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[Mr. Reagan in the chair.]

Mr. Chambers moved to lay Mr. Dohoney's amendment to section 1 on the table:

Carried by the following vote:

YEAS—Allison, Abernathy, Arnim, Brown, Blake, Blassingame, Barnett, Burleson, Bruce, Chambers, Cooke of San Saba, Cardis, Douglas, Dillard, DeMorse, Darnell, Davis of Brazos, Flournoy, Fleming, Ferris, German, Gaither, Graves, Holt, Henry of Limestone, Holmes, Johnson of Franklin, Johnson of Collin, Kilgore, Killough, Lacy, Lynch, McLean, Martin of Navarro, Martin of Hunt, McKinney, Murphy, Norvell, Nugent, Reagan, Ramey, Robeson of Fayette, Ross, Russell of Wood, Spikes, Scott, Sessions, Stockdale, Stayton, Sansom, Wade, Weaver, Whitfield—53.

NAYS—Ballinger, Brady, Crawford, Cline, Dohoney, Davis of Wharton, Erhard, Ford, Flanagan, Henry of Smith, King, Lockett, Mitchell, Moore, Nunn, Pauli, Reynolds, Rentfro, Robertson of Bell, Smith, Waelder—21.

On motion of Mr. Dohoney, the Convention adjourned until 9 o'clock A. M. to-morrow.

### THIRTIETH DAY.

HALL OF REPRESENTATIVES, }  
AUSTIN, TEXAS, October 9, 1875. }

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

Journal of yesterday read and adopted.

The Chair announced the following committees, authorized by resolutions of yesterday.

Select Committee of Seven, to examine certain land titles and examine certain rules of evidence: Mr. Brown, chairman; Messrs. Robertson of Bell, Henry of Smith, Nugent, McLean, Murphy, and Cooke of San Saba.

Select Committee of Five, to examine and report an article relative to the divisions of the powers of government, and an article on the subject of impeachments and removals of the higher officers of the State from office: Mr. Stockdale, Chairman; Messrs. Reagan, Norvell, Ballinger, and Cook of Gonzales.

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

*Resolved*, That the President appoint a special committee of

seven, to inquire into the direct charges of the *Democratic Statesman*, that all the Grangers, except nine, of this Convention have formed an alliance with the negroes and radicals of this Convention; and that the vote upon the suffrage question was the result of said alliance; and that no member of the Grange or radical party be appointed upon said committee.

Mr. Brown moved to lay the resolution on the table.

(Upon calling the roll, upon their own request, Messrs. Dillard, McCormick, Murphy, and Rentfro were excused from voting on the question).

Lost by the following vote:

YEAS—Arnim, Brown, Blake, Ballinger, Cooke of San Saba, Cline, Cooley, Cardis, DeMorse, Dohoney, Darnell, Davis of Brazos, Erhard, Fleming, Ferris, Flanagan, Gaither, Holt, Henry of Smith, Holmes, Kilgore, McLean, Morris, Moore, Norvell, Nunn, Pauli, Robertson of Bell, Smith, Sansom, Wade, Weaver, Waelder—33.

NAYS—Allison, Abernathy, Blassingame, Barnett, Burleson, Brady, Bruce, Crawford, Chambers, Cook of Gonzales, Douglas, Ford, German, Graves, Henry of Limestone, Johnson of Franklin, Johnson of Collin, Killough, Lockett, Lacy, Lynch, Martin of Navarro, Martin of Hunt, Mitchell, McKinney of Denton, Nugent, Reagan, Ramey, Russell of Wood, Spikes, Scott, Sessions, Stockdale, Stayton, Whitehead, Whitfield, West—37.

Mr. Stockdale moved to amend the resolution by striking out “negroes and radicals” and inserting “Republican.”

Accepted by Mr. Martin.

Mr. Crawford offered the following amendment:

“That said committee be authorized to send for persons and papers, and to administer oaths and take testimony, and that the report of said committee contain simply a statement of the matters and things as they transpire in fact, and that all deductions and conclusions be left to the members of this Convention and the country.”

Adopted.

Mr. Moore proposed to add, “and that in determining who are Grangers the President shall be governed by the usually accepted signs.”

Ruled out of order.

On motion of Mr. Flournoy the whole subject was laid on the table.

Mr. West moved to reconsider the vote ordering the engross-

ment of the article on suffrage, and to pass the consideration of the motion for the present.

Carried.

Mr. Scott moved to reconsider the vote tabling Mr. Martin's (of Navarro) resolution as amended.

(Upon calling the roll, Messrs. Dillard and McCormick were excused from voting at their own request. Mr. Stockdale, when his name was called, stated that he had paired off with Mr. Waelder, who would have voted nay.)

Vote reconsidered by the following vote:

YEAS—Allison, Abernathy Arnim, Abner, Blassingame, Barnett, Burleson, Brady, Bruce, Crawford, Chambers, Cook of Gonzales, Douglas, DeMorse, Darnell, Davis of Wharton, Ford, Flournoy, Ferris, German, Graves, Henry of Limestone, Johnson of Franklin, Johnson of Collin, Killough, Lockett, Lacy, Lynch, Martin of Navarro, Martin of Hunt, Mitchell, McKinney of Denton, Nugent, Reagan, Ramey, Rentfro, Robertson of Bell, Ross, Russell of Wood, Spikes, Scott, Sessions, Stayton, Sansom, Wade, Whitehead, Whitfield, West—48.

NAYS—Ballinger, Cooke of San Saba, Cline, Cooley, Cardis, Dohoney, Davis of Brazos, Fleming, Flanagan, Gaither, Holt, Holmes, Kilgore, McLean, Morris, Norvell, Nunn, Pauli—18.

On motion of Mr. German, the main question was ordered.

The question then recurring upon the adoption of the resolution as amended, the yeas and nays were called, and the resolution adopted by the following vote:

(Upon calling the roll Mr. Murphy was excused from voting at his own request, and Mr. Stockdale was paired off with Mr. Waelder.)

YEAS—Allison, Abernathy, Arnim, Blassingame, Barnett, Burleson, Brady, Bruce, Crawford, Chambers, Cook of Gonzales, Cardis, Douglas, DeMorse, Darnell, Flournoy, German, Graves, Henry of Limestone, Johnson of Franklin, Johnson of Collin, Killough, Lockett, Lacy, Lynch, Martin of Navarro, Martin of Hunt, Mitchell, McKinney of Denton, Nugent, Pauli, Reagan, Ramey, Rentfro, Robertson of Bell, Ross, Russell of Wood, Spikes, Scott, Sessions, Stayton, Sansom, Wade, Whitehead, Whitfield, West—46.

NAYS—Brown, Blake, Ballinger, Cooke of San Saba, Cline, Cooley, Dohoney, Davis of Brazos, Davis of Wharton, Fleming, Ferris, Flanagan, Gaither, Holt, Holmes, Kilgore, McLean, Morris, Moore, Norvell, Nunn, Smith, Weaver—23.

Mr. Sansom presented the memorial of the citizens of Wil-

liamson county relative to an organized and uniform system of sanitary regulations.

Referred to the Committee on General Provisions.

Mr. Moore presented the memorial of the Texas State Medical Association on the same subject.

Referred to Committee on General Provisions.

Mr. Nunn presented the memorial of citizens of Houston county on the same subject.

Referred to Committee on General Provisions

Mr. Martin, of Hunt, presented a petition from the citizens, farmers of Hunt county, asking an extension of the time for paying taxes.

Referred to Committee on Revenue and Taxation.

Mr. Brown presented the memorial of the citizens of Dallas county upon the subject of a uniform system of sanitary regulations.

Referred to Committee on General Provisions.

Mr. Lockett presented the memorial of the citizens of Wash-ton county on the same subject.

Referred to Committee on General Provisions.

Mr. Cooke, of San Saba, presented the memorial of the citizens of Lampases county on the same subject.

Referred to Committee on General Provisions.

Mr. Martin, of Hunt, presented a communication from the Greenville bar, on the subject of the organization of the Judiciary.

Referred to Committee on Judiciary.

Mr. McLean offered the following amendment to the rules of the Convention:

“Rule —. When the Secretary has commenced calling the roll all remarks shall be out of order. Members, upon the call of their names, shall answer ‘yea’ or ‘nay,’ or be excused from voting.”

Laid over under the rules.

Mr. Cardis offered the following resolution:

*Resolved*, That no city or town of less than three thousand inhabitants be permitted to be incorporated.

Referred to the Committee on General Provisions.

On motion of Mr. Rentfro the Convention adjourned to 2½ o'clock P. M.

#### EVENING SESSION—2½ o'clock.

Convention met; roll called; quorum present.

On motion of Mr. Gaither, Mr. Robeson, of Fayette county,

was excused from attendance on the Convention for seven days.

Mr. McCormick submitted the memorial of sundry citizens of Colorado county, asking for a uniform system of sanitary regulations throughout the State.

Referred to the Committee on General Provisions.

Mr. Cline submitted the memorial of sundry citizens of Harris county, asking for a uniform system of sanitary regulations throughout the State.

Referred to the Committee on General Provisions.

Mr. Stayton submitted the memorial of sundry citizens of Victoria county, asking for a uniform system of sanitary regulations throughout the State.

Referred to the Committee on General Provisions.

Mr. Killough submitted the memorial of sundry citizens of Robertson county, asking for a uniform system of sanitary regulations throughout the State.

Referred to the Committee on General Provisions.

Mr. Dohoney submitted a memorial on the same subject from sundry citizens of Lamar county.

Referred to Committee on General Provisions.

Mr. Burleson submitted a memorial on same subject from sundry citizens of Hays county.

Referred to Committee on General Provisions

Mr. West submitted memorial on same subject from sundry citizens of Lampasas county.

Referred to Committee on General Provisions

Mr. Lockett submitted a memorial on same subject from sundry citizens of Washington county.

Referred to Committee on General Provisions.

Mr. Brown submitted a memorial on same subject from sundry citizens of Dallas county

Referred to Committee on General Provisions.

Mr. Sansom submitted a memorial on same subject from sundry citizens of Williamson county.

Referred to Committee on General Provisions.

Mr. Moore submitted a memorial on same subject from sundry citizens of Fayette county.

Referred to Committee on General Provisions

Mr. Nunn submitted a memorial on same subject from sundry citizens of Houston county.

Referred to Committee on General Provisions.

Mr. Haynes submitted a memorial on same subject from sundry citizens of Caldwell county.

Referred to Committee on General Provisions.

The article on "Education" was then taken up, the pending question being the motion of Mr. Russell, of Wood, to substitute the report and article reported by the minority for the article reported by the majority of the committee, it was put, and lost by the following vote:

YEAS—Arnim, Blassingame, Barnett, Burleson, Bruce, Cooke of San Saba, Douglas, Flanagan, German, Holt, Henry of Limestone, Holmes, Killough, Norvell, Robertson of Bell, Russell of Wood, Spikes, Scott, Sansom—19.

NAYS—Allison, Abernathy, Ballinger, Brady, Chambers, Cook of Gonzales, Cooley, DeMorse, Dohoney, Darnell, Davis of Brazos, Davis of Wharton, Ford, Flournoy, Fleming, Ferris, Gaither, Graves, Johnson of Franklin, Johnson of Collin, Kilgore, Lockett, Lacy, Lynch, McLean, Martin of Navarro, Martin of Hunt, Morris, Mitchell, McKinney of Denton, McCormick, Murphy, Nugent, Pauli, Reagan, Ramey, Rentfro, Ross, Sessions, Smith, Stayton, Wade, Whitehead, Weaver, Whitfield, Waelder—46.

When Mr. Henry's (of Smith) name was called, he stated that he had paired off with Mr. Dunnam, who would vote yea, if present.

Mr. Dohoney offered the following amendment to section 6:

"And the proceeds of these lands, when sold, shall constitute a part of the public school fund of the county to which the land belonged."

Mr. Scott offered the following amendment:

"The Legislature shall provide for the sale of the county school lands of this State by the county courts, to actual settlers in lots of 80 acres or 160 acres, at a price to be fixed by commissioners, and the actual occupants of said lands shall have the refusal of said lands at the price fixed, and the said lands shall be valued without any regard to any improvement thereon.

[Mr. Stockdale in the chair.]

Mr. Ferris offered the following substitute for the amendment:

Section 6, line 36, after the word "grant" add "provided that such lands shall be sold under such regulations, at such times, and upon such terms, as may be prescribed by law, and proceeds of sale shall inure to the respective counties."

Mr. Ballinger moved to lay the amendments on the table until the report from the Committee on Counties and County Lands shall have been made.

Mr. Ferris withdrew his substitute, and the other amendments were laid temporarily on the table under Mr. Ballinger's motion.

Mr. Wade offered the following substitute for section 4:

“The lands herein set apart for public school purposes shall be utilized under a system of lease or sale, under such rules and regulations as the Legislature shall establish. The proceeds of all lands sold shall be invested in interest-bearing bonds of this or some other State. All interest accruing upon said bonds, and all money derived from leases, shall be annually distributed, *pro rata*, among the scholastic population of the State.”

Mr. Weaver moved to postpone the subject until Monday next, 9½ o'clock, and that it be made special order for that hour.

Carried.

Mr. Ramey submitted the following report:

COMMITTEE ROOM. }  
AUSTIN, October 9, 1875 }

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

SIR—Your committee on Engrossed and Enrolled Ordinances would respectfully report that they have examined and compared article —, “Executive Department,” and find the same correctly engrossed. Respectfully,

WM. NEAL RAMEY, Chairman.

On motion of Mr. German, two hundred copies of the article —, “Executive Department,” as engrossed, were ordered printed for use of the Convention.

On motion of Mr. Flanagan, the Convention adjourned until 9½ o'clock A. M. Monday.

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### THIRTY-FIRST DAY.

HALL OF REPRESENTATIVES, }  
AUSTIN, TEXAS, October 11, 1875. }

Convention met pursuant to adjournment; roll called; quorum present; prayer by the Rev. W. H. D. Carrington, of Austin. Journal of Saturday read and adopted.

Mr. McLean called up his resolution amending rules and the amendment was adopted.

Mr. Scott called up Mr. Russell's (of Wood) resolution restricting the time of delegates to five minutes in debate, and amendment adopted.

The chair announced the following committee to investigate the charges of the *Democratic Statesman* in relation to a combi-