, Bryce, Caddell, Dale, Darnell, Davis, Dickson, Francis, Harrison of V. Z., Henderson, Houghton, Hubbard, Lewis of R., Lewter, Maxey, McKnight,

Middleton, Mundine, Nelson, Norton, Parker, Perry, Redgate, Redwine, Robinson, Ross of R., Ross of T., Shelton, Speights, Stewart, Warfield, Waterhouse and Whitmore—34.

And the vote was reconsidered and the bill taken up.

Mr. Lewis of R., proposed to amend as follows :

“*Provided*, That none of the provisions of this act shall apply to depositions from Mexico taken in suit for land. Lost by the following vote :

Mr. Mills calling for the yeas and nays.

YEAS—Messrs. Baxter, Craig, Clark, Dale, Dickson, Francis, Harrison of V. Z., Harrison of U., Henderson, Houghton, Lewis of R., Lewter, Middleton, Mundine, Norton, Parker, Redgate, Shelton, Speights, Stewart, Waterhouse and Whitmore—23.

NAYS—Messrs. Armstrong, Billingsly, Benevides, Branch, Bryce, Bryan, Buckley, Caddell, Cocke, Davis, Dennis, Edwards, Epperson, Flewellen, Fort, Foscue, Goodrich, Hall, Harrison of C., Hobby, Hubbard, Lewellen, Maverick, Maxan, Morris, McKnight, Mills, Munson, Navarro, Nelson, Redwine, Robinson, Ross of R., Smith, Taylor, Upshaw, Wælder, Walworth, Warfield and Wrede—40.

Mr. Fort proposed to amend as follows :

Strike out “public officers” and insert “any Notary Public or Judge of a court of record having a seal. The Consul or Minister of the Confederate States of America, certifying to the authority of such officer.”

On motion of Mr. Dennis, laid on the table.

Mr. Wælder proposed to amend as follows :

Strike out “Consul or Minister,” and insert “Minister, Secretary of Legation or Consul.” Adopted.

Mr. Stewart proposed to amend as follows :

“*Provided*, that the official character of the officer taking such deposition out of the United States of America, or Confederate States of America, shall be certified to by a Consul, Minister, Ambassador or Commissioner of the Confederate States of America.

On motion of Mr. Buckley, the main question was ordered and the House refused to pass the bill by the following vote :

Mr. Dale calling for the yeas and nays.

YEAS—Messrs. Benevides, Billingsly, Branch, Bryan, Buckley, Cocke, Dennis, Edwards, Epperson, Foscue, Goodrich, Hall, Hartley, Hobby, Lewellen, Maverick Maxan, Middleton, Munson, Navarro, Robinson, Smith, Upshaw, Wælder, Walworth and Wrede—26.

NAYS—Messrs. Speaker, Armstrong, Bryce, Caddell, Craig,

Crawford, Crooks, Clark, Dale, Darnell, Davis, Dickson, Flewellen, Francis, Fort, Harrison of C., Harrison of V. Z., Harrison of U., Henderson, Houghton, Hubbard, Lewis of R., Lewter, Maxey, Morris, McKnight, Middleton, Mundine, Nelson, Norton, Owens, Parker, Perry, Redgate, Redwine, Ross of R., Ross of T., Shelton, Short, Speights, Stewart, Warfield, Waterhouse and Whitmore—44.

Mr. Stewart, by permission, introduced a bill making appropriation for the mileage and per diem pay of the members, and the per diem pay of the officers of the adjourned session of the eighth Legislature. Read first time.

On motion of Mr. Stewart, rule suspended, bill read second time.

Mr. Davis proposed to amend as follows:

“*Provided*, That members receive double mileage.” Withdrawn.

Mr. Crawford introduced the following as a substitute for the amendment:

Strike out, “mileage, except for new members.”

On motion of Mr. Baxter, the amendment was laid on the table by the following vote:

Mr. Foscue calling for the yeas and nays:

YEAS.—Messrs. Speaker, Baxter, Benevides, Billingsly, Branch, Bryce, Bryan, Buckley, Craig, Crooks, Clark, Cocke, Dale, Darnell, Davis, Dickson, Edwards, Epperson, Fort, Goodrich, Hall, Harrison of C., Harrison of V. Z., Harrison of U., Henderson, Hobby, Houghton, Hubbard, Lewis of R., Lewter, Maxan, Maxey, McKnight, Middleton, Mills, Munson, Navarro, Nelson, Owens, Parker, Perry, Redwine, Robinson, Ross of R., Ross of T., Shannon, Shelton, Short, Smith, Speights, Stewart, Upshaw, Wælder, Warfield, Whitmore and Wrede—56.

NAYS.—Messrs. Caddell, Crawford, Dennis, Flewellen, Francis, Foscue, Hartley, Lewellen, Maverick, Morris, Mundine, Redgate and Walworth—14.

Mr. Stewart proposed to amend as follows:

After, “collectors,” insert, “or his warrant on the Treasury, at the option of the members or officers.” Adopted and bill ordered to be engrossed.

Mr. Baxter moved to suspend rule, and place the bill on its final reading.

Mr. Foscue called for the yeas and nays, and the motion was carried by the following vote:

YEAS.—Messrs. Speaker, Baxter, Benevides, Billingsly, Brice, Branch, Brany, Buckley, Crawford, Crooks, Clark, Cocke,

Dale, Darnell, Dennis, Dickson, Epperson, Flewellen, Fort, Goodrich, Hall, Harrison of C., Harrison of V. Z., Harrison of U., Henderson, Hobby, Houghton, Hubbard, Lewellen, Lewis of R., Lewter, Maxan, Maxey, McKnight, Middleton, Mills, Mundine, Munson, Navarro, Owens, Parker, Perry, Redgate, Redwine, Robinson, Ross of R., Ross of T., Shannon, Shelton, Short, Smith, Speights, Stewart, Upshaw, Wælder, Walworth, Warfield, and Wrede—58.

NAYS—Messrs. Caddell, Craig, Dale, Edwards, Francis, Foscue, Hartley, Maverick, Morris, Nelson and Whitmore—11.

And the bill passed.

Mr. Crooks, Chairman of the committee on Engrossed Bills, reported correctly engrossed, a bill to amend the act amendatory of the laws to raise revenue by taxation, approved February 16, 1858.

ORDERS OF THE DAY.

The bill relative to the transfer of property lately seized by Texas from the Government of the United States, to the Confederate States, was taken up.

Mr. Nelson offered a substitute for the joint resolution.

Mr. Lewellen offered a substitute for the resolution and substitute.

Mr. Buckley moved to adjourn till 4 o'clock, P. M. Lost.

Mr. Stewart moved to adjourn till 9½ A. M., to-morrow. Lost.

Mr. Buckley moved to adjourn till 3½ o'clock, P. M. Lost.

On motion the House adjourned till 7½ o'clock, P. M.

7½ o'clock, P. M.

House met pursuant to adjournment—roll called—quorum present.

On motion, Messrs. Craig and Nelson were excused from attendance on the House.

The joint resolution, together with the proposed substitutes pending when the House adjourned, was taken up, and the House refused to adopt the substitute for the substitute.

Mr. Ross of T., moved to lay the substitute on the table. Lost by the following vote :

Mr. Taylor calling for the yeas and nays.

YEAS—Messrs. Bryce, Buckley, Caddell, Crawford, Cocke, Cumby, Darnell, Foscue, Hobby, Hubbard, Lewis of R., Lewter, Navarro, Parker, Redwine, Ross of R., Ross of T., Stewart, Speights Upshaw, Wælder, Warfield, Waterhouse, Whitfield and Whitmore—25.

NAYS—Messrs. Speaker, Armstrong, Billingsly, Branch, Bryan, Crooks, Dale, Davis, Dennis, Dickson, Duncan, Epperson, Francis, Fort, Hall, Harrison of C., Harrison of V. Z., Hartley, Henderson, Houghton, Lewellen, Maverick, Maxey, Morris, Middleton, Munson, Norton, Redgate, Robinson, Shannon, Shelton, Short, Smith, Taylor and Wrede—35.

The question recurring on the adoption of the substitute, Mr. Hartley called for the yeas and nays, and the House adopted the substitute by the following vote :

YEAS—Messrs. Speaker, Armstrong, Baxter, Billingsly, Branch, Crawford, Cocke, Davis, Dennis, Dickson, Duncan, Epperson, Flewellen, Francis, Harrison of C., Harrison of V. Z., Hartley, Henderson, Hobby, Houghton, Lewellen, Morris, Redgate, Robinson, Shannon, Shelton, Short, Smith, Speights, Upshaw, Walworth, Warfield, Waterhouse and Whitfield—34.

NAYS—Messrs. Bryce, Bryan, Buckley, Caddell, Crooks, Cumby, Dale, Darnell, Edwards, Fort, Foscue, Goodrich, Hall, Henry, Hubbard, Lewis of R., Lewter, Maverick, Maxan, Maxey, Middleton, Munson, Navarro, Norton, Owens, Parker, Redwine, Ross of R., Ross of T., Stewart, Taylor, Wælder, Whitmore and Wrede—33.

On motion of Mr. Foscue, the main question was ordered and the bill ordered to be engrossed.

On motion of Mr. Dennis, the rule was suspended, the joint resolution read third time.

On motion of Mr. Hartley, the word "taken" was stricken out and "receivable" inserted.

Mr. Fort proposed to amend as follows :

"Officers and agents of this State shall turn over to the Quarter-master of the State of Texas, who shall turn over to the Commissioner of the Confederate States of America ; the said Quarter-master is hereby required to schedule the same when received from the parties now in possession, and turn it over to said Commissioners of the Confederate States, according to said schedule, and shall return the said schedule signed by the said Commissioners of the Confederate States, to the Governor of this State, as soon after turning over the same as practicable."

On motion of Mr. Duncan, laid on the table.

Mr. Hartley, proposed to amend as follows :

"*Provided*, That the government of the Confederate States assumes all responsibility to the government of the United States for all the property received under the provisions of this resolution."

Mr. Henderson moved the the previous question which was seconded, but the House refused to have the main question put.

The question recurring on the adoption of the amendment, Mr. Hartley called for the yeas and nays and the amendment was adopted by the following vote :

YEAS—Messrs. Armstrong, Baxter, Branch, Bryce, Buckley, Caddell, Crawford, Crooks, Dale, Darnell, Davis Dennis, Duncan, Edwards, Epperson, Flewellen, Foscue, Hall, Harrison of C., Harrison of V. Z., Harrison of U., Hartley, Hobby, Houghton, Hubbard, Lewellen, Lewis of R., Lewter, Maverick, Maxan, Maxey, Middleton, Munson, Navarro, Redwine, Robinson, Shannon, Shelton, Speights, Taylor, Upshaw, Walworth, Warfield, Waterhouse, Whitfield and Wrede—46.

NAYS—Messrs. Speaker, Billingsly, Cocke, Cumby, Dickson, Francis, Fort, Goodrich, Henderson, Henry, Morris, Norton, Owens, Parker, Ross of R., Ross of T. Smith, Stewart and Whitmore—19.

And joint resolution passed.

On motion of Mr. Dennis, the Joint resolution relative to the revenue cutter "Dodge" and her officers was taken up. Read first time.

On motion of Mr. Dennis, rule suspended, resolution read second time and passed to third reading.

On motion of Mr. Hubbard, rule further suspended, bill read third time and passed.

On motion of Mr. Stewart, the vote passing the bill making an appropriation for the mileage and per diem pay of the members, and the per diem pay of the officers of the adjourned session of the 8th Legislature, was reconsidered.

Mr. Stewart proposed to amend as follows:

After the enacting clause insert, "that the members of the adjourned session of the eighth Legislature shall be entitled to mileage at the same rate that members are entitled by law to receive at the regular sessions and ———." Adopted.

Mr. Hartley, by permission, introduced a bill supplemental to and amendatory of an act to regulate proceedings in case of forcible entry and detainer, approved March 15, 1848. Read first and second times and referred to Judiciary committee.

On motion of Mr. Cumby, the Senate's bill to refund the expenses and to pay for the services of S. P. Hollingsworth and Capt. John G. Todd, as special messengers from the Convention to the Congress of the Confederate States at Montgomery, Ala., was taken up and read first time.

Mr. Buckley moved to suspend the rule. Lost by the following vote:

YEAS—Messrs. Speaker, Baxter, Billingsly, Branch, Buckley, Crooks, Cocke, Cumby, Dale, Darnell, Dennis, Flewollen, Goodrich, Hall, Harrison of V. Z., Hobby, Hubbard, Lewis of R., Lewter, Maverick, Maxan, Maxey, Morris, Middleton, Navarro, Parker, Redwine, Robinson, Ross of R., Shelton, Smith, Speights, Stewart, Wælder, Warfield and Whitfield—36.

NAYS—Messrs. Bryce, Caddell, Crawford, Davis, Duncan, Epperson, Francis, Fort, Foscue, Harrison of C., Harrison of U., Hartley, Henderson, Henry, Houghton, Lewellen, Munson, Norton, Owens, Redgate, Ross of T., Waterhouse and Whitmore—24.

On motion of Mr. Munson, the following communication from the Governor was taken from the Speaker's stand and read:

EXECUTIVE DEPARTMENT, }
Austin, April 2, 1861. }

Gentlemen of the House of Representatives:

I herewith transmit to you the report and accompanying documents of the Commissioners of the Boundary Survey. As it is deemed advisable to submit the report and documents forthwith to your honorable body, I myself, have not had time to examine it and therefore will make no suggestions. It is requested that this report and accompanying documents be transmitted by the House to the honorable Senate.

EDWARD CLARK.

On motion the House adjourned until 9 o'clock, A. M. tomorrow.

HOUSE OF REPRESENTATIVES, }
Wednesday, April, 3rd, 1861. }

The House met pursuant to adjournment—roll called—quorum present—journal of yesterday read and adopted.

Mr. Dennis, chairman of committee on State Affairs, reported, recommending the passage of the bill to amend the 4th, 7th, 8th, 15th, 18th and 34th sections, of the act to provide for the assessment and collection of taxes, approved Feb., 11th, 1850. approved Feb., 11th, 1860.

On motion of Mr. Flewollen, rule suspended, report taken up. Bill read second time.

Mr. Stewart proposed to amend as follows:

“That any Assessor and Collector who shall fail or neglect to discharge the duties required of him by section second of said act, shall forfeit the sum of fifty dollars for each case of failure

or neglect, to be recoverable before any Justice of the Peace of the county in which said Assessor and Collector resides, and the informer shall be entitled to use half of such forfeiture and the other half shall be paid into the county treasury." Adopted.

[Mr. Ross of R., in the Chair.]

A message was received from the Senate informing the House that the Senate had passed the following bills :

A bill for the relief of G. W. Morris.

A bill to define the line of Bell and Milam counties.

A bill to supply deficiencies in former appropriations for frontier protection, and to provide for further expenses.

A bill requiring the Board of Auditors of debts incurred by authority of the Convention, to audit the claim of Hiram B. Waller.

Also, a bill to enable J. H. Saunders, the guardian of Webster J. Saunders to remove the property of his ward from the State of Texas.

Mr. Davis proposed to amend the bill before the House, as follows :

" *Provided*, That all land shall be given in at their actual value, under oath."

Mr. Stewart offered the following as a substitute for the amendment, and as an amendment to the bill :

Strike out all that portion of the bill except the latter part relating to the forfeiture of Assessors and Collectors, and insert the following :

" That each person being a resident citizen of the State, owning or claiming surveyed lands situated in any other county than that in which he resides, may render the same for assessment to the Assessor and Collector of the county where he resides, in the same manuer as other property, together with a full and complete description thereof and the name of the original grantee, and its number on the abstract ; and all railroad and canal companies, and all persons residing beyond the limits of the State, owning or claiming surveyed lands situated in this State, may in like manner render the same for assessment to the Assessor and Collector of any county in the State : *provided*, that the non-residents of the State, or their agents, thus rendering the property, shall value such land at the average value of the lands in the county where the same is situated, for the year next preceding such assessment, and the Comptroller shall ascertain the average value of the lands in each and every county of this State for the year 1859, furnish the same to each Assessor of the State, and before the first day of March

in the year 1860, and for every succeeding year, he shall furnish the Assessor with such average value for that year, on or before the first day of January, then next ensuing." Lost.

Mr. Nelson offered a substitute for the bill and amendment. Lost by the following vote :

Mr. Nelson calling for the yeas and nays.

YEAS—Messrs. Armstrong, Billingsly, Crooks, Cocke, Dale, Epperson, Fort, Hall, Harrison of C., Harrison of V. Z., Hubbard, Lewellen, Lewter, McKnight, Nelson, Perry and Shannon—17.

NAYS—Messrs. Speaker, Benevides, Branch, Bryce, Bryan, Caddell, Clark, Cumby, Darnell, Davis, Dennis, Dickson Edwards, Flewellen, Francis, Foscue, Harrison of U., Hartley, Henderson, Henry, Hobby, Houghton, Maverick, Maxan, Maxey, Morris, Middleton, Mundine, Munson, Navarro, Norton, Owens, Parker, Redgate, Redwine, Robinson, Ross of R., Ross of T., Short, Smith, Speights, Stewarts, Taylor, Walworth, Waterhouse, Whitfield, Whitmore and Wrede—48.

On motion of Mr. Henderson the main question was ordered, and bill ordered to be engrossed.

On motion of Mr. Flewellen, rule was suspended, and bill read third time.

Mr. Redwine proposed to amend as follows :

"*Provided*, no land shall be given in for less than one dollar per acre."

On motion of Mr. Henderson, the main question on the passage of the bill was ordered, and the bill passed by the following vote :

Mr. Nelson calling for the yeas and nays.

YEAS—Messrs. Speaker, Baxter, Benevides, Billingsly, Branch, Bryce, Bryan, Caddell, Clark, Cumby, Dale, Dennis, Dickson, Duncan, Edwards, Flewellen, Francis, Fort, Foscue, Goodrich, Harrison of C., Hartley, Henderson, Hobby, Hubbard, Maverick, Maxan, Maxey, Morris, Middleton, Mundine, Parker, Redwine, Robinson, Ross of R., Ross of T., Short, Smith, Speights, Stewart, Taylor, Upshaw, Waterhouse, Whitfield and Wrede—45.

NAYS—Messrs. Armstrong, Crawford, Crooks, Cocke, Darnell, Davis, Epperson, Hall, Harrison of V. Z., Harrison of U., Henry, Houghton, Lewellen, Lewter, McKnight, Navarro, Nelson, Norton, Owens, Perry, Redgate, Shannon, Wælder, Walworth and Whitmore—25.

Mr. Maxey, one of the committee on Enrolled Bills, reported properly enrolled and signed, the joint resolution, to authorize

the county court of Anderson county, to levy and collect a special tax for certain purposes, and

The bill relative to the revenue cutter, Dodge, and the officers thereof, and that the same had been presented to the Governor, for his signature and approval.

Mr. Crooks, chairman of committee on Engrossed Bills, reported, correctly engrossed :

Bill making appropriation for mileage and per diem pay of members, and the per diem pay of officers of the adjourned session of the eighth Legislature.

Joint resolution providing for turning over the property now in the possession of the State, lately taken from the United States government, to the Confederate States, and the

Joint resolution authorizing the payment of the salary of the late T. P. Plaster to D. C. Dickson.

On motion of Mr. Nelson, the Senate's bill to supply deficiencies in former appropriations for frontier protection, and to provide for future expenses, was taken up, and referred to committee on Finance.

Mr. Cumby, chairman of committee on Land Office, reported a bill to regulate the fees of the General Land Office, and to reduce the expenses, and otherwise regulate the Land Office. Read first and second times.

Mr. Maxey offered the following resolution :

Resolved, by the House, the Senate concurring, the two Houses will adjourn *sine die* on Monday the eighth day of April, at 10 o'clock, A. M., 1861.

Mr. Buckley proposed to amend by striking out: "10 o'clock Monday, the eighth of April," and insert: "Saturday next 12 o'clock."

On motion of Mr. Duncan, laid on the table, and the resolution adopted.

Mr. Dale introduced a bill to provide for the payment of the contingent expenses of the Convention. Read first and second times and referred to committee on Finance.

Mr. Stewart chairman of committee on Finance, reported, recommending that the bill to amend the third section of the act amendatory of the laws to raise revenue by direct taxation, approved Feb., 16, 1858, be laid on the table.

Also, reported, recommending the passage of the bill to receive ten per cent. warrants for land dues.

Also, reported, recommending that the resolution, instructing Finance committee, to enquire into the expediency of receiving 10 per cent. Treasury warrants for public dues.

The bill for relief of purchasers of University lands.

Bill making Treasury warrants receivable for dues in Land Office, in payment for sale of University lands.

The petition of citizens of Blanco county.

The bill to receive 10 per cent. warrants for State tax.

The bill to repeal act authorizing Treasury warrants to be received in payment of certain dues, approved Feb., 9th, 1861.

And the resolution instructing committee on Finance to enquire into the expediency of increasing the direct taxes, &c., &c., be all laid on the table.

Mr. Hartley presented memorial from sundry citizens of Galveston. Referred to committee on Judiciary.

A message was received from the Senate, informing the House that the Senate had passed a bill to amend the 71st and 92nd sections of act to regulate proceedings in the District Courts, approved May 13, 1846, and bill supplemental to the act making an appropriation for per diem pay and mileage of the members of the State Convention.

On motion of Mr Hubbard, the last mentioned bill was taken up, read first and second times and referred to committee on Finance.

Mr. Mills introduced a bill prescribing the manner of authenticating instruments of record.

On motion of Mr. Mills, the rule was suspended, bill taken up, read second time, and ordered to be engrossed.

On motion, the rule further suspended, bill read third time and passed.

Mr. Flewellen, moved to reconsider the vote rejecting the bill relative to taking depositions.

On motion of Mr. Buckley, the motion was postponed, and made special order for Saturday 10 o'clock.

On motion of Mr. Taylor of Cass, the Senate bill to provide for running the county line between the counties of Cass and Marion and Titus, was taken up, and read first time.

On motion, rule suspended, bill read second time and passed to third reading.

On motion, rule further suspended, bill read third time and passed.

On motion of Mr. Nelson, the rule was suspended, and the Senate's bill to run the line between the counties of Bell and Milam, was taken up, and read first time.

On motion of Mr. Nelson, rule suspended, read second time and passed to third reading.

On motion, rule further suspended, bill read third time and passed.

Mr. Wælder introduced a bill for the relief of Charles Ganahl.

On motion of Wælder, rule suspended, bill read second time and ordered to be engrossed.

On motion of Mr. Wælder, rule further suspended, bill read third time and passed.

On motion of Mr. Norton, the rule was suspended and the bill to amend the act creating the county of Kaufman, was taken up, and ordered to be engrossed.

On motion, rule further suspended, bill read third time and passed.

Mr. Shannon, moved to take up the bill permitting patents to be issued on surveys, in a form not prescribed by law. Carried, and bill taken up, read second time.

Mr. Flewellen proposed to amend as follows :

"*Provided*, said surveys have not been made since 13th Feb., 1860." Accepted.

Mr. Stewart proposed to amend as follows :

"*Provided*, further, that the only illegality of the surveys, consist in the shape of the survey." Adopted and bill ordered to be engrossed by the following vote :

Mr. Mills calling for the yeas and nays.

YEAS—Messrs. Speaker, Bryan, Cocke, Darnell, Dickson, Duncan, Goodrich, Hall, Harrison of V. Z., Harrison of U., Henderson, Hobby, Houghton, Lewellen, Lewter, Maverick, Maxey, Mills, Nelson, Norton, Parker, Perry, Redgate, Ross of T. Shannon, Short, Smith, Wælder, Waterhouse, Whitfield and Wrede—31.

NAYS—Messrs. Baxter, Benevides, Billingsly, Bryce, Buckley, Caddell, Clark, Cumby, Dale, Davis, Edwards, Flewellen, Fort Francis, Foscue, Hartley, Hubbard, Maxan, Morris, Mundine, Munson, Navarro, Redwine, Ross of R., Shelton, Speights, Stewart, Upshaw, Warfield and Whitmore—29.

On motion, the House adjourned till 7½ o'clock, P. M.

7½ o'clock, P. M.

House met—roll called—no quorum.

On motion of Mr. Upshaw, Mr. Flewellen was excused from attendance on the House.

Mr. Francis moved to excuse Mr. Nelson from attendance on the House. Lost.

Quorum appearing. The House's bill with amendments by
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the Senate, to attach the unorganized counties of Wichita, Wilbarger, Hardeman and Greer to the county of Clay, so as to form one land district, was taken up, and Senate's amendment adopted.

Mr. Redwine moved to suspend rule, and take up the Senate's bill suspending the Geological survey. Lost.

Mr. Clark, one of the committee on Engrossed Bills, reported correctly engrossed the following named bills, to-wit :

Bill to amend the 4th, 7th, 8th, 15th, 18th and 34th sections of the act to provide for the assessment and collection of taxes, approved Feb., 11th, 1850.

Bill to amend the act to authorize the Commissioner of the General Land Office, to issue patents upon surveys heretofore made, not in the form required by law.

Bill prescribing the manner of authenticating instruments of record, and

Bill supplemental and amendatory of the act creating the county of Kaufman, approved Feb., 26th 1848.

Mr. Darnell introduced a bill to amend the 30th section of the State Constitution. Read first and second times.

House's bill authorizing the county courts of Nacogdoches and sundry other counties, to regulate the pay of Sheriff's therein, was taken up, read third time and passed.

Mr. Wælder, chairman of committee on Apportionment, reported a bill to provide for the election of Representatives to Congress of the Confederate States. Read first and second times.

Mr. Caddell offered the following resolution :

Resolved, That the report and bill made by the majority of the Apportionment committee, be and is hereby recommitted to said committee, with instruction to report a bill, dividing the State into six districts, and providing for the election of six members to the Congress of the Confederate States."

Mr. Henderson moved to lay the resolution on the table. Lost by the following vote :

YEAS—Messrs. Speaker, Billingsly, Buckley, Crawford, Cocke, Darnell, Dennis, Dickson, Duncan, Edwards, Fort, Goodrich, Harrison of C., Harrison of U., Hobby, Maverick, Morris, Parker, Perry, Redwine,, Robinson, Ross of R., Shelton, Stewart, Upshaw, Wælder, Whitfield and Wrede—28.

NAYS—Messrs. Armstrong, Baxter, Branch, Bryce, Bryan, Caddell, Crooks, Clark, Cumby, Dale, Davis, Epperson, Francis, Foscue, Hall, Harrison of V. Z., Hartley, Henderson, Henry, Houghton, Hubbard, Lewellen, McKnight, Middleton,

Mundine, Navarro, Ross of T., Shannon, Short, Smith, Speights, Taylor, Warfield, Waterhouse and Whitmore—36.

And the House refused to adopt the resolution.

On motion of Mr. Crooks, the report was taken up, and made special order of the day, for 11 o'clock, A. M., to-morrow.

Mr. Hartley moved to take up two Senate bills incorporating counties. Lost.

Senate's bill to authorize the county courts of the State to transfer portions of the jury fund, to the general county fund, taken up, read second time and passed to third reading.

On motion of Mr. Henderson, rule suspended, bill read third time and passed.

Senate's bill to attach the county of Edwards to the county of Uvalde, for judicial and other purposes, taken up, read second time and passed to third reading.

On motion of Mr. Henderson, rule suspended, bill read third time and passed.

Report from committee on Judiciary, recommending the indefinite postponement of Senate's bill, reserving certain lands therein named from sale, location or patent, was taken up and adopted.

Mr. Stewart, chairman of committee on Finance, reported, recommending the passage of Senate's bill to supply deficiencies in former appropriations for frontier protection and to provide for future expenses.

On motion of Mr. Darnell, the rule was suspended, report taken up, bill read second time and passed to third reading.

On motion of Mr. Darnell, the rule was further suspended, bill read third time, and no quorum voting on passage of bill.

Mr. Goodrich moved to adjourn till 9 o'clock, A. M. to-morrow. Lost.

Mr. Cumby moved to adjourn till 9½ o'clock, A. M., to-morrow. Lost.

On motion the House adjourned till 9 o'clock, to-morrow.

HOUSE OF REPRESENTATIVES, }
 Thursday, April 4, 1861. }

House met pursuant to adjournment—roll called—quorum present. Journal of yesterday read and adopted.

Mr. Bryce presented the petition of sundry citizens of Panhandle Peak, of Milam county. Referred to committee on County and County Boundaries.

Mr. Stewart, chairman of committee on Finance, reported, recommending the passage of the bill supplemental to an act making an appropriation for the per diem pay, and mileage, of the members and officers of the Convention, with the following

AMENDMENTS.

“To be paid after the recording shall have been completed, and deposited in the office of the Secretary of State. For printing done for the Convention, or by its authority, the sum of three thousand dollars, or so much thereof as may be necessary; the same to be audited and paid for at the same rate as is by law provided for similar printing for the State.”

And recommend that the bill to pay the contingent expenses of the State Convention be laid on the table.

Mr. Cocke, one of the committee on County and County Boundaries, reported a bill to change the boundary line of Goliad and Victoria counties. Read first time.

On motion of Mr. Cocke, rule suspended, report taken up, bill read second time, and ordered to be engrossed.

On motion, rule further suspended, bill read third time, and passed.

Mr. Crooks, chairman of committee on Engrossment, reported correctly engrossed,

A bill for the relief of Charles Ganahl.

Mr. Ross, of R., chairman of committee on County and County Boundaries, reported, recommending the passage of a bill creating the county of Quitman, and providing for the holding the district courts therein. Read first time.

Mr. Ross, of R., moved to suspend rule, and take up report. Lost by the following vote; four-fifths no. voting for the suspension:

YEAS—Messrs. Speaker, Billingsly, Branch, Bryan, Buckley, Craig, Crooks, Clarke, Cocke, Dale, Dennis, Dickson, Duncan, Epperson, Francis, Foscue, Goodrich, Hall, Harrison, of V. Z., Henry, Houghton, Hubbard, Lewellen, Lewter, Maverick, Maxan, McKnight, Middleton, Mundine, Munson, Owens, Perry, Redgate, Redwine, Robinson, Ross of R., Smith, Speights, Upshaw, Walworth, Warfield, Whitmore and Wrede—43.

NAYS—Messrs. Armstrong, Baxter, Benevides, Bryce, Crawford, Cumby, Darnell, Davis, Edwards, Flewellen, Fort, Harrison of C., Harrison of U., Henderson, Maxey, Morris, Mills, Navarro, Parker, Shannon, Shelton, Stewart, Wælder, Waterhouse and Whitfield—25.

Mr. Foscue, chairman of committee on Internal Improve-

ments, reported, recommending the passage of the bill to modify the provisions of an act of January 30, 1854, granting land to Railroads.

Mr. Parker, one of the committee on Counties and County Boundaries, reported back to the House the memorial of certain citizens of Hardin county, and asked to be discharged from the further consideration of the same.

Messrs. Davis and Whitmore submitted the following protest:
HON. M. D. K. TAYLOR,

Speaker of the House of Representatives:

SIR—Pursuant to notice, the undersigned would respectfully submit the following causes of protest against the authority of the Convention to prescribe an additional oath to the one already having been taken by the officers of the State of Texas and members of the Legislature, to wit:

First. We hold that the Convention was an illegal and self-constituted body, according to the original call, after their adjournment and submission of the Ordinance of Secession to the ratification or rejection of the people.

Second. The power to prescribe oaths, and alter the Constitution, and annexing the State of Texas to the Southern Confederacy, was a usurpation never delegated.

Third. The power of declaring offices vacant upon the refusal of officers or members of the Legislature to take an oath to support a Constitution and laws of which they knew nothing, is unprecedented in the annals of a free government:—Which we ask may be spread at large upon the journals of this House.

J. W. DAVIS, *of Hays.*

J. W. WHITMORE.

Mr. Craig, chairman of committee on Roads, Bridges and Ferries, reported relative to the resolution instructing said committee to inquire into the expediency of amending the present road law relating to private roads, that the committee did not deem any change in said law advisable.

Mr. Mills introduced a bill providing for the payment, to Sampson and Henricks, an account herein named. Read first and second times, and referred to committee on Claims and Accounts.

Mr. Lewellen introduced a bill to amend an act passed February 2, 1856, regulating the retail of spirituous liquors. Read first and second times, and referred to Judiciary committee.

ORDERS OF THE DAY.

The Senate's bill to refund the expenses, and to pay for the services of S. P. Hollingsworth and Captain John G. Todd, as

special messengers from the Convention to the Congress of the Confederate States, at Montgomery, Alabama, read second time.

On motion of Mr. Nelson, all in the bill relative to Captain Todd was stricken out.

Mr. Davis moved to reconsider the vote last taken. Carried by the following vote; Mr. Hartley calling for the yeas and nays:

YEAS—Messrs. Speaker, Armstrong, Benevides, Bryce, Bryan, Buckley, Crooks, Cocke, Cumby, Davis, Dickson, Edwards, Epperson, Goodrich, Hall, Hartley, Henry, Hobby, Lewellen, Maverick, Maxan, McKnight, Mundine, Munson, Navarro, Norton, Owens, Redgate, Ross of R., Short, Smith, Taylor and Upshaw—34.

NAYS—Messrs. Baxter, Billingsly, Caddell, Craig, Dale, Darnell, Duncan, Flewellen, Francis, Foscue, Fort, Harrison of C., Harrison of V. Z., Harrison of U., Henderson, Houghton, Hubbard, Lewter, Middleton, Mills, Nelson, Parker, Perry, Ross of T., Shannon, Shelton, Stewart, Wælder, Warfield, Waterhouse, Whitfield, Whitmore and Wrede—33.

The question recurring on the amendment,

Mr. Hartley called for the yeas and nays, and the House adopted the amendment by the following vote:

YEAS—Messrs. Baxter, Billingsly, Craig, Dale, Darnell, Dickson, Flewellen, Francis, Fort, Foscue, Harrison of C., Harrison of V. Z., Harrison of U., Henderson, Houghton, Hubbard, Lewter, Maxan, Morris, Middleton, Mills, Nelson, Parker, Perry, Redwine, Robinson, Ross of T., Shannon, Shelton, Stewart, Wælder, Walworth, Warfield, Waterhouse, Whitfield, Whitmore and Wrede—35.

NAYS—Messrs. Speaker, Benevides, Branch, Bryce, Bryan, Buckley, Caddell, Crooks, Clark, Cocke, Cumby, Davis, Dennis, Duncan, Epperson, Hartley, Henry, Hobby, Lewellen, Maverick, Maxey, McKnight, Mundine, Munson, Navarro, Norton, Owens, Redgate, Short, Smith and Taylor—31.

A message was received from the Senate, informing the House that the Senate had passed the following bills, originating in that body:

Bill providing for the printing of certain matters with the general laws of the extraordinary session of the Eighth Legislature.

Bill providing for a change of venue in the case of the State of Texas vs. A. G. Walker, now pending in the district court of Tarrant county.

Bill repealing an ordinance of the late State Convention of the People of the State of Texas, in relation to Custom House Officers and Custom's Revenue. Adopted March 8, 1861.

Bill for relief of Martin Jones; and
 Bill for relief of Thomas H. Duggan.

Mr. Hartley proposed to amend the bill before the House, as follows:

“Whereas, the Convention appointed Captain J. G. Todd and S. P. Hollingsworth to carry dispatches to the Government of the Confederate States, at Montgomery, and whereas, but one should have been appointed; and whereas, we have the power to pay or not to pay for the services rendered in bearing such dispatches: therefore, be it enacted by the Legislature, that we will not pay Captain Todd and.”

On motion of Mr. Crooks, the main question was ordered, and the bills passed to a third reading, by the following vote:

YEAS—Messrs. Speaker, Baxter, Billingsly, Branch, Bryan, Buckley, Clark, Cocke, Cumby, Dale, Darnell, Dennis, Dickson, Edwards, Francis, Fort, Foscue, Goodrich, Hall, Harrison of C., Harrison of V. Z., Hartley, Henderson, Hobby, Houghton, Hubbard, Lewter, Maxan, Maxey, Morris, McKnight, Mills, Munson, Navarro, Nelson, Parker, Perry, Redwine, Robinson, Ross of R., Ross of T., Shannon, Shelton, Smith, Speights, Stewart, Wælder, Walworth, Warfield and Wrede—51.

NAYS—Messrs. Armstrong, Benevides, Bryce, Caddell, Crooks, Davis, Duncan, Epperson, Flewellen, Harrison of U., Henry, Lewellen, Middleton, Mundine, Norton, Owens, Redgate, Short, Taylor, Waterhouse and Whitmore—21.

The following communication from the Comptroller was taken from the Speaker's stand:

COMPTROLLER'S OFFICE, }
 AUSTIN, April 2, 1861. }

TO HON. M. D. K. TAYLOR,

Speaker of the House of Representatives:

SIR—In accordance with a resolution passed on the 30th ult., I herewith submit a statement of the information called for. In addition thereto, I will also state, that there is now due the following sums of two per cent. sinking funds, to wit:

By the Houston and Texas Central Railroad Company	\$ 1,800 00
By the Buffalo Bayou, Brazos and Colorado Railroad Company	4,800 00
By the Houston Tap and Brazoria Railroad Company	600 00
	7,200 00

To which add amount of interest due March 1,
as per accompanying statement

86,721 52

 \$93,921 52

There being no official data on file in this office respecting the time when, or the probable amount of, future loans to be made from the school fund to railway companies, I am unable to give an opinion on that subject.

Respectfully, yours,
GEO. J. DURHAM,
Chief Clerk and Acting Comptroller.

*CONTINGENT EXPENSES of each Department (proper)
of the State Government, and for what purpose, from the 1st
September 1859 to 1st March 1860:*

EXECUTIVE. •

Contingent fund for wood, porter hire, postage, etc	\$ 753 59
Recovering fugitives from justice	745 85
Publishing proclamations	2,546 85
Furnishing Governor's mansion	2,496 63
Purchase of Indian captive, Wm Hoester	216 25
	<hr/>
	\$ 6,759 17

STATE.

Printing fund	119 00
Porter hire and wood	117 50
Postage	198 28
Contingent fund	218 33
Stationery and books	213 80
Extra clerk hire and other expenses	300 00
Purchase of books for State Library	213 85
Distributing laws, journals and Reports Supreme Court	1,568 90
Translating and printing laws in German and Spanish	712 00
Printing laws and journals, Eighth Legislature	2,651 99
Contingent expenses under militia law	10 00
	<hr/>
	\$ 6,323 65

COMPTROLLER'S.

Contingent fund	365 92
Books and stationery	355 76
Printing fund	411 66
Postage	441 33
Blank assessment rolls	689 79
Fire-wood for Treasury building	262 88
Porter hire do do	395 77
Printing and compiling Abstract of Lands	4,000 00
	<hr/>
	\$ 6,923 11

TREASURER'S.

Contingent fund	361 67
Postage and printing	151 54
	<hr/>
	\$ 513 21

COURT OF CLAIMS.

Postage fund in 1859	1 56
Stationery do do	1 50
Contingent fund	543 22
	<hr/>
	\$ 546 28

GENERAL LAND OFFICE.

Sationery fund	1,627 14
Postage do	570 53
Contingent do	697 08
Fire-wood	246 75
Printing	131 50
Porter hire	390 00
Photographic Bureau (including salaries of photo-graphers)	2,379 01
	<hr/>
	\$ 6,042 01

SUPREME COURT.

Contingent fund	1,630 28
Pay of sheriffs	699 05

Porter hire	199 00
Purchase of books for State library	1,007 83
Publishing Reports	6,374 00
do do volumæ 21	3,101 00
Clerk's fees in felony cases	310 00
	<hr/>
	\$ 13,321 16

DISTRICT COURT.

Costs due clerks, sheriffs and attorneys	\$ 15,398 25
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ATTORNEY GENERAL'S OFFICE.

Contingent fund	239 16
Fees in felony cases	340 00
	<hr/>
	\$ 579 16

DEAF AND DUMB ASYLUM.

Support of, etc, including salaries, etc	\$ 11,354 86
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BLIND ASYLUM.

Support of, etc, including salaries, etc	\$ 11,705 35
--	--------------

LUNATIC ASYLUM.

Support of, etc, including salaries, etc	\$ 33,244 34
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PENITENTIARY.

Transportation of convicts	20,223 00
Purchase of materials	15,000 00
do of machinery	27,000 00
Stationery, postage and printing	300 00
	<hr/>
	\$ 62,523 00

GEOLOGICAL BUREAU.

Contingent expenses (exclusive of salaries)	\$ 9,100 00
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RECAPITULATION.

Executive Department	6,759 17
State do	6,323 65
Comptroller's do	6,923 11
Treasurer's do	513 21
Court of Claims do	546 28
General Land Office	6,042 01
Supreme Court	13,321 16
District Court	15,398 25
Attorney General's Office	579 16
Deaf and Dumb Asylum	11,354 86
Blind do	11,705 35
Lunatic do	33,244 34
Penitentiary	62,523 00
Geological Bureau	9,100 00
	<hr/>
	\$ 184,333 55

AMOUNTS PAID COMMISSIONERS TO THE RIO
GRANDE.

Warrant No. 11,574—Angel Navarro	190 00
do do 13,143— do do	50 00
do do 11,840—Robt H Taylor	470 00
	<hr/>
	\$ 710 00

COMPTROLLER'S OFFICE, }
AUSTIN, April 2, 1861. }

GEORGE J. DURHAM,
Chief Clerk, and Acting Comptroller.

LIST OF AMOUNTS paid by the Treasurer to Members and Officers of the Senate and House of Representatives of the Eighth Legislature:

MEMBERS.	MILES.	PAY.	DAYS	PAY.
Anderson, M D	100	20	99	495
Armstrong, M L	800	160	98	490
Barclay, James	600	120	90	450
Bogart, Samuel	600	120	93	465
Barnard, James H	250	50	99	495
Baxter, Eli H	800	160	99	495
Bryan, K	500	100	99	495
Billingsly, Jesse	70	14	99	495
Branch, A M	360	72	96	480
Buckley, C W	330	66	92	460
Blanch, E M	700	140	31	155
Benevides, Bascilio	800	160	95	475
Britton, Forbes	750	150	99	495
Chambers, John G	750	150	99	495
Crooks, Thos J	800	160	99	495
Cumby, R H	630	126	99	494
Clark, William	700	140	99	495
Caddell, J W	500	100	99	495
Crawford, A F	600	120	84	420
Craig, E T	800	160	97	485
Camp, L B	210	42	98	490
Dickinson, Jno R	700	140	99	495
Duggan, Thos H	120	24	99	495
Darnell, N H	400	80	99	495
Dale, Matt	420	84	99	495
Dickson, D C	280	56	99	495
Daniels, J N	200	40	97	485
Dennis, J N	300	60	98	490
Davis, B H	60	12	99	495
Davis, J W	70	14	97	485
Duncan, Jas H	360	72	99	495
Dougherty, Edward	1200	240	99	495
Culbertson, D B	800	160	87	435
Erath, George B	210	42	99	495
Epperson, B H	800	160	99	495
Ellett, W H	1000	200	99	495
Edwards, H H	600	120	89	445
Foscue, F F	525	105	98	490

LIST OF AMOUNTS PAID, ETC.

MEMBERS.	MILES.	PAY.	DAYS.	PAY.
Francis, J C	525	105	99	495 .
Franklin, Ben C	540	108	96	480
Flewellen, Robt T	280	56	99	495
Fall, J N	600	120	99	495
Grimes, Jesse	280	56	99	495
Guinn, R H	525	105	99	495
Gentry, A M	360	72	94	470
Harmon, L G	650	130	99	495
Hart, C D	570	114	99	495
Herbert, C C	230	46	99	495
Hyde, A C	1600	320	99	495
Henry J E	600	140	99	495
Houghton, W M S	750	150	98	490
Harrison, S T	550	110	99	495
Harrison, Jas M	600	120	99	495
Hartley R K	520	104	98	490
Hubert, Frank	200	40	99	495
Hall, Jefferson W	1600	320	99	495
Haynes, John L	1000	200	99	495
Henderson, J W	380	75	85	425
Hubbard, Rich B	600	120	99	495
Kinney, H L	750	150	99	495
Lott, E E	620	124	99	495
Lewis, J M	370	74	99	495
Lewis, Charles	360	72	95	495
Lynch, Francis J	170	34	99	495
Martin, F M	400	80	93	465
Maverick, S A	170	34	99	495
Mills, R Q	325	65	93	495
Mabry, H P	900	180	99	495
Mason, M S	400	80	99	495
McCutcheon A D	700	140	97	485
Manly, J H	330	76	99	495
Middleton, W B	480	96	99	495
McClarty, John	630	126	99	495
Mundine, T H	600	630	99	495
McKnight, George	600	120	99	495
Martin, J M H	700	140	99	495
Lewter, Jonathan	600	120	99	495
Nathan, A B	480	96	100	499

LIST OF AMOUNTS PAID, ETC.

MEMBERS.	MILES.	PAY.	DAYS	PAY.
Maxey, Walter S	460	92	87	435
Nelson, Allison	300	60	99	495
Navarro Angel	160	32	99	495
Owens, W M	120	24	99	495
Perry, Aaron	300	60	99	495
Parsons, Jesse H	600	120	99	495
Pitts, E S	600	120	99	495
Parker, Benj	420	84	99	495
Pirkey, S H	900	180	96	480
Paschal, I A	160	32	99	495
Potter, M M	550	110	95	475
Quinan, George	320	64	90	450
Rainey, A T	420	84	99	495
Robison, Joel W	150	30	96	480
Ross, W M	630	126	97	485
Rains, Emory	640	128	99	495
Ragdale, S J	225	45	99	495
Redwine, H D	630	126	99	459
Shannon, W R	450	90	94	495
Scarborough, E B	1000	200	99	495
Smith, Wm	770	154	90	495
Speights, J H	750	150	99	475
Stockdale, F S	340	68	95	495
Stewart, W H	120	24	99	495
Sins, Jas W	750	150	99	495
Shepard, C B	200	40	99	495
Shelton, E J	800	160	99	495
Schleicher, G	160	32	99	495
Short, D M	650	130	99	495
Throckmorton, J W	465	93	99	495
Townes, R J			99	495
Townes, E D	30	6	99	495
Taylor, M D K	850	170	99	495
Taylor, R H	900	180	58	290
Walker, A G	460	92	99	495
Wrede, F	300	60	99	495
Waterhouse, Rich'd	600	120	90	450
Walworth, James	1200	240	99	495
Whitfield, J O	374	74	99	495
Whitmore, Geo W	800	160	99	495

LIST OF AMOUNTS PAID ETC.

MEMBERS.	MILES.	PAY.	DAYS.	PAY.
Wallace, H C	620	124	83	415
Warfield, Chas A	600	120	99	495
Wortham, W A	800	160	99	495
Wælder, Jacob	160	32	99	495
Whaley, D M	430	85	95	475
Wigfall, Louis T	700	140	29	145
	64654	12929 80	11916	59562 50
OFFICERS.				
Adrian F F			96	288
Bowers, Thos M			99	495
Burleson, D C			99	495
Baker, Wm M			8	40
Coney Charles			99	495
Crosby, Chas			99	495
Clark, Edw'd			55	275
Chalmers, W L			159	795
Cotter Robt			99	495
Haralson, Hugh A			99	495
Henry, J P			99	495
Johnson, James F			99	495
Johnson, Thos J			99	495
Mangum, Joseph			96	288
Manchaca, Antonio			99	495
Lubbock, F R	400	80	45	225
Plaster, Thos P			98	480
Raymond, N C			99	495
Rodriguez, J M			94	470
Seat, Wm H			89	445
Weir, Albert			96	480
Wooldridge, John R			99	495
Williams, Joel			98	490
	400	80	2122	10216

LIST OF AMOUNTS PAID, ETC.

RECAPITULATION.

Mileage of members	12929 80	
do of officers	80	13009 80
Pay of members	59562 50	
do of officers	10216	69778 50
		\$ 82788 30

COMPTROLLER'S OFFICE, }
 Austin, April 2, 1861. }

GEORGE J. DURHAM,
 Chief Clerk, and Acting Comptroller.

LIST OF AMOUNTS paid by the Treasurer to Members and Officers of the Senate and House of Representatives of the Eighth Legislature, Extra Session:

MEMBERS.	MILES.	PAY.	DAYS.	PAY.
Anderson, M D	100	20	19	95
Armstrong, M L	800	160	20	100
Buckley, C W	330	66	18	90
Blanch, E M	700	140	20	100
Baxter, Eli H	800	160	20	100
Bogart, Samuel	600	120	20	100
Branch, A M	360	72	19	95
Benevides, Bascilio	1000	200	20	100
Barclay, James	600	120	15	75
Billingsly, Jesse	70	14	20	100
Bryan, K	490	98	20	100
Britton, Forbes	750	150	20	100
Chambers, John G	750	150	20	100
Caddell, J W	500	100	20	100
Camp, L B	250	50	20	100
Crawford, A F	600	120	19	95
Culberson, D B	800	160	20	100
Crooks, Thos J	900	180	20	100
Clark, Edward			20	100
Cumby, R H	630	126	20	100
Craig, E T	800	160	20	100
Daniels, J N	250	50	10	50
Dennis, J N	300	60	20	100
Darnell, N H	400	80	20	100
Dickson, D C	280	56	19	95
Duggan, Thos H	120	24	20	100
Dale, Matt	420	84	20	100
Davis, B H	60	12	19	95
Dulaney, H P C	700	140	20	100
Dougherty, Edward	1200	240	20	100
Duncan, Jas H	360	72	20	100
Davis, J W	70	14	19	95
Epperson, B H	900	180	20	100
Edwards, H H	600	120	20	100
Erath, George B	210	42	20	100
Ellett, W H	600	120	18	90
Franklin, Ben C	460	92	20	100
Foscue, F F	525	105	20	100

LIST OF AMOUNTS PAID, ETC.

MEMBERS.	MILES.	PAY.	DAYS.	PAY.
Francis, J C	550	110	20	100
Flewellen, Robt T	235	47	17	85
Fall, J N	600	120	20	100
Guinn, R H	525	105	20	100
Grimes, Jesse	280	56	18	90
Gentry, A M	360	72	20	100
Hart, M D	570	114	16	80
Hancock, John			20	100
Harrison, S T	550	110	20	100
Haynes, John L	1000	200	20	100
Hartley R K	460	92	18	90
Hubert, Frank	235	47	18	90
Henry J E	600	120	20	100
Henderson, J W	370	74	20	100
Herbert, C C	230	46	20	100
Harrison, Jas M	600	120	20	100
Harrison, L G	650	130	20	100
Hall, Jefferson W	1600	320	20	100
Hyde, A C	1600	320	20	100
Hubbard, Rich B	600	120	20	100
Houghton, W M S	750	150	20	100
Lewis, Charles	360	72	19	95
Lewis, J M	374	74	20	100
Lynch, Francis J	180	36	20	100
Lewter, Jonathan	600	120	20	100
Lott, E E	620	124	20	100
McCutcheon A D	700	140	16	80
Maxey, Walter S	460	92	18	90
Miller, S A	420	84	20	100
Manly, J H	370	74	12	60
Morris, W W	630	126	20	100
Munson. M S	400	80	19	95
McKnight, George	640	128	20	100
Mundine, T H	100	20	20	100
Mills, R Q	320	64	19	95
Mabry, H P	900	180	20	100
Martin, F M	400	80	19	95
Middleton, W B	494	98	20	100
Nelson, Allison	300	60	20	100
Norton, A B	500	100	20	100

LIST OF AMOUNTS PAID, ETC.

MEMBERS.	MILES.	PAY.	DAYS.	PAY.
Navarro Angel	180	36	20	100
Owens, W M	160	32	20	100
Parsons, Jesse H	600	120	20	100
Perry, Aaron	300	60	20	100
Pirkey, S H	800	160	20	100
Paschal, I A	160	32	20	100
Potter, M M	550	110	20	100
Pitts, E S	600	120	20	100
Parker, Benj	420	184	20	100
Quinan, George	290	58	19	95
Rains, Emory	640	128	20	100
Ross, W M	600	120	20	100
Redgate, S J	225	45	20	100
Rose, J W	250	50	10	50
Robison, Joel W	150	30	20	100
Redwine, H D	600	120	20	100
Stewart, W H	120	24	20	100
Scarborough, E B	1000	200	20	160
Shannon, W R	440	88	20	100
Smith, Wm	700	140	14	70
Schleicher, G	160	32	20	100
Stockdale, F S	340	68	19	95
Speights, J H	750	150	20	100
Shelton, E J	800	160	20	100
Shepard, C B	200	40	20	100
Short, D M	700	140	20	100
Throckmorton, J W	500	100	20	100
Taylor, M D K	850	170	20	100
Townes, E D	30	6	20	100
Wortham, W A	800	160	19	95
Waterhouse, Rich'd	650	130	20	100
Warfield, C A	600	120	20	100
Walker, A G	470	94	20	100
Wrede, F	300	60	20	100
Taylor, R H	900	180	20	100
Wælder, Jacob	180	36	20	100
Whaley, D M	494	98	20	100
Walworth, James	1200	240	20	100
Whitmore, Geo W	800	160	20	100

LIST OF AMOUNTS PAID, ETC.

MEMBERS.	MILES.	PAY.	DAYS.	PAY.
Whitfield, J O	340	68	20	100
Clark, William	600	120	20	100
		\$ 12,173 40		\$ 11,525 00
OFFICERS.				
Burleson, D C				100
Bacon, R S				100
Cotter Robt				100
Chalmers, W L				175
Crosby, C A				100
Edwards, T				30
Haralson, Hugh A				100
Henry, J P				100
Johnson, James F				100
Ormsby, Theo				100
Plaster, Thos P				100
Manchaca, Antonio				100
Raymond, N C				100
Rodriguez, J M				100
Thomas, Rev W				100
Wheelock, W H				100
Wooldridge, John R				100
Weir, Albert				100
Mangum, Joseph				100
				\$ 1905 00

RECAPITULATION.

Mileage of members	\$ 12173 40
Per diem pay do	11525 00
do do officers	1905 00

\$ 25603 40

COMPTROLLER'S OFFICE, }
Austin, April 2, 1861. }

GEORGE J. DURHAM,
Chief Clerk, and Acting Comptroller.

CONTINGENT EXPENSES OF THE SENATE—EIGHTH LEGISLATURE.

DATE.	VOU'ER	TO WHOM PAID.	APPLICATION.	AMOUNT.
1859—Dec.	9	11033 F T Duffau	Pens, knives, etc	\$ 158
do	9	11035 J Q St Clair	Pay as clerk to committee	100
do	10	11037 Miner, Lambert & Co	660 copies Weekly Intelligencer	33 50
do	10	11038 David H Hass	Expenses, express from Col Ford to Gov'or	75
do	10	11040 Miner, Lambert & Co	Binding two books, etc	25
do.	17	11062 Bird Holland	Porter hire, etc	92 50
do	19	11065 Miner, Lambert & Co	330 copies of Intelligencer	16 50
do	22	11090 F T Duffau	Bill of stationery	32
do	30	11122 Miner, Lambert & Co	660 copies of Intelligencer	33
1860				
January	2	11138 John Marshall & Co	Bill of binding	277 33
do	4	11164 F T Duffau	Bill of stationery	6
do	6	11182 Phelps Johnson	Bill sundries	9 70
do	6	11187 Wm Rust	Postage	329 52
do	10	11214 Domschke & Heyer	Bill of sundries	5 50
do	14	11238 Miner, Lambert & Co	660 copies of Intelligencer	33
do	12	11268 Miner, Lambert & Co	340 do do	17
February	4	11369 Miner, Lambert & Co	680 do do	34
do	6	11386 F T Duffau	Bill of stationery	14
do	8	11404 Christian & Smith	Repairs in Senate Chamber	1
do	8	11413 G H Todd	Making keys, etc	7 25
do	10	11426 F J Lindheimer	Printing Governor's message in German	120 80
do	11	11437 S M Swenson	Bill of merchandise	271 58
do	11	11438 Wm Oliphant	Gold pen-holder	4

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CONTINGENT EXPENSES, ETC.

DATE.	VOU'ER.	TO WHOM PAID.	APPLICATION.	AMOUNT.
1860—Feb.	11	11443 J Q St Clair	Pay as clerk to committee	\$ 335
do	11	11446 G Palm	Repairing clock	7 50
do	14	11481 Forbes Britton	Porter hire	148 50
do	14	11485 C Spalding	Candles and oil	20 75
do	14	11486 Thos Mercy	Porter	148 50
do	14	11494 John Bremond	Bill of merchandise	2 50
do	16	11516 Miner, Lambert & Co	340 copies Intelligencer	17
do	16	11518 Wm Rust	Postage	497 91
do	16	11524 John Marshall	Printing	408 82
do	21	11569 Hertzberg & Fink	Hertzberg & Fink, trans'g & prin'g Gov's mes'e	273 47
April	9	11784 Jas F Johnson	Indexing journals, etc	260
May	8	11904 Jno Marshall	Sundry printing	87 91
1861—Feb.	5	13104 E S Mathews	furnishing Capitol with wood	48
do	6	13114 James F Johnson	Postage paid on caption of laws	12 52
do	7	13121 S M Swenson	Bill of sundries	60 30
do	7	13123 Jno Marshall	Sundry printing	225 82
do	9	13138 Wm Rust	Stamps, box-rent, porter hire	174 01
1860—Feb.	9	13142 Alex McKenzie	Wood furnished	52
do do	20	13167 James F Johnson	Services ten days, after adjournment	50
do do	2	11350 Geo Hancock	Bill of sundries	18 55
				<u>\$ 5,445 24</u>

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COMPTROLLER'S OFFICE, }
Austin, April 2, 1861. }

GEORGE J. DURHAM,
Chief Clerk and Acting Comptroller.

**CONTINGENT EXPENSES OF THE HOUSE OF REPRESENTATIVES OF THE
EIGHTH LEGISLATURE.**

DATE.	VOU'ER	TO WHOM PAID.	APPLICATION.	AMOUNT.
1859—Dec.	9	11030 T C Collins	15 boxes candles	180
do	9	11031 Christian & Smith	Lumber, etc, etc	16 17
do	10	11039 P L Hopkins	Sundry carpenter's work	22 50
do	12	11041 C F Millett	Sundry repairings	88
do	13	11045 F T Duffau	Bill of stationery	59 25
do	13	11048 J A Quintero	Translating Governor's message	46 20
do	13	11047 Sutar & Berryman	Chairs, etc, etc	11 25
do	16	11056 Samuels & Mossan	75 cords of wood	241 87
do	31	11129 Fowler & Mayfield	3 fire-fenders	6
do	31	11136 John Marshall	Printing sundry documents	491 41
1861—Jan.	2	11145 Baker & Smyth	1 dozen boxes steel pens	12
do	5	11172 Miner, Lambert & Co	360 copies Semi-Weekly Intelligencer	59 40
do	5	11177 F T Duffau	Bill of stationery	24 50
do	5	11179 W L Chalmers	Porter hire	84
do	6	11189 L E Calhoun	Porter hire	82 50
do	7	11195 S B Brush	Bill of sundries	17 50
do	7	11197 C S Millett	Porter hire	84
do	10	11214 Domschke & Beyer	Bill of sundries	22 50
do	13	11223 Adams & Goodrich	24 yards crape	12
do	14	11239 Wilson Green	Porter hire	82 50
do	20	11265 Thos Plaster	Work on necessary	5 25
do	23	11273 F T Duffau	Stationery, etc.	87 30
do	25	11291 Sampson & Henricks	Candlesticks	6 50

DATE.	VOU'ER	TO WHOM PAID.	APPLICATION.	AMOUNT.	
1861—Jan.	28	11310	J A Quintero	Translating Governor's message	\$ 24
do	31	11325	Samuels & Mossan	Wood furnished	155 42
do	31	11331	J A Quintero	Translating Governor's message	25
Feb.	2	11350	A N Hopkins	Pay special messenger	130
do	3	11355	E Highby	Pay as assistant enrolling clerk	30
do	3	11356	T C Collins	3 boxes candles	33
do	6	11386	F T Duffau	Bill of stationery	31 50
do	7	11396	H H Haynie	Bill of oil	52 50
do	7	11397	John Bremond	Bill of oil	26 25
do	7	11401	John Marshall	Advertising proposals for public printing	30
do	8	11404	Christian & Smith	Sundry repairs	23 50
do	8	11412	Wm F Weeks	Pay for compiling debates	200
do	10	11426	F J Lindheimer	Printing Governor's message in German	258 40
do	10	11428	M W Townsend	Bill of oil	94 50
do	10	11429	T C Collins	160 lbs of candles	44
do	10-11	11430	Geo H Todd	Repairing furniture	47 45
do	10	11432	W T Yeoman	For attendance as witness	8
do	10	11437	S M Swenson	Bill of merchandise	89 50
do	11	11446	G Palm	Repairing clock	7 50
do	11	11451	E M Bacon	Assistant enrolling clerk	60
do	11	11454	T H Langley	do do do	35
do	11	11455	C L Haralson	do do do	20
do	11	11456	R S Bacon	do do do	15
do	11	11457	E Highby	do do do	50
do	13	11458	William Green	Porter hire	66

do	13	11462	C L Haralson	Assistant enrolling clerk	5	
do	13	11463	R S Bacon	do do do	5	
1860—	Feb. 13	11464	Thos H Langley	Assistant enrolling clerk	\$ 5	
	do	13	11469	Jas E Rector	do do do	55
	do	13	11471	W L Chalmers	Porter hire	64 50
	do	13	11473	Damschke & Heyer	Repairing lock	3 25
	do	16	11514	Samuels & Mossan	Wood furnished	132 41
	do	16	11518	Wm Rust	Postage	406 10
	do	16	11522	Bird Holland	Porter hire	66
	do	16	11524	John Marshall	Printing	1168 71
March	16	11669	John Marshall	1260 copies State Gazette	63	
	do	17	11676	Wm F Weeks	Compiling debates	400
	do	21	11694	John Marshall	Sundry printing, etc	114 99
April	11	11796	Wm Rust	Postage	10 32	
	do	12	11803	Hertzberg & Fink	Printing 500 pamphlets	41 67
	do	28	11855	Miner, Lambert & Perry	Pay for 540 copies Intelligencer	27
1861—	Feb. 4	13085	John H Walker	15½ cords wood	62	
	do	4	13088	Geo H Todd	Sundry work	52 50
	do	6	13116	Ferdinand Lindheimer	Translating Governor's message	55 46
	do	7	13121	S M Swenson	Bill of sundries	225 90
	do	7	13122	X B De Bray	Translating Governor's message	30
	do	7	13123	Jno Marshall	Sundry printing	673 16
	do	9	13137	Loomis & Christian	Sundry carpenter work	8 50
	do	9	13144	A B Norton	2700 copies of Intelligencer	189
	do	18	13160	Wm Rust	Postage	735 81
	do	20	13168	W L Chalmers	Postage paid on documents	10 10
	do	25	11378	Thomas H Kent	Hire of boy Phil	30

DATE.	VOU'ER	TO WHOM PAID.	APPLICATION.	AMOUNT.
1860.				
January 6—	11187	Wm Rust	Postage	\$ 1262 80
				\$ 9202 30

COMPTROLLER'S OFFICE, }
AUSTIN, April 2, 1861. }

GEORGE J. DURHAM,
Chief Clerk, and Acting Comptroller.

Statement of amounts paid to Bearers of Dispatches, in ten per cent. warrants.

DATE.	TO WHOM PAID.	AMO'T	TOTAL.
1860—June 9	A C Hill	165	
do 13	Jordan M Bennett	135 67	
do 19	Capt J S Ford	30	
Aug. 8	Frank Gildart	516	
Oct 31	R W McKee	160	
Dec 19	D C Burleson	33 66	
1861—Jan 9	J E McCord	151	
do 25	J M W Hall	330	
Feb 1	E R Hard	75	
do 2	Was. Hammitt	375	
do 4	O J Downs	120	
do 8	R H Taylor	50	
March 12	Robt Cotter	10	
do 15	L S Ross	73 33	
do 18	Ed Burleson	260 61	
			\$ 2485 77
	PAID IN CASH.		
1860—March 22	John Weiks	25	
May 7	J M W Hall	50	
do 19	Frank Gildart	100	
June 28	Wash Hammitt	122	
Sept 28	Jno Walker	95 78	
Oct 1	J M W Hall	50	
do 15	Wash Hammitt	50	
Nov 27	Wash Hammitt	55	
1861—March 23	Pleasant M Taylor	100	
			\$ 647 78
			3133 05
	IN TEN PER CENT.		
1860—July 25	Geo. McKnight, Commissioner to the Rio Grande		297 80
			\$ 3430 85

COMPTROLLER'S OFFICE, }
 AUSTIN, April 2, 1861. }

GEORGE J. DURHAM,
 Chief Clerk, and Acting Comptroller.

Statement of amounts loaned to Railroad Companies upon their Bonds:

	LOANED IN U. S BONDS & SPECIE FROM SCHOOL FUND.	LOANED IN U. S. BONDS FROM THE 2 P. C. SINK- ING FUND.	TOTAL AMOU'T LOANED.
<i>West of the Trinity.</i>			
Houston and Texas Central Railroad Company	450,000 00		450,000 00
Buffalo Bayou, Brazos and Colorado Railroad Comp'y	420,000 00		420,000 00
Washington County Railroad Company	66,000 00		66,000 00
Houston Tap and Brazoria Railroad Company	269,000 00	31,000 00	300,000 00
Total amount loaned west of the Trinity	\$ 1,205,000 00	31,000 00	1,236,000 00
<i>East of the Trinity.</i>			
Texas and New Orleans Railroad Company	430,500 00		430,500 00
Total amount loaned to Railroad Companies	\$ 1,635,500 00	31,000 00	1,666,500 00

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Statement of the amount on hand for Loan to Railroad Companies:

In five per cent. United States bonds - - - - -	782,000 00
In specie - - - - -	11,562 65
In ten per cent. interest warrants, to be replaced by <i>specie</i> from State account - - - - -	1,601 44
Total amount on hand for loan to Railroad Companies - - - - -	\$ 795,164 09

Statement of Interest Due on Bonds of Railroad Companies on the 1st of March, 1861, and remaining unpaid:

On the bonds of	Houston and Texas Central Railroad Company	27,000 00
do do	Buffalo Bayou, Brazos and Colorado Railroad Company	25,200 00
do do	Washington County Railroad Company	3,960 00
do do	Houston Tap and Brazoria Railroad Company	16,290 00
do do	Texas and New Orleans Railroad Company	14,271 52
Total amount of interest due, and unpaid, on 1st March, 1861, upon Railroad Bonds		\$ 86,721 52

COMPTROLLER'S OFFICE,
AUSTIN, April 2, 1861. }

GEORGE J. DURHAM,
Chief Clerk and Acting Comptroller.

Mr. Taylor offered the following resolution:

Resolved, That the committee on Finance enquire into the amount expended by the late Convention as follows:

The pay and mileage of each member and officer, the names and pay of all and each of its agents and commissioners, its contingent expenses and the items therefor.

The so amount in dollars and cents and report to this House as soon as possible before the adjournment, and that the committee have power to send for persons and papers. Adopted by the following vote:

Mr. Taylor calling for the yeas and nays.

YEAS—Messrs. Speaker, Armstrong, Baxter, Benevides, Billingsly Branch, Bryce, Bryan, Buckley, Caddell, Crooks, Clark, Cocke, Cumby, Dale, Darnell, Davis, Dickson, Duncan, Epperson, Flewellen, Francis, Fort, Foscue, Goodrich, Hall, Harrison of C., Harrison of V. Z., Harrison of U., Hartley, Henderson, Hobby Houghton Hubbard, Lewellen, Lewter, Maxan, Morris, McKnight, Middleton, Mundine, Munson, Navarro, Nelson, Norton, Owens, Parker, Perry, Redgate, Redwine, Robinson, Ross of R., Ross of T., Shannon, Shelton, Short, Smith, Speights, Stewart, Taylor, Wælder, Walworth, Warfield, Whitfield, Whitmore and Wrede—67.

NAYS—Mr. Edwards—1.

The hour having arrived the special order of the day, to-wit:

The bill to provide for the election of Representatives to the Congress of the Confederate States of America, was taken up.

Mr. Wælder offered a substitute for the bill.

Mr. Mills offered a substitute for the substitute and bill.

Adopted by the following vote:

Mr. Flewellen calling for the yeas and nays.

YEAS—Messrs. Armstrong, Branch, Bryce, Bryan, Caddell, Crawford, Clark, Dale, Darnell, Davis, Duncan, Epperson, Francis, Harrison of C., Harrison of V. Z., Harrison of U., Henderson, Henry, Hubbard, Lewellen, Lewter, McKnight, Middleton, Mills, Mundine, Munson, Nelson, Norton, Owens, Parker, Perry, Redgate, Ross of T., Shannon, Smith, Speights, Stewart, Taylor and Waterhouse—38.

NAYS—Messrs. Speaker, Baxter, Benevides, Billingsly, Buckley, Craig, Crooks, Cocke, Cumby, Dennis, Dickson, Flewellen, Fort, Foscue, Goodrich, Hall, Hartley, Hobby, Houghton, Maxan, Morris, Navarro, Redwine, Ross of R., Robinson, Shelton, Short, Upshaw, Wælder, Walworth, Warfield, Whitfield, Whitmore and Wrede—34.

A message was received from the Senate, transmitting a communication from the Governor.

Also informing the House, that the Senate had passed the following Senate's bills:

A bill concerning rights of transmit through Mexico.

A bill providing means for the payment of certain debts created by the authority of the late Convention of the people of Texas, and

A bill to provide for payment of the Treasury Warrants issued to William Fitzhugh.

Also, had passed the following House bills:

A bill to change the boundary line between the counties of Goliad and Victoria.

A bill authorizing the payment of the salary of the late Capt. T. P. Plaster, deceased, as Door-keeper of the House of Representatives, to D. C. Dickson.

On motion of Mr. Cumby, a call of the House was ordered.

Absent—Mr. Fort and Mr. Lewis of R.

On motion of Mr. Dennis, the call was suspended.

Mr. Stewart moved to recommit the bill to the committee on Apportionment with instructions to report to this House an apportionment bill districting the State into six Congressional Districts, and in such a manner as that each district shall contain as nearly as practicable the same number of slaves.

Mr. Henderson moved to lay the motion on the table.

On motion the House adjourned till 7½ o'clock, P. M.

7½ o'clock, P. M.

House met—roll called—quorum present.

Both motions pending when the House adjourned were withdrawn.

Mr. Dennis moved to lay the substitute on the table. Lost by the following vote:

Mr. Mills calling for the yeas and nays.

YEAS—Messrs. Speaker, Billingsly, Bryce, Buckley, Craig Crooks, Cocke, Cumby, Dale, Dennis, Dickson, Edwards, Flew-ellen, Fort, Goodrich, Henderson, Hobby, Maverick, Maxan Morris, Munson, Perry, Redgate, Redwine, Ross of R., Shelton Short, Stewart, Upshaw, Wælder, Warfield and Wrede—33.

NAYS—Messrs. Armstrong, Benevides, Branch, Bryan, Caddell Crawford, Clark, Darnell, Davis, Duncan, Epperson, Francis Foscue, Harrison of C., Harrison of V. Z., Harrison of U. Houghton, Hubbard, Lewellen, Lewter, Maxey, McKnight, Middleton, Mills, Munson, Navarro, Nelson, Norton, Owens, Parker

Robinson, Ross of T., Shannon, Smith, Speights, Taylor, Waterhouse, Whitfield and Whitmore—39.

Mr. Maxey moved to postpone the bill until to-morrow morning and make it the special order for 11 o'clock. Lost

Mr. Goodrich offered a substitute for the 2nd section of the bill.

On motion of Mr. Henderson, laid on the table.

Mr. Crooks offered a substitute for the bill, to elect three Representatives from each of the Congressional Districts.

On motion of Mr. Henderson, laid on the table.

Mr. Wælder offered a substitute for the 1st and 2nd sections.

Adopted by the following vote:

Mr. Buckley calling for the yeas and nays.

YEAS—Messrs. Speaker, Billingsly, Branch, Bryce, Bryan, Buckley, Craig, Crawford, Crooks, Cocke, Cumby, Dale, Darnell, Davis, Dennis, Dickson, Duncan, Edwards, Flewellen, Francis, Fort, Foscue, Goodrich, Harrison of C., Harrison of V. Z., Harrison of U., Henderson, Henry, Hobby, Houghton, Hubbard, Lewter, Maverick, Maxan, Maxey, Morris, Middleton, Mills, Mundine, Munson, Parker, Perry, Redgate, Redwine, Robinson, Ross of R., Ross of T., Shannon, Shelton, Short, Smith, Speights, Stewart, Wælder, Walworth, Warfield, Whitfield, and Wrede—59.

NAYS—Messrs. Armstrong, Benevides, Buckley, Crooks, Epperson, McKnight, Navarro, Nelson, Norton, Owens, Taylor and Whitmore—12.

On motion of Mr. Henderson, the counties of Lampasas and San Saba, was stricken out of the third District.

Mr. Fort offered a substitute for the 5th and 6th district.

Mr. Morris moved to lay the amendment on the table.

Carried by the following vote :

YEAS—Messrs. Armstrong, Billingsly, Bryce, Bryan, Crawford, Crooks, Clark, Dale, Darnell, Davis, Edwards, Epperson, Francis, Harrison of C., Harrison of V. Z., Henry, Houghton, Hubbard, Lewellen, Lewter, Maverick, Maxan, McKnight, Middleton, Mills, Mundine, Munson, Navarro, Norton, Owens, Parker, Redgate, Ross of T., Shannon, Smith, Stewart, Taylor, Walworth, Waterhouse and Wrede—40.

NAYS—Messrs. Speaker, Branch, Bryce, Bryan, Crawford, Crooks, Clark, Dale, Darnell, Davis, Edwards, Epperson, Fort, Goodrich, Harrison of U., Maxey, Morris, Nelson, Parker, Redgate, Redwine, Robinson, Shannon, Shelton, Speights, Wælder, Warfield, Whitfield and Whitmore—27.

Mr. Cumby proposed to amend by striking Rusk out of 5th District and in the 4th District.

Mr. Parker moved to lay the amendment on the table. Carried by the following vote :

Mr. Foscue calling for the yeas and nays

YEAS.—Messrs. Armstrong, Bryan, Caddell, Craig, Crawford, Crooks, Clark, Dale, Davis, Epperson, Francis, Foscue, Goodrich, Harrison of C., Harrison of V. Z., Harrison of U., Houghton, Hubbard, Lewellen, Lewter, Maxan, McKnight, Middleton, Mills, Navarro, Norton, Owens, Parker, Perry, Redgate, Ross of T., Shannon, Smith, Speights, Stewart, Taylor, and Whitfield—37.

NAYS.—Messrs. Speaker, Benevides, Billingsly, Cocke, Cumby Darnell, Dennis, Dickson, Edwards, Flewellen, Hartley, Hobby, Morris, Nelson, Redwine, Robinson, Ross of R., Shelton, Short, Upshaw Wælder, Walworth, Whitmore and Wrede—24.

Mr. Short proposed to amend as follows :

Strike out Shelby and Panola counties in the 4th District, and add them to the 5th, and add Rusk county to the 4th District.

Mr. Dale moved to lay the amendment on the table. Carried by the following vote :

Mr. Flewellen calling for the yeas and nays.

YEAS.—Messrs. Armstrong, Benevides, Bryce, Caddell, Crawford, Clark, Dale, Davis, Duncan, Epperson, Francis, Foscue, Harrison of C., Harrison of V. Z., Houghton, Hubbard, Lewter, Maverick, McKnight, Mills, Mundine, Norton, Owens, Parker, Perry, Ross of T., Shannon, Smith, Speights, Stewart, Taylor, Walworth, Waterhouse Whitfield and Whitmore—34.

NAYS.—Messrs. Speaker, Billingsly, Branch, Bryan, Buckley, Cocke, Cumby, Darnell, Dennis, Dickson, Edwards, Flewellen, Fort, Goodrich, Harrison of U., Henderson, Hobby, Maxan, Maxey, Morris, Middleton, Nelson, Redgate, Redwine, Robinson, Ross of R., Shelton, Short, Upshaw, Wælder and Wrede—31.

Mr. Duncan proposed to amend as follows:

Strike out Jackson county from the 2nd District, and add it to the 1st District.

Mr. Upshaw moved to lay the amendment on the table. Lost by the following vote :

Mr. Buckley calling for the yeas and nays.

YEAS.—Messrs. Armstrong, Benevides, Billingsly, Buckley, Caddell, Crooks, Clark, Cumby, Davis, Dennis, Epperson, Flewellen, Fort, Foscue, Harrison, of C., Harrison of V. Z., Harrison of U., Houghton, Hubbard, Lewellen, Maverick, Maxan, Middle-
15-H

ton, Mills, Munson, Norton, Robinson, Upshaw and Walworth—29.

NAYS—Messrs. Speaker, Branch, Bryan, Craig, Crawford, Cocke, Dale, Darnell, Dennis, Dickson, Duncan, Edwards, Francis, Goodrich, Henderson, Hobby, Lewter, Morris, Navarro, Nelson, Owens, Parker, Perry, Redwine, Ross of R., Ross of T., Shannon, Shelton, Smith, Stewart, Wælder, Waterhouse Whitmore and Wrede—33.

And amendment adopted by the following vote :

Mr. Flewellen called for the yeas and nays.

YEAS—Messrs. Speaker, Benevides, Bryce Crooks, Clark, Cocke, Dale, Darnell, Davis, Dickson, Duncan, Edwards, Epperson, Goodrich, Hubbard, Lewter, Morris, McKnight, Mundine, Nelson, Parker, Perry, Redwine, Ross of R., Ross of T., Shelton, Stewart, Wælder, Waterhouse, Whitmore and Wrede—31.

NAYS—Messrs. Armstrong, Billingsly, Bryan, Buckley, Caddell, Craig, Dennis, Flewellen, Francis, Harrison of C., Harrison of V. Z., Harrison of U., Hobby, Houghton, Lewellen, Maverick, Maxan, Maxey, Munson, Norton, Redgate, Robinson, Short, Smith, Speights, Taylor, Upshaw, Walworth and Whitfield—29.

Mr. Hobby proposed to amend by striking "Hays" from the 1st District, and add it to the "2nd District." Lost by the following vote:

YEAS—Messrs. Billingsly, Branch, Cocke, Davis, Edwards, Epperson, Goodrich, Hobby, Maverick, Morris, McKnight, Mills, Mundine, Norton, Parker, Stewart, Taylor, Wælder and Wrede—19.

NAYS—Messrs. Speaker, Armstrong, Benevides, Bryan, Buckley, Caddell, Crawford, Cumby, Darnell, Dennis, Flewellen, Francis, Fort, Foscue, Harrison of C., Harrison of V. Z., Hartley, Henderson, Henry, Houghton, Hubbard, Lewellen, Lewter, Maxan, Maxey, Nelson, Perry, Redgate, Redwine, Robinson, Ross of R., Ross of T., Shannon, Shelton, Short, Smith, Speights, Upshaw, Walworth, Waterhouse, Whitfield and Whitmore—42.

Mr. Taylor moved to reconsider the vote refusing to strike out Shelby and Panola counties in the 4th District, and add them to the 5th District and add Rusk county to the 4th District.

Mr. Whitmore moved to lay the motion on the table.

On motion the House adjourned till 9 o'clock, A. M., to-morrow.

HOUSE OF REPRESENTATIVES,
Friday, April 5, 1861. }

House met pursuant to adjournment. Roll called—quorum present.

Journal of yesterday read and adopted.

On motion, Mr. Warfield was excused from attendance on the House, for the remainder of the session.

The following communication from the Governor, was taken from the Speaker's stand. Read and referred to committee on Finance.

EXECUTIVE DEPARTMENT,
Austin, April 3, 1861. }

Gentlemen of the Senate:

The report and accompanying documents, which I herewith respectfully submit to you, is made in accordance with a proclamation to the citizens of the frontier, issued by my predecessor, on the 21st of Nov. 1860; and in conformity with which there were appointed three Commissioners, to inquire into and make a full statement of the losses sustained by our frontier citizens from Indian depredations. These Commissioners, as the report indicates, incurred many expenses and were engaged for a considerable time in investigating that for which they were appointed, and they now ask of your honorable body that their disbursements be refunded to them, and that they also receive an equitable remuneration for their services. Accordingly, I present the subject for your consideration, and make the request that the report, with accompanying documents, be transmitted to the House of Representatives.

[Signed]

EDWARD CLARK.

Mr. Dennis, Chairman of the committee on State Affairs, reported recommending that 1000 copies of the report of the Boundary Survey Commissioner, be printed for the use of the House. Report adopted.

The committee on Enrollment reported correctly enrolled and properly signed the following bills:

A bill to provide for running the county lines between the counties of Marion, Cass and Titus.

A bill to define the line between Bell and Milam counties.

A bill to authorize the County Courts of the several counties to transfer a portion of the jury fund to the general county fund.

A bill to attach the county of Edwards to the county of Uvalde, for Judicial and other purposes, until organized.

A bill to attach the county of Wichita to the county of Clay,

so as to form one Land District; and that the same had been presented to the Governor for his signature and approval.

On motion of Mr. Dale, the report from the committee on Finance, recommending the passage of the bill supplemental to an act making an appropriation for the *per diem* pay and mileage of the members and officers of the Convention, with amendments by the committee, was taken up, read second time, amendments adopted and bill passed to third reading.

On motion, rule further suspended, bill read third time and passed.

On motion of Mr. Stewart, the vote passing the last named bill was reconsidered.

Mr. Stewart then proposed to amend as follows:

“Amount to be paid W. L. Chalmers, for assistant services as Secretary of the Convention, \$40 00.” Adopted, and bill passed.

Mr. Stewart introduced a bill making appropriation for certain purposes. Read first and second times and referred to the committee on Finance.

Also introduced a bill to amend the tax law of Feb. 11, 1850; and the amendatory tax law to the same, approved Feb. 11, 1860. Read first and second times and referred to committee on Finance.

On motion of Mr. Cocke, the Senate's bill concerning contested elections of Judges of the District Courts. Read first time.

On motion of Mr. Cocke, rule suspended, bill read second time and passed to third reading.

On motion of Mr. Buckley, rule further suspended, bill read third time and passed.

A message was received for the Senate, informing the House that the Senate had passed the following bills:

A bill to regulate the salaries of certain State officers and Clerks there named, and to reduce the number of Clerkships in the Comptroller's office, and to arrange the same, and to abolish the allowance of contingent fund.

A bill to establish certain regulations for the management of the Lunatic, Deaf and Dumb and Blind Asylums.

Also a bill to provide for the sale of land ceded to the United States Government for Indian purposes by act of the Legislature, approved Feb. 11, 1854; and had passed the House's bill authorizing a loan and imposing a special tax to meet the principal and interest thereof, and specifying how the money arising from the loan shall be applied, with amendments by that body.

Mr. Mills moved to take up the Apportionment Bill. Lost.
ORDERS OF THE DAY.

Joint resolution assenting to the Ordinance of the Convention ratifying the Constitution of the Confederate States of America, was taken up.

Mr. Nelson offered a substitute for the joint resolution, which was adopted.

Mr. Epperson offered a substitute for the resolution, which, on his motion was postponed, together with the original resolution, till, and made the special order for Monday night, 7½ o'clock.

Senate's bill to supply deficiencies in former appropriations for frontier protection, and to provide for future expenses, taken up, read third time and passed.

Mr. Stewart moved to take up the Loan Bill. Lost by the following vote:

Mr. Mills calling for the yeas and nays.

YEAS—Messrs. Speaker, Baxter, Billingsly, Branch, Buckley, Craig, Cocke, Cumby, Dale, Dennis, Dickson, Duncan, Edwards, Flewellen, Francis, Fort, Foscue, Goodrich, Harrison of C., Harrison of U., Henderson, Maverick, Maxan, Morris, Nelson, Parker, Perry, Redwine, Robinson, Ross of R., Shelton, Short, Stewart, Upshaw, Walworth and Whitfield—36.

NAYS—Messrs. Armstrong, Benevides, Bryce, Bryan, Crawford, Crooks, Clark, Darnell, Davis, Epperson, Harrison of V. Z., Hobby, Houghton, Hubbard, Lewellen, Lewter, Maxey, McKnight, Middleton, Mills, Mundine, Munson, Norton, Redgate, Shannon, Smith, Speights, Taylor, Wælder, Waterhouse and Whitmore—31.

The Apportionment Bill was taken up, and the motion to lay the motion to reconsider vote laying Mr. Short's amendment on the table was carried.

Mr. Nelson moved to reconsider the vote refusing to lay Mr. Mills' substitute for the bill on the table.

Mr. Henderson moved to lay the motion on the table.

On motion of Mr. Dickson, a call of the House was ordered.

ABSENTYES—Messrs. Caddell, Henry, Lewis of R., Norton, Owens and Wrede.

On motion of Mr. Branch, Mr. Ross of T., was excused from attendance on the House, on account of indisposition.

Mr. Mills moved to excuse Mr. Lewis of R. from attendance on the House for the balance of the session. Lost by the following vote:

YEAS—Messrs. Speaker, Armstrong, Benevides, Branch, Bryce, Bryan, Crawford, Crooks, Clark, Dale, Duncan, Edwards,

Francis, Harrison of C., Harrison of V. Z., Henderson, Hubbard, Lewter, Maxey, Morris, McKnight, Middleton, Mills, Munson, Parker, Shannon, Speights, Stewart, Taylor, Walworth, Waterhouse and Whitfield—32.

NAYS—Messrs. Baxter, Billingsly, Buckley, Craig, Cocke, Cumby, Darnell, Davis, Dennis, Dickson, Epperson, Flewellen, Fort, Foscue, Goodrich, Hall, Harrison of U., Hartley, Hobby, Houghton, Lewellen, Maverick, Maxan, Mundine, Navarro, Nelson, Norton, Perry, Redgate, Redwine, Robinson, Ross of R., Shelton, Short, Smith, Upshaw, Wælder and Whitmore—38.

Mr. Taylor moved to dispatch the Sergeant-at-Arms, for Mr. Lewis of R.

On motion of Mr. Henderson, a call of the House was ordered.

Absentees—Messrs. Caddell, Hall, Henry, Lewis of R., Norton, Owens, Ross of R., and Wrede.

Mr. Goodrich moved to adjourn until 1 o'clock. Lost.

Mr. Crooks moved to adjourn until 3½ o'clock. Lost.

Mr. Davis moved to adjourn until 4 o'clock. Lost.

Mr. Hartley moved to take up two bills incorporating the Galveston Turner's Association, and amend the second and third sections of an act to incorporate the Southern Cotton Press Manufacturing Company.

On motion of Mr. Maxey, a call of the House was ordered.

Absentees—Messrs. Hall, Henry, Lewis of R., Owens and Wrede.

Mr. Flewellen moved to take up bill for the relief of Colorado Railroad Company.

Mr. Mills moved a call of the House.

On motion the House adjourned until 3 o'clock, P. M.

3 o'clock, P. M.

House met. Roll called.

A message was received from the Senate, informing the House that the Senate had passed the following House bills:

A bill to amend the 4th, 7th, 8th, 15th, 18th and 34th sections of an act to provide for the assessment and collection of taxes, approved Feb. 11, 1850; approved Feb. 11 1860.

Also the House's joint resolution providing for the turning over of the property now in the possession of the State, (lately taken from the United States government,) to the Confederate State's government, with amendments.

Also requested the House to return the bill to the Senate to regulate the salaries of certain State officers therein named, and to reduce the number of Clerkships in the Comptroller's office, and to abolish the allowance for contingent fund.

Mr. Darnell, by permission, offered the following resolution:

Resolved, That the Executive be and he is hereby requested to lay before this House, all the information he has in regard to the duties of the Commissioner appointed by the Southern Confederacy of America, to take charge of the forts and other property taken by the State of Texas from the United States government, together with said agents instructions, &c., with a copy of the instructions in regard to the same. Laid over one day for consideration.

On motion of Mr. Darnell, rule suspended, resolution taken up and adopted.

The Apportionment Bill was taken up.

Mr. Henderson moved to lay on the table.

Mr. Nelson's motion to reconsider the vote refusing to lay Mr. Mills' substitute on the table, pending when the House adjourned, was put and carried by the following vote:

YEAS—Messrs. Armstrong, Benevides, Billingsly, Branch, Bryce, Bryan, Buckley, Caddell, Crawford, Clark, Dale, Darnell, Davis, Duncan, Epperson, Harrison of C., Harrison of V. Z., Harrison of U., Henderson, Hubbard, Lewellen, Lewter, Maverick, Mills, Mundine, Navarro, Norton, Owens, Parker, Redgate, Robinson, Ross of T., Shannon, Smith, Speights, Waterhouse, Whitmore and Wrede—38.

NAYS—Messrs. Speaker, Baxter, Craig, Crooks, Cocke, Cumby, Dickson, Edwards, Flewellen, Francis, Fort, Foscue, Goodrich, Hall, Hobby, Houghton, Maxan, Morris, Munson, Nelson, Parker, Redwine, Ross of R., Shelton, Stewart, Upshaw, Walworth and Whitfield—28.

Mr. Crooks proposed to strike "Upshur county" from the 5th district and add it to the 6th district.

On motion of Mr. Norton, laid on the table by the following vote:

Mr. Crooks calling for the yeas and nays.

YEAS—Messrs. Armstrong, Benevides, Billingsly, Bryce, Bryan, Caddell, Crawford, Clark, Dale, Darnell, Davis, Dennis, Epperson, Fort, Foscue, Henderson, Hobby, Hubbard, Lewellen, Lewter, Maverick, Mills, Mundine, Navarro, Norton, Owens, Parker, Redgate, Robinson, Ross of T., Shannon, Shelton, Smith, Speights, Waterhouse, Whitfield, Whitmore and Wrede—38.

NAYS—Messrs. Speaker, Baxter, Branch, Buckley, Craig, Crooks, Cocke, Cumby, Duncan, Edwards, Flewellen, Francis, Goodrich, Hall, Harrison of C., Harrison of U., Houghton, Maverick, Morris, Munson, Nelson, Perry, Redwine, Ross of R., Stewart, Upshaw and Walworth—27.

Mr. Baxter proposed to amend as follows:

Strike Harrison and Upshur counties from the 5th District and add them to 6th District." Strike out Panola county from the 4th District and place in the 5th District.

Mr. Clark moved to lay the amendment on the table. Carried by the following vote:

Mr. Baxter calling for the yeas and nays.

YEAS—Messrs. Armstrong, Benevides, Billingsly, Branch, Bryce, Bryan, Caddell, Crawford, Clark, Dale, Darnell, Davis, Duncan, Epperson, Francis, Fort, Foscue, Harrison of C., Harrison of V. Z., Henderson, Hobby, Houghton, Hubbard, Lewellen, Lewter, Maverick, Maxan, Maxey, Mills, Mundine, Navarro, Norton, Owens, Parker, Redgate, Shannon, Smith, Speights, Upshaw, Walworth, Waterhouse and Whitfield—42.

NAYS—Messrs. Speaker, Baxter, Buckley, Craig, Crooks, Cocke, Cumby, Dickson, Edwards, Flewellen, Goodrich, Hall, Harrison of U., Morris, Munson, Nelson, Perry, Redwine, Ross of R., Shelton, Stewart, Whitmore and Wrede—23.

Mr. Nelson moved to reconsider the vote attaching Jackson county to the 1st District. Carried by the following vote:

Mr. Buckley calling for the yeas and nays.

YEAS—Messrs. Baxter, Billingsly, Bryan, Buckley, Caddell, Craig, Crooks, Cumby, Davis, Edwards, Flewellen, Fort, Foscue, Goodrich, Harrison of C., Harrison of U., Hobby, Hubbard, Maverick, Maxan, Maxey, Morris, Mills, Munson, Nelson, Perry, Redgate, Redwine, Ross of R., Shelton and Upshaw—32.

NAYS—Messrs. Armstrong, Benevides, Branch, Bryce, Cocke, Dale, Darnell, Dickson, Duncan, Epperson, Francis, Hall, Harrison of V. Z., Henderson, Houghton, Lewellen, Lewter, Mundine, Navarro, Norton, Owens, Parker, Ross of T, Shannon, Smith, Speights, Stewart, Walworth, Waterhouse, Whitfield, Whitmore and Wrede—31.

The amendment was laid on the table on motion of Mr. Buckley.

A message was received from the Senate, informing the House that the Senate had passed the following bills:

A bill to incorporate the Galveston and Houston Junction Railroad Company.

A bill to apportion the State of Texas and to regulate the election of members of Congress.

And returned to the House the bill to regulate the salaries of certain State officers and Clerk's therein named, and to reduce the number of Clerkship's in the Comptroller's office and to arrange the same, and to abolish the allowance for contingent fund.

Mr. Baxter moved to amend by striking out the county of Harrison in the 5th District and insert it in the 6th District.

On motion of Mr. Darnell, laid on the table by the following vote:

Mr. Baxter calling for the yeas and nays.

YEAS—Messrs. Armstrong, Benevides, Bryan, Caddell, Clark, Cocke, Dale, Darnell, Davis, Duncan, Epperson, Francis, Harrison of C., Harrison of V. Z., Harrison of U., Houghton, Hubbard, Lewellen, Lewter, Maverick, McKnight, Mills, Mundine, Norton, Parker, Redgate, Ross of T., Shannon, Smith, Speights, Upshaw, Waterhouse and Wrede—33.

NAYS—Messrs. Speaker, Baxter, Billingsly, Branch, Bryce, Buckley, Craig, Crawford, Crooks, Cumby, Dickson, Flewellen, Fort, Foscue, Goodrich, Hall, Hobby, Maxey, Morris, Munson, Navarro, Nelson, Perry, Redwine, Ross of R., Shelton, Stewart, Walworth, Whitfield and Whitmore—30.

On motion of Mr. Dickson, the bill before the House was laid on the table.

On motion the rule was suspended and the Senate's bill taken up and read first time.

Mr. Buckley offered a substitute for the 1st 2nd District, which was adopted.

Mr. Shelton proposed to amend as follows:

Strike out Collin, Denton and Wise, from the 6th District, and add it to the 5th.

Mr. Lewellen moved to lay it on the table. Carried by the following vote:

YEAS—Messrs. Armstrong, Benevides, Branch, Bryce, Bryan, Caddell, Clark, Dale, Darnell, Davis, Epperson, Harrison of V. Z., Henderson, Houghton, Hubbard, Lewellen, Lewter, Maverick, Maxan, Maxey, McKnight, Mills, Mundine, Navarro, Nelson, Norton, Owens, Parker, Redgate, Ross of T., Shannon, Smith, Speights, Walworth, Waterhouse, Whitfield and Whitmore—37.

NAYS—Messrs. Speaker, Baxter, Billingsly, Buckley, Craig, Crawford, Crooks, Cocke, Cumby, Dennis, Dickson, Duncan, Edwards, Flewellen, Francis, Fort, Foscue, Goodrich, Hall, Harrison of C., Harrison U., Hobby, Morris, Munson, Perry,

Redwine, Ross of R., Shelton, Stewart, Upshaw, Wælder and Wrede—32.

Mr. Dickson moved to substitute the bill reported by the House committee on Apportionment, for the bill pending before the House. Lost by the following vote:

YEAS—Messrs. Armstrong, Baxter, Buckley, Craig, Cocke, Cumby, Dennis, Dickson, Edwards, Flewellen, Fort, Goodrich, Harrison of U., Maverick, Morris, Munson, Nelson, Perry, Redwine, Ross of R., Shelton, Short, Stewart and Upshaw—24.

NAYS—Messrs. Armstrong, Benevides, Billingsly, Branch, Bryce, Bryan, Caddell, Crawford, Crooks, Clark, Dale, Darnell, Davis, Duncan, Epperson, Francis, Foscue, Hall, Harrison of C., Harrison of V. Z., Henderson, Hobby, Houghton, Hubbard, Lewellen, Lewter, Maxan, Maxey, McKnight, Mills, Mundine, Navarro, Norton, Owens, Parker, Redgate, Ross of T., Shannon, Smith, Speights, Wælder, Walworth, Waterhouse, Whitfield, Whitmore and Wrede—46.

Mr. Stewart proposed to amend as follows:

Strike out Jackson from the 2nd District and add it to the 1st, and strike out Caldwell from the 2nd District and add it to the 1st.

On motion of Mr. Francis, the main question was ordered and the bill passed to a third reading by the following vote:

Mr. McKnight calling for the yeas and nays.

YEAS—Messrs. Armstrong, Benevides, Billingsly, Branch, Bryce, Bryan, Buckley, Caddell, Craig, Crawford, Crooks, Clark, Cocke, Dale, Darnell, Davis, Dennis, Duncan, Epperson, Francis, Foscue, Hall, Harrison of C., Harrison of V. Z., Harrison of U., Henderson, Hobby, Houghton, Hubbard, Lewter, Maverick, Maxan, Maxey, McKnight, Mills, Mundine, Munson, Nelson, Norton, Owens, Parker, Perry, Redgate, Ross of T., Shannon, Smith, Speights, Upshaw, Wælder, Walworth, Waterhouse, Whitfield, Whitmore and Wrede—56.

NAYS—Messrs. Baxter, Cumby, Dickson, Fort, Goodrich, Morris, Redwine, Ross of R., Shelton, Short and Stewart—12.

On motion of Mr. Dickson, the rule was suspended, bill read third time and passed by the following vote:

Mr. Baxter calling for the yeas and nays.

YEAS—Messrs. Armstrong, Benevides, Billingsly, Branch, Bryce, Bryan, Buckley, Caddell, Craig, Crawford, Crooks, Clark, Cocke, Darnell, Davis, Dennis, Duncan, Edwards, Epperson, Francis, Foscue, Hall, Harrison of C., Harrison V. Z., Harrison of U., Henderson, Hobby, Houghton, Hubbard, Lewellen, Lewter, Maverick, Maxan, Maxey, McKnight, Middleton, Mills,

Mundine, Munson, Navarro, Nelson, Norton, Owens, Parker, Redgate, Ross of T., Shannon, Smith, Speights, Taylor, Upshaw, Wælder, Walworth, Watehouse, Whitfield, Whitmore and Wrede—57.

NAYS—Messrs. Speaker, Baxter, Cumby, Dale, Dickson, Flewellen, Fort, Goodrich, Morris, Perry, Redwine, Ross of R., Shelton, Short and Stewart—15.

Mr. Branch, from the committee on Enrollment reported as follows:

The joint committee on Enrolled Bills, have examined a bill to change the boundary line between the counties of Goliad and Victoria.

A joint resolution authorizing the payment of the salary of the late Capt. Thos. P. Plaster, deceased, as Door-Keeper of the House of Representatives, to D. C. Dickson.

A bill to be entitled an act to supply deficiencies in former appropriations for frontier protection and to provide for future expenses.

A bill to be entitled an act concerning contested elections of Judges of the District Courts.

And find the same correctly enrolled, properly signed and have been presented to the Governor for his approval and signature.

Mr. Buckley moved to reconsider the vote passing the Apportionment bill and to lay that motion on the table. Carried.

On motion of Mr. Lewellen, the Senate's bill to provide payment for Treasury warrants, issued to Wm. Fitzhugh, was taken up and referred to committee on Finance.

Mr. Morris introduced a joint resolution relative to Brigadier Gen. D. E. Twiggs: Read first time.

On motion of Mr. Morris, rule suspended, read second time and ordered to be engrossed.

On motion rule further suspended, read third time and passed.

The House bill authorizing a State loan, &c., with amendments by the Senate, was taken up and amendment concurred by the following vote:

YEAS—Messrs. Speaker, Armstrong, Baxter, Benevides, Billingsly, Branch, Bryan, Buckley, Caddell, Craig, Crawford, Crooks, Clark, Cocke, Cumby, Dale, Darnell, Davis, Dennis, Dickson, Duncan, Epperson, Flewellen, Francis, Fort, Foscoe, Goodrich, Hall, Harrison of C., Harrison of V. Z., Harrison of U., Hobby, Houghton, Hubbard, Maverick, Maxan, Maxey, Morris, McKnight, Mills, Munson, Navarro, Nelson, Parker, Perry, Ross of T., Shaunon, Shelton, Short, Smith, Speights,

Stewart, Upshaw, Wælder, Walworth, Waterhouse, Whitfield and Wrede—59.

YAYS—Messrs. Bryce, Edwards, Lewter, Middleton, Norton, Redgate, Redwine, Ross of R., Taylor and Whitmore—10.

House bill to authorize the Commissioner of the General Land Office, to issue patents on surveys not made in a form required by law. Taken up read third time.

[Mr. Dale in the Chair.]

A message was received from the Senate, informing the House that the Senate had passed the House bill supplemental to the act creating the county of Kaufman, approved Feb. 26, 1848; and had amended and passed House bill prescribing the manner of authenticating instruments of record.

Also had passed the following named bills originating in the Senate, to-wit:

Bill supplemental to the act to amend the fourth section of an act to provide for the investment of the Special School Fund in the bonds of Railroad Companies incorporated by the State, passed Aug. 13, 1856; approved Feb. 22, 1858.

Bill to extend the time for completing the improvements of the Brazos river.

Bill for the relief of Ware Beuge.

Bill for the relief of Samuel Everett.

Bill to define the boundary of Hopkins county.

The question recurring on the passage of the bill before the House, Mr. Davis called for the yeas and nays, and the House refused to pass the bill by the following vote:

YEAS—Messrs. Speaker, Bryan, Cocke, Darnell, Epperson, Harrison of V. Z., Harrison of U., Henderson, Lewellen, Maverick, Mills, Nelson, Norton, Owens, Parker, Perry, Redgate, Ross of T., Shannon, Short, Smith, Wælder, Walworth, Whitfield, Whitmore and Wrede—25.

NAYS—Messrs. Billingsly, Bryce, Buckley, Caddell, Craig, Crawford, Crooks, Clark, Dale, Davis, Dennis, Dickson, Edwards, Flewellen, Francis, Fort, Foscue, Goodrich, Hall, Harrison of C., Hobby, Houghton, Hubbard, Lewter, Maxan, Maxey, Morris, Munson, Navarro, Redwine, Ross of R., Shelton, Speights, Stewart and Upshaw—35.

Joint resolution providing for the transfer of arms and munitions of war by the State to the Confederate States, with amendments by the Senate, was taken up and amendments concurred in.

On motion the House adjourned till 7½ o'clock, P. M.

7½ o'Clock, P. M.

House met. Roll called—quorum present.

The House bill to prescribe the manner of authenticating instruments of record with amendments by the Senate, was taken up and amendment concurred in.

Senate's bill to refund the expenses of S. P. Hollingsworth, as bearer of dispatches to the Congress at Montgomery, was taken up and passed.

Senate's bill requiring forced sales in Nueces county, to be made at the door of the La Retema house, in Corpus Christi. Taken up, read first time.

Rule suspended, bill read second time and passed to a third reading.

On motion of Mr. Duncan, rule further suspended, bill read third time and passed.

Senate's bill relative to the School Fund derivable from taxation, under the second section of 10th article of the State Constitution, was taken up, read first time.

On motion of Mr. Mills, rule suspended, bill read second time.

Mr. Henderson moved to refer the bill to committee on Education. Lost.

Mr. Duncan moved to lay the bill on the table. Lost.

On motion of Mr. Mills, rule further suspended, bill read third time and passed.

Joint resolution to establish a Court of admiralty at Galveston and other places, taken up, read first time.

On motion of Mr. Morris, rule suspended, bill read second time.

Mr. Morris proposed to amend by inserting after Galveston, "Sabine Pass and Indianola." Lost, and bill passed to a third reading.

On motion of Mr. Duncan, rule further suspended and bill passed.

Mr. Davis, by permission, introduced a bill to fix the place for public sales in the town of San Marcos. Read first time.

On motion, Mr. Davis, rule was suspended.

Bill read second time and ordered to be engrossed.

On motion, rule further suspended, bill read third time and passed.

Report from the joint committee on Retrenchment and Reform, recommending the passage of Senate's joint resolution suspending the Geological survey, with amendments, was taken up and amendments adopted.

A message was received from the Senate, informing the House,

that the Senate had passed House bill for relief of Chas. Ganahl, and had amended and passed House bill to encourage the establishment of Manufactories in the State of Texas.

Also had passed the following named bills originating in that body.

Bill to incorporate Columbus Lodge, No. 51, I. O. O. F.

Bill to incorporate the Houston Cotton Press Company.

Bill for the relief of Nathan Davis, or his assigns.

Bill to reduce the expenditures on account of the General Land Office, and to regulate the fees and the manner of conducting the same.

Mr. Stewart proposed to amend the bill before the House as follows:

Strike out "shall continue in office until the first day of July, and no longer," and insert "shall continue in office until the expiration of his time." Rejected.

The question recurring on the passage of the bill to a third reading, the same was put and the bill ordered to a third reading by the following vote:

YEAS—Messrs. Speaker, Armstrong, Baxter, Crooks, Cocke, Cumby, Dale, Darnell, Davis, Epperson, Francis, Foscue, Goodrich, Harrison of C., Harrison of V. Z., Harrison of U., Houghton, Lewellen, Morris, McKnight, Middleton, Mills, Nelson, Norton, Parker, Perry, Redwine, Ross of T., Shelton, Speights, Upshaw, Wælder, Whitfield and Whitmore—34.

NAYS—Messrs. Billingsly, Branch, Bryce, Bryan, Buckley, Caddell, Craig, Crawford, Clark, Dennis, Dickson, Duncan, Edwards, Flewellen, Fort, Hall, Henderson, Henry, Hobby, Hubbard, Maverick, Maxan, Maxey, Munson, Navarro, Parker, Perry, Redgate, Robinson, Shannon, Smith, Stewart, Taylor and Walworth—32.

Mr. Crooks, Chairman of the committee on Engrossed Bills, reported correctly engrossed, a bill to authorize and require public sales in the county of Hays to be made upon the public square of San Marcos.

And the bill supplemental to the act to apportion the State of Texas, and to regulate the election of members of Congress.

Mr. Wælder, by permission, introduced a bill supplemental to the bill to apportion the State into six Congressional Districts. Read first time.

On motion of Mr. Wælder, the rule was suspended, bill read second time.

Mr. Crooks moved to refer the bill to the committee on Apportionment. Lost.

Mr. Stewart proposed to amend as follows:

"And any other counties omitted in the original bill, shall be attached to the nearest Congressional District, and form a part thereof." Lost, and bill ordered to be engrossed.

On motion of Mr. Lewellen, the rule was suspended, bill read third time and passed.

Senate's bill to amend the act to regulate Estrays, approved Feb. 5, 1861. Taken up and read first time.

On motion of Mr. Mills, rule suspended, bill read second time and passed to a third reading.

On motion of Mr. Mills, rule further suspended, bill read third time and passed.

Mr. Epperson, by permission, offered the following resolution:

Resolved, That the committee on Finance, be instructed to report a bill appropriating \$50,000 to supply rations to the Cavalry regiment, called out by the Convention, for the protection of the frontier. Adopted.

Senate's bill to require the board of Auditors to audit the claims of H. B. Waller. Taken up, read first and second times and referred to committee on Finance.

Mr. Henderson moved to suspend the rule and take up Senate bill to incorporate the Houston Cotton Press Company. Lost.

Senate's bill to amend sections 71 and 92 of the act to regulate proceedings in the District Courts, approved May 13, 1846. Taken up, read first time.

[Mr. Mills in the Chair.]

On motion of Mr. Buckley, rule suspended, bill read second time.

Mr. Fort proposed to amend as follows:

"The authority of the officer before whom such evidence is taken, shall be certified to by a Minister, Consul or Secretary of Legation of the Confederate States of America, unless such evidence is taken before such Minister, Consul or Secretary of Legation."

On motion the House adjourned till 9 o'clock, A. M. to-morrow.

HOUSE OF REPRESENTATIVES, }
Saturday, April 6th, 1861. }

House met pursuant to adjournment—roll called—quorum present.

Journal of yesterday read and adopted.

Mr. Henderson introduced a joint resolution relative to the Texas Central Railroad. Read first time.

On motion of Mr. Henderson, rule suspended, bill read second time and ordered to be engrossed.

On motion of Mr. Henderson, rule further suspended, bill read third time and passed.

Mr. Redwine reported as follows, from committee on Retrenchment and Reform:

The joint committee on the reduction of expenditures, would report that the several bills heretofore reported by them, if passed, will save the State over \$25,000, and if the reform suggested in the several asylums are carried out, there will be an additional saving of several thousand dollars more.

The committee regrets that the limited time allowed has precluded these institutions, a thorough reformation, and in many other departments which in the present embarrassed condition of the finance, is absolutely demanded. Much labor and careful study has been bestowed by the committee on the subject of an entire reorganization of the judicial districts of the State. This is a reform, of all others, which seriously demands the attention of the Legislature, and the hope is entertained that the next Legislature will at once arrest an evil of such magnitude, and promptly relieve the Treasury of the heavy burthen which the present extravagant judicial district system has fastened upon it. Five of the districts can be dispensed with, and the labor of each Judge equalized to about thirty-two or thirty-four weeks annually; as it now is, some Judges work as high as forty-two weeks, and others have but little labor to perform. In proposing the reduction of salaries, the committee have been prompted by a strict sense of duty. A number of the committee believe that we have fallen short of what should have been done in this regard. The salaries of all the officers of the State Government are liberal. It has been but a few years since they were increased, but it was at a time when the Treasury was overflowing. The state taxes were relinquished to the counties, and the rate of taxation reduced. Now our condition is very different; we are in debt, and proposing to obtain a loan of one million of dollars. In this, we may not succeed as we desire, but whether we succeed or not, the taxes necessarily, must be increased. Therefore, we should do whatever we can to reduce the expenses of the government so far as it can be done, without detriment of the public interest.

Your committee have not had time to perfect but little of

what is really demanded of the Legislature, and we can only hope, that the next Legislature will do that which the limited time of the session, and many pressing engagements have precluded us from doing.

Respectfully submitted,

H. D. REDWINE,

Chairman on part of the House.

J. W. THROCKMORTON,

Chairman on part of the Senate.

Mr. Stewart, chairman of the committee on Finance, reported recommending the passage of the bill regulating the Board of auditors of debts, incurred by authority of the Convention to admit the claim of Hiram B. Waller.

Also, reported recommending the passage of the bill to provide for the payment of treasury warrants issued to Wm. Fitzhugh.

Also, reported recommending the passage of the bill making appropriation for certain cases, with amendments by the committee.

Mr. Maxey, one of the committee on Enrolled Bills, reported correctly enrolled and properly signed, a bill to amend the 4th, 7th, 8th, 15th, 18th, and 34th sections of an act to provide for the assessment and collection of taxes, approved February 11th, 1850, approved February 11th, 1860, and that the same had been presented to the Governor for his signature and approval.

On motion of Mr. Foscue, the Senate bill to establish certain regulations for the management of the Lunatic, Deaf and Dumb and Blind Asylums. Read first time and passed to second reading.

On motion, rule suspended, bill read second time and passed to third reading.

On motion rule further suspended, bill read third time and passed.

The House bill to establish manufactories in the State of Texas, with amendments from the Senate, was taken up, amendments concurred in and bill passed.

On motion of Mr. Parker, Mr. Shannon was excused from attendance on the House.

Mr. Crooks, chairman of committee on Engrossed Bills, reported correctly engrossed, a joint resolution authorizing the Governor to appoint two Commissioners to enquire into the affairs of the Central Railroad.

The bill and amendment pending when the House last adjourned was taken up.

Mr. Morris offered the following as a substitute for the amendment :

Section 1st, 14th line, strike out all after the word "any" to the word "to" in 20th line, and insert "Judge of any Court of Record within the United States or any State or county where it is stated in the notice such witness resides requiring such Judge." Strike out the word "officer" where it occurs in the remainder of said section, and insert "Judge."

Strike out the last five lines in said section. Lost, and the amendment lost.

A message was received from the Senate informing the House that the Senate had passed and amended the following House bills :

A bill to amend an act entitled an act amendatory of the laws to raise revenue by taxation, approved February 16th, 1858.

Also, the bill granting a pension to Cynthia Ann Parker, and

Had passed a substitute for the bill donating land to Cynthia Ann Parker and to her daughter To-Kusan Parker.

Also, the Senate's bill making an appropriation for the subsistence and transportation of supplies for the regiment ordered to be raised by an Ordinance passed by the Convention.

Also, requested the House to return to the Senate, the House bill to amend an act entitled an act amendatory of the laws to raise the revenue by taxation, approved February 16th, 1858.

Mr. Fort proposed to amend the bill before the House as follows :

Section 1st, after the words "to any" strike out the words "public officer of any town, city, district or county, or State, or other political domain of any government beyond the limits of this State, having and using a seal to authenticate their official oaths ; or to any consul, minister or secretary of legation of the Confederate States," and insert "Judge of any court of record, or Notary Public within any county in any of the Confederate States or United States, or any Public Minister Charge de Affairs, or consul of the Confederate States." Lost.

Mr. Dale moved to lay the bill on the table. Lost by the following vote :

Mr. Dale calling for the yeas and nays.

YEAS—Messrs. Armstrong, Bryce, Caddell, Crawford, Cumby, Dale, Darnell, Dickson, Francis, Fort, Hall, Harrison of V. Z., Harrison of U., Houghton, Hubbard, Lewter, Maxey, Morris, Middleton, Norton, Parker, Perry, Redwine, Ross of T., Speights, Stewart, Upshaw, Waterhouse, Whitfield and Whitmore—30.

NAYS—Messrs. Baxter, Billingsly, Branch, Buckley, Crooks,

Clark, Cocke, Davis, Dennis, Edwards, Epperson, Flewellen, Foscue, Goodrich, Harrison of C., Hartley, Henderson, Lewellen, Maverick, Maxan, McKnight, Mills, Munson, Nelson, Redgate, Robinson, Smith, Short, Wælder, Walworth and Wrede—31.

The question recurring on the passage of the bill,

On motion of Mr. Norton, a call of the House was ordered.

Absentees: Messrs Bryan, Henry, Hobby, Hubbard, Lewis of R., Mundine, Navarro, Owens, Ross of R., and Shelton.

On motion of Mr. Wælder, the call was suspended.

Mr. Wælder proposed to amend the bill as follows:

“Where depositions in any State or country beyond the limits of the Confederate States, except the United States of America, the official character of the officer taking the same, unless he be an officer of this, or the Confederate States, shall be certified to by a minister, secretary of legation or consul of the Confederate States, or by the Secretary of State, or some equivalent officer of the State or country in which such depositions are taken. Adopted.

Mr. Norton moved to indefinitely postpone the bill. Lost by the following vote:

Mr. Mills calling for the yeas and nays.

YEAS—Messrs. Armstrong, Benevides, Bryce, Caddell, Crawford Cumby, Dale, Darnell, Dickson, Francis, Fort, Harrison of V. Z., Harrison of U., Lewter, Maxey, Morris, Middleton, Navarro, Norton, Parker, Perry, Redwine, Ross of R., Ross of T., Speights, Stewart, Waterhouse, Whitfield and Whitmore—29.

NAYS—Messrs. Speaker, Baxter, Billingsly, Branch, Bryan, Buckley, Craig, Crooks, Clark, Cocke, Davis, Dennis, Duncan, Edwards, Epperson, Flewellen, Foscue, Goodrich, Hall, Harrison of C., Hartley, Henderson, Hobby, Houghton, Hubbard, Lewellen, Maverick, Maxan, McKnight, Mills, Nelson, Redgate, Shelton, Short, Smith, Taylor, Upshaw, Wælder, Walworth and Wrede—40.

And bill passed by the following vote:

Mr. Dale calling for the yeas and nays.

YEAS—Messrs. Speaker, Baxter, Billingsly, Branch, Bryan, Buckley, Craig, Crooks, Clark, Cocke, Davis, Dennis, Duncan, Edwards, Epperson, Flewellen, Fort, Foscue, Goodrich, Hall, Harrison of C., Hartley, Henderson, Hobby, Lewellen, Maverick, Maxan, McKnight, Mills, Munson, Nelson, Redgate, Shelton, Short, Smith, Taylor, Upshaw, Wælder and Walworth—41.

NAYS—Messrs. Armstrong, Benevides, Bryce, Caddell, Craw-

ford, Cumby, Darnell, Dickson, Francis, Harrison of V. Z., Harrison of U., Houghton, Hubbard, Lewter, Maxey, Morris, Middleton, Navarro, Norton, Parker, Perry, Redwine, Ross of T., Speights, Stewart, Waterhouse Whitfield and Whitmore—28.

Mr. Henderson moved to reconsider the vote just taken, and lay that motion on the table. Carried by the following vote :

Mr. Nelson calling for the yeas and nays.

YEAS—Messrs. Speaker, Armstrong, Baxter, Branch, Bryan, Kuckley, Craig, Crooks, Clark, Cocke, Davis, Dennis, Duncan, Edwards, Epperson, Flewellen, Foscue, Goodrich, Hall, Harrison of C., Hartley, Henderson, Hobby, Houghton, Lewellen, Maverick, Maxan, Mills, Munson, Nelson, Redgate, Short, Smith, Taylor, Upshaw, Wælder, Walworth, and Wrede—38.

NAYS—Messrs. Billingsly, Bryce, Caddell, Crawford, Cumby, Dale, Darnell, Dickson, Francis, Fort, Harrison of V. Z., Harrison of U., Hubbard, Lewter, Maxey, Morris, McKnight, Middleton, Navarro, Norton, Parker, Perry, Redwine, Ross of R., Ross of T., Speights, Stewart, Waterhouse, Whitfield and Whitmore—30.

Mr. Dennis moved to reconsider the vote passing the Senate's bill in relation to the Insane, Deaf and Dumb and Blind Asylums.

Message from the Senate informing the House that the Senate had passed House joint resolution concerning Brigadier General D. E. Twiggs,

And, returned House bill (withdrawn by the Senate,) to amend the act amendatory of the laws to raise revenue by taxation, approved February 16th, 1858.

And, had passed Senate's bill to amend the act, to amend the act to organize Justice's Courts and to define the powers and jurisdictions of the same, approved February 7th, 1861.

And, a bill to amend the 7th chapter of the Penal Code.

The question recurring on the reconsideration of the bill, Mr. Nelson moved to lay the motion on the table. Lost by the following vote :

Mr. Dennis calling for the yeas and nays.

YEAS—Messrs. Speaker, Billingsly, Bryan, Craig, Crawford, Crooks, Cocke, Dale, Davis, Dickson, Edwards, Flewellen, Francis, Foscue, Goodrich, Harrison of C., Harrison of U., Henderson, Hobby, Lewellen, Maverick, Mills, Nelson, Perry, Redwine, Ross of R., Taylor, and Whitmore—28.

NAYS—Messrs. Benevides, Branch, Bryce, Caddell, Clark, Cumby, Darnell, Dennis, Duncan, Epperson, Fort, Hall, Harrison of V. Z., Houghton, Hubbard, Lewter, Maxan, Maxey,

Morris, Middleton, Munson, Navarro, Norton, Parker, Redgate, Ross of T., Shelton, Short, Smith, Stewart, Upshaw, Wælder, Walworth, and Whitfield—34.

Mr. Stewart, chairman of the committee on Finance, reported asking to be discharged from the further consideration of the Comptroller's report of his mission to Washington city.

Also, reported recommending the passage of the bill to amend the tax law of February 11th, 1850, and the amendatory tax law to the same, approved February 11th, 1860, with amendments by the committee.

Mr. Perry, one of the committee on Finance, reported asking to be discharged from the further consideration of the resolution instructing the committee on Finance, to enquire into the expenses of the late Convention.

Mr. Maxey moved the previous question. Lost.

On motion, the House adjourned till 3 o'clock, P. M.

3 O'CLOCK, P. M.

House met—roll called—quorum present.

On motion of Mr. Dickson, the bill pending when the House adjourned, was postponed.

The rule was suspended, and the Senate's bill to incorporate the Galveston and Houston Railroad Companies, was taken up and read first time.

Mr. Henderson moved to refer the bill to the committee on Internal Improvements. Lost by the following vote :

Mr. Henderson calling for the yeas and nays.

YEAS—Messrs. Armstrong, Billingsly, Bryan, Buckley, Crawford, Clark, Cocke, Davis, Duncan, Epperson, Flewellen, Henderson, Hobby, Norton, Shelton, Speights, Walworth and Waterhouse—18.

NAYS—Messrs. Speaker, Baxter, Benevides, Branch, Bryce, Craig, Crooks, Dale, Darnell, Dennis, Dickson, Francis, Fort, Foscue, Goodrich, Hall, Harrison of C., Harrison of V. Z., Harrison of U., Hartley, Hubbard, Lewellen, Lewter, Maverick, Maxey, Middleton, Mills, Navarro, Nelson, Parker, Perry, Redgate, Redwine, Robinson, Ross of R., Smith, Stewart, Upshaw, Wælder, Whitfield, Whitmore and Wrede—42.

A message was received from the Senate, informing the House, that the Senate had amended and passed the following House bills :

A bill to authorize and require public sales in the county of

Hays, to be made upon the public square in the town of San Marcos.

A bill supplemental to an act to apportion the State of Texas, and to regulate the election of members of Congress.

Also, a joint resolution authorizing the Governor to appoint two commissioners to examine into the affairs of the Central Railroad, and to report to him.

And, had passed a substitute for the House bill to provide for the pay of the current expenses of the revenue cutter "Dodge."

And, had also passed the following bills originating in that body :

A bill for the relief of John A. Cummings.

A bill to incorporate the Texas and Arizona Mining and Transportation Company.

Mr. Dickson moved to suspend the rule and place the bill before the House on its second reading.

Mr. Henderson moved to adjourn till 7 o'clock, P. M. Lost.

Mr. Foscue moved to postpone the bill till 7 o'clock, P. M. Lost.

The question recurring on the motion to suspend the rule, the same was put and lost by the following vote :

Three-fourths not voting therefor.

YEAS—Messrs Speaker, Armstrong, Baxter, Benevides, Billingsly, Branch, Bryce, Bryan, Buckley, Craig, Crooks, Clark, Cocke, Dale, Darnell, Davis, Dennis, Dickson, Francis, Fort, Foscue, Goodrich, Hall, Harrison of C., Harrison of V. Z., Harrison of U., Hartley, Hubbard, Lewellen, Lewter, Maverick, Maxey, Middleton, Mills, Munson, Navarro, Nelson, Parker, Perry, Redgate, Redwine, Robinson, Smith, Stewart, Upshaw, Walder, Whitfield, Whitmore and Wrede—49.

NAVS—Messrs Crawford, Duncan, Edwards, Epperson, Flew-ellen, Henderson, Hobby, Morris, Norton, Ross of R., Shelton, Speights Walworth and Waterhouse—14.

House bill to amend the act amendatory of the act to raise the revenue by taxation, with amendments by the Senate, taken up and House refused to concur.

House bill granting a pension to Cynthia Ann Parker, with amendments by the Senate, taken up and amendments concurred in.

Senate's substitute for the House bill granting land to Cynthia Ann Parker, taken up and read first time.

On motion, rule suspended, bill read second time and passed to third reading.

On motion, rule suspended bill read third time and passed.

House bill supplemental to apportionment bill, with amendments by the Senate ; taken up and amendments concurred in.

House joint resolution authorizing the Governor to appoint Commissioners to enquire into the affairs of the Texas Central Railroad Company, with amendments by the Senate ; taken up and amendments concurred in.

House bill to authorize and require public sales in the county of Hays to be made upon the public square in the town of San Marcos ; with amendments by the Senate, was taken up and amendments concurred in.

Mr. Crooks moved to take up the bill to define the county line of Hopkins county. Lost.

On motion of Mr. Lewellen, the rule was suspended and the Senate's bill to provide for the payment of the treasury warrants issued to Wm. Fitzhugh ; was taken up and read first time.

On motion of Mr. Lewellen, bill read second time and passed to third reading.

On motion, rule further suspended, bill read third time and passed.

On motion of Mr. Darnell, the rule was suspended and the Senate's bill providing for the change in the venue in the case of the State vs. Albert G. Walker. Read first time.

On motion of Mr. Mills, rule suspended, bill read second time and passed to third reading.

Mr. Foscoe voting against the passage of the bill to third reading.

On motion of Mr. Norton, rule further suspended, bill read third time and passed.

Mr. Foscoe voting against the passage of the bill.

On motion of Mr. Middleton, rule suspended and bill for the relief of Jno. A. Cummings, was taken up and read first time.

On motion, rule further suspended, bill read second time and passed to third reading.

On motion rule further suspended, bill read third time and passed.

On motion of Mr. Buckley, rule suspended, and the Senate's bill to amend an act incorporating Columbus Tap Railroad Company, approved February 2nd, 1860, was taken up and read first time.

Mr. Buckley moved to suspend the rule and place the bill on second reading. Carried.

Mr. Caddell moved to reject the bill.

On motion of Mr. Baxter, the motion to reject was laid on the table, and the bill passed to third reading.

On motion, rule further suspended, bill read third time and passed by two-third vote.

On motion of Mr. Wælder, rule suspended, and the Senate's bill for the relief of Thomas H. Duggan, was taken up and read first time.

On motion, the rule was suspended and bill read second time and passed to third reading.

On motion of Mr. Wælder, the rule was further suspended, bill read third time and passed.

On motion of Mr. Hubbard, the rule was suspended and the Senate's bill to incorporate the Texas Baptist College, was taken up and read first time.

On motion of Mr. Henderson, rule suspended, bill read second time and passed to third reading.

On motion of Mr. Henderson, rule further suspended and bill read third time and passed by two-third vote.

On motion of Mr. Hartley, the rule was suspended and the Senate bill to provide for the payment of certain debts created by the Convention of the people of Texas, was taken up, read first time and passed to second reading.

On motion of Mr. Hartley, rule suspended, bill read second time and passed to third reading.

On motion, rule further suspended, bill read third time.

Mr. Branch, one of the committee on Enrolled Bills, reported as follows :

The joint committee on Enrolled Bills, have examined a bill to apportion the State of Texas, and regulate the election of members of Congress.

A joint resolution in relation to the establishment of an Admiralty court for the State of Texas, at Galveston and such other places in this State, as commerce requires.

A bill in relation to the School Fund derivable from taxation under the provisions of the second section of the tenth article of the Constitution of the State.

A bill to be entitled an act to authorize and require all forced sales of real estate, and negroes and sales of real estate or negroes, made by executors or Administrators in the county of Nueces, to be made at the front door of the La Retama House in the city of Corpus Christi.

And find them correctly enrolled, properly signed and this day presented to the Governor for his approval and signature.

On motion, the House adjourned till 7½ o'clock, P. M.,

7½ o'Clock, P. M.

House met—roll called—quorum present.

The Senate's bill pending when the House adjourned, was taken up.

Mr. Bryce moved to refer the bill to the committee on Finance Carried by the following vote :

Mr. Hartley, Calling for the yeas and nays.

YEAS—Messrs. Billingsly, Bryce, Bryan, Buckley, Caddell, Craig, Crawford, Darnell, Davis, Epperson, Francis, Fort, Foscue, Goodrich, Hall, Harrison of V. Z., Harrison of U., Henry, Houghton, Hubbard, Lewellen, Lewter, McKnight, Middleton, Mundine, Munson, Norton, Redgate, Redwine, Ross of R., Ross of T., Speights, Stewart, Waterhouse, Whitfield, Whitmore and Wrede—36.

NAYS—Messrs. Speaker, Armstrong, Baxter, Crooks, Cocke, Cumby, Dale, Dennis, Dickson, Duncann, Flewellen, Hartley, Henderson, Maverick, Maxan, Mills, Nelson, Owens, Parker, Robinson, Shelton, Short, Smith, Stewart, Upshaw, Wælder and Walworth—27.

On motion of Mr. Henderson, rule suspended and Senate bill to incorporate the Houston Cotton Press Company, was taken up and read first time.

On motion rule suspended, bill read second time and passed to third reading.

On motion, rule further suspended, bill read third time and passed.

The Senate's bill to establish certain regulations for the management of the Lunatic, Deaf and Dumb and Blind Asylums, pending when the House adjourned this morning, with a motion to reconsider the vote passing the bill, was taken up and the bill reconsidered.

Mr. Davis proposed to amend as follows :

"Exclusive of superintendant and teachers." Adopted and bill passed.

Mr. Clark introduced a bill for the relief of Archable Hodgkess. Read first time.

On motion of Mr. Stewart, rule suspended, bill read second time.

A message was received from the Senate, informing the House that the Senate refused to recede from their amendment to the House bill to amend an act entitled an act amendatory of the laws to raise revenue by taxation, approved February 16th, 1858, and had appointed Messrs. Throckmorton, Duggan and Potter, a committee on the part of the Senate, and desire a like committee on the part of the House.

And had also passed the following bills originating in that body :

A bill to incorporate the Star State Telegraph Company.

A bill to amend the 4th, 6th, 7th, 8th and 10th sections of an act passed February 13th, 1858, entitled an act amendatory of an act regulating Juries, approved 4th May, 1846.

And had amended the House resolution to adjourn by striking out Monday the 8th and inserting Tuesday the 9th.

Mr. Bryce moved to refer the bill to the committee on Private Land Claims. Lost, and bill ordered to be engrossed.

Mr. Dale offered the following resolution :

Resolved, That the Chief Clerk of the House be authorized and required to file and label the unfinished business of this House, and to safely keep and transfer the same to his successor ; to read and correct the proof of the journals of this House at the extra and adjourned session thereof, and to index the same, and that he be allowed twenty days pay as clerk for said service, to be paid out of the contingent fund of the House."

Mr. Foscue proposed to amend as follows :

"And that J. Mangum be continued in office for three days after the adjournment, to turn over the stationery of this House to the Secretary of State. Accepted and resolution adopted.

On motion of Mr. Darnell, the report from the committee on Finance, recommending that sundry bills be laid on the table, was taken up.

Mr. Darnell moved that the report be laid on the table. Lost by the following vote :

YEAS—Messrs. Armstrong, Benevides, Billingsly, Branch, Caddell, Clark, Crooks, Darnell, Davis, Duncan, Epperson, Harrison, of V. Z., Lewellen, Maverick, Maxan, Middleton, Mills, Mundine, Navarro, Norton, Redgate, Robinson, Smith, Speights, Taylor, Walworth, Waterhouse, and Whitfield.—29.

NAYS—Messrs. Speaker, Baxter, Bryan, Craig, Crawford, Cocke, Cumby, Dale, Dennis, Flewellen, Francis, Fort, Foscue, Goodrich, Hall, Harrison, of C., Harrison, of U., Hartly, Maxey, McKnight, Nelson, Parker, Redwine, Ross of R., Shelton, Stewart, Upshaw, Wælder, Whitmore and Wrede—32.

And report adopted.

Mr. Branch, from the committee on Enrollment, reported as follows :

The joint committee on Enrolled Bills, have examined a bill supplemental to an act making an appropriation for the per diem pay and mileage of the members of the Convention.

A bill to be entitled an act supplemental to an act to regulate estrays, approved 5th of February, A. D., 1860.

A bill to be entitled an act for the relief of Charles Ganahl.
 A bill to be entitled an act supplemental and amendatory of the act creating the county of Kaufman, approved February 26th, 1848.

A bill to be entitled an act prescribing the manner of authenticating instruments for record.

A joint resolution providing for the turning over of the property now in the possession of the State, lately taken from the United States government, to the Confederate States government.

A bill to be entitled an act, to be entitled an act authorizing a loan and imposing a specific tax, to meet the principal and interest thereof, and specifying how the money arising from the loan shall be applied.

Also, a bill to provide for the payment of the treasury warrants issued to William Fitzhugh.

And, find the same correctly enrolled, properly signed, and have this day been presented to the Governor for his approval and signature.

Mr. Craig moved to suspend the rule and take up the bill supplementary to, and amendatory of an act, amendatory of an act entitled an act to provide for the investment of the Special School Fund in the bonds of Railroad Companies. Lost by the following vote, two-thirds not voting for the suspension :

Mr. Baxter calling for the yeas and nays.

YEAS—Messrs. Speaker, Baxter, Billingsly, Craig Crawford, Cocke, Dale, Darnell, Dennis, Duncan, Eleanellen, Francis, Fort, Hall, Harrison of C., Harrison of V. Z., Harrison of U., Hartley, Maverick, Maxan, Middleton, Mills, Munson, Navarro, Norton, Parker, Perry, Redgate, Robinson, Ross of T., Shelton, Short, Upshaw, Wælder, Walworth, Waterhouse, Whitfield and Whitmore—38.

NAYS—Messrs. Armstrong, Benevides, Branch, Bryce, Bryan, Caddell, Crooks, Clark, Cumby, Davis, Edwards, Epperson, Foscue, Goodrich, Henderson, Morris, McKnight, Mundine, Nelson, Redwine, Ross of R., Shelton Speights, Stewart, Taylor and Wrede—26.

Mr. Darnell gave notice of a protest against the action of the House in laying the bill to make ten per cent. Treasury warrants, receivable for government dues.

On motion of Mr. Taylor of C., the joint resolution concerning iron founderies in this State, was taken up, read second tiem and ordered to be engrossed.

On motion of Mr. Taylor of C., rule further suspended, bill read third time and passed.

Mr. Fort moved to suspend the rule and take up Senate's bill to incorporate Columbus I. O. O. F. Lodge. Lost.

Mr. Mills moved to suspend rule, and take up the Senate bill to incorporate the Galveston and Houston Junction Railroad Company.

Mr. Crooks, chairman of committee on Engrossed Bills, reported correctly engrossed, the joint resolution concerning iron foundaries in the State of Texas.

The question on the suspension of the rule, was put and carried by the following vote :

Mr. Henderson calling for the yeas and nays.

YEAS—Messrs. Speaker, Armstrong, Billingsly, Branch, Bryce, Buckley, Caddell, Craig, Crooks, Clark, Cocke, Dale, Darnell, Davis, Dennis, Epperson, Francis, Fort, Foscue, Goodrich, Harrison of C., Harrison of V. Z., Harrison of U., Hartley, Henry, Hubbard, Lewellen, Maverick, Maxan, McKnight, Middleton, Mills, Mundine, Munson, Nelson, Norton, Owens, Parker, Perry, Redgate, Robinson, Ross of R., Short, Smith, Speights, Stewart, Taylor, Upshaw, Wælder, Walworth, Whitfield and Wrede—52.

NAYS—Messrs. Benevides, Cumby, Duncan, Flewellen, Henderson, Morris, Navarro, Redwine, Shelton, Waterhouse and Whitmore—11.

Mr. Mills moved to suspend the rule and place bill on third reading.

Mr. Henderson moved to adjourn till 9 o'clock, A. M., Monday. Lost by the following vote :

Mr. Henderson calling for the yeas and nays.

YEAS—Messrs. Benevides, Caddell, Cumby, Duncan, Henderson, Maverick, McKnight, Navarro, Nelson, Owens, Shelton, Walworth, Waterhouse and Whitmore—14.

NAYS—Messrs. Speaker, Armstrong, Baxter, Billingsly, Branch, Bryce, Buckley, Craig, Crooks, Cocke, Dale, Darnell, Davis, Dennis, Epperson, Francis, Fort, Foscue, Goodrich, Harrison of C., Harrison of V. Z., Harrison of U., Hartley, Henry, Hubbard, Lewellen, Maxan, Middleton, Mills, Mundine, Munson, Nelson, Norton, Perry, Redgate, Redwine, Robinson, Ross of R., Short, Smith, Speights, Stewart, Taylor, Upshaw, Wælder and Wrede—45.

On motion of Mr. McKnight, a call of the House was ordered Absentees. Messrs. Bryan, Dickson, Duncan, Hall, Hobby, Houghton, Lewis of B., Maxey and Shannon.

On motion Messrs. Lewter and Houghton were excused from attendance on the House.

Mr. Cumby moved to adjourn till 9 o'clock, A. M., Monday. Lost.

On motion of Mr. Mills, the call was suspended.

Mr. Henderson proposed to amend as follows:

Sec. 2. Strike out all the words from "that" to "success," and insert "such Company." Lost.

Mr. Henderson moved to adjourn till 9 o'clock, A. M., on Monday.

Mr. Dennis moved the previous question.

Mr. Henderson moved to adjourn till 10 o'clock, A. M., on Monday. Lost by the following vote:

Mr. Henderson calling for the yeas and nays.

YEAS—Messrs. Baxter, Benevides, Crawford, Cumby, Duncan, Flewellen, Morris, Mundine, Navarro, Norton, Owens, Shelton and Whitmore—13.

NAYS—Messrs. Speaker, Armstrong, Billingsly, Branch, Bryce, Bryan, Buckley, Caddell, Craig, Crooks, Cocke, Dale, Darnell, Davis Dennis, Epperson, Francis, Fort, Foscue, Goodrich, Harrison of V. Z., Harrison of U., Hartley, Henry, Hubbard, Lewellen, Maverick, McKnight, Middleton, Mills, Nelson, Parker, Perry, Redgate, Redwine, Robinson, Ross of R., Ross of T., Short, Smith, Speights, Stewart, Taylor, Upshaw, Wælder, Walworth, Waterhouse Whitfield and Wrede—49.

Mr. Henderson moved to lay the bill on the table. Lost by the following vote:

Mr. Henderson calling for the yeas and nays.

YEAS—Messrs. Benevides, Bryan, Crawford, Cumby, Edwards, Flewellen, Henderson, Morris, Norton, Owens and Redwine—11.

NAYS—Messrs. Speaker, Armstrong, Baxter, Billingsly, Branch, Bryce, Buckley, Caddell, Craig, Crooks, Clarke, Cocke, Dale, Darnell, Davis, Dennis, Epperson, Francis, Fort, Foscue, Goodrich, Harrison of C., Harrison of V. Z., Harrison of U., Hartley, Hubbard, Lewellen, Maverick, Maxan, McKnight, Middleton, Munson, Nelson, Parker, Perry, Redgate, Robinson, Short, Smith, Speights, Stewart, Taylor, Upshaw, Wælder, Walworth, Waterhouse, Whitfield, Whitmore and Wrede—50.

The main question was ordered and the bill passed to a third reading.

On motion of Mr. Mills, the rule was suspended and bill read third time.

Mr. Mills proposed to amend as follows:

Sec. 2. Strike out all the words from "that" to "successor," and insert "such Company." Adopted, and the bill passed by two-third vote:

House bill to adjourn *sine die*, with amendments by the Senate, taken up and amendments concurred in.

On motion of Mr. Henderson, the Senate's bill to incorporate the Star State Telegraph Company, was taken up.

Mr. Davis moved to adjourn till 9 o'clock, A. M., Monday. Lost.

Mr. Davis moved to adjourn till 9½ o'clock, A. M., Monday. Lost by the following vote:

YEAS—Messrs. Armstrong, Baxter, Benevides, Billingsly, Crooks, Cumby, Dale, Davis, Dickson, Epperson, Francis, Fort, Foscue, Goodrich, Hall, Harrison of V. Z., Harrison of U., Hobby, Maverick, McKnight, Mundine, Navarro, Norton, Owens, Redgate, Robinson, Short, Speights, Walworth, Waterhouse, Whitfield and Whitmore—31.

NAYS—Messrs. Speaker, Branch, Bryce, Bryan, Buckley, Caddell, Craig, Crawford, Clark, Cocke, Darnell, Dennis, Duncan, Harrison of C., Hartley, Henry, Hubbard, Lewellen, Maxan, Morris, Middleton, Nelson, Parker, Perry, Redwine, Ross of R., Ross of T., Smith, Stewart, Upshaw, Wælder and Wrede—32.

Mr. Davis moved to adjourn till 9¼ o'clock, A. M., Monday. Lost and the bill ordered up and read first time.

On motion of Mr. Mills, the rule was suspended, bill read second time and passed to a third reading.

On motion of Mr. Crawford, the rule was further suspended. bill read third time and passed by a two-third vote.

Mr. Upshaw offered the following resolution:

Resolved, That the thanks of the House are due and hereby tendered to the Speaker, for the efficient and impartial manner with which he has presided over its deliberations. Adopted.

The Speaker announced Messrs. Ross of R., Parker and Harrison of V. Z., as a committee of conference on part of the House, on the bill to amend the act amendatory of the laws to raise revenue by taxation, approved Feb. 16, 1858.

Mr. Francis moved to adjourn till 6½ o'clock, A. M., on Tuesday. Lost.

Mr. Flewollen moved to reconsider the vote referring the Senate's bill to provide for the payment of certain debts created by the State Convention.

No quorum voting, on motion the House adjourned till 9 o'clock, A. M., Monday.

HOUSE OF REPRESENTATIVES, }
 Monday, April 8th, 1861. }

The House met pursuant to adjournment—roll called—quorum present—journal of Saturday read and adopted.

Mr. Branch, one of the committee on Enrolled Bills reported correctly enrolled and properly signed :

A bill granting a pension to Cynthia Ann Parker.

A bill to encourage the establishment of manufactories in the State of Texas.

A joint resolution concerning Brigader General David E. Twiggs, and that they had been presented to the Governor for his signature and approval.

Mr. Crooks, chairman of committee on Engrossed Bills, reported correctly engrossed, a bill for the relief of Archabald Hotchkiss, assignee for Albert Emanuel.

Mr. Flewellen, presented the petition of sundry citizens of Independence, Washington county.

Mr. Flewellen, by permission, introduced a bill to prohibit the sale of intoxicating liquors, within three miles of Baylor University. Read first time.

On motion of Mr. Flewellen, rule suspended, bill read second time and ordered to be engrossed.

On motion, rule further suspended, bill read third time and passed.

Mr. Dale, presented the memorial of sundry citizens of Crockett, Houston county.

On motion of Mr. Parker, the Senate's bill concerning the incorporation of the town of Crockett, read first time.

On motion of Mr. Parker, rule suspended, bill read second time.

On motion of Mr. Parker, the third section of the bill was struck out, and bill passed to third reading.

On motion of Mr. Dale, rule further suspended, read third time and passed.

Mr. Maverick, one of the committee on Internal Improvements, reported a bill concerning the Alamo Ditch, and recommended its passage. Read first time.

On motion of Mr. Maverick, rule suspended, bill read second time and passed to third reading.

On motion, rule further suspended, bill read third time and passed.

A message was received from the Senate, informing the House that the Senate had passed the following bills :

A bill providing for the disposition of run-away slaves.

A joint resolution concerning iron foundaries in the State of Texas ; had passed and amended the following Senate's bill :

A bill to refund the expenses and to pay for the services of S. P. Hollingsworth, and Capt. John G. Todd, as special messengers from the Convention to the Congress of the Confederate States, at Montgomery, Alabama.

And had also, passed the following bills, originating in that body :

A bill to provide for printing the Journals of the State Convention

A bill to amend an act to regulate ferries, passed, January 23rd, 1850.

A bill to amend the act of March 15th, 1848, entitled an act to provide for the election of Electors of President and Vice President of the United States, and to repeal the eighth section of said act.

A bill for the relief of Wm. Eubanks, assignee of Simon Clemens.

Also, a joint resolution relative to the action of the Convention.

Mr. Ross of R., chairman of committee on part of the House with joint committee from the Senate, reported as follows :

The joint committee of the Senate and House of Representatives, to confer on disagreements of the two bodies, on the bill to amend the revenue law of February 16th, 1858, a majority have instructed us to report, that the Senate recede from its first and second sections, and that the House accede to the amendments of the Senate to the first section of the House bill. And report adopted.

On motion of Mr. Davis, the report from the committee on Finance, recommending the passage of the bill to amend the tax law of February 11th, 1850, and the amendatory tax law to same, approved Feb., 11th, 1860, with amendments by the committee, was taken up, read second time and ordered to be engrossed.

On motion of Mr. Davis, rule further suspended, bill read third time and passed.

On motion of Mr. Ross of R., the rule suspended, and Senate's bill to amend the act of March 15th, 1848, entitled an act to provide for the election of Electors of President and Vice President of the United States, and to repeal the eighth section of said act. Read first time.

On motion of Mr. Ross of R., rule suspended, bill read second time and passed to third reading.

On motion, rule further suspended, bill read third time and passed.

Mr. Perry, one of the committee on Finance, reported, asking to be discharged from the consideration of the Governor's message.

Mr. Goodrich, moved to reconsider the vote, referring the bill to provide for the payment of certain debts contracted by the State Convention to the committee on Finance.

Mr. Davis moved to lay the motion to reconsider on the table. Lost by the following vote :

Mr. Davis calling for the yeas and nays.

YEAS—Messrs. Armstrong, Benevides, Bryce, Caddell, Crooks, Davis, Edwards, Epperson, Francis, Fort, Harrison of V. Z., Henry, Lewellen, Middleton, Mundine, Munson, Norton, Redgate, Redwine, Robinson, Ross of R., Speights and Whitmore—23.

NAYS—Messrs. Speaker, Baxter, Billingsly, Branch, Bryan, Craig, Crawford, Clark, Cocke, Cumby, Dale, Duncan, Flewellen, Goodrich, Hall, Harrison of C., Harrison of U., Hartley, Henderson, Hobby, Houghton, Hubbard, Lewis of M., Maverick, Maxan, Morris, Mills, Navarro, Nelson, Parker, Perry, Short, Smith, Upshaw, Wælder, Walworth, Whitfield and Wrede—38.

And the vote reconsidered and bill taken up.

Mr. Davis proposed to amend as follows :

Amend, by providing in the same manner for the payment of the 10 per cent. Treasury warrants issued to the soldiers defending the frontier.

Mr. Mills moved the previous question, which was seconded.

The question then being shall the main question be now put, the House ordered the main question by the following vote :

Mr. Davis calling for the yeas and nays.

YEAS—Messrs. Speaker, Benevides, Billingsly, Bryan, Caddell, Craig, Crawford, Clark, Cocke, Cumby, Dale, Duncan, Flewellen, Francis, Goodrich, Harrison of C., Harrison of U., Hartley, Henderson, Henry, Hobby, Houghton, Hubbard, Lewis of M., Maverick, Maxan, Maxey, Morris, Mills, Navarro, Nelson, Parker, Perry, Ross of T., Short, Smith, Upshaw, Wælder, Walworth and Whitfield—40.

NAYS—Messrs. Armstrong, Baxter, Bryce, Davis, Edwards, Epperson, Fort, Harrison of V. Z., Lewellen, Middleton, Mundine, Munson, Norton, Redgate, Redwine, Robinson, Ross of R., Speights, Waterhouse, Whitmore and Wrede—21.

And the House passed the bill by the following vote :

17-H

YEAS—Messrs. Speaker, Benevides, Billingsly, Caddell, Craig, Crawford, Clark, Cooke, Cumby, Dale, Duncan, Flewellen, Hall, Harrison of C., Harrison of U., Hartley, Henderson, Hobby, Henry, Houghton, Hubbard, Lewis of M., Maverick, Maxan, Maxey, Morris, Mills, Navarro, Nelson, Parker, Perry, Ross of T., Short, Smith, Upshaw, Wælder, Walworth and Whitfield
—38.

NAYS—Messrs. Armstrong, Baxter, Bryce, Bryan, Davis, Edwards, Francis, Fort, Goodrich, Harrison of V. Z., Lewellen, Lewter, Middleton, Munson, Norton, Redgate, Redwine, Robinson, Ross of R., Speights, Waterhouse, Whitmore and Wrede
—23.

On motion of Mr. Hartley, the vote was reconsidered and that motion laid on the table.

The Senate's bill suspending the Geological survey, was taken up, read third time.

Mr. Redwine proposed to amend as follows :

Strike out "the first of September," and insert "the first of December." Adopted and bill passed.

Senate's bill to regulate the salaries of certain State officers, was taken up, read first time.

On motion of Mr. Henderson, rule suspended, read second time.

Mr. Morris moved to strike out all relative to the private Secretary. Adopted.

A message was received from the Senate, informing the House that the Senate had passed the following bill :

A bill making an appropriation for the mileage and per diem pay of the members, and the per diem pay of the officers of the adjourned session of the eighth Legislature.

Also, had passed the following bills, originating in that body.

A bill requiring the Commissioner of the General Land Office, to issue patents upon surveys, heretofore made, not in a form required by law.

On motion the rule was suspended and bill passed.

Mr. Maxey, one of the committee on Enrolled Bills, reported as follows :

The joint committee on Enrolled Bills, have examined the following bills and find the same correctly enrolled :

A bill to be entitled an act to amend an act entitled an act to incorporate the Columbus Tap Railway Company, approved, February 2nd, 1860.

A bill to incorporate the Texas Baptist College.

A bill to authorize and require public sales in the county of

Hays, to be made upon the public square in the town of San Marcos.

A bill supplementary to an act to apportion the State of Texas, and to regulate the election of members to Congress.

Joint resolution to authorize the Governor to appoint two Commissioners to examine into the affairs of the Central Railroad, and to report to him.

A bill donating land to Cynthia Ann Parker.

A bill for the relief of John A. Cummings.

A bill for the relief of Thomas H. Duggan.

An act to amend the 71st and 92 sections of an act to regulate proceedings in the District Courts, approved May 13, 1846.

A bill to incorporate the Houston Cotton Press Company.

A bill providing for a change of venue in the case of the State of Texas vs. Albert G. Walker, now pending in the District Court of Tarrant county.

A bill to establish certain regulations for the management of the Lunatic, Deaf and Dumb and Blind Asylums.

A bill to be entitled an act concerning the town of Crockett.

A bill to incorporate the Star State Telegraph Company.

Senate's bill to require the Commissioner of the General Land Office, to issue patents out of their order, was taken up. Read first time.

On motion, rule suspended, read second time and passed to third reading.

On motion, rule further suspended, bill read third time and passed.

Senate's bill to permit J. H. Saunders, the guardian of Webster Saunders, to remove his property from the State of Texas, was taken up, read first time.

Rule suspended, bill read second time and passed to third reading.

On motion, rule further suspended, bill read third time and passed.

On motion of Mr. Harrison of V. Z., the rule was suspended, and Senate bill to amend an act to organize the Justice's Courts, and define their powers, was taken, read first time.

On motion, rule suspended, bill read second time.

Mr. Dale proposed to amend by striking out: "first of December," and insert, "January the first 1862."

Mr. Short moved to lay the amendment on the table. Carried and bill passed to third reading.

On motion of Mr. Henderson, rule further suspended, bill read third time and passed by the following vote:

YEAS—Messrs. Baxter, Benevides, Billingsly, Bryce, Bryan, Caddell, ig, Car Clark, Cocke, Cumby, Davis, Duncan, Edwards, Flewellen, Francis, Fort, Goodrich, Hall, Harrison of C, Harrison of V. Z. Hartley, Henderson, Hubbard, Lewellen, Lewter, Mabry, Maverick, Maxan, Maxey, Middleton, Mills, Mundine, Munson, Navarro, Owens Parker, Perry, Redgate, Redwine, Robinson, Ross of R., Short, Smith, Speights, Upshaw, Wælder, Whitfield, Whitmore and Wrede—50.

NAYS—Messrs. Speaker, Armstrong, Crawford, Dale, Epperson Harrison of U., Hobby, McKnight, Norton and Waterhouse—10.

Senate's bill to provide for the sale of land ceded to the United States for Indian purposes, was taken up. Read first time.

A message was received from the Senate, informing the House that the Senate concurs in the House amendment to regulate the salaries of certain State officers, &c., &c., and

Refuse to concur in amendments to Senate's bill to suspend Geological Survey, and

Had passed House bill concerning the Alamo Ditch, and

The bill to prohibit the sale of intoxicating liquors within three miles of Baylor University.

On motion of Mr. Mills, rule suspended and Senate bill making appropriation for the subsistence, transportation and supplies for the regiment, ordered to be raised by an Ordinance passed by the Convention, was taken up, read first time.

On motion, rule further suspended, bill read second time and passed to third reading.

Mr. Mills moved a further suspension of the rule. Carried by the following vote ;

Mr. Ross of R, calling for the yeas and nays.

YEAS—Messrs. Speaker, Armstrong, Baxter, Benevides, Bryce, Bryan, Clark, Cocke, Cumby, Dale, Davis, Duncan, Edwards, Epperson, Flewellen, Francis, Fort, Goodrich, Hall, Harrison of C., Harrison of U., Hartley, Henderson, Hobby, Houghton, Hubbard, Lewellen, Lewis of M., Lewter, Mabry, Maverick, Maxan, Maxey, Morris, McKnight, Middleton, Mills, Mundine, Navarro, Norton, Parker, Perry, Redgate, Robinson, Ross of T., Smith, Speights, Upshaw, Wælder, Whitfield and Wrede—51.

NAYS—Messrs. Billingsly, Caddell, Craig, Crawford, Crooks, Redwine, Ross of R., Waterhouse and Whitmore—9.

And bill passed.

Mr. Clark, one of the committee on Enrolled Bills, reported

correctly enrolled a bill to authorize the county courts of the counties herein named, to regulate the pay of Sheriff's in certain counties, and that the same had been presented to the Governor for his signature and approval.

Mr. Redwine, by permission, introduced a bill to supply deficiencies in appropriations for 1861, read first and second times and ordered to be engrossed.

On motion, rule further suspended, bill read third time and passed.

Mr. Maxey offered the following resolution :

Resolved, That the Speaker appoint two additional clerks to assist the Enrolling clerk. Adopted.

Mr. Maxey, one of the committee on Enrolled Bills, reported as follows :

The joint committee on Enrolled Bills, have examined the following bill and find it correctly enrolled, properly signed and this day presented to the Governor for his approval.

A bill to be entitled, an act making an appropriation for the mileage and per diem of the members, and the per diem pay of the officers of the adjourned session of the eighth Legislature.

On motion of Mr. Armstrong the Senate bill for the relief of Wm. Eubanks, assignee of Simeon Clemens, was taken up, and read first time.

On motion, rule further suspended, bill read second time and passed to third reading.

On motion, rule further suspended, bill read third time and passed.

On motion of Mr. Wælder, the Senate bill to legalize the certificate of Jacob Laux, read first time.

On motion, rule suspended, bill read second time and passed to third reading.

On motion, the rule further suspended, bill read third time and passed.

The Senate bill to suspend the Geological survey with amendments by the House, was taken up, and the House receded from its amendments.

Mr. Francis moved to adjourn until 3 o'clock, P. M., Lost.

On motion the House adjourned till 7½ o'clock, P. M.

7½ o'clock, P. M.

House met—roll called—quorum present.

The special order of the day, to-wit: The joint resolution

concerning the ordinances and acts of the Convention, was taken up.

● On motion of Mr. Hartley, the Senate joint resolution on the same subject, was substituted therefor.

A message was received from the Senate informing the House that the Senate had passed House bill making appropriation to supply deficiencies for the year 1861, and

Bill to amend the 19th section of an act to provide for the assessment and collection of the taxes, approved, Feb., 11, 1850.

Mr. Maxey, one of the committee on Enrolled Bills, reported as follows :

The joint committee on Enrolled Bills, have examined the following bills, and find them correctly enrolled, properly signed and this day presented to the Governor for his approval, viz :

A bill to be entitled an act concerning the Alamo Ditch.

A bill to be entitled an act amendatory of the laws to raise a revenue by direct taxation.

A bill to be entitled an act to authorize and require the Commissioner of the General Land Office, to patent surveys out of their regular order.

A bill to amend an act entitled an act to amend an act entitled an act to organize Justice's Courts, and to define the powers and jurisdiction of the same, approved Feb., 7, 1861.

A bill to enable J. H. Saunders, the guardian of Webster J. Saunders, to remove the property of his ward, from the State of Texas.

A joint resolution concerning an iron foundry in the State of Texas.

An act providing for the disposition of run-away slaves.

An act providing means for the payment of certain debts created by the Convention.

An act prohibiting the sale of intoxicating liquors within three miles of Baylor University.

An act for the relief of Wm Eubanks.

An act to regulate the salaries of certain State Officers, &c.

An act to legalize the certificate of Jacob Laux.

An act making an appropriation for the subsistence and transportation of supplies for the regiment.

An act providing for the election of Presidential Electors.

On motion of Mr. Mills the main question was ordered. Mr. Lewellen calling for the yeas and nays.

Upon putting that vote, it appeared as follows ;

YEAS—Messrs. Speaker, Baxter, Billingsly, Bryan, Caddell, Craig, Crawford, Clark, Cocke, Cumby, Dale, Darnell, Edwards,

Flewellen, Fort, Goodrich, Hall, Harrison of C., Harrison of V. Z., Harrison of U. Hartley, Henderson, Hobby, Hubbard, Maverick, Maxan, Maxey, Morris, Middleton, Mills, Munson, Navarro, Nelson, Parker, Perry, Robinson, Ross of T., Short, Smith, Speights, Upshaw, Wælder, Whitfield and Wrede—44.

NAYS—Messrs. Armstrong, Bryce, Davis, Epperson, Henry, Lewellen, Mundine, Norton and Whitmore—9.

Mr. Darnell submitted the following protest :

HON. M. D. K. TAYLOR,

Speaker of the House of Representatives :

The undersigned, on behalf of his constituents and the people of Texas who have served their country as soldiers on the frontier, pursuant to his notice given last night, hereby enters his *solemn protest* against the action of the House upon the subject of payment of the Rangers, in refusing to receive the ten per cent. interest warrants, heretofore ordered to be issued to soldiers, in payment of government dues.

On the bill entitled an act to make the ten per cent. Treasury warrants receivable for direct taxes, having offered an amendment to a former bill to make them receivable for all government dues, which the House refused to sustain.

The report of the committee was against making the warrants receivable for direct taxes, and this being under consideration, I moved to lay that report on the table, which the House refused to do. My desire was to have the bill taken up for consideration, that I might procure its amendment and final passage.

Having endeavored, during this session, in every possible way, to bring the warrants issued to soldiers, in payment for their hard service, to a *par value*, and having been thwarted in my every attempt, I now as the immediate representative of a large number of those who have faithfully served the State, and have not received their pay, protest against the action of the House, and for the the following other reasons, viz :

1. That the Legislature has appropriated away the direct taxes of the State, for payment of the members and officers of the recent Convention, an extraordinarily numerous body, who had performed service, long after the soldiers, and without having themselves, any reasonable ground for expectation, of such liberality on the part of the Legislature, in thus appropriating money for them, to the exclusion of the soldier for services, performed long after the Rangers had performed their service.

2. The Legislature still further appropriated the direct taxes to pay for their own services and the services of their officers,

and I can see no rule of propriety—no shadow of right—no ground for justification of such unwarranted action.

3. The Legislature have still further shown an unjust preference for paying of other indebtedness, incurred long since the Rangers performed their service—by providing for a loan for the purpose of raising money to meet their bills—and not satisfied with that, have by their action, taken from the School Fund of the State, *a sacred trust for the benefit of the poor children of the country*, \$150,000 00, to pay parties for services rendered in the recent expeditions, fitted out against the U. S. forts, &c., while the old soldier's claim for services of the year 1860, remain subject to be *shaved and huxtered* about at the rate of *fifty cents* on the dollar, *or less*, as the necessity of the poor soldier and his family may require him to dispose of them.

Has it come to this, that favoritism is to be practiced, and special class Legislation is to be had to the detriment and exclusion of the honest and hard working man, who impelled by patriotic motive, provided himself with an outfit and at the call of a bleeding frontier, performed the most arduous service ?

In the name of my constituency—in the name of my brave fellow-soldiers—in the name of justice and of God, I protest against such iniquitous legislation.

N. H. DARNELL.

On motion the House adjourned until 7 o'clock, A, M, tomorrow.

HOUSE OF REPRESENTATIVES, }
 Tuesday, April 9th, 1861. }

House met pursuant to adjournment—roll called—no quorum.

Mr. Maxey, one of the committee on Enrolled Bills, reported correctly enrolled and properly signed, the following bills ;

A bill making appropriations to supply deficiencies for the year 1861.

A bill to provide for the assessment and collection of taxes, approved February 11th, 1850, and have this day been presented to the Governor for his signature and approval.

The hour fixed by resolution for adjournment having arrived, the Speaker declared the House adjourned *sine die*.

Approved, April 9th, 1861.

M. D. K. TAYLOR.

Speaker of the House of Representatives.

STATE GAZETTE OFFICE, }
Austin, June 4th, 1861. }

BIRD HOLLAND, Esq., Secretary of State :

SIR—The Index for the Journals of the House of Representatives for the extra session of 8th Legislature have not been handed in to the State Printer by the Chief Clerk, Journals having been completed on the 30th ultimo.

You will instruct me whether I shall deliver the Journals without the Index.

THO. H. KENT,
Agent for JOHN MARSHALL, State Printer.

DEPARTMENT OF STATE, }
Austin, June 4th, 1861. }

THOS. H. KENT, Agent for State Printer :

SIR—Your note of this date is before me. The Chief Clerk of the House having failed to furnish the Index, you will proceed to deliver the Journals without delay.

Respectfully,
BIRD HOLLAND,
Secretary of State.