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YEAS—Allison, Arnim, Abner, Blake, Blassingame, Barnett, Brady, Crawford, Chambers, Cook of Gonzales, Cooke of San Saba, Douglas, Dillard, Darnell, Dunnam, Davis of Brazos, Flournoy, Fleming, German, Holt, Henry of Limestone, Holmes, Haynes, Johnson of Collin, King, Kilgore, Killough, Lacy, Lynch, Martin of Navarro, Martin of Hunt, McKinney, McCormick, Murphy, Norvell, Nugent, Pauli, Reagan, Robeson of Fayette, Ross, Russell of Wood, Spikes, Scott, Sessions, Stayton, Whitehead, Weaver, Whitefield—48.

NAYS—Abernathy, Brown, Ballinger, Bruce, Cline, Cooley, Cardis, DeMorse, Dohoney, Erhard, Ford, Ferris, Henry of Smith, McLean, Mitchell, Moore, Nunn, Ramey, Reynolds, Robertson of Bell, Smith, Stockdale, Wade, Waelder—24.

Mr. Cardis moved to reconsider the vote refusing to adopt the resolution augmenting the pay of pages.

Passed over for the present.

Mr. Robertson, of Bell, proposed to amend section 2, line—, after the word "votes," by inserting the words "of the State has been."

Mr. Scott moved to adjourn until 9 o'clock Monday morning.

Lost.

Mr. Dohoney offered the following resolution:

Resolved, That Nat. Q. Henderson, who has rendered efficient service in the inception of the labors of this Convention, in assisting to make up the journals of this body for the first five days of its session, be allowed twenty-five dollars for his services; and the certificate of the Secretary of the Senate, approved by the President, shall be sufficient for the Comptroller to draw his warrant for said amount.

An amendment was offered that the same shall be paid out of the salaries of those whom he assisted.

On motion of Mr. Scott, the Convention adjourned until 9 o'clock A. M. Monday.

TWENTY-FIFTH DAY.

HALL OF REPRESENTATIVES,
AUSTIN, TEXAS, October 4, 1875. }

Convention met pursuant to adjournment; roll called; quorum present; prayer by the Rev. Mr. Wright, of Austin.

Journal of Saturday read and adopted.

On motion of Mr. Whitehead, Mr. Dunnam was excused from attendance on the Convention for a few days.

Mr. Reagan submitted a letter from J. Langston on the subject of crimes and punishments.

Referred to the Committee on Crimes and Punishments.

Also, a letter from John M. McDonald on the subject of school lands in Henderson county.

Referred to the Committee on Counties and County Lands.

Mr. Dohoney presented the memorial of S. G. W. Hiatt on the subject of woman suffrage.

Mr. Martin, of Navarro, moved to reject the memorial.

Mr. Martin, of Navarro, withdrew his motion, and Mr. Blassingame renewed it.

On motion of Mr. Dillard the main question was ordered, which being the rejection of the memorial, the same was put, and the Convention refused to reject by the following vote:

YEAS—Allison, Abernathy, Arnim, Abner, Brown, Blake, Blassingame, Barnett, Bruce, Chambers, Dillard, Dunnam, Davis of Wharton, Graves, Holt, Henry of Limestone, Johnson of Collin, Killough, Lacy, Lynch, Martin of Navarro, McKinney, Moore, Murphy, Norvell, Ramey, Ross, Russell of Wood, Scott, Sessions, Smith, Whithead—32.

NAYS—Ballinger, Brady, Crawford, Cook of Gonzales, Cooke of San Saba, Cooley, Cardis, Douglas, DeMorse, Dohoney, Darnell, Davis of Brazos, Erhard, Ford, Flournoy, Fleming, Ferris, German, Henry of Smith, Holmes, Haynes, King, Kilgore, McLean, Martin of Hunt, Mitchell, McCormick, Nunn, Nugent, Pauli, Reagan, Robertson of Bell, Robeson of Fayette, Spikes, Stockdale, Stayton, Wade, Weaver, Whitfield, West Waelder—41.

The memorial was referred to the Committee on Suffrage.

Mr. DeMorse, chairman of the Committee on Revenue and Taxation, submitted the following reports:

To the Hon. E. B. Pickett, President of the Convention:

The Committee on Taxation, to whose consideration was referred a proposed ordinance to relieve certain counties from taxation, on account of damages resulting from flood and storm, direct me to report said ordinance back to the Convention, and express their opinion that the committee has no authority in the premises, and doubts the propriety of any action by the Convention in this direction.

To the Hon. E. B. Pickett, President of the Convention:

The Committee on Revenue and Taxation, to which was referred a memorial from Bastrop county relative to pay of

Rangers, long due, direct me to report the memorial back to the Convention, and suggest that the subject be referred to the first session of the Legislature under this constitution.

Respectfully,

CHARLES DEMORSE,

Chairman of Committee on Revenue and Taxation.

Reports received.

Mr. Cook, of Gonzales, reported as follows:

COMMITTEE ROOM,

AUSTIN, October 4, 1875. }

To the Hon. E. B. Pickett, President of the Convention:

Your Committee on Printing and Contingent Expenses, to whom was referred resolution authorizing and directing them to make a contract for printing one thousand copies of the constitution in the Bohemian language, have had the same under consideration, and have instructed me to report the same back to the Convention and recommend its adoption.

W. D. S. COOK, Chairman

Report adopted.

Mr. Cardis offered the following resolution:

WHEREAS, The frontier of this State is constantly depredated upon by armed bands of Indians and others; and

WHEREAS, The Democratic party of this State is solemnly pledged to the protection of this suffering people, therefore, be it

Resolved, That the Committee on Revenue and Taxation be instructed to report a provision to be embodied in the constitution of this State, removing taxation from this people for a certain period of time, allowing the said amount to go to the protection of the frontier, the people thereof to be allowed the privilege of protecting themselves, with no other assistance from the State than the removal of said tax for the time specified

Referred to Committee on Revenue and Taxation.

Mr. Ballinger offered the following resolution:

Resolved, That to aid in giving security to life and property on the coast of Texas, whenever any county, city or town shall expend, in good faith, for the construction of a permanent seawall or breakwater on said coast the sum of ten thousand dollars, for every ten thousand dollars so expended the State of Texas will grant to said county, city or town certificates for—sections of the vacant and unappropriated public domain of the State, to be held or disposed of only as a trust for the further construction of said works.

Referred to Committee on Municipal Corporations.

Mr. Erhard offered the following resolution:

Resolved, That the Legislature regulate the pardoning power, to-wit: All petitions for pardons shall be signed before the District Clerk, who shall certify that the signatures are genuine; that the pardon shall be signed, or granted, after investigating the merits of the case, by the Governor and Attorney General, and attested by the Secretary of State.

Referred to Committee on General Provisions.

UNFINISHED BUSINESS AND BUSINESS ON THE TABLE.

Resolution to pay Nat. Q. Henderson, \$25 for services rendered at the commencement of the session, taken up.

Mr. Martin, of Navarro, withdrew his amendment, and the resolution was lost.

The Legislative Department again taken up.

Mr. Robertson, of Bell, offered the following amendment:

Insert in line —, after the word "votes," the words "of the State has been".

Adopted.

Mr. Fleming proposed to amend section 25, line 123, by striking out after the word "of" the words "compact and".

Adopted.

Mr. Murphy offered the following additional sections:

"ARTICLE —.

"MILITIA.

"Section 1. The legislature shall provide by law for organizing, disciplining and arming the militia of this State, not incompatible with the constitution and laws of the United States.

"Sec. 2. No licensed minister of the Gospel shall be required to perform military duty.

"Sec. 3. The Governor shall have the power to call forth the militia to repel raiders."

Mr. Reagan moved to strike out section 3 of the amendment.

Mr. Murphy, by leave, withdrew his amendment.

Mr. Nunn called up his motion to reconsider the vote refusing to adopt an amendment by Mr. Davis, of Brazos, to section 48, line 246, viz:

After "schools" add "and colleges and universities under the control of the State."

Vote reconsidered.

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

Section 48, line 246½, "To raise no more than forty thousand

dollars (in the aggregate) to be applied to the completion of the State Agricultural and Mechanical College."

Mr. DeMorse offered the following substitute for the amendment and substitute:

"Section 48, line 246, after "schools" add "and the maintenance and support of the Agricultural and Mechanical College of Texas."

Mr. Flournoy accepted the same as a substitute for his amendment.

Mr. Ballinger moved to substitute the amendment as follows:

Add to line 248 the words "and maintenance and support of the Agricultural and Mechanical College of the State."

Accepted by Mr. DeMorse.

Mr. Dohoney proposed to amend the amendment by adding "and such other colleges, universities and normal schools as may be established by law."

Lost.

Mr. Norvell proposed to amend the amendment by striking out the words "maintenance and support," and insert "completion and repair."

Lost.

Mr. Stayton offered to amend as follows:

Add after the word "schools," in line 246, the following words: "in which shall be included colleges and universities established by the State."

Adopted.

And Mr. DeMorse's amendment adopted.

Mr. Weaver moved to reconsider the vote refusing to adopt Mr. Dohoney's substitute to section 1, article —, mode of amending the constitution.

Mr. German moved to reconsider the vote adopting Mr. DeMorse's amendment to section 48, line 246.

On motion of Mr. Flournoy the pending question was postponed until to-day week.

Mr. Flournoy's resolution to amend the rules relating to the yeas and nays was taken up and lost.

Mr. Mills's resolution on the same subject was taken up and lost.

Mr. Martin's (of Navarro) report as chairman of Committee on Agricultural and Stock-raising, reporting a resolution and section — on the subject of a fence law, was taken up and referred to the Committee on General Provisions.

The report of the Committee on Executive Department, with article —, taken up

Mr. Fleming offered the following amendment:

Amend section 1 by striking out in line 4 the words "and Superintendent of Public Instruction."

Adopted.

Mr. Russell, of Wood, proposed to amend by striking out in lines 2 and 3 the words "Lieutenant Governor."

Lost.

Mr. West proposed to amend by striking out of lines 6 and 7, section 2, the words "except Secretary of State."

Lost.

Mr. Norvell proposed to amend as follows:

Add to section 3 the words "in joint session."

Adopted.

Mr. Whitfield proposed to amend section 4, line 26, by striking out "two" and inserting "four."

The yeas and nays were called upon the amendment, and the Convention adopted the amendment by the following vote:

YEAS—Abernathy, Arnim, Abner, Brown, Blake, Ballinger, Blassingame, Cook of Gonzales, Cardis, DeMorse, Dohoney, Dunnam, Davis of Brazos, Davis of Wharton, Erhard, Ford, Fleming, Ferris, Henry of Smith, Johnson of Collin, Kilgore, Killough, Lacy, Lynch, Martin of Hunt, Mitchell, McCormick, Moore, Murphy, Pauli, Reagan, Ramey, Reynolds, Robertson of Bell, Robeson of Fayette, Ross, Spikes, Scott, Smith, Stockdale, Stayton, Whitfield, Waelder—43.

NAYS—Allison, Barnett, Brady, Bruce, Crawford, Chambers, Cooke of San Saba, Cooley, Douglas, Dillard, Darnell, Graves, Holt, Henry of Limestone, Holmes, Haynes, King, Martin of Navarro, McKinney, Norvell, Nugent, Russell of Wood, Sessions, Wade, Whitehead, Weaver, West—27.

Mr. Kilgore offered the following amendment:

Section 4, line 28, strike out "six" and insert "eight."

Adopted.

Mr. Waelder proposed to amend as follows:

Insert "he shall not be eligible for more than two terms in succession, in lieu of the words commencing "he," in line 27, to "years," in line 28.

Mr. Martin, of Navarro, moved to reconsider the vote adopting Mr. Kilgore's amendment.

Lost.

The Convention adjourned, pending Mr. Waelder's amendment.

EVENING SESSION—2½ o'clock

Convention met pursuant to adjournment; roll called; quorum present.

Question pending when the Convention adjourned, viz: Mr. Waelder's amendment again taken up and lost.

Mr. Brown moved to amend by striking out "Thursday," in section 4, line 24, and insert "Monday."

Lost.

Also amend by inserting "shall" between "and" and "have," in line 29, section 4.

Adopted.

Mr. Johnson, of Collin, moved to amend by striking out "\$5000" and insert "\$4000" in section 5, line 32, as salary of the Governor.

Mr. Wade moved to insert "\$3000" in gold.

Lost.

Mr. German moved to amend by striking out "\$5000" and inserting "\$3000."

Lost.

Mr. Kilgore proposed to amend by inserting "\$4500."

The yeas and nays were called upon the question of the adoption of the amendment, and the Convention refused to adopt the amendment by the following vote:

YEAS—Abner, Brown, Ballinger, Cooke of San Saba, Douglas, Dillard, Erhard, Henry of Smith, Kilgore, Moore, Reagan, Whitfield—12.

NAYS—Allison, Abernathy, Arnim, Blake, Blassingame, Barnett, Brady, Bruce, Crawford, Chambers, Cook of Gonzales, Cooley, Cardis, DeMorse, Dohoney, Darnell, Davis of Brazos, Davis of Wharton, Ford, Flournoy, Fleming, Ferris, German, Graves, Holt, Henry of Limestone, Holmes, Haynes, Johnson of Collin, King, Killough, Lacy, Lynch, McLean, Martin of Navarro, Martin of Hunt, Mitchell, McKinney, McCormick, Murphy, Norvell, Nugent, Pauli, Ramey, Reynolds, Robertson of Bell, Robeson of Fayette, Ross, Russell of Wood, Spikes, Scott, Sessions, Smith, Stockdale, Stayton, Wade, Whitehead, Weaver, West, Waelder—60.

The question recurring on Mr. Johnson's (of Collin) amendment, the yeas and nays were called, and the amendment was lost by the following vote:

YEAS—Allison, Abernathy, Arnim, Abner, Barnett, Brady, Bruce, Chambers, Cook of Gonzales, Darnell, Flournoy, Fleming, Graves, Holt, Henry of Limestone, Holmes, Haynes, John-

son of Collin, Killough, Lacy, Lynch, McLean, Martin of Navarro, Martin of Hunt, Mitchell, McKinney, Nugent, Pauli, Ramey, Robertson of Bell, Russell of Wood, Spikes, Scott, Wade, Weaver—35.

YAYS—Brown, Blake, Ballinger, Blassingame, Crawford, Cooke of San Saba, Cooley, Cardis, Douglas, Dillard, DeMorse, Dohoney, Davis of Brazos, Davis of Wharton, Erhard, Ford, Ferris, German, Henry of Smith, King, Kilgore, McCormick, Moore, Murphy, Norvell, Reagan, Reynolds, Robeson of Fayette, Ross, Sessions, Smith, Stockdale, Stayton, Whitehead, Whitfield, West, Waelder—37.

Mr. Nugent proposed to amend the salary of Governor by striking out \$5000 and inserting \$3500.

Mr. McCormick moved to lay the amendment on the table.

The yeas and nays were called and the amendment laid on the table by the following vote:

YEAS—Abernathy, Abner, Brown, Blake, Ballinger, Cook of Gonzales, Cooke of San Saba, Cooley, Cardis, Douglas, Dillard, DeMorse, Dohoney, Darnell, Davis of Brazos, Davis of Wharton, Erhard, Ford, Flournoy, Ferris, Henry of Smith, Henry of Limestone, King, Kilgore, Killough, Lynch, Martin of Navarro, McCormick, Moore, Murphy, Norvell, Reagan, Robeson of Fayette, Ross, Sessions, Smith, Stockdale, Stayton, Whitehead, Weaver, Whitfield, West, Waelder—43.

NAYS—Allison, Arnim, Blassingame, Barnett, Brady, Bruce, Crawford, Chambers, Fleming, German, Graves, Holt, Holmes, Haynes, Johnson of Collin, Lacy, McLean, Martin of Hunt, Mitchell, McKinney, Nugent, Pauli, Ramey, Reynolds, Robertson of Bell, Russell of Wood, Spikes, Scott, Wade—26.

Mr. German moved to reconsider the vote refusing to adopt Mr. Johnson's (of Collin) amendment to strike out \$5000 and insert \$4000.

On motion of Mr. Scott the main question was ordered and the vote was reconsidered.

The question recurring on the adoption of the amendment, the yeas and nays were called, and the amendment adopted by the following vote:

YEAS—Allison, Abernathy, Arnim, Abner, Brown, Blassingame, Barnett, Burleson, Brady, Bruce, Chambers, Cook of Gonzales, Darnell, Davis of Wharton, Flournoy, Fleming, German, Graves, Holt, Henry of Limestone, Holmes, Haynes, Johnson of Collin, Killough, Lacy, Lynch, McLean, Martin of Navarro, Martin of Hunt, Mitchell, McKinney, Nugent, Pauli, Ramey.

Reynolds, Rentfro, Robertson of Bell, Robeson of Fayette, Russell of Wood, Spikes, Scott, Sessions, Wade, Weaver—44.

NAYS—Blake, Ballinger, Crawford, Cooke of San Saba, Cooley, Cardis, Douglas, Dillard, DeMorse, Dohoney, Davis of Brazos, Erhard, Ford, Ferris, Henry of Smith, King, Kilgore, McCormick, Moore, Murphy, Norvell, Nunn, Reagan, Ross, Smith, Stockdale, Stayton, Sansom, Whitehead, Whitfield, West, Waelder—32.

Mr. Martin, of Navarro, offered the following amendment:

Section 4, strike out all between the words "installed," in line 27, and "he," in line 28.

Adopted.

Mr. Crawford proposed to amend section 5, as follows:

"He shall receive no fees or perquisites or extra compensation for the performance of any duties connected with his office."

Lost.

Mr. Henry, of Smith, offered the following amendment:

Add after the word "move," in line 32, the words "until otherwise provided by law."

Lost.

Mr. Murphy offered the following amendment:

Section 7, line 44, amend by adding after the word "invasion," the words "and raiders from the Mexican Republic."

Lost.

Mr. Stayton offered the following amendment:

Add to section 7, after the word "invasion," in line 44, the following, "by troops under the direction or control of other States or governments, or by predatory bands therefrom."

On motion of Mr. Robertson, of Bell, the Convention adjourned until 9 o'clock A. M., to-morrow, pending Mr. Stayton's amendment.

TWENTY-SIXTH DAY.

HALL OF REPRESENTATIVES, }
AUSTIN, TEXAS, October 5, 1875. }

Convention met pursuant to adjournment; roll called; quorum present; prayer by Rev. William Brush, D. D.

Journal of yesterday read and adopted.

On motion of Mr. Davis, of Brazos, A. T. McKinney, delegate elect from the Fifteenth District, to fill the vacancy occasioned by the resignation of Mr. Goddin, came forward, presented his