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CAPITOL, AUSTIN, TEXAS,
JANUARY 9, 1869.

Convention met pursuant to adjournment.

Roll called.

Quorum present.

Prayer by the Chaplain.

Journal of yesterday read and adopted.

Mr. Newcomb introduced a petition from citizens of Guadalupe county, and asked its reference to the Committee on Counties and County Boundaries, without reading.

It was so referred.

Mr. Flanagan introduced a resolution, and asked its reference to the Committee on Finance, without reading.

It was so referred.

Mr. Hamilton, of Travis, introduced the following declaration, incorporating the Young Men's Real Estate and Building Association of the City of Austin, and asked its reference to the Committee on Internal Improvements, without reading:

A DECLARATION

To incorporate the Young Men's Real Estate and Building Association of the City of Austin.

SECTION 1. *Be it declared by the Delegates of the people of Texas in Convention assembled, That A. H. Longley, L. W. Collins and C. R. Johns and their associates and successors are hereby created and established a body corporate and politic, under the name and style of the "Young Men's Real Estate and Building Association of the City of Austin," with capacity in said corporate name to make contracts; to hold, buy and sell property; to contract and execute leases; to take grants and gifts; to execute deeds, mortgages and deeds of trust; to have succession and a common seal; to make constitution and by-laws for the government and regulation of its affairs; to sue and be sued, plead and be impleaded; to declare dividends and make divisions of property, and to do and perform all such things as may be necessary and proper for and incident to the fulfillment of its obligations and maintenance of its rights under this declaration and consistent with the laws of the State.*

SEC. 2. The capital stock of this association shall be thirty thou-

sand dollars (\$30,000), with power and privilege of increasing the same to one hundred thousand dollars (\$100,000).

SEC. 3. Whenever stock to the amount of fifteen thousand dollars (\$15,000) has been subscribed, and two per cent. on the same paid in, the association shall be deemed organized, and competent to transact business, and be entitled to all the grants and privileges conferred by this declaration.

SEC. 4. Service of any and all legal process, in any suit or proceedings against the association, shall be sufficient if made upon the president or secretary of the board of directors.

SEC. 5. This declaration shall take effect and be in force from and after its passage.

It was so referred.

Mr. Munroe, from the Committee on Engrossed Provisions, reported as follows :

COMMITTEE ROOM,
Austin, January 8, 1869.

Hon. E. J. DAVIS,

President of the Convention :

SIR: The Committee on Engrossed Provisions, after examination, instruct me to report the following resolution and declaration as correctly engrossed, viz :

No. 81, resolution granting per diem pay to Messrs. Vaughan and Posey from the commencement of the session, passed December 21, 1868.

No. 82, a declaration reviving the act incorporating the Galveston Dry Dock Company, etc., passed December 22, 1868.

Respectfully submitted,

A. T. MUNROE,
Chairman Ccmmitttee.

Adopted.

Mr. Patten introduced a declaration compelling the Houston and Texas Central Railroad Company to define the line of their road; and also a declaratiön to suppress and prevent the extortions of the Houston and Texas Central Railroad Company.

Mr. Patten moved a suspension of the rules to take up declarations.

Convention refused to suspend the rules.

Mr. Patten moved to refer the declarations to a special committee of five to be appointed by the President.

Carried.

Mr. Varnell offered the following resolution :

WHEREAS, It was believed by many members of this Convention when the resolution was voted upon to supply the Convention with the Austin Republican, that the paper was to publish the debates whenever copies thereof were furnished the proprietor ; and

WHEREAS, The publisher has refused to do so ; therefore, be it *Resolved*, That this Convention require such publication of the discussions without charge, or direct that paper to be discontinued.

Mr. McCormick moved the rejection of the resolution, upon which the yeas and nays were demanded and resulted thus :

Yeas—Messrs. Adams, Armstrong of Jasper, Armstrong of Lamar, Bellingier, Bryant of Grayson, Burnett, Carter, Cole, Fayle, Fleming, Gray, Hamilton of Travis, Harris, Harn, Horne, Kealy, Keigwin, Kirk, Leib, McCormick, McWashington, Morse, Mundine, Munroe, Pedigo, Rogers, Sorrell, Stockbridge, Thomas, Watrous, Williams, Wilson of Brazoria—32.

Nays—Messrs. President, Bledsoe, Board, Brown, Bryant of Harris, Buffington, Butler, Curtis, Degener, Downing, Evans of McLennan, Flanagan, Gaston, Goddin, Hamilton of Bastrop, Johnson of Harrison, Jordan, Kendal, Kuechler, Lippard, Long, Mullins, Newcomb, Patten, Phillips of San Augustine, Ruby, Scott, Slaughter, Smith, Varnell, Whitmore, Wilson of Milam, Wright—33.

So the Convention refused to reject.

Mr. McCormick asked that Messrs. Vaughan and Mackey be excused from attendance on the Convention for to-day.

Excused.

Mr. Slaughter introduced a declaration incorporating the Jefferson Navigation Company, and asked its reference to the Committee on Internal Improvements without reading.

It was so referred.

Mr. Goddin introduced the following declaration and asked its reference to the Committee on State Affairs :

WHEREAS, No suitable monument marks the resting place of the
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hero, statesman and father of Texas, Gen. Sam. Houston; therefore, be it

Resolved, By the people of Texas in convention assembled, that a committee of thirty-six be appointed by the President of the Convention to receive subscriptions by themselves, or through agents appointed, both in their respective travels and sojournings, for the purpose of erecting a suitable monument over the grave of our departed and lamented hero, whose mortal remains now rest unmarked in the cemetery at Huntsville; and that each member of said committee be required to deposit the collections made by him or his agent in the Treasury of the State, subject to the order of the chairman of said committee, whose warrant shall be sufficient authority to draw upon the Treasury for the amount donated and deposited therein, required to erect said monument; and that said committee be also appointed as the Committee on Style and Inscription in the erection of said monument.

It was so ordered.

On motion, the Convention resolved itself into Committee of the Whole upon the report of the Committee on the Condition of the State.

[Mr. Armstrong, of Lamar, in the chair.]

Committee rose, reported progress, and asked leave to sit again on Monday evening at 7 o'clock.

Leave granted.

On motion the Convention adjourned till Monday morning at 10 o'clock.