

**TEXAS**  
**LAW**

**Tarlton Law Library**  
Jamail Center for Legal Research

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

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

Content downloaded from

Tarlton Constitutions 1824-1876 (<http://tarlton.law.utexas.edu/constitutions/>)

The text of these documents is in the public domain. That is, the original words and content are freely usable.

The images of the documents are copyrighted material; the copyright is held by the Tarlton Law Library. The copyrighted images may be used only with permission. Permission is granted to use the copyrighted materials in the classroom for educational purposes. Downloading, printing, publication, public display or otherwise using any of the copyrighted images, including on the web or in a forum other than a classroom, requires permission from Tarlton. Requests for permission to use these materials should be submitted online to [rarebooks@law.utexas.edu](mailto:rarebooks@law.utexas.edu).

If you are uncertain whether you need permission to use these materials, please contact us at [rarebooks@law.utexas.edu](mailto:rarebooks@law.utexas.edu).

CAPITOL, AUSTIN, TEXAS,  
January 5, 1869.

Convention met pursuant to adjournment.

Roll called.

Quorum present.

Prayer by the Chaplain.

Journal of yesterday read and adopted.

The President directed the following communication to be read:

HEADQUARTERS FIFTH MILITARY DISTRICT,  
State of Texas,  
Austin, December 31, 1868.

Hon. E. J. DAVIS,

President of the Constitutional Convention, Austin, Texas:

SIR: I have the honor to acknowledge the receipt of your communication of the 29th inst., enclosing a resolution of the Convention, inviting myself and the members of my staff to seats within the bar of the hall of the Convention, and to request that you will convey to the honorable body of which you are President, our cordial thanks for this invitation, and our desire to avail ourselves of it as often as may be practicable.

Very respectfully, your obedient servant,

E. R. S. CANBY,

Brevet Major General Commanding.

Mr. Pedigo, from the Committee on Counties and County Boundaries, reported as follows:

COMMITTEE ROOM,  
Austin, Texas, January 5, 1869.

Hon. E. J. DAVIS,

President of the Convention:

SIR: Your Committee on Counties and County Boundaries, to whom was referred a declaration, introduced by Mr. Goddin, to create the county of San Jacinto out of portions of the counties of Polk, Liberty, Montgomery and Walker, have had the same under consideration, and after a very thorough investigation of the matter a majority of the committee have instructed me to report back to the Convention the accompanying substitute, which varies from the

original declaration only in some immaterial details pertaining to the organization of the new county, and to recommend its adoption by the Convention.

Respectfully submitted,

H. C. PEDIGO,  
Chairman Committee.

Mr. Flanagan offered the following declaration, and asked its reference to the Committee on Internal Improvements without reading. (See Report.)

It was so ordered.

Mr. Flanagan made the following report :

COMMITTEE ROOM,  
January 4, 1869.

HON. E. J. DAVIS,  
President of the Convention :

SIR : Your committee have had before them the petition of J. M. Floyd to erect a bridge across the Navasota.

After examining the same, the committee instruct me to report the accompanying declaration, and to recommend the passage of the same.

Respectfully submitted,

J. W. FLANAGAN,  
Chairman of the Committee.

Mr. Armstrong, of Lamar, moved the suspension of the rules to take up a declaration creating the county of San Jacinto.

Rules suspended.

The reading, on motion, was dispensed with.

The question recurred upon the adoption of the declaration.

It was adopted.

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

Rules suspended.

The question recurred upon the final passage of the declaration.

It was read a third time and passed.

Mr. Hamilton, of Travis, offered a declaration on railroads, and asked its reference to the Committee on Internal Improvements without reading.

It was so ordered.

Mr. Pedigo, from the Committee on Counties and County Boundaries, reported as follows :

COMMITTEE ROOM,  
January 4, 1869.

Hon. E. J. DAVIS,  
President of the Convention:

SIR: Your Committee on Counties and County Boundaries, to whom was referred a declaration introduced by Mr. Buffington, to create the new county of Peebles, have had the same under consideration, and a majority of the committee have instructed me to report the declaration back to the Convention with two slight alterations in the wording thereof, which do not materially change the meaning, and to recommend that it be adopted in the shape in which it is so reported back.

Respectfully submitted,

H. C. PEDIGO,  
Chairman Committee.

Mr. Buffington moved to suspend the rules to take up the declaration.

The Convention refused to suspend the rules.

Mr. Evans, of McLennan, offered a declaration incorporating the Austin Bridge Company, and asked its reference to the Committee on Internal Improvements without reading.

It was so ordered.

Mr. Smith, of Galveston, introduced the following declaration re-incorporating the city of Galveston, and asked its reference to the Committee on Counties and County Boundaries:

## A DECLARATION

Re-incorporating the City of Galveston.

### CHARTER.

WHEREAS, There is now no fixed charter for the city of Galveston by which its municipal government is directed, but that parts of two or three pre-existing charters are invoked as the organic laws; therefore be it declared:

#### TITLE I.

### GENERAL POWERS AND BOUNDARIES.

SECTION 1. That all the inhabitants of the city of Galveston shall continue to be a body politic and corporate, with perpetual success—  
2D SESS.—12