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

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CAPITOL, AUSTIN, TEXAS,
DECEMBER 22, 1868.

Convention met pursuant to adjournment.

Roll called.

Quorum present.

Prayer by the Chaplain.

Journal of yesterday read and adopted.

Mr. Fayle introduced a petition and asked its reference to the Committee on Counties and County Boundaries without reading.

It was so ordered.

Mr. Patten introduced a declaration and asked its reference to the Committee on Internal Improvements without reading.

It was so ordered.

Mr. Smith introduced the following

DECLARATION.

Be it declared by the Convention of the people of Texas,

That the charter heretofore granted by the Legislature of the State of Texas to the "Union Marine and Fire Insurance Company," by act of said Legislature approved January 26, 1848, entitled "An act to incorporate the Union Marine and Fire Insurance Company," and the amendments thereto passed August 13, 1856, entitled "An act to amend an act to incorporate the Union Marine and Fire Insurance Company, approved January 26, 1848," be and the same is hereby continued in force until the adjournment of the first Legislature of the State of Texas meeting after the adjournment of this Convention.

Mr. Smith moved a suspension of the rules to take up the declaration.

Rules suspended.

The question recurred upon the adoption of the declaration.

It was adopted.

Mr. Smith moved a further suspension of the rules to put the declaration on its final passage.

Rules suspended.

The question recurring upon the passage of the declaration, it was read third time and passed.

Mr. Armstrong of Lamar introduced a declaration and asked its

reference to the Committee on Internal Improvements without reading.

Mr. Armstrong of Lamar introduced the following declaration and asked its reference to the Committee on Internal Improvements :

A DECLARATION

For the relief of the holders of the land certificates issued to the Memphis, El Paso and Pacific Railroad Company.

It is declared, That the certificates for land issued by the Commissioner of the General Land Office to the Memphis, El Paso and Pacific Railroad Company, for grading the first two sections of said road of twenty-five miles each, and for five miles on the Jefferson extension or branch of said road, are valid, and the Commissioner of the General Land Office is authorized to issue patents upon said certificates, as upon other valid certificates.

It was so ordered.

Mr. Armstrong of Lamar introduced the following declaration and asked its reference to the Committee on Internal Improvements :

AN ORDINANCE

For the relief of the Memphis, El Paso and Pacific Railroad Company.

It is declared, That the time intervening between the twenty-first day of February, 1861, and the restoration of the State of Texas to representation in the Congress of the United States, shall not be reckoned against the Memphis, El Paso and Pacific Railroad Company, in computing the time in which it is required to complete the grading of certain sections of its road, but that it shall be entitled to the same time to fulfill all the requirements of its act of incorporation, after the restoration of the State of Texas to representation in Congress, as if no time had intervened since February twenty-first, 1861.

It was so ordered.

Mr. Munroe introduced the following resolution :

Resolved, That the Engrossing Clerk be allowed per diem pay from the first day of September, 1868, to the first day of October,

1868, the same being the time occupied in engrossing the constitution framed, and resolutions and declarations passed by this body.

Mr. Sumner moved its reference to the Committee on Contingent Expenses.

It was so referred.

Mr. Thomas introduced the following resolution :

Resolved, That the proceedings heretofore had by this Convention, relating to a division of the State, be forwarded to the Congress of the United States for such action as in the judgment of that body the constitution may authorize and the public good require.

Resolved further, That until the will of Congress respecting a division shall have been made known, this Convention will abide by the resolution adopted on the sixteenth day of July, 1868.

Ruled out of order.

Mr. McCormick moved a suspension of the rules to take up resolution appropriating fifteen thousand dollars (\$15,000) to pay the contingent expenses of the Convention. •

Rules suspended.

The question recurred upon the adoption of the resolution.

It was adopted.

Mr. McCormick moved a further suspension of the rules to put the resolution on its final passage.

Rules suspended.

Resolution read third time and passed.

The President announced the business in order was the resolution of Mr. Newcomb, repealing the resolution of Mr. Thomas respecting the division of the State.

Mr. Newcomb moved the previous question.

Previous question seconded.

Mr. Thomas moved a call of the House.

Call sustained.

On motion of Mr. Patten the Convention adjourned until ten o'clock to-morrow morning.
