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Citation: *Journal of the Reconstruction Convention: which met at Austin, Texas. Texas.*

Constitutional Convention (1868-1869). Austin, TX: Tracy, Siemering & Co., printers, 1870.

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CAPITOL, AUSTIN, TEXAS,
 JULY 7, 1868.

Convention met pursuant to adjournment.

Roll called. Quorum present. Prayer by the Chaplain. Journal of yesterday read and adopted.

Mr. Hamilton, of Bastrop, Chairman of the Committee on General Provisions, made the following report:

COMMITTEE ROOM,
 Austin, July 7, 1868.

Hon. E. J. DAVIS,

President of the Convention :

SIR: Your Committee, to whom the following resolutions and declarations have, from time to time, been referred, to wit:

No. 1. For the relief of ministers of the Gospel from the political disabilities imposed by the Constitution—Rogers.

No. 2. Asking the formation of a new county—Armstrong, of Lamar.

No. 3. Asking that the Legislature be restrained from legislating on the social status of citizens—Burnett.

No. 4. Upon the establishment of a geological bureau and survey of the State—Lindsay.

No. 5. Proposing the removal of political disabilities on account of participating in the rebellion after the year 1880—Fayle.

No. 6. Requiring the Sabbath day to be fully recognized by law, and its observance enforced—Leib.

No. 7. Asking that the statutes of limitations be declared suspended during the rebellion—Phillips, of Wharton.

No. 8. Asking imprisonment for debt to be prohibited—Harn.

No. 9. Taxation and forfeiture of lands for non-payment of taxes thereon—Evans, of McLennan.

No. 10. Forced sales of lands to be offered in small lots—Evans, of McLennan.

Have had the same under careful consideration, and are unanimous in declining to act upon the first six, as numbered above; and I am instructed to report the same back with the recommendation that they do not pass or find a place in the Constitution of the State. Your Committee are equally unanimous as to the propriety of inserting in the general provisions of the Constitution the four last named, from 7 to 10, inclusive. All of which is respectfully submitted.

M. C. HAMILTON,
 Chairman of the Committee on General Provisions.

Mr Pedigo, Chairman of the Special Committee on Political Disabilities, offered the following report and accompanying resolution :

COMMITTEE ROOMS,
July 7, 1868.

Hon. E. J. DAVIS,

President of the Convention :

Your Committee on Political Disabilities have the honor to report that they have had under consideration the application of many persons, citizens of this State, for relief from political disabilities, and herewith submit, as the result of their deliberations, the accompanying memorial and resolution, and ask their adoption by this Convention :

H. C. PEDIGO,
Chairman.

TO THE HONORABLE THE SENATE AND HOUSE OF REPRESENTATIVES OF THE CONGRESS OF THE UNITED STATES :

Your memorialists, the people of the State of Texas in Convention assembled, would respectfully represent and set forth that the following named persons, who are all resident citizens of the State of Texas, to wit : James H. Bell, R. K. P. Record, S. S. Nichols, C. B. Way, S. W. Ford, T. Douglass Rock, J. G. Bell, B. L. Cheek, F. Palm, A. Rejan Brocht, F. A. Engleker, H. Miller, John Pace, J. H. Christmans, M. Priest, James M. Crosson, A. J. Burke, Jr., Edward T. Randall, J. Douglass Brown, R. C. Dunn, Martin W. Wheeler, B. W. Gray, A. M. Bryant, Robert H. Taylor, A. P. McCormick, D. E. E. Braman, A. P. Wiley, Wm. H. Fleming, Wm. H. Johnson, Nathaniel W. Towns, Sam F. Moseley, Benjamin Saunders, R. S. Hunt, William Henderson, Jr., Joshua F. Johnson, Mark Caudle, Clement Dixon, Henry W. Gains, D. H. Beardin, W. W. Giddens, J. L. Riddle, John H. Beatty, J. C. C. Winch, A. M. Kleiber, William A. Daly, George M. Patrick, G. M. Mooring, Franklin Brigance, John H. Wilson, Orville B. Caldwell, H. J. Jones, A. G. Perry, W. B. Lewis, John E. George, Wm. Hooks, Henry C. L. Keith, A. J. Smythe, H. J. Herrington, Stacy Collins, Jeremiah Harrison, R. H. Leonard, William W. Wallace, Francis H. Dixon, Geo. W. O. Bryan, Isaiah Junker, J. K. McCreary, William J. Phillips, James G. Hunt, John A. Bagby, William A. Ellett, Douglass Reeves, J. L. Carrol, John Herring, Thomas Stern, H. E. Bradford, E. A. Hendsaltd, C. G. Hall, A. B. Dodd, Thomas C. Smith, Erwin Wilson, B. W. Bradley, S. Bostick, Geo. W. Hobson, J. B. Morgan, Abram B. Pedigo, G. W. Guess, A. Cochran, John Chapman, Ansel Dowdy, S. C. Atterberry, W. A. Bledsoe, Perry Taylor, Lewis Taylor, Thomas Alred, John Fain,

J. T. Stanley, C. C. Binkly, Nat. Raymond, Robert Zapp, Harvey Young, C. A. Brooks, W. B. Tarver, Samuel R. Evans, Ed. A. Burke, J. W. Johnson, C. C. Nash, James Moore, H. M. Barnheart, W. H. Burkhart, are gentlemen of good moral character and honorable deportment; patriotic and loyal in sentiment, devoted to the Union, and firm supporters of the reconstruction policy of Congress; that they have talent and intelligence fitting them for positions of usefulness and honor; but that they, on account of having participated in the late rebellion, in many cases against their inclination and better judgment, and because they previously held office as contemplated by the Fourteenth Amendment to the Constitution of the United States, are subject to the disabilities mentioned in said Fourteenth Amendment; wherefore, your memorialists pray that all disabilities now imposed by law upon the persons aforesaid, be by law removed, and as in duty bound, &c.

Be it resolved by the people of Texas, in Convention assembled, That the accompanying memorial, presented by the Committee on Political Disability, be adopted as the action of this Convention; that Congress be requested to relieve the persons aforesaid of said disability mentioned in said memorial; that certified copies of said memorial and this resolution be transmitted to the Congress of the United States, signed by the President of this Convention and attested by the Secretary.

Mr. Hamilton, of Travis, moved that the rules be suspended to take up report and resolution.

The yeas and nays being demanded, resulted thus:

Yeas—Messrs. Armstrong, of Lamar, Bell, Bellinger, Blodsoe, Brown, Bryant, of Harris, Buffington, Burnett, Caldwell, Carter, Constant, Downing, Evans, of McLennan, Fayle, Fleming, Foster, Gray, Grigsby, Hamilton, of Travis, Harne, Johnson, of Harrison, Johnson, of Calhoun, Kealy, Kuechler, Leib, Lindsay, Lippard, Long, Mackey, McCormick, McWashington, Morse, Munroe, Newcomb, Pedigo, Phillips, of San Augustine, Phillips, of Wharton, Posey, Rogers, Ruby, Scott, Smith, of Galveston, Stockbridge, Thomas, Varnell, Watrous, Wilson of Brazoria, Wright.—48

Nays—Messrs. President, Adams, Armstrong of Jasper, Board, Cole, Coleman, Curtis, Degener, Evans of Titus, Flanagan, W. Flanagan, Gaston, Glenn, Hamilton, of Bastrop, Harris, Hunt, Keigwin, Kirk, Muckleroy, Mullins, Oaks, Patten, Schuetze, Slaughter, Smith, of Marion, Sorrell, Sumner, Whitmore, Williams, Wilson of Milam, Yarborough—31.

So the motion to suspend was lost.

Mr. Ruby offered the following declaration:

ARTICLE 1. The citizens of the city of Galveston shall have the right of appointing the several public officers necessary for the administration of the police of said city pursuant to the mode of elections, which shall be provided by the Legislature. Provided, That the Mayor and Recorder shall be commissioned by the Governor as Justice of the Peace, and the Legislature may vest in them such criminal jurisdiction as may be necessary for the punishment of minor offenses and as the police and good of said city may require.

ART. 2. The city of Galveston shall maintain a police force, which shall be uniformed at the expense of said city, to consist of citizens, without distinction of color, of the State of Texas, to be selected by the Mayor of said city, and to hold office during good behavior, and only removable by a Police Commissioner, appointed by the Governor of the State, for the term of two years, at a salary not less than nine hundred dollars per annum, a majority of whom shall remove for delinquencies members of the police, who when removed shall not again be eligible to any position on the police for the term of one year. Provided, That all offices connected with the police shall be vacant thirty days after the election of Mayor on the adoption of this constitution.

ART. 3. Interfering or meddling in any manner with elections, except the right of being a candidate or voting, will be sufficient cause for instant dismissal from the police by the Board.

ART. 4. The various officers shall receive a salary not less than the following rates, viz:

The Chief of Police	\$200 per month.
Sergeants	125 " "
Corporals	110 " "
Privates—day and night	100 " "

All of the above mentioned officers shall give good and solvent security, as the law may direct, for the faithful performance of their duties.

ART. 5. In case of riot or insurrection the Governor shall have power to order or assume command of the police of the said city for police or military duty, as the emergencies may require, not exceeding fifteen days at any one time.

On motion, the declaration was referred to the Committee on State Affairs.

Mr. Lindsay moved a suspension of rules to allow consideration of report of Judiciary Committee upon the resolution offered by Mr.

Lindsay, requiring that no bond be given by the State in any suit pending, &c., &c.

Mr. Degener moved the previous question upon the passage of the resolution.

Previous question seconded.

The question recurred, "shall the main question be now put?"

The main question was ordered.

Resolution read a second time and agreed to.

Rules further suspended.

Resolution read third time and passed.

Mr. Degener moved a suspension of rules to take up the report of the Committee on Division of the State, upon which the yeas and nays were demanded, and resulted thus :

Yeas—Messrs. President, Adams, Armstrong, of Lamar, Bledsøe, Bryant, of Harris, Burnett, Caldwell, Carter, Curtis, Degener, Downing, Evans, of McLennan, Evans, of Titus, Fayle, Flanagan, W. Flanagan, Hamilton, of Bastrop, Harne, Hunt, Johnson of Harrison, Johnson, of Calhoun, Jordan, Kealy, Kendal, Kuechler, Lippard, Long, Munroe, Newcomb, Oaks, Patten, Pedigo, Phillips of Wharton, Ruby, Slaughter, Smith, of Marion, Varnell, Whitmore—36.

Nays—Messrs. Armstrong, of Jasper, Bell, Bellinger, Board, Brown, Cole, Constant, Fleming, Foster, Gaston, Glenn, Gray, Grigsby, Hamilton of Travis, Harris, Keigwin, Leib, Lindsay, Mackey, McCormick, McWashington, Mills, Morse, Muckleroy, Mullins, Phillips, of San Augustine, Posey, Rogers, Schuetze, Scott, Smith, of Galveston, Sorrell, Stockbridge, Sumner, Talbot, Thomas, Watrous, Williams, Wilson, of Brazoria, Wilson of Milam, Wright—40.

So the motion to suspend the rules was lost.

The President announced the business in order was a report and declaration from the Committee on Internal Improvements, upon the resolution of Mr. Caldwell, respecting the "International Railroad Company."

Mr. Evans, of McLennan, offered the following substitute to the original declaration :

Be it declared by this Convention, Whereas, there is now pending before the Congress of the United States an act to aid in the construction of the International Pacific Railroad from Cairo, Illinois, to San Blas, on the Pacific Ocean, passing through the State of Texas; and, whereas, it is the opinion of this Convention that the State of Texas should encourage said grand enterprise, it is therefore declared

SECTION 1. Said International Pacific Railroad Company shall have the right to build, equip, run and maintain a railroad, of single or double track, through the State of Texas; commencing on the eastern boundary of the State of Texas, at the point where the said International Pacific Railroad strikes the line of Texas; thence running southwesterly, through Tyler, Smith county, Waco, McLennan county, Belton, Bell county, Austin, Travis county, New Braunfels, Comal county, San Antonio, Bexar county, to an eligible point on the Rio Grande river, south of Eagle Pass; and said company shall have the exclusive right to put up and operate a line of telegraph along said entire route.

SEC. 2. And should said International Pacific Railroad Company construct said road upon the line indicated in section one of this declaration, then they shall have the right to demand from the Legislature of the State of Texas the same aid, by way of donations in land, that has heretofore been given to the most favored railroad company in Texas.

SEC. 3. As soon as said International Pacific Railroad Company shall survey and permanently fix the line of their road-bed in Texas, and file a plat of the same with the Commissioner of the General Land Office of Texas, then all the public land for a distance of forty miles on each side of said road shall stand reserved, to satisfy the donation of land to said company.

SEC. 4. All railroad companies, now holding charters in the State of Texas, connecting points put in railroad connection by the International Pacific Railroad, shall have the right of consolidation with said International Pacific Railroad, under such regulations as the Legislature of Texas may prescribe and said companies agree upon.

SEC. 5. That the following persons, to wit: Ed. Sharp, Henry Jones, George W. Patten, E. S. C. Robinson, A. Tobler, Alfred Smith, E. Nance, F. Schlickum, B. F. Torrdy, and W. B. Moore, shall be and constitute a Texas Board of Directors for said road, and they shall have the right to demand admission into the Board of Directors of the International Pacific Railroad Company upon equitable terms.

Mr. Harne moved to lay the substitute on the table, upon which the yeas and nays were called and resulted thus:

Yeas—Messrs. Adams, Armstrong, of Jasper, Armstrong of Lamar, Bell, Bryant, of Grayson, Buffington, Burnett, Caldwell, Carter, Cole, Constant, Curtis, Evans of McLennan, Evans of Titus, Flanagan, W. Flanagan, Fleming, Gaston, Gray, Grigsby, Hamilton, of Travis, Harris, Harne, Johnson, of Harrison, Johnson, of Calhoun, Kealy, Keigwin, Leib, Lindsay, Mackey, McWashing-

ton, Mills, Morse, Muckleroy, Mundine, Munroe, Pedigo, Posey, Rogers, Schuetze, Scott, Smith of Galveston, Sorrell, Stockbridge, Thomas, Varnell, Watrous, Wilson of Brazoria, Wilson of Milam, Wright, Yarborough—51.

Nays—Messrs. President, Bledsoe, Board, Brown, Bryant of Harris, Coleman, Degener, Downing, Fayle, Foster, Hamilton of Bastrop, Hunt, Kendal, Kuechler, Lippard, Long, Newcomb, Oaks, Patten, Phillips, of San Augustine, Phillips of Wharton, Ruby, Slaughter, Talbot, Whitmore, Williams—26

So the substitute was laid on the table

Mr. Evans, of McLennan, moved a reconsideration of the vote by which the substitute was laid upon the table, upon which the yeas and nays were demanded and resulted thus :

Yeas—Messrs. President, Adams, Bledsoe, Board, Brown, Bryant of Harris, Degener, Dowling, Evans of McLennan, Fleming, Foster, Hamilton of Bastrop, Hunt, Kealy, Keuchler, Leib, Lippard, Long, Munroe, Newcomb, Oaks, Patten, Phillips of San Augustine, Phillips of Wharton, Rogers, Ruby, Slaughter, Smith of Galveston, Talbot, Whitmore, Williams, Yarborough—32.

Nays—Messrs. Armstrong of Jasper, Armstrong of Lamar, Bell, Bellinger, Buffington, Burnett, Caldwell, Carter, Coleman, Cole, Constant, Curtis, Evans of Titus, Fayle, Flanagan, W. Flanagan, Gaston, Glenn, Gray, Grigsby, Hamilton of Travis, Harris, Harne, Johnson of Harrison, Johnson of Calhoun, Jordan, Keigwin, Kendal, Kirk, Lindsay, Mackey, McCormick, McWashington, Mills, Morse, Muckleroy, Mullins, Mundine, Posey, Schuetze, Scott, Stockbridge, Sumner, Thomas, Varnell, Watrous, Wilson of Brazoria, Wilson, of Milam, Wright—49.

So the Convention refused to reconsider the vote.

Mr. Lindsay offered the following substitute :

“Insert after the preamble to the declaration, as a substitute for all its sections :”

Be it therefore declared, by this Convention, that in furtherance of the objects contemplated in the bill, now pending before Congress, this Convention will insert in the Constitution, which they are now engaged in framing, some general provision, authorizing the Legislature to consolidate the Railroad companies, call the Brazos Branch Railroad Company, and the Henderson, Marshall and Jefferson Railroad company, and all other railroad companies in the State which may desire to be consolidated, and to afford such aid and assistance in the construction of such railroads in the State, as the people, through their representatives in Legislature may deem politic and wise.

Be it further declared, That the Committee on General Provisions are hereby instructed to report a general provision, giving such power to the Legislature.

Mr. Flanagan moved the previous question upon the passage of the declaration.

The President announced the reception of the following telegram from the commanding General.

Telegram,

Dated, New Orleans, Louisiana, July 6th, 1868.

Received at Austin, Texas, July 7th, 1868.

To Brevet Major General J. J. Reynolds :

Appropriation of one hundred thousand dollars to defray expenses of Texas Convention, was made in orders on the 2nd instant.

* * * * *

By command of Brevet Major General Buchanan,

(Signed) B. B. KEELER,

Bv't Maj. U. S. A., Ass't Sec. Civil Affairs.

Official copy respectfully furnished the Hon. E. J. Davis, President Texas Constitutional Convention for his information.

J. J. REYNOLDS,

Bv't Maj. Gen. U. S. Army.

On motion the Convention adjourned until 9 o'clock to-morrow morning.

CAPITOL, AUSTIN, TEXAS,
JULY 8, 1868.

Convention met pursuant to adjournment.

Roll called. Quorum present. Prayer by the Chaplain.

Journal of yesterday read and adopted.

Mr. Flanagan moved a suspension of rules to take up report of Committee on Political Disabilities.

Rules suspended: report read.

Mr. Jordan asked that the following names be added as an amendment: George W. Jacobs, R. W. Davis, Noah Simmons, C. M. Jones.

Mr. Buffington moved to re-commit the report to the Committee on Political Disabilities.