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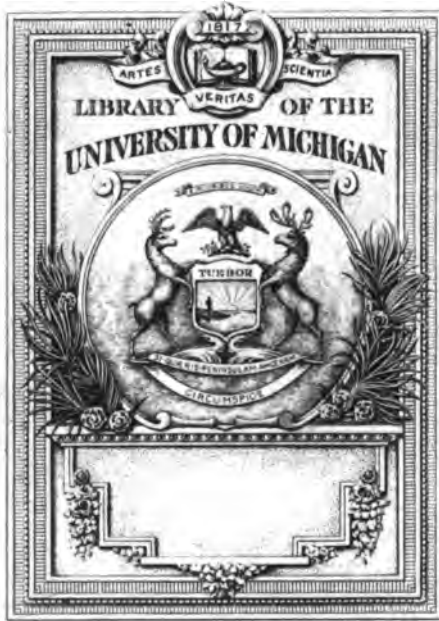
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# JOURNAL

—OF THE—

## HOUSE OF REPRESENTATIVES

—OF THE—

STATE OF MISSISSIPPI,

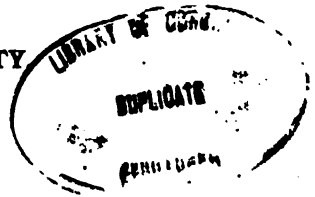
—AT A—

SPECIAL SESSION THEREOF,

—CONVENED IN THE—

CITY OF JACKSON, JANUARY 2, 1894.

PRINTED BY AUTHORITY



JACKSON, MISS.

CLARION-LEDGER PUBLISHING COMPANY.

1894.

099

EXHIBIT TO THE JOURNAL



# HOUSE JOURNAL.

FIRST DAY.

TUESDAY, January 2, 1894.

At a special session of the Legislature of the State of Mississippi, convened in the Capitol, in the city of Jackson, on Tuesday, the 2d day of January, 1894, in compliance with the Constitution and laws of the State of Mississippi—

*Be it remembered,* That on the day and year aforesaid the members of the House of Representatives assembled in their chamber, and at 12 o'clock m., were called to order by Speaker H. M. Street, who introduced Rev. Dr. John Hunter, who opened the proceedings with prayer.

Mr. R. E. Wilson, Clerk during the last session, proceeded to call the roll of members from the various counties and legislative districts as follows :

Adams—J. C. Williams, G. F. Bowles.  
Alcorn—T. H. Underwood, Geo. W. Bynum.  
Amite—Polk Talbert, W. H. Griffin.  
Attala—W. P. Ratliff.  
Benton—B. D. Simpson.  
Bolivar—G. W. Gayles.  
Calhoun—J. I. Ballinger, T. J. Fox.  
Carroll—W. C. Chatham, T. J. King.  
Chickasaw—Frank Burkitt, S. I. Anderson.  
Choctaw—J. D. Perkins.  
Claiborne—J. G. Spencer.  
Clarke—John H. Harper.  
Clay—S. G. Ivey, W. S. Quin.  
Coahoma—Sam. C. Cook.  
Copiah—A. B. Gynes, S. W. Miller, W. S. Catchings.  
Covington—John W. Watson.  
DeSoto—J. W. Odom, L. W. Williamson.  
Franklin—Juan Nix.

Greene—G. W. Turner.  
Grenada—Wm. McSwine.  
Harrison—  
Hancock—J. A. Mauffray.  
Hinds—J. A. P. Campbell, Jr., W. H. Potter.  
Holmes—W. L. Keirn, B. R. Farr, J. L. Cotten.  
Issaquena—L. C. Dulaney.  
Itawamba—W. P. Reeves.  
Jackson—G. W. Davis.  
Jasper—M. A. Ryan.  
Jefferson—  
Jones—D. F. Smith.  
Kemper—J. R. Key, J. T. Gewin.  
Lafayette—J. R. Stowers, J. W. T. Falkner.  
Lauderdale—H. M. Street, W. R. Denton, W. H. Stinson.  
Lawrence—J. H. Arrington.  
Leake—U. S. Roberts.  
Lee—T. A. Boggan.  
Leflore—  
Lincoln—J. A. J. Hart.  
Lowndes—W. A. Love, A. S. Payne, T. A. Stinson.  
Madison—H. C. Turner.  
Marion—J. R. Robertson.  
Marshall—Sam. Hinton, G. W. McKie, G. E. Kelsey.  
Monroe—J. D. Durrett, J. J. Basham, T. R. Caldwell.  
Montgomery—J. P. Taylor.  
Neshoba—P. G. Walton.  
Newton—J. E. Graham.  
Noxubee—J. R. Dinsmore, T. J. O'Neill.  
Oktibbeha—A. H. Rice, C. B. Hannah.  
Panola—S. R. Lamb, D. B. Arnold, J. B. Eckles.  
Pearl River—H. G. Stewart.  
Perry—F. M. Morris.  
Prentiss—W. N. Bellamy, J. H. Gardner.  
Pike—S. E. Packwood, J. M. Tate.  
Pontotoc—D. W. Fowler.  
Quitman—  
Rankin—J. R. Enochs.  
Scott—A. Carr.  
Sharkey—G. W. Butler.  
Simpson—T. N. Touchstone.  
Smith—J. T. Simmons.  
Sunflower—W. D. Peery.  
Tallahatchie—B. R. Buntin.  
Tate—W. P. Wyatt, Thos. H. Johnston.  
Tishomingo—S. L. Rodgers.  
Tippah—W. H. M. Durham.  
Tunica—W. J. Nelson.

Union—L. A. Goude-lock, J. I. Wade.  
 Warren—T. Dabney Marshall, A. C. Peatross, J. M. Harris.  
 Washington—J. M. Montgomery, T. Worthington, W. W. Miller.  
 Wayne—W. S. Smith.  
 Webster—J. E. Gore.  
 Winston—J. D. Doss.  
 Wilkinson—W. P. S. Ventress.  
 Yalobusha—D. W. Rogers, W. M. Taylor.  
 Yazoo—F. Caruthers, Z. P. Stutts, J. G. McGuire.

#### FLOATERS.

Franklin and Lincoln—A. M. Newman.  
 Tippah and Benton—John Y. Murry, Jr.  
 Claiborne and Jefferson—Stephen Thraasher.  
 Clarke and Jasper—J. E. Terral.  
 Grenada and Montgomery—J. R. Binford.  
 Leake and Winston—  
 Harrison and Jackson—C. D. Lancaster.  
 Hinds and Yazoo—W. A. Henry.  
 Lee and Itawamba—

The following members were absent :

Messrs. Arnold, Bowles, Butler, Caruthers, Chatham, Cook, Dulaney, Gore, Johnston, Keirn, Maufray, Miller, of Washington, Peery, Perkins, Ratliff, Watson, Williams and Worthington—18.

Members elect to fill vacancies were reported as follows :

N. W. Blanchard, of Bolivar county, to succeed J. L. Wiggins, resigned.

J. H. Caldwell, of Leake and Winston, to succeed D. A. McIntosh, resigned.

Sid S. Champion, of Hinds, to succeed Harry Peyton, resigned.

J. Alcorn Glover, of Coahoma, to succeed himself, resigned.

H. B. Greaves, of Madison, to succeed Wm. S. McAllister, resigned.

S. A. Jackson, of Attala, to succeed Maj. L. S. Terry, deceased.

Thos. Keith, of Newton, to succeed R. H. Taylor, resigned.

W. H. Maybin, of Harrison, to succeed A. M. Dahlgren, resigned.

Harvey C. Medford, of Lee, to succeed O. L. Stribling, resigned.

Charles B. Mitchell, of Pontotoc, to succeed W. P. Hooker, resigned.



J. S. Montgomery, of Quitman, to succeed Dr. J. U. Abernethy, resigned.

David Puckett, of Rankin, to succeed J. T. Ferguson, resigned.

J. A. Redhead, of Wilkinson, to succeed T. V. Noland, resigned.

James Stowers, of Jefferson, to succeed J. S. Hicks, resigned.

J. K. Vardaman, of Leflore, to succeed himself, resigned.

A. N. Wilson, of Lee and Itawamba, to succeed David Johnson, resigned.

All the members elected to fill vacancies, except Hon. Charles B. Mitchell, who was absent, then appeared and were sworn in as members by the Speaker.

The Clerk announced a quorum present.

Speaker Street read the following communication :

UNITED STATES LAND OFFICE, }  
JACKSON, MISS., April 22, 1893. }

*Hon. H. M. Street, Speaker of the House of Representatives :*

SIR: My acceptance of the appointment by the President to the office of Register of the United States Land Office, necessitates my resignation as Clerk of the House, which is hereby tendered. In severing my connection with the honorable body over which you preside, allow me, Mr. Speaker, to express to you, and to every member of the House, my thanks for the honor conferred upon me by a unanimous election, as well as for the uniform courtesy and kindness always extended me.

Very Respectfully,

R. E. WILSON.

The office of Clerk thus becoming vacant, the Speaker announced the election of a Clerk the first business in order.

Whereupon Mr. Guynes, of Copiah, nominated L. Pink Smith, of Washington.

And the vote being taken in the manner required by law, Mr. Smith received the unanimous vote of the House, as follows :

YEAS—Messrs. Anderson, Arrington, Ballinger, Basham, Bellamy, Binford, Blanchard, Boggan, Buntin, Burkitt, Bynum, Caldwell, of Monroe, Caldwell, of Leake and Winston, Campbell, Carr, Catchings, Champion, Cotten, Davis, Denton, Dinsmore, Doss, Durham, Durrett, Eckles, Enochs, Falkner, Farr, Fowler, Fox, Gardner, Gayles, Gewin, Glover, Goudelock, Greaves, Graham, Griffin, Guynes, Har- nah, Harper, Harris, Hart, Henry, Hinton, Ivy, Jackson, Keith, Kelsey, Key, King, Lamb, Lancaster, Love, Marshall,

Maybin, McGuire, McKie, McSwine, Medford, Miller, of Copiah, Morris, Montgomery, of Quitman, Montgomery, of Washington, Murry, Nelson, Newman, Nix, Odom, O'Neil, Packwood, Payne, Peatross, Potter, Puckett, Quinn, Redhead, Reeves, Rice, Roberts, Robertson, Rodgers, of Tishomingo, Rogers, of Yalobusha, Ryan, Simmons, Simpson, Smith, of Jones, Smith, of Wayne, Spencer, Stewart, Stinson, of Lauderdale, Stinson, of Lowndes, Stowers, of Jefferson, Stowers, of Lafayette, Stutts, Talbert, Tate, Taylor, of Montgomery, Taylor, of Yalobusha, Terral, Thrasher, Touchstone, Turner, of Greene, Turner of Madison, Underwood, Vardaman, Ventress, Wade, Williamson, Wilson, Wyatt, Mr. Speaker—112.

THOSE ABSENT AND NOT VOTING were—Messrs. Arnold, Bowles, Butler, Caruthers, Chatham, Cook, Dulaney, Gore, Johnston, Keirn, Maufrey, Miller, of Washington, Mitchell, Peery, Perkins, Ratliff, Walton, Watson, Williams and Worthington—Total 20.

The Speaker declared L. Pink Smith duly elected Clerk for the ensuing term, and administered to him the oath of office.

Speaker Street then tendered his resignation as Speaker, in the following words :

*Gentlemen of the House of Representatives :*

Two years ago you elected me your presiding officer for the term of the present Legislature—four years. You have at all times extended to me every consideration and courtesy that I could ask or expect. In surrendering the position to which you elected me, I assure you I am not prompted by a want of appreciation of your generosity.

I resign the Speakership solely because I prefer the freedom of the floor to the laborious and responsible duties of that office. I return to you my sincere thanks for the consideration and indulgence extended me while acting as your presiding officer.

The election of a Speaker was declared in order.

Mr. Burkitt placed in nomination Col. H. M. Street as his own successor ; but Mr. Street positively declining to serve, the nomination was withdrawn.

Whereupon, Mr. Williamson, of DeSoto, placed in nomination the Hon. J. K. Vardaman, of Leflore, and the nomination was seconded by Mr. Miller, of Copiah, and Mr. Burkitt, of Chickasaw.

The vote being taken, Messrs. Anderson, Arrington, Ballinger, Basham, Bellamy, Binford, Blanchard, Boggan, Buntin, Burkitt, Bynum, Caldwell of Monroe, Caldwell, of Leake and Winston, Campbell, Carr, Catch-

ings, Champion, Cotten, Davis, Denton, Dinsmore, Doss, Durham, Durrett, Eckles, Enochs, Falkner, Farr, Fowler, Fox, Gardner, Gayles, Gewin, Glover, Goude-lock, Greaves, Graham, Griffin, Guynes, Hannah, Harper, Harris, Hart, Henry, Hinton, Ivy, Jackson, Keith, Kelsey, Key, King, Lamb, Lancaster, Love, Marshall, Maybin, McGuire, McKie, McSwine, Medford, Miller, of Copiah, Morris, Montgomery, of Quitman, Montgomery, of Washington, Murry, Nelson, Newman, Nix, Odom, O'Neill, Packwood, Payne, Peatross, Potter, Puckett, Quinn, Redhead, Reeves, Rice, Roberts, Robertson, Rodgers, of Tishomingo, Rogers, of Yalobusha, Ryan, Simmons, Simpson, Smith, of Jones, Smith, of Wayne, Spencer, Stewart, Stinson, of Lauderdale, Stinson, of Lowndes, Stowers, of Jefferson, Stowers, of Lafayette, Stutts, Talbert, Tate, Taylor, of Montgomery, Taylor, of Yalobusha, Terral, Thrasher, Touchstone, Turner, of Greene, Turner, of Madison, Underwood, Vardaman, Ventress, Wade, Williamson, Wilson, Wyatt, Mr. Speaker, voted for J. K. Vardaman. Total, 112.

Those absent and not voting were—

Messrs. Arnold, Bowles, Butler, Caruthers, Chatham, Cook, Dulaney, Gore, Johnston, Keirn, Mauffray, Miller, of Washington, Mitchell, Peery, Perkins, Ratliff, Walton, Watson, Williams, and Worthington—total, 20.

Mr. Vardaman was declared duly elected Speaker for the special session.

Messrs. Burkitt and Miller, of Copiah, were appointed to escort Mr. Vardaman to the chair.

Speaker Vardaman returned thanks for the honor conferred and assured the members that he fully realized and appreciated the honor and responsibility attaching to the position.

Mr. Binford offered the following:

*Resolved*, That the use of this hall be tendered Gen. John B. Gordon, on any night he may desire it, for the purpose of delivering his lecture on "The Last Days of the Confederacy." Adopted.

Mr. Henry offered the following:

*Resolved*, That this House now proceed to the selection of seats for the members thereof; and that the mode of proceeding in making said selection be this: That the names of the different counties and flitorial districts be placed in a hat and well shaken, and after the members shall have retired from the hall, the tickets so placed in the hat be drawn therefrom, one at a time, and the representative or representatives from the county or district so drawn be permitted to enter the hall and select their seats, and this draw-

ing continue until all the tickets shall have been drawn from the hat and the selection of seats made; *Provided*, That all members over the age of sixty-five may select their seats at will.

The resolution was ordered to lie on the table subject to call.

Mr. Talbert offered the following:

*Resolved*, That the thanks of this House are hereby tendered the retiring Speaker, Hon. H. M. Street, for the able, faithful, and impartial manner in which he has discharged the responsible duties of Speaker of this House.

Adopted by a rising vote.

Mr. Dinsmore offered the following:

*Resolved*, That the thanks of the House be and they are hereby tendered Hon. R. E. Wilson, the retiring Clerk, for the efficient manner in which he discharged the duties of Clerk.

Adopted by a rising vote.

Mr. McGuire offered the following:

*Resolved*, That a committee of three be appointed to notify the Senate that the House is regularly organized according to the Constitution of Mississippi, and is prepared to transact any business coming before it.

Adopted, and the Speaker appointed Messrs. Binford, Marshall and Burkitt on the committee.

MR. DINSMORE, of Noxubee, announced the death of his colleague, Hon. J. S. MADISON, and said:

*Mr. Speaker and Representatives*: Take the wing of the morning, pierce the Barcan wilderness, or lose thyself in the continuous woods where rolls the Oregon, and hears no sound save his own dashing. Yet the dead are there.

Visit the humble home of the poorest inhabitant of the earth, and the inevitable messenger of fate has left the vacant chair. Enter the abode of those who have risen to eminence in Church or State, and like the woodman in the forest, the unwelcome visitor has removed the giant oak, leaving an empty void. Such is the condition in Noxubee and in Mississippi to-day, caused by the death of my colleague, Hon. JAMES S. MADISON.

He was born in Alabama about forty-eight years ago, moved to Mississippi when a mere child, and died in Mobile on December 25, 1893, where he had gone to consult a specialist. He was an extensive planter—a substantial and well-to-do man, who had the confidence of his neighbors, as well as all with whom he came in contact. He was loyal to his friends, and I may be permitted to say he was deeply attached to the members of this House, and took pleasure in

remarking upon his friendships here. He was generous to those who opposed him, and ready to assign proper motives and to forgive.

He was a true and tender husband and father. He was a devoted son, and many of us have watched with what love and affection he showed his aged father around about this capitol. A happy home was his. He was a good citizen and respected the law. He was a Christian gentleman. He was a safe, accurate, reliable and useful lawmaker.

But he is no more. The winter of life has no returning spring. The lamp of the statesman is extinguished forever. The silver chord is loosened. The golden bowl is broken. The dust has returned to the earth as it was, and the spirit unto God who gave it.

The committee appointed to notify the Senate that the House was organized and ready for business reported that they had performed the duty assigned them, and the committee was discharged.

A committee from the Senate was received, which informed the House that the Senate was duly organized and ready for the transaction of business.

Mr. McGuire offered the following concurrent resolution :

*Resolved by the House, the Senate concurring,* That a committee of three on the part of the House and — on the part of the Senate be appointed to notify the Governor that the Legislature is regularly organized, and ready to receive any communication that he may see fit to submit.

Adopted.

The Speaker appointed Messrs. Street, Williamson and Jackson as the committee on the part of the House.

#### MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
January 2, 1894. }

MR. SPEAKER: I am directed by the Senate to inform the House that the Senate has concurred in House resolution providing for joint committee to inform the Governor of the organization of the Legislature, and names as said committee on part of the Senate, Messrs. Kendrick, Dockery and Love.

Respectfully,

WM. HENRY, Sec'y Senate.

Mr. Potter offered the following resolution :

*Resolved,* That the Speaker of this House be and is hereby authorized to appoint two pages in addition to the four appointed by the preceding Speaker, Hon. H. M. Street.

Adopted.

The committee appointed on the part of the House in conjunction with the Senate committee, to inform the Governor that both Houses had been duly organized and were now ready for the transaction of business, reported that they had performed the duty assigned them.

The report was received and the committee discharged.

On motion of Mr. Street, the House at 1:35 P. M. took a recess until 2:45 P. M.

#### AFTERNOON SESSION.

The House met pursuant to adjournment, Speaker Vardaman in the chair.

#### THE GOVERNOR'S MESSAGE.

The Governor's Message was received at the hands of his Private Secretary and ordered read :

*Gentlemen of the Senate and House of Representatives:*

In discharging the duty enjoined upon the Governor to give the Legislature information of the state of the Government from time to time, and recommend for consideration such measures as may be deemed necessary and expedient, I must necessarily be restricted by the scope of your powers and duties under the limitations imposed by the Constitution.

You have assembled under that provision of the Constitution which declares you shall not remain in session longer than thirty days, unless the Governor shall extend your sitting, by proclamation in writing, and that none but appropriation and revenue bills shall be considered except such other matters as may be acted upon at an extraordinary session called by the Governor. At such session the action of the Legislature is confined to the consideration of the subjects submitted in the Governor's proclamation; to impeachments, examination into the accounts of state officers, and to such other matters as the Governor may in writing submit to them while in session.

In presenting for your information a brief summary of the affairs of the state and of the operations of the various departments of the government during the past two years, the necessary legislation by way of adequate appropriations and whole-some revenue provisions will be recommended, and only such other legislation as the exigency of the time seems to demand, and such as, in my judgment, cannot be postponed to the next regular session without injury to citizens and communities, or without detriment to the state at large.

With a new constitution and a new code of laws enacted under it, we may reasonably expect to find omissions and errors which should be supplied and corrected. These are not numerous in the Annotated Code, but there are some of sufficient importance to demand immediate amendment, and to them I shall invite your careful attention.

#### COURTS AND JUDICIAL DISTRICTS.

In some of the judicial districts there is complaint of inequality of the work required, and it is insisted that the law

should be so amended as to equalize the work. I therefore submit the question for your consideration, and will co-operate with you in such changes in the districts of the Supreme, Circuit and Chancery Courts as may be just to all.

I invite your attention, also, to a conflict in the time for holding the circuit court in the counties of Pontotoc and Tishomingo; and to the fact that no time is fixed for holding the Chancery Court in the counties of Smith and Wayne. There may be other conflicts and omissions that have escaped me, and there are some counties in which the time allowed for holding the courts is not sufficient. I recommend such amendments as the public interests require.

In this connection your attention is called to the failure on the part of the Legislature at its last session to make provision for the compensation of special Judges and Chancellors, and for District Attorneys pro tempore in case of sickness of the District Attorney. There are several instances where services have been rendered by special Judges and Chancellors and District Attorneys pro tempore, during the last two years, for which no compensation has been received. The compensation to which they are entitled is fixed by the law but no appropriation was made to meet the demand. I recommend the necessary appropriation to liquidate the claims already due, and a sufficient maximum appropriation for such purpose for the current biennial period.

Chapter 19 of the Annotated Code provides for an elaborate and expensive method of taking the census in 1895, and every ten years thereafter. The constitution requires an enumeration of all the inhabitants and qualified electors, and that certainly should be made; but it is difficult to see what good will accrue from the census provided for, which unpublished will be waste paper, and if published, will not be read or produce any good results. The cost will be heavy and the results nothing profitable. It would be well to repeal Chapter 19 of the Code and substitute for it the simplest and least expensive method of the enumeration required by the constitution. The service, I think, can be performed by the tax assessors at very little expense. If the law remains as it is, provision must be made for the extraordinary expense of executing it.

Brokers dealing in the goods of merchants and manufacturers of other states have not been required to pay tax because of the decision of the Supreme Court of the United States in the case of *Robbins v. Memphis*, 120 U. S. Rep., 489, in which it was held that such taxation was forbidden by the Interstate Commerce clause of the Constitution of the United States, but under a more recent decision of that court, *Ficklen v. Shelby County*, 145 U. S., 1, such brokers resident and doing business at a place in a state may be taxed. I ask that you give this matter due consideration and take such action as you may think proper.

#### CONVICTS IN COUNTY JAILS.

The complaint is so general from all parts of the State arising from the operation of the law in relation to convicts in county jails that I deem it my duty to submit Chapter 23 of the Annotated Code to your consideration for revision. The law seems to present so many objections, I shall make no specific recommendations but leave the matter with you for

such changes in the law as may be reasonable to the convicts and just to the taxpayers of the county.

The law on the subject of the assessment and collection of taxes on the capital stock of corporations and joint stock companies other than banks, needs amendment. No reason is perceived why the law applicable to banks should not be applied to all similar corporations or associations. Late decisions of our Supreme Court suggest the propriety, if not the necessity, of some change in the law to make it clear and explicit on this subject.

The aim of the law is to tax the capital stock at its market value. In some instances the whole is invested invisible property subject to taxation. In such cases, as held by our Supreme Court, the assessed value of real and personal property should be deducted from the value of the stock, and thus avoid double taxation; but this was a deduction by the court on the assumption that it was not the design of the legislature to impose double taxes. All uncertainty should be removed by the necessary amendment of the law.

The law authorizes counties and municipalities to issue bonds bearing interest at a rate not exceeding seven per cent. Some have already been issued, and it may be confidently expected that many more will be. As the law is these bonds are subject to taxation, and there are few buyers among the citizens, because only banks, which are not taxed on bonds held by them, as individuals are, can afford to hold them and honestly give them in for assessment. An individual in one of our towns where taxes are two and a half or three per cent. does not regard even a seven per cent. bond as a desirable investment. The consequence is that only banks and non-residents can afford to buy, and with a very limited number of buyers, the bonds are salable only when bearing the highest rate of interest; and even then difficulty is often experienced in placing them. Were these free from all taxation they would be eagerly sought by many, and could be readily sold at par when bearing six per cent., or perhaps less. The increased number of persons to whom they would be a desirable holding would insure ready sale and at reduced interest, which would be a great gain to the taxpayers who have to pay them; and very little would be lost to the treasuries in the shape of taxes on bonds, for it is well known that few of even taxable bonds are found on the assessment rolls. There is no doubt that with exemption from taxation counties and towns which now have out bonds bearing seven per cent. may easily float at par bonds with interest at six or even five per cent., whereby to raise money to pay off outstanding obligations.

The recommendation here made is wholly in the interest of the burden bearers, who in saving even one per cent. for a series of years, will be gainers to an extent far beyond any benefit to arise from futile efforts to collect taxes on bonds, most of which will ever be beyond reach for the purpose of taxation.

I invite your attention to the necessity of some provision for immediate and summary investigation of homicides. Human life is by far too cheap. Manslayers often go unwhipt of justice. One reason is that in a few months after its commission the enormity of the crime is forgotten and swallowed in sympathy for the imprisoned murderer. Witnesses are scattered, often gotten out of the way, and public opinion is molded by



the well directed and persistent efforts of the friends and followers of the accused. Men are disqualified as jurors and the difficulty of due administration of justice is greatly increased by delay. There is no reason why all the circumstances of a homicide, or other great crime, should not be immediately investigated and judicially determined. Court should meet in as few days as possible after the commission of the crime charged, empanel a grand jury, and inquire into the charge. If an indictment is found let a speedy and impartial trial be had forthwith, or within as few days as the ends of justice may require. The innocent cannot be too soon delivered, or the guilty too quickly condemned to suffer the just punishment of his offense.

Nothing calls so loudly for correction as the present miscarriage of justice in trials for homicide. It is the source of many evils. It breeds mobs and lynch law. It encourages crime by begetting hope of escape from punishment. A man of means and many friends, able to call to his aid all the advantages to defeat justice, has his chance to success greatly increased by time to bring his many resources to bear upon the community; and this has led to the reproach that a man of means may slay his fellow man with impunity. It is, alas! too true, as often exemplified.

One of the most effective checks to this abuse would be to provide for an immediate opening of court to be held for the case as a coroner's inquest is held, the sole business of which should be that case, and to draw a grand jury and if indictment is found, a special venire to try the case then or in such short time as justice may require. It could be adjourned from day to day according to the exigency, and the case tried. The circuit judge of the district or of some other district might be required to hold the court, unless the regular term was very soon to be held there. The details can easily be arranged for an immediate investigation with every safeguard for the protection of the rights of the accused, and a trial had according to the constitution and laws.

A great evil attending criminal trials of the highest grade is the persistent and successful effort of a large class of persons, who would be good jurors, to avoid jury service, especially in capital cases. One great reason for this is the fact that a capital trial exhibits twelve prisoners in the jury box trying one at the bar, who often is less closely imprisoned than the jurors. Were the law changed and the jury trusted and allowed the same liberty the judge has, to go to meals and to rest at night, better results would follow. A trial in a capital case then, would not, as now, be a terror to a decent man. Men would not then shrink with dread from being accepted as jurors, and would not intentionally disqualify themselves to escape the odious service, made odious by the feature here mentioned. No fear need be entertained that bad results will follow such reforms. The charge of the court to avoid approach on the case would have the desired effect with all fit jurors. That virtue which requires a constant guard is of little worth. A jury represents the people of the county, is taken from the different vocations and from different parts of the county, and under any system will reflect in the jury box prevailing public sentiment, and this cannot be avoided. The best representatives of the community should be secured for jury service. Why

should not the popular branch of the court be treated with decent consideration?

Since the adoption of the Annotated Code, complaint has been made that the boundaries of some counties have been changed in some instances by mistake in defining them. I recommend the re-enactment of Section 98, of the Code of 1880, a valuable provision which, I think, was inadvertently omitted from the Code of 1892.

Your honorable body, at your last session, changed the law regulating appeals in criminal cases as to supersedeas of the judgment, so as to relieve the party convicted from securing the cost of maintenance in jail pending the appeal. The result is, every convict is invited and encouraged to appeal for delay and enjoy comfortable support in jail, at the expense of the public he has outraged. Surely, after conviction in a circuit court the presumption should be indulged that the convict is guilty, and he should commence to endure the sentence, notwithstanding his appeal, unless he gives security for his support in jail pending appeal. Remaining in jail is costly to the tax payers. It increases chance of escape by the convict. It maintains him in unproductive idleness, and it is not for his good any more than for that of the public. The cost to the people of the state of maintaining prisoners in jail is a heavy item of expense, and this change of the law, while it has greatly increased the burdens of the people, has been productive of no good. I recommend the restoration of the latter clause of section 2335, of the code of 1880, which requires the convict to give the sheriff satisfactory security to pay the jail fees to accrue pending the appeal, if the judgment appealed from shall be affirmed.

Section 136 of the Annotated Code requires a sheriff with an attachment in his hands to issue a command to himself to summon persons as garnishees, and then to command himself to execute and report how he has obeyed his own command—a cumbersome, needless and ridiculous practice. The attachment should be authority and impose the duty to summon all persons reported to the officer as desirable garnishees without the red-tape feature named.

Section 327 of the Code, in disregard of the burdens of the taxpayers, authorizes the payment of a salary of five hundred dollars to the clerk of the board of supervisors as county auditor, which is largely in excess of fair and reasonable compensation for the service to be rendered.

Section 634 requires a general docket in the circuit court, a thing entirely unnecessary, and unheard of before the adoption of the code of 1892. Every case in the circuit court is docketed either on the appearance, issue or state docket, and why have another? In Chancery a general docket is needed, because cases there are not put on a docket until they reach a certain stage of advancement, but at law a general docket is wholly unnecessary, troublesome and expensive, and should be dispensed with.

Section 844, by its latter clause, provides that the "legal title to the stock and the beneficial interest therein shall remain in the person appearing to be the owner by the books of the corporation, as to creditors, until after a bona fide transfer has been made on the books." This provision hampers the negotiating of stock certificates, changes the general law of stocks and reduces the value thereof. When a loan is desired

upon certificates of stock, even for a few days, it cannot be obtained until the transfer of ownership shall have been made on the books of the corporation. The latter clause of this section should be repealed.

Section 921 is not in strict accord with section 165, of the constitution which seems to authorize the trial of any cause by a judge with whom the parties may be connected by affinity or consanguinity, or where he may be interested in the same, provided the judge and all the parties consent.

Section 1214 should be so amended as not to prohibit the sale by druggists of sulphate or other preparation of opium when the preparation does not contain more than ten per cent. of the poisonous drug, and thus enable the druggist to sell the harmless domestic remedies indispensable in every family without incurring the penalty imposed by said section.

The requirement of section 1347 to keep a secret record of all indictments is useless, troublesome and expensive. The state existed nearly a century and the necessity for such record was never discovered before. The loss or destruction of an indictment does not, in any way, benefit the accused. For a third of a century, it has been the law that the loss or destruction of an indictment should add one year in which to find a new one, and nothing is easier than to find an indictment when there is sufficient evidence to convict.

The abrogation of section 1593, of the code of 1880, subjects every witness to the liability of being dragged from the Tennessee line to the Gulf of Mexico even in the most trivial case, without any security for compensation or reimbursement for expenses. This very just provision should be restored.

The ruinous compensation allowed garnishees by section 2153, may give rise to great abuse, is wholly uncalled for and ought to be modified or repealed.

There is something radically wrong in the matter of costs in criminal proceedings in the courts of justices of the peace. It often happens that the alleged offender is fined from one to five dollars and the bill of cost runs up to twenty-five or thirty and sometimes forty dollars or more, and the result is an indefinite term on the county farm for a very trivial offense, or an executive pardon. It is charged that in some instances there are great abuses of the law in which large numbers of witnesses are summoned for no other purpose than to swell the bill of cost. It is certainly a great evil and I trust that you will be able to provide some remedy without impairing the efficiency of the court.

I have been requested to lay before you section 2061 with a view of having considered an amendment to authorize the board of supervisors, upon the petition of a majority of the electors or parties interested, to have fences on township and range lines built at the joint cost of the two sides of the line as in the case of fences on county lines. I submit the matter without recommendation.

Section 2178, in relation to the cession of jurisdiction to the United States, should be so amended as to include all lands acquired by the United States for the purpose of making canals, levees or any other works in connection with the improvement of rivers and harbors. This amendment is necessary in case the United States, in the improvement of the Mississippi river and its tributaries in this state, shall acquire lands for that purpose.

Chapter 65, of the Code, on the subject of insurance, needs some amendment. In 1890 the deposit feature of the insurance law was repealed, but provision was made that no company against which a judgment was rendered should continue business unless the judgment be satisfied or appealed from within thirty days. This provision was, in some way, omitted from the Code of 1892, and as the law now stands there is no means whatever for the enforcement of the judgment. I recommend that the law of 1890 on this subject be re-enacted. Section 2330 is, I think, unjust and hurtful to the insured in case of partial loss in providing that the measure of damages shall be an amount equal to the damage to the property, prorated as the amount of the whole insurance is to the value of the whole property.

Section 2391 is held to be unconstitutional as to criminal trials, and should be modified so as to meet this objection.

Section 2987 and 2988, prescribing qualification of mayor and aldermen, are in conflict with section 250 of the constitution and should be repealed.

The treasurer of municipalities is omitted from among the elective officers provided for in section 2978 as printed in the Annotated Code, while the certified copy on file in the office of the Secretary of State provides that the treasurer shall be elected by the people. This omission ought to be supplied.

Section 3184 is held by the Judges of the Supreme Court to be unconstitutional, and should be repealed.

Section 3342, is so construed that little or no revenue arises therefrom. It will be well either to repeal the section, or to require all dealers in cotton seed to pay the tax.

I recommend that section 3345 be amended so as to authorize wholesale druggists, doing business within the state, to sell alcohol in quantities not less than one gallon to licensed pharmacists and physicians, upon the payment of a reasonable privilege tax.

Section 3428 is a prolific source of trouble and reversals of judgments. The simpler form of return of service of process prescribed by section 1528, of the code of 1880, is much to be preferred. Under it no possible harm could be done the citizen, who was allowed to controvert the truth of the return after judgment on it, by motion at any time, and vacate it, if it was untrue.

Sections 3468 and 3469 introduce a harsh, unjust and oppressive rule, by which the partner or co-owner who is not a party to the judgment, has his interest subordinated to that of the creditor of another. There is absolutely no justification for such an invasion of his rights. There seems to have been no necessity for any such legislation, and it was probably passed without proper consideration.

Section 3510, in the matter of protests, very unnecessarily requires the officer protesting to deliver to the holder of the instrument protested, a copy of the protest duly signed and verified by oath. This adds fifty cents to the cost of protest in each case without any necessity or reason for it, and for this reason I recommend its repeal.

Section 3612 is in conflict with section 242, of the constitution, in that it makes the payment of taxes a prerequisite to registration, while the constitution declares who shall be entitled to register, and that the payment of taxes shall be a prerequisite to voting.

Section 3815 was framed under a misconception of the constitution and unduly abridges the privilege of registration, which may well be allowed at any time, while four months must elapse between registering and voting.

There is no provision in the Annotated Code for filling vacancies in State offices, and section 3688 fails to provide for filling vacancies in county district offices.

Section 3905 is respectfully submitted with the view of having you consider an amendment exempting section hands on railroads from working on public roads, without recommendation.

Section 3910 exempts two horses or mules and implements from service on public roads, which, outside of the delta, imposes hardships on those not exempt, and interferes seriously with the working of roads. It is also alleged that the time specified for working roads is most inconvenient to farmers, being at their busiest season, and that their interest demands a change of the time for such work. I submit the matter for such action as you may think proper.

As shown by a recent decision of the supreme court in the case of Wilson vs. Jennings, section 4228 was manifestly a mistake, and should be modified or repealed.

Section 4900 is hurtful to all commercial interests, and I earnestly recommend its repeal. A great deal of the business of the country is transacted through the banks and express companies upon drafts with bill of lading attached, the draft due and payable on the arrival of the bill of lading, while several days may elapse before the goods arrive. The adoption of this section must have been under a misconception that the draft was not due until the goods were delivered. Were this provision continued and enforced, many of the leading wholesale merchants of the country, who have followed this method of business for years, would withdraw their trade from the state, much to the injury of its commerce.

#### FINANCIAL.

The able and comprehensive reports of the Auditor of Public Accounts and State Treasurer will acquaint you with the financial condition of the State at this time and will serve as a guide to your action in providing the necessary revenue for the ensuing biennial term.

The reports show that for the fiscal year 1892 the disbursements from the treasury exceeded the receipts by \$179,955.10, and for the year 1893, the excess of disbursements over receipts was \$248,545.92, making an excess of disbursements over receipts for the two years of \$428,501.02. The deficit, however, is not so great for the year 1893 as the figures indicate, as the appropriations for the support of the various institutions up to the 31st of December were drawn from the treasury of the State and charged to the treasurer of the institutions, as explained by the Auditor in his report. Of the disbursements for the year 1893 \$874,195.32 were on account of the common schools, which sum added to the poll tax retained in the counties, amounting to \$245,823.58, makes a total contribution for the support of common schools of \$920,018.90. Heretofore liquor licenses were a prolific source of revenue to the common school fund, but year by year the amount from that source has been diminished, and the continued tendency towards prohibition

warrants the conclusion that little can be expected hereafter from the sale of liquor licenses. In the year 1892 liquor was lawfully sold in thirty-one counties of the State; at this time there are only about ten counties in which liquor is sold under a license. The great falling off from this source, together with the disappointing results from the efforts of the State Revenue Agent, makes the fiscal question for the next two years a very serious one, and to it I invite your careful attention.

The total assessment of real and personal property for the year 1893 is about \$160,000,000 and the assessment of railroad property valued at about \$24,000,000 added to this makes an aggregate of about \$184,000,000 of taxable property in the State.

I commend the whole subject to your thoughtful attention.

The State Treasurer has been faithful and attentive to all his duties. He has strictly complied with the laws, and with the requirement of the constitution to publish statements of the condition of the treasury, which statements were verified by the Governor; and I have, as often as required, at other times, gone to the treasury without notice to the treasurer, and verified the cash balance, and published the fact as required by section 187 of the constitution.

#### REVENUE AGENT.

The office of State Revenue Agent was created expressly for the purpose of securing to the proper treasuries such revenues as were due them and improperly withheld, and it was believed that a large amount would be collected from that source. But the repeated adverse decisions of the supreme court demonstrate the imperfections of the law, and while the Revenue Agent has been busy at work and has found large sums to be due and unpaid, the almost unbroken line of decisions of the supreme court against him has demonstrated the futility of his attempts, and discourages further effort without some change in the law.

The most serious defects in the law seem to be the absence of a right on the part of the Agent to maintain certain actions and to assess property which has entirely escaped assessment. A simple amendment to the law empowering the Revenue Agent to sue in all cases where the State, County, Municipality or Levee Board has the right to sue, and conferring upon him all the rights of action they possess, will probably remedy the first defect; the second is more serious and far-reaching in its results, but a provision requiring the Agent to report his discoveries of all property, real and personal, that has escaped taxation and remains unassessed, to the assessor, requiring him to assess and report the assessment to the proper authorities so as to give the party assessed an opportunity to be heard, will, I believe, meet the objection as to assessment. After assessment, if the tax is not paid to the tax collector, within a reasonable time, let the delinquent be reported to the Revenue Agent who should be required to institute suit as provided in the amendment first suggested. Without some such legislation as is here recommended the office of Revenue Agent may as well be abolished. I shall cheerfully co-operate with you in perfecting a system that will secure to the proper treasuries the revenues to which they are

entitled, and compel each citizen to bear his legitimate share of the burdens of government.

The total amount collected by the Revenue Agent for the years of 1892 and 1893, is \$11,537.26, every dollar of which was collected without litigation. The terms of the settlement with the Georgia Pacific Railroad Company are succinctly, but clearly given by the Attorney General in his report to your honorable body.

#### STATE LANDS.

Chapter 78 of the Annotated Code requires all lands owned by the State and by the school funds to be carried on the records of the Land Office, and such as are for sale to be sold at a price to be fixed by the Governor and Land Commissioner, and when the price has been so fixed it shall not be reduced within two years thereafter, nor sold at any other price, until changed in like manner; and the sale of Swamp and Overflowed lands was suspended for twelve months to enable the Land Commissioner to investigate the value thereof, with a view of fixing the price of that part of it of peculiar or special value. But there was no means provided whereby the Land Commissioner could ascertain the value of these lands, and the Governor and Commissioner were compelled to fix an arbitrary value upon them until your honorable body shall provide the means, by necessary appropriations, for ascertaining their true value. It is also made the duty of the Land Commissioner to protect the lands of the State from trespass, and he is authorized to institute suits for damages, and for the recovery of possession of any land adversely held, yet not a dollar was appropriated to meet the expense incurred in such litigation, or in his efforts to enforce the law for the protection of the State's property.

I recommend that sufficient appropriations be made for compensating a competent agent or agents, to be selected by the Land Commissioner with the approval of the Governor, or in such other manner as your wisdom may suggest, to go upon the lands, make careful inspection, and report in full to the Land Commissioner, that the Governor and Land Commissioner may fix the price as contemplated by sections 2574 and 2578 of the Code. I also recommend such appropriation as may be necessary to enable the Land Commissioner to perform the duties required of him by sections 2589 and 2590 of the Annotated Code.

In the matter of tax-lands instances of great hardship are sometimes presented. The land having passed from the hands of the owner by some mistake, or oversight, and by no intentional default, is held by the State and cannot be reconveyed except upon payment of the price fixed under the law. I recommend that, in such cases, the land be reconveyed upon such equitable terms as may be agreed upon by the owner and Land Commissioner, with the approval of the Attorney General and the Governor.

The transactions of this department have been meager, for two reasons. First, at the price fixed, only choice lands have been taken, as the most of it, and especially the poorer quality, is not worth the price; secondly, the stringency of the times would have prevented large and numerous investments at any price.

For further information as to the operations of the Land

Office, I respectfully refer you to the report of the Commissioner, which will be transmitted to you in due time.

#### EDUCATION.

The continued improvement in the public school system of the State, and the high rank our schools have attained, should be a matter of pride to all our people. There is, perhaps, no State in the Union that has made greater progress in matters of education during the last decade than Mississippi; and a great measure of the success in this department is due to the superior efficiency and untiring energy of the State Superintendent, whose whole time is laboriously devoted to his duties, and who is the most over-worked officer in the State. I recommend that he be authorized to employ a clerk at a reasonable salary, and that the necessary appropriation be made for that purpose. His biennial report will be laid before you in due time, and to it, in which all the necessary details are clearly given, I respectfully invite your attention.

In several parts of the State complaints are made that large numbers of children are denied the benefits of the schools by reason of the construction placed upon section 3995 of the Code by the State board of education, in which it is held that no special district can be created which will increase the number of districts above one-tenth the number of square miles in the county. It is claimed that a compliance with this section deprives many children of the benefits intended to be conferred by the law, and that it should be so amended as to permit the formation of special districts wherever the necessities of the surroundings demand it. I submit the matter to your judgment, and recommend such amendments to the law as will remedy the evil complained of, provided it can be done without detriment to the educational interests of the counties.

#### UNIVERSITY.

The report of the Board of Trustees of the University of Mississippi will shortly be transmitted to you, and I respectfully invite your attention to the recommendations contained therein and commend them to your careful and favorable consideration.

The University continues to maintain its high character as an institution of learning, and the faculty is not inferior to that of any similar institution in the South. The discipline and morals of the students are now such as to deserve the highest commendation. Chancellor Fulton has proven himself a most efficient administrative and executive officer, and his constant, intelligent and indefatigable efforts in behalf of the University, have been rewarded with a satisfactory measure of success. The wants and necessities of the institution are clearly set forth in the report, and I will cheerfully sanction all reasonable measures you may adopt for the improvement of the property, and for maintaining the high standard the University has attained.

The financial report required by section 4454, of the Annotated Code will be transmitted to your honorable body with the Biennial Report of the Board of Trustees.

#### AGRICULTURAL AND MECHANICAL COLLEGE.

The Agricultural and Mechanical College is now complete



in all its departments. For years it was a mechanical college only in name, but the organization of the Mechanic Arts department is now complete, and it is an Agricultural and Mechanical College in fact. The Experiment Station is a most important auxiliary, especially to the Agricultural department. There is no institution in the country that affords better facilities for a thorough and useful education, and for preparing young men for the successful prosecution of the various pursuits of life than the Agricultural and Mechanical College. The large experience of the president, General Stephen D. Lee, and his phenomenal success in the management of the College, give ample assurance of its future prosperity. The president is ably supported by a thoroughly accomplished, loyal and harmonious faculty, and the work in all the departments moves smoothly along without fault or friction.

The attendance for the session of 1892, was 310; for the session of 1893, 262, and for the present session, up to date, 230 students. The falling off in the attendance for the last and present sessions is undoubtedly attributable to the unprecedented financial stringency that has prevailed throughout the country. The attendance is not as large as it should be, when the superior advantages are considered, and besides these, a good education can be acquired here at less expense than at any other institution of the same grade in the United States.

The wants of the college are definitely presented by the President in his report to the board of trustees. The appropriations asked for to supply the deficiency in the teaching force, for the purchase of supplies and implements for the several departments and for repairing the buildings are essential to the best interests of the institution, and necessary for the preservation of the State's property from decay. The board of trustees unites with the president in these recommendations, and they are emphasized by the committee appointed under the law to appraise the college property, in its report to your Honorable body, which report will accompany that of the board of trustees. These recommendations are worthy of your thoughtful attention, and I stand ready to cooperate with you in all necessary appropriations for the purposes mentioned.

#### INDUSTRIAL INSTITUTE AND COLLEGE.

It is with feelings of extreme pride and gratification that I again commend to your fostering care and tender consideration this excellent institution for the education of the girls of Mississippi. Of all our State educational institutions there is none that brings to us so rich a harvest of real blessings as the Industrial Institute and College. The State is receiving a magnificent return for its investment, in the educational and industrial training of so many of our young women, and money appropriated by the State to this institution will always bring a good return.

The faculty is all that can be desired. The members are able, and energetic, thoroughly competent in the work of their respective departments, and are happy in a determined, united and harmonious effort to accomplish the greatest possible results for the general advancement of the college. The President measures fully up to the requirements of the delicate and responsible position he occupies, and the future pros-

perity and ultimate greatness of this institution is abundantly guaranteed unless some opposing obstacle shall intervene to stay its march of progress. I recommend that adequate appropriations be made to meet its increasing necessities.

The attendance at this time is not so large as at previous sessions, but the falling off is attributed mainly to the same cause that has operated against all our colleges for the last two years, to-wit: financial stringency.

The report of the President to the board of trustees explains concisely, but in full detail, the work of each and every department of the college, and presents through the board, its necessities for your consideration. I trust that your honorable body may be impressed with the importance of the recommendations made by the president and board of trustees, and provide liberally for this institution, which should be the pride of every Mississippian who is loyal to the interests of her fair daughters.

Your attention is especially invited to the report of Miss Minnie F. Black, Mistress of Music, to the president, in regard to her department. There can be no doubt of the superior advantages accruing to young women who are so fortunate as to acquire a good musical education. Their services are always in demand at a higher rate of compensation than those of any industrial art taught in the college, and a young woman depending upon her own efforts cannot be better provided for than with a good education in this important and useful art. I commend the recommendations of Miss Black to your favorable attention.

#### ALCOBN A. & M. COLLEGE.

Alcorn Agricultural and Mechanical College has not been free from friction and disturbing elements for the last two years. During that time, and perhaps from an earlier date, a part of the teaching force, three in number, have openly resisted the authority of the president of the college and the faculty, in which they seem to have been sustained by the executive committee of the board of trustees, and of late, by a majority of the board itself, the controversy finally culminating in June, 1893, in the non-election of the President, J. H. Burrus, and all the members of the faculty who sympathize with him, six or seven in number. One of the recalcitrant teachers was re-elected, and the other two would have been but for my earnest protest against it. The difficulty was apparently attributable more to conflicting interests of some of the trustees than to any want of faithful and efficient conduct of the college by the president and the majority of the faculty who supported him. J. H. Burrus, who had presided over the institution since 1882, was displaced, I think without cause, and I fear to the detriment of the college. Prof. W. H. Reynolds, a colored teacher of Vicksburg, of good educational acquirements, and of excellent reputation, was elected to the Presidency, and he reports the school in a flourishing condition.

For the first time, I met with the board of trustees at the regular June meeting, and again in August, and was informed that it was the first visit the college had ever received from the Governor of the State. I was most favorably impressed with the location for such an institution, except for its inaccessibility, which involves the outlay of considerable time and

means to reach it, and the buildings, in the main, are in good repair. My observations there have more thoroughly convinced me that the interests of no state educational institution should be controlled by a local board of trustees.

Your attention is respectfully directed to the report of the trustees and President of the college, which show the expenditures of the money entrusted to them, as well as the wants of the institution, and I recommend the necessary appropriation for its support. I further recommend that a joint committee be appointed by the two houses of the legislature to visit the college and to make full report in relation thereto.

#### STATE NORMAL SCHOOL.

Up to this date I have had no report from the State Normal School at Holly Springs, but learn from a reliable source that it is in a prosperous condition. Rev. E. D. Miller, under serious disadvantages, arising from the want of the necessary funds for its proper maintenance, has conducted this school with a degree of success that is remarkable. The report of the board of trustees will be forthcoming in due time, and I commend it to your careful attention. This school is under the supervision of a conservative and most efficient board of trustees, and nothing will be asked that is not imperatively demanded by the necessities of the institution. I recommend such appropriation as may be shown by the trustees to be necessary for the support of the school, economically administered.

#### TOUGALOO UNIVERSITY.

While the State is now prohibited from contributing from the public treasury to the support of Tougaloo University, the management has requested recognition and encouragement by the appointment and continuation of a board of visitors, and the request has been cheerfully complied with. I regard this as one of the best conducted schools in the state, and as such it gives me pleasure to mention it here with my warmest commendation.

#### CHARITABLE INSTITUTIONS.

The management of the several benevolent institutions of the state during the past two years has, I think, been wise, economical and efficient. Their condition, as to the care and treatment of the inmates, as well as to their financial affairs, will appear in the reports of the boards of trustees, to which your attention is respectfully invited.

#### LUNATIC ASYLUM.

The general condition of this institution is excellent. The number of patients remaining in the Asylum at the end of the fiscal year was 632, males 290 and females 342. Of these there were 154 white males and 196 white females; 186 colored males and 146 colored females.

The commission to which was entrusted the reconstruction of the burnt building performed its duties faithfully and with

a degree of economy gratifying, if not surprising to itself. Many improvements were made in the structure, adding greatly to the convenience of some of its apartments, and to the comfort of the whole building. Finding that portion of the building not consumed by the fire greatly in need of repairs, some of it in an apparently unsafe condition, and the whole almost unfit for occupancy, the commission used most of the unexpended balance of the appropriation in those much needed repairs, and the whole structure is in better condition now than ever before. It will be seen from the report of the commission and the board of trustees that, notwithstanding the extensive repairs not contemplated in the appropriation, out of the amount set apart for repairing, rebuilding and re-furnishing, eleven thousand six hundred and sixty-five dollars and fifty-two cents remained unexpended and were covered back into the treasury.

In providing for the support of the State Lunatic Asylum for the next biennial period a very considerable increase in the population may be confidently anticipated, and I recommend that the maximum of the appropriation be sufficient to meet any demand that may arise from such increase, restricted by a similar provision to that in the act of 1892 making the appropriation for the support of this institution. The danger arising from lighting the state institutions with kerosene lamps has been so frequently called to the attention of the legislature that I forbear saying more on that subject than to invite your attention to the recommendation of the board of trustees.

It gives me pleasure to testify to the faithful, energetic and successful efforts of the board of trustees and the building commission to perform all the duties assigned them, respectively, and to the intelligent and efficient discharge of all their duties by Dr. Mitchell, the Medical Superintendent, his assistants and the subordinate officers and employees of the institution.

#### EAST MISSISSIPPI INSANE ASYLUM.

The report of the Board of Trustees and Medical Superintendent of the East Mississippi Insane Asylum will give you full and complete information regarding this institution in all its departments and details. Dr. J. M. Buchanan has proved himself to be the right man in the right place, and continues to grow in popular favor, as well as in the esteem and confidence of all who are interested in the well being of the Asylum. His administration has been able, economical and successful, and from no quarter has any complaint been heard. The trustees have been faithful and efficient in administering the affairs of the Asylum, and its present condition cannot but commend the institution and the work of the board of trustees to your hearty approval.

For the number of patients, movement of the inmates, lights and water supply, I refer you to the report of the board of trustees and Superintendent, and recommend the necessary appropriations to meet all the demands of the institution.

#### INSTITUTE FOR THE BLIND.

The Institute for the Blind has been conducted successfully from every point of view during the last two years. The super-

intendent has been faithful in his attention to its interests, and has managed its affairs, under the supervision of the board of trustees, with a degree of success which must commend the management to your cordial approval. For the last two years, in consequence of complaints made of the treatment of some of the pupils, I have given the Institute for the Blind more than ordinary attention, and after the strictest inquiry and most careful investigation I have failed to find, at any time, any physical evidence of neglect or wrong-doing on the part of any officer or employe of this institution. I have always found them attentive to their duties, which they have performed cheerfully, intelligently and to the entire satisfaction of the board of trustees. The pupils seem to advance rapidly in their studies, both literary and industrial, and their devotion to the officers and teachers of the school is an unmistakable testimony of the kind and tender care with which these unfortunate wards of the State are treated.

The report of the board of trustees, together with the recommendations of the superintendent, will acquaint you with the details of its operations, and with the wants and necessities of the institution. I commend them to your careful attention, and recommend the necessary appropriations for such improvements and repairs as are indispensable for the preservation of the property, and for the efficient conduct of the school.

I feel that I should make a special appeal in behalf of the department of music. The pianos have been in use for years and the constant and long continued use has worn them out until they are entirely unfit for service. These poor blind children are deprived of the beauties of nature by which we are charmed, and their greatest pleasure is in the melody that music affords. Let us contribute to their happiness in any way we can, and I do not know how we can better do so than by providing them with good musical instruments. I recommend a special appropriation for the purchase of two good pianos.

I invite your special attention to the appendix to the report of the Board of Trustees, which will, in the minds of all fair minded people, put forever at rest the unwarranted charges paraded through the press against the management of this institution.

#### INSTITUTE FOR THE DEAF AND DUMB.

The institute for the Deaf and Dumb continues to improve in its methods of imparting knowledge to the silent seekers within its walls, and each succeeding session adds new laurels to the patient and efficient teachers who are devoting their lives to this important work.

The zeal, fidelity and unflinching devotion to duty which have characterized the course of the Superintendent, Mr. J. R. Dobyms, since his connection with the institution, have marked the conduct of this excellent officer during the biennial term just closed.

There are present at school at this time eighty pupils, with a few others yet to arrive, about as large a number as at any previous time since the establishment of the institution.

In addition to the appropriations for support the items of repairs and transportation must not be overlooked, and the suggestion of the trustees in relation to the salary of the fore-

man of the printing department is worthy of your favorable action. I also commend the suggestion of the superintendent and board of trustees that provision be made for sending a few of the worthiest graduates to the National Deaf Mute College at Washington.

The recommendation of the Superintendent and board in regard to the purchase of appliances for protection against fire, and for dispensing with the use of coal oil, for light, is of the utmost importance; and while the danger to life from fire may be greater here than at the other State institutions, it is sufficiently so, too, at the Asylums for the insane, the Institution for the Blind and the State educational institutions to warrant your Honorable Body in providing for the more modern improved and safer method of lighting such institutions.

In closing my remarks in reference to the State's Charitable Institutions I earnestly recommend that the law requiring the payment of board at the asylums and board and tuition at the Institutes for the Blind, and Deaf and Dumb, by citizens of the state, be repealed. It is rarely the case that a collection can be made, and the law is practically a dead letter on the statute books. Let us make these institutions free to all citizens of the State who may be so unfortunate as to need their benefits.

#### HOSPITALS.

The hospitals at Vicksburg and Natchez are charities which are indispensable, and they merit a liberal support at your hands. The noble work of these hospitals extends, more or less, to all parts of the State, and the successful and economical management during the last two years reflects great credit upon the Boards of Trustees and the officers in charge. From the biennial reports of the boards of trustees you will be able to understand, in detail, the operations and necessities of these institutions, and trusting that you will make the necessary appropriations for their support, I earnestly commend them to your favor.

#### STATE BOARD OF HEALTH.

It will devolve upon you to make the necessary appropriation to enable the State Board of Health to carry out the provisions of the law in relation to Health and Quarantine, and I have been requested by members of the State Medical Association to submit for your consideration, chapter 60 of the annotated code, for such amendments as your wisdom may suggest. I also recommend that section 3254. of the code be so amended as to permit physicians residing without the state to practice medicine within the state when called in consultation by licensed physicians residing within the state, without being required to obtain a license therefor.

#### PENITENTIARY.

The State Penitentiary has been successfully managed during the last biennial term, and the officers and employes have been faithful and efficient in the discharge of their respective duties. The few accidents and casualties that have occurred

were unlooked-for from any reasonable point of view, and could not possibly have been prevented with the means at hand under our present system of conducting the prison.

On the 23rd of December, 1893, there were, in the penitentiary and in the hands of lessees, 791 prisoners; 100 white and 691 colored. This is an increase of 238 since the 3rd of December, 1891. There were received during the year 1892, 266, and during the year 1893, to the 23rd of December, 401 convicts. There were, from December 3rd, 1891, to the 23rd of December, 1893, 72 deaths among the prisoners, and for the same time there were 72 escapes, a large percentage of whom have been re-captured. The amount of net cash paid into the treasury by the board of control for the year 1892 was \$24,010.50, and for the year 1893, to the 23rd of December, \$26,225 99, with a considerable amount in the hands of the warden on that date not paid into the treasury; and still further sums due and uncollected which have doubtless since been paid in.

For further particulars pertaining to the interests and operations of the penitentiary I refer you to the biennial report of the Board of Control, which will be found to be complete in all its details and replete with valuable suggestions and recommendations.

I need not again remind your honorable body that after the 31st of December, 1894, no penitentiary convict can ever be leased to any person or persons, or corporation, private or public. In presenting this subject for your consideration at your regular session of 1892, I was so thoroughly impressed with the conviction that the duty of providing new methods for the conduct of the state prison was devolved upon you at that session, that I did not deem it necessary to emphasize the recommendations I then made on that subject. Renewing those recommendations, I respectfully submit the whole subject to your consideration and will co-operate with you in such proper legislation as will dispose of this important question.

#### MILITARY.

Section 221 of the constitution reads as follows: "The legislature is hereby required to make an annual appropriation for the efficient support and maintenance of the Mississippi National Guard," yet at your regular session of 1892, not a dollar was appropriated. On more than one occasion during the last two years the need of such an appropriation as the constitution requires was severely felt. For the preservation of the peace and the enforcement of the law it became necessary to use the military, but the executive found himself without a dollar at his command for that purpose. It was an emergency that had to be met, and I paid the railroad fare of two companies of the National Guard out of the executive contingent fund, but the Illinois Central Railroad Company generously and voluntarily refunded the money. The different commands of the National Guard have promptly responded to every call, and on the occasion referred to the companies from Crystal Springs and Hazlehurst, with the citizens of Brookhaven, bore themselves as trained soldiers, and rendered further disturbance at that time altogether improbable.

I recommend such appropriation as in your judgment may be necessary for the efficient support of the National Guard, in

accordance with the mandate of the section of the constitution referred to.

The Adjutant General has performed his duties faithfully and intelligently, having accompanied me on several occasions when the peace of the community was threatened, and has always responded with alacrity when called upon for such service. By section 3952 of the code the salary of the Adjutant General is fixed at two hundred and fifty dollars, but as the legislature failed to make an appropriation for this purpose he has not been able to collect any compensation for his services for the last two years. I recommend that the appropriation be now made to cover past services as well as for the future. There is much work for the Adjutant General to do, and the salary is not commensurate with the services.

For further details in this department you are referred to the report of the Adjutant General.

#### PENSIONS.

Under the provision of section 272 of the constitution the legislature passed an act authorizing the sum of fifty dollars to be paid annually out the State Treasury to all persons entitled to receive pensions under the laws of this state, but it was further provided that not more than \$64,200 per annum should be expended for that purpose. This amount was set apart upon the hypothesis that it would afford fifty dollars to every person entitled to a pension under the law, but in consequence of a very large increase in the number, only \$32.25 were paid to each pensioner for the year 1892, and for the same reason the amount for the year 1893 will be considerable less. I am thoroughly convinced that there are many persons receiving pensions who, under a proper administration of the law, would not be entitled to them, and on the other hand I know there are some, and there may be many, legally and justly entitled to the pension who do not receive it. I recommend such amendment of the law as will guard against this evil, and ensure the payment of this little pension to those contemplated by the constitution, and none others. There is in many counties of the state a camp of Confederate veterans who could very properly be authorized to pass upon all applications for pensions, and in counties where there are no such camps a committee of Confederate veterans might be organized for that purpose. Then let the money be apportioned to each county in proportion to the number of ex-Confederate soldiers, sailors, widows, etc., or in proportion to the number of soldiers enlisted from the county, or upon such other basis as may be equitable and just to all concerned. I submit the matter to your thoughtful attention, trusting that your wisdom may suggest a remedy for the evil complained of.

#### SOLDIER'S HOME.

The Mississippi Division of United Confederate Veterans will ask for legislation looking to the establishment of a home for the disabled and infirm ex-Confederate soldiers and sailors of Mississippi, and I doubt not that more substantial relief can be assured to the worthy and needy soldier in this way than in the distribution of pensions as it is now done. There is a proposition to have the state set apart a portion of the land donated by the city of Meridian for the location of the East



Mississippi Insane Asylum, for a Soldier's Home. There may be doubt whether, under the grant, this can be done. I shall cheerfully sanction any proper legislation for the benefit of the Confederate soldiers and sailors, and their widows, and trust that your wisdom may suggest a means of providing for them as they should be.

#### DIRECT TAX.

As authorized by a Joint Resolution of your honorable body approved February 23rd, 1892, I received from the Treasury of the United States \$69,584.55, amount of the Direct Tax paid by the citizens of Mississippi, which I paid into the State Treasury in trust for, and to be refunded to them in the manner prescribed by chapter 44 of the acts of 1892. Of the above amount \$48,186.58 have been paid out, and there is still remaining in the treasury to the credit of the Direct Tax fund, \$21,397.97.

#### ATTORNEY GENERAL.

On the 23rd of November, 1892, the able and accomplished Attorney General, Honorable T. M. Miller, who had so faithfully and efficiently discharged the duties of the office for seven years, tendered his resignation to take effect on the 21st of January, 1893, and on the same date Honorable Frank Johnston was appointed to fill the vacancy, since which time he has performed the duties of the office with great satisfaction to all concerned. Section 187 of the Annotated Code requires the Attorney General to make a report to every session of the legislature of the condition of the public service, and to make such recommendations as he may deem proper for the improvement of the service under his supervision. His report will be forthcoming in due time and will command your attentive consideration.

#### STATE LIBRARY.

The library is in its usual good condition, and continues to grow in importance and value as each year adds to its vast collection of excellent books. The polite and attentive librarian, Miss Rosa Lee Tucker, adds much to its attractions and performs her duties well. In making the appropriation for the library I recommend that it be sufficient to enable the trustees to have an inventory taken and a new catalogue of its contents made.

#### CAPITOL BUILDING.

The capitol building is sadly in need of repairs, but with the small amount heretofore appropriated no general improvements could be undertaken, and nothing has been done but to preserve, as far as practicable, the building from further damage and decay. I submit the matter to your judgment, again calling your attention to the vast accumulation of worthless printed matter in some of the upper rooms, which, from its great weight, renders them unsafe and dangerous.

#### LEVEES.

The successful resistance, by the levees, of the immense floods that have threatened the devastation and ruin of the

great Yazoo-Mississippi delta for several years past has demonstrated the possibility of security from overflow, and to that end certain legislation is needed at this special session. The protection of this great valley is a matter that cannot be postponed. I therefore lay before you the whole subject of levees and ask that you give due consideration to any amendments to the laws relating to levees and any new legislation that may be proposed in behalf of either of the boards of Levee Commissioners.

The board of Levee Commissioners of the Yazoo-Mississippi Delta desires authority to appropriate money for certain purposes essential to the public interest for which they find no warrant in the law, and other legislation is needed which will be proposed in due time.

The Board of Mississippi Levee Commissioners will ask for the passage of a bill to authorize the issuance of two hundred thousand dollars of bonds, and for other important legislation necessary to the well being of the district.

It is in contemplation to ask for the organization of another levee district along the Mississippi river below the districts above mentioned, and if such legislation is proposed I trust that you will give it due consideration. It will give me pleasure to co-operate with you in the enactment of such laws as will provide for the preservation and improvement of the levees already erected, and for the building of others if practicable and expedient.

#### RAILROADS.

Section 3546 of the Annotated Code provides that no locomotive or car passing through a city, town or village, shall run at a greater rate of speed than six miles an hour, and imposes a fine of one hundred dollars for each violation. A compliance with this law imposes great burdens on railroad companies in the loss of time passing through town and villages without a plausible reason for it. I recommend that the law be so amended as to apply to cities and towns only, and that in towns the prohibition be limited to one-half mile, or less, from the company's depot.

It is alleged that there is no statutory provision for legal service on the agent of a railroad company whose property is in the hands of a receiver. I recommend such legislation as will remedy this evil, if it exists.

#### COTTON STATISTICS.

Complaint has reached me from the Department of Agriculture at Washington that no reliable information can be obtained by the Department from several of the cotton growing states, especially Mississippi, as to the acreage in cotton; information, it is claimed, which is valuable and most desirable. I recommend that the Tax Assessor be required to report the number of acres in cotton each year, and that the Auditor of Public Accounts be required to include the same in his biennial report.

#### FAIR GROUNDS.

Section 7, of An Act to Incorporate the Mississippi State Fair Association, approved March 1st, 1884, provides that said

Company shall be allowed to occupy any lands belonging to the State, known as the Fair Grounds," east of the capitol and west of Pearl river, for holding fairs and other proper uses; and erect thereon any such buildings, fences and other structures as they may think necessary for carrying on the objects of said association according to the provisions of this act." And section 9 provides "That the privilege hereby conferred on this corporation of occupying the lands of said State, and the basis of taxation of said company as fixed by this act, shall be revocable at the will of the legislature."

For years no fair has been held by the association, or pretended or attempted to be held, but the lands have been leased from year to year to individuals who have used them, and sub-leased them for various purposes not contemplated by the act.

I respectfully recommend that the sections referred to be repealed, and that the Board of Control be authorized to take charge of the lands for the use and benefit of the State, and that the Mississippi State Fair Association be permitted to dispose of, or remove therefrom, the buildings erected thereon.

#### CONCLUSION.

In presenting this somewhat extended review of the affairs of the State I have endeavored to confine myself to matters that seemed to demand attention; and craving your indulgence for any shortcomings that may appear, I now invoke upon your deliberations the blessings of Almighty God, whose never-failing wisdom should be our constant guide.

J. M. STONE.

Mr. Glover moved that one thousand copies of the message be printed for the use of the members.

Mr. Marshall offered as a substitute for the motion of Mr. Glover, the following resolution:

*Resolved*, That the Governor's Message be referred to a special committee of five for assignment of recommendations to appropriate standing committees and that one thousand copies be printed for the use of the House.

The substitute was adopted.

Mr. Henry called from the table the resolution offered by himself at the morning session in regard to the members drawing seats.

Mr. Miller, of Copiah, offered as a substitute for the resolution offered by Mr. Henry, the following:

*Resolved*, That all those who drew seats at the regular session of 1892, and who are now members of the House, retain the seats drawn by them at the regular session, and that each new member occupy the seat drawn by his immediate predecessor.

The substitute was adopted.

Mr. Potter offered the following concurrent resolution:

**WHEREAS**, Grave charges have been made against the

management of the Mississippi Institute for the Blind and the treatment of blind pupils; therefore, be it

*Resolved, by the House, the Senate concurring,* That a special committee of five on the part of the House and — on the part of the Senate, be appointed and directed to fully investigate said charges, to summon before them all material witnesses, and that with the report of said committee they append a full statement of all the evidence that may be offered before said committee.

Adopted.

Mr. King, of Carroll, offered the following :

*Resolved,* That a Committee of five, whose duty it shall be to prepare suitable resolutions of respect for the late Hon. J. S. MADISON, of Noxubee, and Hon. L. S. TERRY, of Attala, be appointed by the Speaker; that a day be set apart for the proper consideration of the report of said Committee, and that as a further token of respect for the memory of the distinguished dead, this House do now adjourn until 10 o'clock to-morrow morning.

The resolution was unanimously adopted, and at 4:50 p. m., the House stood adjourned until to-morrow morning at 10 o'clock.

L. PINK SMITH,

Clerk of the House of Representatives.

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## SECOND DAY.

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WEDNESDAY, January 3, 1894.

The House was called to order at 10 a. m., by Speaker Vardaman.

Prayer by Rev. J. T. Simmons.

The roll being called, the following members answered to their names:

**PRESENT**—Messrs. Anderson, Arrington, Ballinger, Basham, Bellamy, Binford, Blanchard, Boggan, Bowles, Buntin, Burkitt, Butler, Bynum, Caldwell, of Monroe, Caldwell, of Leake and Winston, Campbell, Carr, Carothers, Catchings, Champion, Chatham, Cook, Cotten, Davis, Denton, Dinsmore, Doss, Dulaney, Durham, Durrett, Eckles, Enochs, Falkner, Farr, Fowler, Fox, Gardner, Gayles, Gewin, Glover, Gore, Goudelock, Greaves, Graham, Griffin, Guynes, Hannah, Harper, Hart, Henry, Hinton, Ivy, Jackson, Johnson, of Tate, Keith, Kelsey, Key, King, Lamb, Lancaster, Love,

Marshall, Mauffray, Maybin, McGuire, McKie, McSwine, Medford, Miller, of Copiah, Miller, of Washington, Morris, Montgomery, of Quitman, Montgomery, of Washington, Murry, Nelson, Newman, Nix, Odom, O'Neill, Packwood, Payne, Peatross, Peery, Perkins, Potter, Puckett, Quinn, Redhead, Reeves, Rice, Roberts, Robertson, Rodgers, of Tishomingo, Rogers, of Yalobusha, Ryan, Simmons, Simpson, Smith, of Jones, Smith, of Wayne, Spencer, Stewart, Stinson of Lauderdale, Stinson, of Lowndes, Stowers, of Jefferson, Stowers, of Lafayette, Stutts, Talbert, Tate, Taylor, of Montgomery, Taylor, of Yalobusha, Terral, Thrasher, Touchstone, Turner, of Greene, Turner, of Madison, Underwood, Ventress, Wade, Watson, Williamson, Wilson, Worthington, Wyatt, Mr. Speaker—Total present 125.

ABSENT—Messrs. Arnold, Harris, Keirn, Mitchell, Ratliff, Walton and Williams—Total 7.

Mr. J. M. Harris was granted leave of absence from day to day on account of sickness.

The Journal of yesterday was read and approved.

The Speaker announced the following committees :

Committee on the part of the House to investigate the State Institute for the Blind—Messrs. Street, Falkner, Keith, Tate and King.

Special Committee on the assignment of the recommendations contained in the Governor's Message to standing committees of the House, Messrs. O'Neill, Packwood, McGuire, Talbert and Gewin.

Special Committee on Memorial to prepare suitable resolutions in regard to the death of Jas. S. Madison and L. S. Terry, Messrs. Dinsmore, Ratliff, Henry, Guynes and Burkitt.

Committee on Rules, Messrs. Street, O'Neill, Henry and Keirn.

Mr. McGuire offered the following resolution :

WHEREAS, There have been many changes in the membership of the House since last session ; and

WHEREAS, Under the Constitution of the State, legislation is restricted in such a way as to leave no duty for many of the present committees to perform ; and

WHEREAS, It is desirable to distribute the work of the special session so as to make the services of all members available ; therefore,

*Resolved*, That the Committee on Rules be instructed to report a rule enlarging the important committees through which the principal work of the session must be performed, and when said report is made and adopted, the Speaker is authorized and required to revise such committees, and all

committees not so revised and enlarged shall be discontinued.

Adopted.

Mr. Bellamy offered the following :

*Resolved*, That the Sergeant-at-Arms be requested to furnish each member of the House with a copy of the Annotated Code of 1892 and the Code of 1880, for use during this session of the Legislature.

Adopted.

At 10:40, on motion of Mr. Street, the House took a recess until 8 p. m.

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#### AFTERNOON SESSION.

WEDNESDAY, January 3, 1894.

The House met pursuant to adjournment, Speaker Vardaman in the Chair. A quorum present.

Committee on Rules reported as follows :

MR. SPEAKER: The Committee on Rules beg leave to report that in conformity with the resolution adopted by the House, they submit the following amendment to section 46 of the rules of the House, to-wit :

Strike out all of said section after the word House on page 8, section 46, and insert in lieu thereof the following :

- On Judiciary, to consist of twenty-one members.
- On Ways and Means, to consist of twenty-five members.
- On Appropriations, to consist of twenty-five members.
- On Agriculture, to consist of thirteen members.
- On Public Education, to consist of thirteen members.
- On Railroads, to consist of thirteen members.
- On Claims, to consist of eleven members.
- On Corporations, to consist of eleven members.
- On Public Lands, to consist of nine members.
- On Local and Private Legislation, to consist of seven members.
- On Census and Apportionment, to consist of seventeen members.
- On Public Health and Quarantine, to consist of nine members.
- On Mississippi Levees, to consist of seventeen members.
- On Registration and Elections, to consist of fifteen members.
- On Manufactures, to consist of nine members.
- On Public Printing, to consist of nine members.

On Benevolent Institutions, to consist of seventeen members.

On Penitentiary, to consist of twenty-five members.

On Fees and Salaries of Public Officers, to consist of eleven members.

On County Affairs, to consist of fifteen members.

On Public Roads and Ferries, to consist of eleven members.

On Contingent Expenses, to consist of seven members.

On the Liquor Traffic, to consist of thirteen members.

On Engrossed Bills, to consist of seven members.

On Public Buildings and Grounds, to consist of seven members.

On Military Affairs, to consist of eleven members.

On Fisheries, Commerce and Shipping, to consist of seven members.

On Pensions, to consist of fifteen members.

On Insurance, to consist of eleven members.

47. A majority of any committee shall be a sufficient number to proceed to business.

Respectfully submitted,

W. A. HENRY, Acting Ch'm.

The report of the Committee on Rules was adopted.

On motion of Mr. Stowers, of Jefferson, Joseph King was appointed mail carrier for the House during the session, to be paid the same salary received by the pages.

Mr. Williamson offered the following:

*Resolved*, That the Speaker be authorized to appoint an additional porter for the House whose special duty it shall be to keep in order the several committee rooms during this session.

Lost.

Mr. Robertson moved to reconsider the vote by which Joseph King was selected mail carrier for the House.

Mr. Miller, of Copiah, offered the following:

*Resolved*, That a committee of seven, consisting of one from each congressional district, be appointed by the Speaker; said committee to be the Committee on Mileage.

Adopted.

Mr. Jackson offered the following:

**WHEREAS**, It is with pleasure we have learned that the distinguished citizen, soldier and Senator, the Hon. John B. Gordon, of Georgia, is now a guest of the city of Jackson, therefore be it

*Resolved*, That he be extended the courtesies and privileges of this House.

Adopted.

On motion of Mr. Bynum, a committee of three was appointed to notify Gen. Gordon of the action of the House; Messrs. Odom, Stowers of Lafayette, and Thrasher being appointed on said committee by the Speaker.

MESSAGE FROM THE SENATE.

**MR. SPEAKER**—I am directed to inform the House that the Senate has passed the following concurrent resolution:

Resolved by the Senate, the House concurring, that a committee of five be appointed on the part of the Senate, and — on the part of the House, composing a joint committee of the Senate and House, whose duty it shall be to consider and report on that part of the Governor's message that refers to the Circuit, Chancery and Supreme Court districts, and times and terms for holding court in said districts.

Committee on part of the Senate—Messrs. Allen, Jones, Hill, Stevens and Critz.

WILLIAM HENRY, Secretary.

On motion of Mr. Potter, Senate concurrent resolution providing for committee of the Senate and House to consider and report on that part of the Governor's message referring to the Circuit, Chancery and Supreme Court districts, was concurred in and the blank in the resolution was filled with seven.

The Speaker appointed Messrs. Potter, Terral, Bynum, Ventress, Stinson of Lauderdale, Montgomery of Quitman, and Marshall, as the committee on the part of the House.

The Committee appointed to notify Gen. John B. Gordon that the House had, by special resolution, extended to him the privileges and courtesies of the House, reported as follows:

**MR. SPEAKER**—Your committee, assigned the pleasant duty to wait upon Gen. John B. Gordon and inform him that this House had, by unanimous vote, extended to him the courtesies and privileges of the House, have performed that duty, and take pleasure in reporting that General Gordon desires the committee to express to the House his sincere gratitude for the compliment, and that the warmest feelings of his heart is for Mississippians, and that he always appreciated their presence in war and when the battle was the hottest.

Respectfully,

J. W. ODOM,  
J. R. STOWERS,  
STEPHEN THRASHER,  
Committee.



On motion of Mr. Henry, the House at 8.40 P. M., adjourned until 8 P. M. to-morrow.

L. PINK SMITH,  
Clerk of the House of Representatives.

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THIRD DAY.

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THURSDAY, January 4, 1864.

The House was called to order at 8 p. m. by Speaker Vardaman.

Prayer by Rev. Dr. John Hunter.

The roll being called, the following members answered to their names:

Messrs. Anderson, Arrington, Ballinger, Basham, Bellamy, Binford, Blanchard, Boggan, Bowles, Buntin, Burkitt, Butler, Bynum, Caldwell, of Monroe, Caldwell, of Leake and Winston, Campbell, Carr, Caruthers, Catchings, Champion, Chatham, Cook, Cotten, Davis, Denton, Dinsmore, Doss, Dulaney, Durham, Durrett, Eckles, Enochs, Falkner, Farr, Fowler, Fox, Gardner, Gayles, Gewin, Glover, Gore, Goude-lock, Greaves, Graham, Griffin, Guynes, Hannah, Harper, Hart, Hinton, Ivy, Jackson, Johnson, of Tate, Keith, Kelsey, Key, King, Lamb, Lancaster, Love, Marshall, Mauffray, Maybin, McGuire, McKie, McSwine, Medford, Miller, of Copiah, Miller, of Washington, Morris, Montgomery, of Quitman, Montgomery, of Washington, Murry, Nelson, Newman, Nix, Odom, O'Neill, Packwood, Payne, Peatross, Perkins, Puckett, Quinn, Ratliff, Redhead, Reeves, Rice, Roberts, Robertson, Rogers, of Yalobusha, Ryan, Simmons, Simpson, Smith, of Jones, Smith, of Wayne, Spencer, Stewart, Stinson, of Lauderdale, Stinson, of Lowndes, Stowers, of Jefferson, Stowers, of Lafayette, Street, Stutts, Talbert, Tate, Taylor, of Montgomery, Taylor, of Yalobusha, Terral, Thrasher, Touchstone, Turner, of Greene, Turner, of Madison, Underwood, Ventress, Wade, Watson, Williams, Williamson, Wilson, Worthington, Wyatt, Mr. Speaker. Total present, 128.

Those absent were: Messrs. Arnold Harris, Henry, Keirn, Mitchell, Peery, Potter, Rodgers of Tishomingo, and Walton. Total, 9.

On motion, the reading of the Journal was dispensed with and the same stood approved.

Committee on Governor's Message reported as follows:

**MR. SPEAKER**—Your Special Committee to whom was referred the apportionment of the Governor's Message among the several committees of the House, respectfully recommend the reference of the several subjects in said message, as follows:

To the Committee on Judiciary, the following:

All that part relating to the changes in the Supreme, Circuit and Chancery Court districts of the State, and also as to conflict in the time of holding the Circuit Courts of Pontotoc and Tishomingo counties, and for fixing time for holding Chancery Court in the counties of Smith and Wayne, and for the extension of the time of holding courts in other counties.

That part relating to chapter 23, of the Code, on convicts in county jails.

That part relating to the investigation of homicides.

That part relating to supersedeas in criminal cases.

That part in reference to sections 136, 634, 844, and 921, of the Annotated Code.

That part relating to section 1347, of the Code.

That part relating to section 2153, of the Code; also, that part relating to the abrogation of section 1593 of the Code of 1880.

The costs in criminal proceedings and Justices' Courts.

The suggestions with reference to sections 2391, 3184, 3342, 3428, 3468, 3469, 3510, 3612, 3686, 4228, and 4300.

To the Committee on Ways and Means, the following:

That part relating to brokers dealing in the goods of merchants and manufacturers of other States.

That part relating to the taxation of bonds issued by counties and municipalities.

That part relating to the reports of the Auditor and Treasurer.

The recommendation with reference to State Revenue Agent.

To the Committee on Appropriations, the following:

To the Committee on Agriculture, the following: That part with reference to cotton statistics.

To the Joint Committee on State Library, the following: Suggestions with reference to the State Library.

To the Committee on Insurance the following: All that part relating to the subject of Insurance, Chapter 65, Code.

To the Committee on Pensions the following: That part relating to pensions.

To the Committee on Military Affairs, the following: That part relating to support and maintenance of the State National Guard. That part relating to the establishment of a Soldiers' Home.

To the Committee on Public Buildings and Grounds, the following: The recommendations as to the State Capitol. The recommendation as to the charter of the Mississippi State Fair Association.

To the Committee on the Liquor Traffic, the following: That part relating to the sale of narcotic drugs, section 1214 of the Code.

To Committee on Roads, Ferries and Bridges, the following: That part with reference to section 8905 of the Code recommending the exemption of railroad section hands from public road duty.

To the Committee on County Affairs, the following: That part relating to counties and county boundaries. Section 2061 of the Code relating to fences on township and range lines.

Recommendations as to Section 8910 of the Code.

To the Committee on Fees and Salaries of Public Officers, the following: All that part relating to the compensation of special Judges and Chancellors and District Attorneys pro tempore.

That part relating to Sec. 327 of the Code of 1892, providing for the salary of Clerks of the Board of Supervisors as County Auditors.

To the Committee on the Penitentiary, the following: That part with reference to the Penitentiary.

To the Committee on Benevolent Institutions, the following: That part relating to the Asylums, the Institutes for the Deaf and Dumb, and Blind, and hospitals at Vicksburg and Natchez.

To the Committee on Public Education the following: All that part with reference to the subject of education.

To the Committee on Railroads the following: The recommendations as to section 3546 of the Code with reference to railroads.

To the Committee on Corporations the following: That part relating to the assessment and collection of taxes on corporations and joint stock companies.

Suggestions as to sections 2987, 2988, also section 2978 Code.

To the Committee on Public Lands the following: The amendment suggested to section 2178 of the Code.

The recommendations with reference to chapter 78 of the Code.

To the Committee on Census and Apportionment the following: All that part relating to the provisions of the Annotated Code providing for the taking of the census in 1895.

To the Committee on Public Health and Quarantine the

following: That part relating to the State Board of Health.

To the Committee on Mississippi Levees the following: Suggestions and recommendations as to Mississippi levees.

To the Committee on Registration and Elections the following: The suggestions with reference to sections 3612 and 3615 of the Code.

Mr. Marshall moved to strike out that part of the report of Committee on Governor's Message referring to Circuit-Chancery and Supreme Court districts.

Adopted.

Report of Committee on Governor's message, as amended, was then adopted.

The following were appointed a Committee on Mileage: Farr, Taylor of Yalobusha, Touchstone, Montgomery of Washington, Stinson of Lowndes, Arrington and Wyatt.

The following were appointed pages: J. Bartley McGehee, of Franklin; Lyerly Bell, of Hinds; Harry Benwell, of Madison; Lee McKie, of Marshall; Andy Guynes, of Copiah; Eugene Gordon, of Madison.

The following porters were appointed: Frank Walker, Wm. Gregory and John Cameron.

By unanimous consent Mr. Robertson withdrew the motion made yesterday to reconsider the vote by which Joseph King was appointed mail carrier for the House.

Mr. Stowers, of Lafayette, offered the following:

*Resolved*, That the House meet at 9:30 A. M., from Saturday, January 6, 1894.

Mr. Cook moved to refer same to Committee on Rules. Adopted.

Mr. Binford offered the following:

*Resolved*, That Elias Payne, colored, be employed as outdoor laborer for the House and his pay shall be same as that of a porter. Adopted.

#### SENATE MESSAGE.

MR. SPEAKER: I am directed to inform the House that the Senate has adopted the House Concurrent Resolution providing for the appointment of a committee to investigate the management of Mississippi Institute for the Blind, and names as committee on part of the Senate:

Messrs. Willing, Dockery, and Prince.

WM. HENRY, Secretary.

Mr. Gore moved to reconsider the vote by which Elias Payne was appointed laborer for the House, with the pay of a porter.

On motion of Mr. O'Neill, the House, at 8:20, adjourned until 8 o'clock, p. m. tomorrow.

L. PINK SMITH,  
Clerk of the House of Representatives.

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FOURTH DAY.

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FRIDAY, January 5, 1894.

The House was called to order at 8 p. m., by Speaker Vardaman.

Prayer by Rev. Mr. Gore.

The roll being called, the following members answered to their names:

Messrs. Anderson, Arrington, Ballinger, Basham, Bellamy, Binford, Blanchard, Boggan, Bowles, Buntin, Burkitt, Butler, Bynum, Caldwell, of Monroe, Caldwell, of Leake and Winston, Campbell, Carr, Caruthers, Catchings, Champion, Chatham, Cook, Cotten, Davis, Denton, Dinsmore, Doss, Durham, Durrett, Eckles, Falkner, Farr, Fowler, Gardner, Gales, Gewin, Glover, Gore, Goude-lock, Greaves, Graham, Griffin, Guynes, Hannah, Harper, Hart, Henry, Hinton, Ivy, Jackson, Johnson, of Tate, Keith, Kelsey, Key, King, Lamb, Lancaster, Love, Mauffray, Maybin, McGuire, McKie, McSwine, Medford, Miller, of Copiah, Miller, of Washington, Morris, Montgomery, of Quitman, Montgomery, of Washington, Murry, Nelson, Newman, Nix, Odom, O'Neill, Packwood, Payne, Perkins, Potter, Puckett, Quinn, Ratliff, Redhead, Reeves, Rice, Roberts, Robertson, Rodgers, of Tishomingo, Rogers, of Yalobusha, Ryan, Simmons, Simpson, Smith, of Jones, Spencer, Stinson, of Lauderdale, Stinson, of Lowndes, Stowers, of Jefferson, Stowers, of Lafayette, Street, Stuts, Talbert, Tate, Taylor, of Montgomery, Taylor of Yalobusha, Terral, Thrasher, Touchstone, Turner, of Madison, Underwood, Ventress, Wade, Walton, Watson, Williams, Williamson, Wilson, Worthington, Wyatt, Mr. Speaker. Total present, 119.

Those absent were, Messrs. Arnold, Dulaney, Enochs, Fox, Harris, Keirn, Marshall, Mitchell, Peatross, Peery, Smith of Wayne, Stewart, Turner of Greene. Total, 18.

On motion, the Journal stood approved without being read.

The Speaker announced the Standing Committees of the House, as follows:

**WAYS AND MEANS**—Messrs. Street, Mitchell, McGuire, Underwood, Campbell, Farr, Key, Hannah, Williamson, Peatross, Davis, Nelson, Stowers, of Lafayette, Hinton, Redhead, Payne, Arnold, Ryan, Simpson, Blanchard, Montgomery, of Washington, Touchstone, Fowler, Ratliff, Roberts.

**APPROPRIATIONS**—Messrs. Dinsmore, Keirn, Binford, Stinson, of Lowndes, Williams, Odom, Harris, Rice, Smith, of Jones, Tate, Falkner, Worthington, Spencer, Rogers, of Tishomingo, Champion, Durham, Guynes, Thrasher, Dulaney, Talbert, McKie, Durrett, Burkitt, Carr, Stinson, of Lauderdale.

**JUDICIARY**—Messrs. Cook, O'Neill, Packwood, Mitchell, Ventress, Falkner, Ballinger, Keith, Miller, of Copiah, Eckles, Montgomery, of Quitman, Marshall, Greaves, Murry, Arrington, Jackson, Potter, Caldwell, of Leake and Winston, Maybin, Terral, Bowles.

**PENITENTIARY**—Messrs. Henry, Street, O'Neill, Potter, Mitchell, Stowers, of Lafayette, Bynum, McSwine, Worthington, Nelson, Love, Redhead, Rice, Farr, Odom, Williams, Wilson, Touchstone, Catchings, Cook, Maybin, Watson, Hart, Gewin, Gore.

**AGRICULTURE**—Messrs. Stutts, Payne, Champion, Taylor, of Yalobusha, Hannah, Keirn, Worthington, Denton, McSwine, Lamb, Wade, Wyatt, Gardner.

**REGISTRATION AND ELECTIONS**—Messrs. Terral, Keirn, McKie, Peery, Caruthers, Arrington, Turner, of Madison, Hart, Williams, Ballinger, Stowers, of Jefferson, Stewart, Goude-lock, Griffin, Gardner.

**PENSIONS**—Messrs. Odom, Enochs, Binford, Street, Mitchell, Payne, Turner, of Madison, Goude-lock, Packwood, Thrasher, Montgomery of Washington, Graham, Burkitt, Roberts, Harper.

**INSURANCE**—Messrs. Ballinger, Johnston, Arrington, Campbell, Davis, Denton, Greaves, Montgomery, of Washington, Redhead, Reeves, Gewin.

**COUNTY AFFAIRS**—Messrs. Williamson, Rodgers, of Yalobusha, Glover, Blanchard, Bynum, Denton, Greaves, Graham, Caruthers, Love, Turner, of Madison, Chatham, Gore, Perkins, Reeves.

**PUBLIC EDUCATION**—Messrs. Lancaster, Miller, of Copiah, Arnold, Tate, Taylor, of Yalobusha, Watson, Goude-lock, Simpson, Medford, Perkins, Nix, Stinson of Lauderdale, Butler.

**RAILROADS**—Messrs. Marshall, Thrasher, Talbert, Ventress, Davis, Miller, of Copiah, Rice, Bynum, Miller, of Washington, Denton, Ratliff, Morris, Burkitt.

**CORPORATIONS**—Messrs. Stowers, of Lafayette, Arnold, Boggan, Bellamy, Medford, Wade, Caldwell, of Monroe, Ivy, Doss, Keith, Gore.

**BENEVOLENT INSTITUTIONS**—Messrs. McSwine, Taylor, of Montgomery, Rice, Simmons, Kelsey, Spencer, Boggan, Fox, Underwood, Murry, Maybin, Stowers of Jefferson, Peery, Williams, Turner, of Greene, Cotten, Chatham.

**CENSUS AND APPORTIONMENT**—Messrs. Miller, of Copiah, Caruthers, Ballinger, Dulaney, Touchstone, Harris, Kelsey, Key, Medford, Hannah, Durham, Champion, Anderson, Buntin, Perkins, Walton, Gayles.

**MISSISSIPPI LEVEES**—Messrs Keirn, Williamson, Montgomery, of Washington, Dulaney, Packwood, Blanchard, Montgomery of Quitman, Glover, Nelson, Peery, Marshall, Cook, Worthington, McGuire, Ballinger, Buntin, Butler.

**LOCAL AND PRIVATE LEGISLATION**—Messrs. Packwood, Ventress, Falkner, Johnston, Cook, Bellamy, Buntin,

**LIQUOR TRAFFIC**—Messrs. Underwood, Campbell, Montgomery of Quitman, Epochs, Lancaster, Catchings, Stowers of Jefferson, Farr, Turner of Greene, Peatross, Durham, Anderson, King.

**FEES AND SALARIES**—Messrs. Binford, Potter, Hinton, Key, Doss, Enochs, Catchings, Puckett, Ryan, Ratliff, King.

**PUBLIC PRINTING**—Messrs. McGuire, Stowers, of Lafayette, Talbert, Hinton, Bellamy, Taylor, of Montgomery, Watson, Walton, Caldwell, of Leake and Winston.

**MANUFACTURERS**—Messrs. Guynes, Rogers of Yalobusha, Dinsmore, Nelson, Miller of Washington, Davis, Basham, Newman, Butler.

**PUBLIC HEALTH AND QUARANTINE**—Messrs. Boggan, Taylor of Montgomery, McSwine, Rice, Kelsey, Fox, Caruthers, Arnold, Newman.

**COMMITTEE ON MILITARY 'AFFAIRS**—Messrs. Love, Williams, O'Neill, Guynes, Smith of Jones, Hart, Binford, Maybin, Jackson, Caldwell of Monroe, Cotten.

**CLAIMS**—Messrs. Talbert, Ventress, Harris, Quinn, Taylor of Yalobusha, Miller of Washington, Simmons, Lamb, Wilson, Robertson, Harper.

**ROADS, FERRIES AND BRIDGES**—Messrs. Spencer, Fox, Dulaney, Denton, Tate, Jackson, Turner, of Greene, Campbell, Anderson, Carr, Gayles.

**PUBLIC LANDS**—Messrs. Taylor, of Montgomery, Mauffray, Arrington, Spencer, Guynes, Doss, Smith, of Wayne, Rodgers, of Tishomingo, Morris.

**PUBLIC BUILDINGS AND GROUNDS**—Messrs. Turner of Madison, Wilson, Walton, Stinson of Lowndes, Mauffray, Stewart, Robertson.

**FISHERIES, COMMERCE AND SHIPPING**—Messrs. Mauffray, Maybin, Lancaster, Morris, Stewart, Robertson, Turner of Greene.

**CONTINGENT EXPENSES**—Messrs. Eckles, Falkner, Smith of Wayne, Murry, Basham, Gewin, Griffin.

**ENGROSSED BILLS**—Messrs. Simpson, Wade, Glover, Ivy, Durrett, Fowler, Nix.

#### HOUSE JOINT COMMITTEES.

**EXECUTIVE CONTINGENT FUND**—Messrs. McKie, Watson, Medford, Smith of Wayne, Morris.

**LIBRARY**—Messrs. Bellamy, Terral, Campbell, Hinton, Buntin.

**ENROLLED BILLS**—Messrs. Touchstone, Buntin, Montgomery, Arrington, Caldwell of Leake and Winston, Gardner, Catchings, Puckett, Love, Stinson of Lauderdale.

**UNIVERSITIES AND COLLEGES**—Messrs. O'Neill, Spencer, Falkner, Farr, Payne, Perkins, Worthington, Durham, Taylor of Montgomery, Terral.

**TO INVESTIGATE STATE OFFICES**—Messrs. Key, Puckett, Murry, Ratliff, Williams, Doss, Walton, Davis, Watson, Hinton, Griffin, Catchings, Gardner, Cotten.

Bills were introduced as follows :

By Mr. Binford—

H. B. No. 1, An act entitled an act to establish and maintain a Home for the aged indigent and infirm Confederate veterans, of the State of Mississippi, to be known as the Soldiers' Home.

Read twice and referred to the following special committee, viz: Burkitt, Binford, Street, Montgomery of Washington, and Terral.

On motion, 250 copies of the bill were ordered printed for the use of members.

By Mr. Packwood—

H. B. No. 2, An act entitled an act to amend chapter 18 of the Annotated Code of 1892, in relation to the boundaries of counties.

Read twice and referred to Judiciary Committee.

By Mr. Packwood—

H. B. No. 3, An act entitled an act not to require a witness summoned in a civil case beyond the county of his residence to attend court unless fees and mileage are tendered.

Read twice and referred to Judiciary Committee.



By Mr. Miller of Copiah—

H. B. No. 4, An act entitled an act to provide for return of service of original process.

Read twice and referred to Judiciary Committee.

By Mr. Street—

H. B. No. 5, An act making an appropriation to defray the expenses of the present session of the Legislature.

Read twice and referred to Committee on Appropriations.

By Mr. Boggan—

H. B. No. 6, An act to amend section 8995 of school law.

Read twice and referred to Committee on Public Education.

By Mr. Touchstone—

H. B. No. 7, An act to amend section 8985 of the Annotated Code of Mississippi in reference to members of the board of supervisors inspecting roads, ferries and bridges by striking out the words road and roads, where the same occur in said section.

Read twice and referred to Committee on Roads, Ferries and Bridges.

By Mr. Touchstone—

H. B. No. 8, An act to repeal section 2158 of the Annotated Code of Mississippi in reference to compensation of garnishees when allowed.

Read twice and referred to Judiciary Committee.

By Mr. Falkner—

H. B. No. 9, An act entitled an act to repeal section 8184 of the Annotated Code entitled "nepotism forbidden."

Read twice and referred to Judiciary Committee.

By Mr. Falkner—

H. B. No. 10, An act to repeal section 8842 of the Annotated Code of Mississippi in relation to privilege tax on public cotton buyers.

Read twice and referred to Committee on Ways and Means.

By Mr. Bellamy—

H. B. No. 11, An act to be entitled an act to repeal sections 2987 and 2988 of the Annotated Code in regard to qualifications of mayors and aldermen of municipalities.

Read twice and referred to Committee on Corporations.

By Mr. Bellamy—

H. B. No. 12, An act to amend section 8995 of the Annotated Code in regard to separate school districts of the different races, and the laying out of school districts.

Read twice and referred to Committee on Public Education.

By Mr. Medford—

H. B. No. 13, An act entitled an act to repeal sections 326 and 327 of the Annotated Code of 1892.

Read twice and referred to Judiciary Committee.

By Mr. Denton—

H. B. No. 14, An act entitled an act to amend section 1214, chapter 29, of the Annotated Code of Mississippi in reference to the sale of opium.

Read twice and referred to Judiciary Committee.

Mr. O'Neill offered the following:

*Resolved*, That Committees having in charge subjects referred to them under the apportionment made by the Special Committee on the Governor's Message, be and they are hereby requested to consider and report as promptly as possible, bills providing for such legislation as to them may seem necessary and proper.

Adopted.

By Mr. Watson—

House Resolution No. 1, in regard to completion of Gulf and Ship Island Railroad with convict labor, either by purchasing the interest of the present corporators and completing it as a State road, or by assisting them with said labor to complete it.

On motion of Mr. Underwood, referred to Committee on Penitentiary.

Mr. Gore moved to reconsider the vote of yesterday appointing additional porter.

Mr. Cook moved to table motion to reconsider vote of yesterday appointing additional porter. Adopted.

Mr. Henry at 3:35 moved to adjourn until to-morrow 8 o'clock P. M. Lost.

Mr. Greaves, at 3:40, moved to adjourn until Monday morning 10 o'clock. Lost.

On motion of Mr. Binford, the House at 3:50 o'clock adjourned until 10 o'clock, A. M., to-morrow.

L. PINK SMITH,  
Clerk of the House of Representatives.

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FIFTH DAY.

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SATURDAY, January 6, 1894.

The House was called to order at 10 A. M., by Speaker Vardaman.

Prayer by Rev. W. P. Ratliff.

The roll being called the following members answered to their names :

**PRESENT**—Messrs. Anderson, Arrington, Ballinger, Basham, Bellamy, Binford, Blanchard, Boggan, Bowles, Buntin, Burkitt, Butler, Bynum, Caldwell of Monroe, Caldwell of Leake and Winston, Campbell, Carr, Caruthers, Catchings, Champion, Chatham, Cook, Cotten, Davis, Denton, Dinsmore, Doss, Durham, Durrett, Eckles, Falkner, Farr, Fowler, Fox, Gardner, Gayles, Gewin, Glover, Gore, Goude-lock, Greaves, Graham, Griffin, Guynes, Hannah, Harper, Hart, Henry, Hinton, Ivy, Jackson, Johnson of Tate, Keith, Kelsey, Key, King, Lamb, Lancaster, Love, Marshall, Mauffray, Maybin, McGuire, McKie, McSwine, Medford, Miller of Copiah, Miller of Washington, Morris, Montgomery of Quitman, Montgomery of Washington, Nelson, Newman, Nix, Odom, O'Neill, Packwood, Payne, Perkins, Potter, Puckett, Quinn, Ratliff, Redhead, Reeves, Rice, Roberts, Robertson, Rodgers of Tishomingo, Rogers of Yalobusha, Ryan, Simmons, Simpson, Smith of Jones, Smith of Wayne, Spencer, Stewart, Stinson of Lauderdale, Stinson of Lowndes, Stowers of Jefferson, Stowers of Lafayette, Street, Stutts, Talbert, Tate, Taylor of Montgomery, Taylor of Yalobusha, Terral, Thrasher, Touchstone, Turner of Greene, Turner of Madison, Underwood, Ventress, Wade, Walton, Watson, Williamson, Wilson, Worthington, Wyatt, Mr. Speaker—122.

**ABSENT**—Messrs. Arnold, Dulaney, Enochs, Harris, Keirn, Mitchell, Murry, Peatross, Peery and Williams—10.

Leave of absence granted Messrs. Williams and Murry from day to day.

The Journal of yesterday read and approved.

The following was offered by Mr. Street :

*Resolved*, That Douglass Robinson be appointed messenger for the Speaker of the House with the same pay as page, payable out of the contingent fund of the House.

Adopted.

On motion of Mr. Dinsmore, Monday 10 o'clock, A. M., was set apart as time for holding services in memory of Hon. J. S. Madison and Hon. L. S. Terry.

#### REPORT OF COMMITTEE ON APPROPRIATIONS.

**MR. SPEAKER** : The Committee on Appropriations has had under consideration the following Bill referred to them, and have instructed me to report it back with the following recommendations, to-wit :

H. B. No. 5, That they find that the title of said is sufficient, and they recommend that said bill do pass.

JOHN R. DINSMORE, Chairman.

H. B. No. 5, To be entitled An act making an appropriation to defray the expenses of the present session of the Legislature, was, on motion of Mr. Dinsmore, considered engrossed, read the third time, and agreeably to the provisions of the Constitution, the yeas and nays were taken, and the bill passed, title standing as stated, by the following vote:

**YEAS**—Messrs. Anderson, Arrington, Ballinger, Basham, Bellamy, Binford, Blanchard, Boggan, Bowles, Buntin, Burkitt, Butler, Bynum, Caldwell of Monroe, Caldwell of Leake and Winston, Campbell, Carr, Caruthers, Catchings, Champion, Chatham, Cook, Cotten, Davis, Denton, Dinsmore, Doss, Duruam, Durrett, Eckles, Falkner, Farr, Fowler, Fox, Gardner, Gayles, Gewin, Gore, Goude-lock, Greaves, Graham, Griffin, Guynes, Hannah, Harper, Hart, Henry, Hinton, Ivy, Jackson, Johnson of Tate, Keith, Kelsey, Key, King, Lamb, Lancaster, Love, Marshall, Maufray, Maybin, McGuire, McKie, McSwine, Medford, Miller of Copiah, Miller of Washington, Morris, Montgomery of Quitman, Montgomery of Washington, Nelson, Newman, Nix, Odom, Packwood, Payne, Perkins, Potter, Puckett, Quinn, Ratliff, Redhead, Reeves, Rice, Roberts, Robertson, Rodgers of Tishomingo, Rogers of Yalobusha, Ryan, Simmons, Simpson, Smith of Jones, Smith of Wayne, Spencer, Stewart, Stinson of Lauderdale, Stinson of Lowndes, Stowers of Jefferson, Stowers of Lafayette, Street, Stutts, Talbert, Tate, Taylor of Montgomery, Taylor of Yalobusha, Terral, Thrasher, Touchstone, Turner of Greene, Turner of Madison, Underwood, Ventress, Wade, Walton, Watson, Williamson, Wilson, Worthington, Wyatt, Mr. Speaker—Total yeas 121.

**NAYS**—Mr. Glover—Total nay—1.

**ABSENT AND THOSE NOT VOTING**—Messrs. Arnold, Dulaney, Enochs, Harris, Keirn, Mitchell, Murry, O'Neill, Peatross, Peery, Williams—Total 11.

#### INTRODUCTION OF BILLS.

By Mr. Jackson—

H. B. No. 15. An act entitled an act to amend section 3923 of the Annotated Code of 1892, with reference to road overseers making their reports to boards of supervisors.

Read twice and referred to Committee on Roads, Ferries and Bridges.

H. B. No. 16. An act entitled an act to amend section 3934 of the Annotated Code of 1892, with reference to road overseers making their report of tools, implements and for other purposes.

Was read twice and referred to Committee on Roads Ferries and Bridges.

By Mr. Wilson—

H. B. No. 17, An act entitled an act to amend section 186 of the Annotated Code of 1892 in respect to sheriffs serving writs of garnishment.

Was read twice, and referred to Judiciary Committee.

By Mr. Potter—

H. B. No. 18, An act to establish a penitentiary farm and to appropriate money therefor.

Was read twice and referred to Committee on Penitentiary.

By Mr. Bellamy—

H. B. No. 19, A bill to be entitled An act to amend section 2978 of the Annotated Code in regard to the election of officers of municipalities.

Was read twice and referred to Committee on Corporations.

By Mr. Taylor of Montgomery—

H. B. No. 20, An act to appropriate moneys for the support and maintenance of the Industrial Institute and College for the years 1894 and 1895.

Was read twice and referred to Committee on Appropriations.

By Mr. Ivy—

H. B. No. 21, An act entitled An act to repeal section 4300 of the Annotated Code.

Was read twice and referred to Committee on Railroads.

By Mr. Spencer—

H. B. No. 22, An act to amend section 3342, Annotated Code.

Was read twice and referred to Committee on Ways and Means.

By Mr. Caruthers—

H. B. No. 23, An act to amend chapter 46, section 2023, Annotated Code, 1892, in relation to witness fees.

Was read twice and referred to Committee on Fees and Salaries.

H. B. No. 24, An act to amend chapter 46, section 2006, subdivision B., Annotated Code, 1892, in relation to warrant in criminal cases.

Was read twice and referred to Committee on Fees and Salaries.

By Mr. Goude-lock—

H. B. No. 25, A bill to amend section 2061 of the Annotated Code of 1892, so as to authorize the boards of supervisors to levy a special tax to build and maintain fences in subdivisions of a county in which the stock law is enforced.

Was read twice and referred to committee on County Affairs.

By Mr. Odom—

H. B. No. 26, A bill to be entitled An act to amend section 8910 of the Annotated Code of Mississippi, to abolish the exemption of two horses, mules and oxen, and implement therein named from public road service.

Was read twice and referred to Committee on County Affairs.

By Mr. Kelsey—

H. B. No. 27, An act entitled An act to amend section 3345 Annotated Code, 1892, regulating the sale of alcohol.

Was read twice and referred to Committee on Liquor Traffic.

By Mr. Greaves—

H. B. No. 28, An act entitled An act to amend chapter 65 of the Annotated Code of Mississippi, in relation to insurance.

Was read twice and referred to Committee on Insurance.

By Mr. Nelson—

H. B. No. 29, An act entitled An act to amend section 1214 of the Annotated Code of Mississippi, in reference to the sale of opium or any preparation thereof.

Was read twice and referred to Committee on Judiciary.

By Mr. Bynum—

H. B. No. 30, A bill to be entitled An act to increase the revenue.

Was read twice and referred to Committee on Ways and Means.

By Mr. Catchings—

H. B. No. 31, An act to be entitled An act to amend sections 241 and 248 of the Constitution of the State of Mississippi, with reference to poll tax.

Was read twice and referred to Committee on Judiciary.

By Mr. Potter—

H. B. No. 32, An act to further carry into effect the contract made under chapter 885, Acts 1888, being An act to better secure safety and health in the State Institutions, etc., approved March 10, 1888. and to defray the expense thereof.

Was read twice and referred to Committee on Appropriations.

By Mr. Falkner—

H. B. No. 33, An act to amend section 3546 of the Annotated Code of Mississippi, in relation to the rate of speed of locomotives and cars by steam in cities, towns, etc.

Was read twice and referred to Committee on Railroads.

By Mr. Fowler—

H. B. No. 34, An act to be entitled An act to amend sec-

tion 620, chapter 21, of the Annotated Code of 1892, in relation to holding circuit courts in the first judicial district.

Was read twice and referred to Special Committee on Judicial Districts.

Mr. Gewin offered the following:

*Resolved*, That it is the sense of this House that the Committee on Pensions be instructed to inquire into the expediency of reporting a bill, in which all pensioners shall be classified, so that each soldier shall receive pay in accordance with his physical disability arising from his services in the late war and his present financial condition. Adopted.

Mr. Talbert offered the following:

WHEREAS, Great financial depression exists among all classes of the people of Mississippi, especially the agricultural classes, and the outlook for a better financial condition in the near future being, at this time, very unpromising, therefore be it

*Resolved*, By the House, the Senate concurring, That it is the sense of this Legislature that all public expenditures should, at this session of the Legislature, be reduced to the lowest possible limit commensurate with the public interest.

Mr. Cook moved to refer to Committee on Appropriations. Lost.

Mr. Street, at 11 o'clock, moved to adjourn until Monday, 10 o'clock A. M. Lost.

Mr. Glover moved the previous question on the adoption of resolution offered by Mr. Talbert, which the House refused to sustain, whereupon the yeas and nays were called and the resolution adopted by the following vote:

YEAS—Messrs. Anderson, Ballinger, Basham, Bellamy, Blanchard, Boggan, Bowles, Buntin, Burkitt, Butler, Bynum, Caldwell of Monroe, Caldwell of Leake and Winston, Campbell, Carr, Caruthers, Champion, Chatham, Cotten, Davis, Denton, Dinsmore, Doss, Durham, Durrett, Eckles, Falkner, Farr, Fowler, Fox, Gardner, Gayles, Gewin, Gore, Goudelock, Greaves, Graham, Griffin, Harper, Hart, Henry, Hinton, Ivy, Jackson, Johnson of Tate, Key, King, Lamb, Mauffray, Maybin, McGuire, McKie, Medford, Miller of Copiah, Morris, Montgomery of Quitman, Nelson, Newman, Nix, Odom, O'Neill, Packwood, Payne, Perkins, Potter, Quinn, Ratliff, Reeves, Roberts, Robertson, Rodgers of Tishomingo, Rogers of Yalobusha, Ryan, Simmons, Simpson, Smith of Wayne, Stewart, Stinson of Lauderdale, Stinson of Lowndes, Stowers of Jefferson, Stowers of Lafayette, Stutts, Talbert, Ter-

ral, Thrasher, Turner of Greene, Underwood, Wade, Wilson, Wyatt—Total 90.

**NAYS**—Messrs. Arrington, Binford, Catchings, Cook, Glover, Guynes, Hannah, Lancaster, Love, Marshall, McSwine, Miller of Washington, Montgomery of Washington, Redhead, Rice, Smith of Jones, Taylor of Montgomery, Taylor of Yalobusha, Touchstone, Turner of Madison, Ventress, Walton, Watson, Williamson, Worthington.—Total nays, 25.

Those absent and not voting were: Messrs. Arnold, Dulaney, Enochs, Harris, Keirn, Keith, Kelsey, Mitchell, Murry, Peatross, Peery, Puckett, Spencer, Street, Tate, Williams and Mr. Speaker.—Total, 17.

On request of Mr. Farr, permission was granted Committee on Mileage to sit during session of the House.

Mr. Miller of Copiah offered the following :

**WHEREAS**, Mississippi has been restored as a beneficiary of the Peabody Educational Fund, and

**WHEREAS**, Hon. J. L. M. Curry; the general agent of said fund, in his visits to the various Southern States has delivered to the Legislatures thereof many able and interesting educational addresses, therefore,

*Resolved*, That the Legislature of Mississippi invite him to address them during the present session, and that the Clerk be requested to notify Mr. Curry of the invitation.

Adopted.

The motion of Mr. Glover that the House adjourn until Monday, 10 A. M., was lost.

The following was offered by Mr. Maybin :

*Resolved*, That every committee to which is referred any bill be required before considering same to ascertain whether it comes within the provisions of section 86 of the Constitution, or is embodied in the subjects and matters to which the Governor has called attention in his message.

Lost.

Mr. Watson offered the following :

*Resolved*, That a committee of three be appointed by the Speaker, whose duty it shall be to arrange for the morning devotional exercises of this House.

Mr. Odom offered the following as a substitute :

*Resolved*, That the clergy of the city of Jackson and of the House are hereby cordially invited by this House to open its daily proceedings with prayer.

The substitute was adopted.

Mr. Turner of Madison, offered the following :

*Resolved by the House of Representatives, the Senate concurring*, That the Committees on Public Buildings and Grounds, of the House and Senate, be empowered to employ a competent



architect to examine the Capitol building of this State, and report to said committees what, in his judgment, is necessary to make the said building safe, convenient and comfortable and of sufficient capacity to preserve the archives of the State and put them in an accessible position and the probable cost thereof.

Mr. Glover moved to refer to Committee on Appropriations. Lost.

Pending action on the resolution of Mr. Turner, the House, on motion of Mr. Taylor of Montgomery, at 11:30 adjourned until Monday, 10 o'clock, A. M.

L. PINK SMITH,  
Clerk of the House of Representatives.

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## SIXTH DAY.

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MONDAY, January 8, 1894.

The House was called to order at 10 A. M., by Speaker Vardaman.

Prayer by Rev. Dr. Mounger.

The roll being called, the following members answered to their names:

PRESENT—Messrs. Anderson, Arrington, Ballinger, Basham, Bellamy, Binford, Blanchard, Boggan, Bowles, Buntin, Burkitt, Butler, Bynum, Caldwell of Monroe, Caldwell of Leake and Winston, Carr, Caruthers, Catchings, Champion, Chatham, Cook, Davis, Denton, Dinsmore, Doss, Dulaney, Durham, Durrett, Eckles, Enochs, Farr, Fowler, Fox, Gardner, Gayles, Gewin, Glover, Gore, Goude-lock, Greaves, Graham, Griffin, Guynes, Hannah, Harper, Hart, Henry, Hinton, Ivy, Jackson, Johnson of Tate, Keith, Kelsey, Key, King, Lamb, Lancaster, Love, Marshall, Manfray, Maybin, McGuire, McKie, McSwine, Medford, Miller of Copiah, Miller of Washington, Mitchell, Morris, Montgomery of Quitman, Montgomery of Washington, Nelson, Newman, Nix, Odom, O'Neill, Packwood, Payne, Peatross, Perkins, Potter, Quinn, Ratliff, Redhead, Reeves, Rice, Roberts, Robertson, Rodgers of Tishomingo, Rogers of Yalobusha, Ryan, Simmons, Simpson, Smith of Jones, Smith of Wayne, Spencer, Stewart, Stinson of Lauderdale, Stinson of Lowndes, Stowers of Jefferson, Stowers of Lafayette, Street, Stutts, Talbert, Tate, Taylor of Montgomery, Taylor of Yalobusha, Terral, Thrasher, Touchstone, Turner of Greene, Turner of Madi-

son, Underwood, Ventress, Wade, Walton, Watson, Williamson, Wilson, Worthington, Wyatt, Mr. Speaker—121.

ABSENT—Messrs. Arnold, Campbell, Cotten, Dulaney, Falkner, Harris, Keirn, Murry, Peery, Puckett and Williams—11.

Leave of absence granted Hon. J. A. P. Campbell, Jr., from day to day.

Journal of Saturday read and approved.

#### MESSAGE FROM THE SENATE.

MR. SPEAKER—I am directed to inform the House that the Senate has passed the following entitled bills, viz :

S. B. No. 16, An act to amend Section 844 of the Annotated Code of Mississippi in reference to the rights of creditors as to transferred stock.

WILLIAM HENRY, Secretary.

Hon. C. B. Mitchell, member elect from Pontotoc county, appeared and was sworn in as a member by the Speaker.

Mr. Dinsmore, for the Special Committee on Memorial services in honor of the late J. S. MADISON and L. S. TERRY, submitted the following :

#### L. S. TERRY.

Your Committee are under the mournful necessity of reporting that death has not been content with one victim from our ranks.

Another generous associate, whose genial smile and cordial hand-shake we all so well remember, has, since our last session, passed to the land of shadows.

The Hon. L. S. TERRY, of Attala, a Mississippian, and without fear or reproach, a brave soldier in the war with Mexico, a faithful adherent of the "Lost Cause," and an officer in the Confederate army, a member of the Legislature of 1890 and 1892, a faithful Representative of the people, a kind husband, an indulgent father, an obliging neighbor, a true type of God's noblest work—an honest man—has also been gathered to his fathers.

Sadly and sorrowfully invoking "peace to his honored ashes," your Committee present for your consideration the following resolutions and recommend their adoption :

*Resolved, 1,* That in the death of Maj. TERRY, Attala county has lost a faithful Representative, the Mississippi Legislature a true and tried member, and every Mississippian a devoted friend.

2d. That as a soldier, both in the Mexican and Confed-

erate wars, none was more faithful to his country, nor gallant in its service. In peace he was patriotic and truly devoted to the best interests of the people.

8d. As a citizen and neighbor, his kindness and hospitality were unbounded.

4th. As a Mason he always went the length of his cable-tow to relieve the distresses of a worthy brother, his widow or his orphan.

5th. He was a Christian, patriot and soldier, whose example is worthy of imitation.

6th. That a copy of these resolutions be spread upon the Journal of the House, and a copy be sent to his widow.

J. R. DINSMORE,  
W. P. RATLIFF,  
W. A. HENRY,  
A. B. GUYNES,  
FRANK BURKITT,  
Committee.

The resolutions having been read, earnest and eloquent tributes were offered by Mr. Binford, of Montgomery and Grenada, Mr. Jackson, of Attala, Mr. McGuire, of Yazoo, and Mr. Ratliff, of Attala.

**MR. BINFORD** said:

*Mr. Speaker:* There comes a time in the life of almost every man when he is called upon to perform a sad duty, and yet there are some things connected with that duty which, to some extent, extracts the sting of sorrow that would otherwise be there. This, Mr. Speaker, is my condition to-day. I feel, sir, I would be recreant to a sad and yet a sacred duty did I fail to offer a tribute to the memory of one of the State's truest sons, and one of my most cherished friends—Major L. S. Terry. Whilst the thought of his death is a sad one and brings sorrow to my heart, yet, sir, the thought of his many noble traits of character and the knowledge that he did not live in vain, mingles that sorrow with feelings of joy.

Mr. Speaker, Major Terry was reared in the days when school facilities were poor, and when our State did not afford so many opportunities for her sons to obtain an education as now, hence his education might be said to be limited; and yet, sir, nature had endowed him with a strong native intellect, and this he ever endeavored to utilize for the glory of God, for the good of his country and the welfare of his fellow-man. How well he succeeded let the record of his life tell. I will not speak of him as a perfect man, for, sir, the great Book of all Books informs us that "There are none perfect; no, not one;" and our experience and ob-

servation confirms this statement; but I will say this, that I have known Major Terry in the various walks of life; I have been with him in camp around the social camp fire; I have been with him upon the blood-stained field of battle, amid the booming and bursting of the hurtling shell and the hissing of the deadly minnie ball; I have been associated with him in "the weak, piping times of peace, when grim-visaged war had smoothed his wrinkled front;" I have sat with him in the legislative halls of our State, and in all places and at all times he was ever ready to do his duty as he saw or believed that duty to be. And while I said he was not a perfect man, yet, sir, his virtues shone forth with such refulgent splendor that his faults (I will not say vices, for he had none) were almost totally obscured—at least from his friends.

Mr. Speaker, Major Terry was a true patriot, and as such loved his country. In proof of this I point to him when a lad in his teens and when our country called for volunteers to go to Mexico young Terry was among the first to offer his services, which were accepted, and on account of gallant conduct was made a sergeant in his company; and again, sir, when the dark, threatening clouds of war hovered over our sunny land and when our own loved State believed her rights and her honor were threatened and called upon her sons to rally to her defense, then it was that Major Terry, a middle-aged man, with that love for his State which ever characterized him, came to her defense and organized that gallant band of soldiers known as the Long Creek Rifles, afterwards Company A, Fifteenth Mississippi Infantry. After three years of faithful service in that regiment, in the capacity of both company and field officer, he was called by Attala and Leake counties to serve them in the State Senate, which position, on account of age and ill health, he, by the advice, accepted and reluctantly resigned his position as Major of the regiment and at once entered upon civil duties. Since that time he has more than once been elected by his county to serve it in this House. How faithful was that service and with what zealous care he watched and worked for the best interests of his State, those of us who have sat in this hall with him can testify.

Mr. Speaker, Major Terry was not an eminent statesman in the common acceptation of that term, yet, sir, he was one of the noblest works of an all-wise Creator. He was an honest man; he was a good man, one whose breast was ever filled with the milk of human kindness. As an honest and faithful man, I admired him; as my devoted friend, I loved him. He was one of those friends that was so true, so faithful and so kind that I endeavored to "grapple him with hooks of

steel." But, sir, my old friend has obeyed the command, "Dust thou art and to dust shall thou return." He has crossed the dark river and now "rests under the trees on the other shore." He is not dead, but sleepeth, and I doubt not is sleeping "that blessed sleep from which none ever wake to weep." Gentle, kind, loving and true, and a member of the Baptist Church. I trust and believe that an all-wise God has simply said, "Come up higher," and to-day his great soul is basking in the realms of eternal bliss, in that world prepared for the spirits of the pure in heart. Mr. Speaker, let us emulate his virtues and cover his faults with the broad mantle of charity. Peace, eternal peace, to his noble ashes.

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**MR. MCGUIRE** said :

*Mr. Speaker:* I wish, sir, to make a few remarks on the life and character of our deceased friend and late co-laborer in this body, Maj. L. S. Terry.

It was my good fortune and pleasure to be associated with him during the last session of this House, and then learned some of the characteristics that indelibly stamped themselves upon me. He was one of the few men who seemed perfectly clear of hypocrisy. His manner was that open, frank kind, that made him easy of approach; his high sense of honor forbade him doing aught that did not meet with his full and unequivocal endorsement, and what he believed to be right and for the best interests of his people, he persistently advocated.

In many respects Major Terry was a remarkable man, and possessed qualities that endeared him to those with whom he associated. In this instance, Mr. Speaker, I wish to refer to one incident in his life that developed most fully his charitable disposition. For many years he was a tiller of the soil. He was also a good judge of medicine and their uses. In his neighborhood, in Attala county, there were many people, both white and black, who were not able to pay for visits from regular physicians. These neighbors had confidence in Major Terry and never failed to ask his advice and take his prescriptions. After a hard day's work he would place his horse in his stable and walk from house to house to administer to the wants of his suffering neighbors. This he did without money and without price.

These little incidents, Mr. Speaker, but illustrate the beautiful traits of his character, and make his death one of universal sorrow to those who had known him so long and so well.

When the brave sons of Mississippi were summoned to bear arms in defense of their country against Mexico, there was none who responded more promptly or did more gallant service than he. Then in the prime of young manhood, he distinguished himself upon the fields of battle, and was among the last to return to his home, after peace had been declared and the victory won.

In 1860 and '61, when all the country was startled by the sounds of war, impending conflicts and invading enemies, Major Terry again answered the call of duty. Those who were with him during those four years of bloody, internecine war and strife know with what gallantry he defended the flag of his beloved Southland, and when her colors went down to rise no more, that none felt more keenly the remorse of defeat than himself. For his old comrades of those years, Major Terry had the greatest love, and for them no risk was too great or labor too hard. He delighted to dwell upon the camp fire scenes and relate the stories that made the Southern soldiers heroes of a lost but dearly loved cause.

Full of years and honors he has answered the last summons of the bugle call, and now rests from the labors of an honored and respected life. By his death the State, his county and country lose a true, a noble, a high-minded, pure, patriotic citizen and son, and this body one of its most useful and conscientious members.

Major Terry had lived his three-score and ten years, and has left behind a name worthy of emulation, and that is an honor to his State, his country and his people.

Sad, Mr. Speaker, as is the duty, yet, sir, I am glad that the opportunity was afforded me of thus publicly expressing my high appreciation of him and his services. In honoring his memory this body has honored itself, and we can say of him :

" A light gone out—a spark divine,  
Whose gleam in life no more shall shine ;  
Now gone to sleep, life's journey o'er,  
Now gone to rest for evermore."

MR. JACKSON said :

*Mr. Speaker :* As the immediate successor of the lamented MAJ. L. S. TERRY in these halls from the county of Attala, I beg, sir, to bow the knee of reverence and respect to his memory. I have, Mr. Speaker, known the honored deceased since my childhood, and can testify to the fact that his name, wherever known, was a synonym of all that is Christian, soldier and citizen. Sir, under the leadership and

influences of that patriot, whose portrait adorns the Speaker's desk, (Hon. Jefferson Davis), on the plains of Mexico, Mr. Terry did his country yeoman service. And later, Mr. Speaker, with that brave and noble band, the 15th Mississippi regiment, led by the peerless and gallant Walthall, Maj. Terry shed his blood and bravely fought for his dear southland. I, Mr. Speaker, with his friends here say, peace to his ashes.

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**MR. RATLIFF** said:

*Mr. Speaker and Gentlemen of the House:* I feel that I would not be doing my duty were I to let this opportunity pass without saying a word in behalf of my departed colleague, **MAJOR TERRY**. I shall confine my remarks mainly to his home-life. I have been intimately acquainted with the deceased for a long time, having lived almost in his immediate community for twenty-five years, and have frequently been at his home. Major Terry was the father of a large and respected family, and, as a father and husband, none were more considerate or kind.

I wish to add my personal testimony to what Mr. McGuire says he has been told. I know of my own personal knowledge that, in his community, when his neighbors were sick, they sent for Major Terry, and without cost to anyone, he served both as physician and nurse, and in many instances would furnish the medicine. He was a most useful man and was loved and respected by all. For many years his neighbors put him as leader in the Sunday school work, either as superintendent, or teacher in the Bible class. He took great interest in the young people, and in him they felt they had a friend. He was an honored member of the Baptist Church, was a member of the Masonic fraternity, and was buried with Masonic honors, surrounded by hundreds of weeping relatives, friends and neighbors. The very large attendance at his burial gave unmistakable evidence of the high esteem in which they held him. Mr. Speaker, we do not claim that Major Terry was a perfect man. The very best have their faults. Let's cover his foibles with the broad mantle of charity, imitate his virtues, and, with his sorrowing family, join in the hope that by and by we shall meet him on the other shore, and trust that he has gone to that rest that remains to the people of God.

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On motion, the resolutions were unanimously adopted by a rising vote.

The committee then submitted resolutions in honor of Hon. James S. Madison, as follows :

### JAMES S. MADISON.

Since the adjournment of this House, death has claimed one of its bravest and best members—HON. JAMES S. MADISON, of Noxubee. He was pursued by disease for months, and bore his afflictions with the fortitude characteristic of a courageous man. The prayers and devotion of a fond family and true friends, and the ministrations of skilled physicians were unable to stay the hand of the fell destroyer. On the 25th day of December, 1892, in the meridian of useful manhood, he was “ touched by the finger of God,” “ crossed the river,” and “ sleeps the sleep that knows no waking.”

He was born in Marengo county, Ala., on the 26th day of March, 1846. His parents moved to Noxubee county when he was a child, and there young Madison grew to man's estate, winning the esteem, the confidence and good will of his neighbors, which he maintained through life. His education was limited to the common schools. He was emphatically a self-made man.

He was married in 1876 to Miss Nettie Carpenter, of Noxubee county, and six children blessed their union, five of whom, with their mother, survive him. One of them, bright, manly and courteous, “ a worthy son of a noble sire,” a page during the last session of this House, will be remembered with pleasure by its members.

Mr. Madison never followed any occupation save that of farming. His sound judgment, indomitable energy and fine business capacity enabled him to acquire considerable property. At the time of his demise he was one of the most extensive planters in his section.

Mr. Madison was elected to the Legislature of the State of Mississippi in 1885, and re-elected in 1888, 1889 and 1891. His splendid abilities were here conspicuous. He was one of the hardest working members that has occupied a seat in this hall. His capacity for labor was great, and in industry he was untiring. As a legislator he always held in view the good of the people, and voted on all questions as the dictates of an honest conscience demanded. He was the author of much valuable legislation, and has left his impress upon the statutes of the State. In January, 1890, he was chosen Speaker of the House of Representatives of this State by acclamation, a compliment never before paid. His administration of the office was fair and impartial, and won the commendation of all members. By his death this body has lost



an able, a prudent, patient and safe legislator, and his county and State sadly mourn him.

His private life was exemplary. He was a citizen of high integrity and great usefulness; a friend, tried and unflinching; a husband, devoted and true; a father, kind and considerate.

He had the courage of his convictions. He was independent of thought and action. He possessed great will-power. He had in a high degree that essential to success in life—common sense. He was generous and just, unostentatious, frank, affable and sincere, a Christian gentleman, a consistent member of the Baptist church, and his soul now mingles with "the spirits of just men made perfect."

"His life was gentle, and the elements  
So mixed in him that nature might stand up  
And say to all the world, This is a man."

Standing, as it were, over the bier of our departed colleague, deploring the great loss to the State, but bowing submissively to Heaven's decree, your committee presents with this imperfect tribute to our departed friend, the following resolutions:

*Resolved*, That we have heard with profound regret of the death of HON. JAMES S. MADISON, for many years a faithful member of this House.

*Resolved*, That in his death this body has lost one of its most useful members; the State, a good citizen; his family a devoted husband and father.

*Resolved*, That a memorial page be set aside to his memory in the printed journals of the House; that these resolutions and this tribute be spread upon the journal, and a copy thereof be sent to his family

J. R. DINSMORE,  
W. P. RATLIFF,  
W. A. HENRY,  
A. B. GUYNES,  
FRANK BURKITT,  
Committee.

Whereupon tributes of respect were offered by Mr. Ivy, of Clay, Mr. O'Neill, of Noxubee, Mr. Burkitt, of Chickasaw, Mr. Miller, of Copiah, Mr. Maybin, of Harrison, and Mr. Marshall, of Warren.

MR. IVY said:

*Mr. Speaker*: I would feel that I was derelict in my duty if I should fail to add my testimony to the many virtues of the late distinguished member from Noxubee, the Hon. JAMES S. MADISON, on this occasion. I knew him well. He was my friend, faithful and true, and I loved him with a

love which leaves me no words to tell it; but with the indulgence of this House I will state a fact which probably the world does not know. It is needless for me to say that he was most highly esteemed by this House, in which he had served so long. I endorse every word of the memorial and resolutions submitted by the Committee; I heartily concur with the distinguished gentleman from Noxubee, Mr. Dinsmore, in all he said of Mr. Madison, when notifying this House of his sad death; as a father, a husband, a son, a citizen, a friend, a patriot, and a Christian gentleman. There was a time in the history of our country that tried men's souls. After the sun of our glorious Confederacy had gone down in eternal night, the victors seemed determined to punish our beloved South beyond endurance. A strange, unnatural crusade was opened upon her. Unlike the crusade of Peter the Hermit, it was by friend against friend, brother against brother, and Christian against Christian. It sundered the most sacred bonds that ever bound man to his fellow-man. It legalized every kind of warfare, tolerated every kind of insult and justified every kind of defamation. The leaders in it—a motly group of whites and blacks—used every measure lawful and unlawful, constitutional and unconstitutional, to force us to do what it was impossible for us to do, without spreading strife, misery and death all around us. The people of Mississippi determined to rescue her from the tyrant-hand of power. The good and the true, the pure and the brave gathered around the couch of our stricken mother, resolved to restore her once more to her former place and grandeur, the pride of her children and the admiration of her sister States. In the struggle for white supremacy Mr. Madison led to the rescue of his beloved State a nobler band than ever graced the army of the Cæsars. After the smoke of battle had cleared away, and victory perched upon our banner, unlike most of the gallant band engaged in that struggle, Mr. Madison did not escape unharmed, but was harrassed by long and vexatious lawsuits. On one occasion, after he had paid a heavy attorney's fee, I was sympathizing with him, when he said: "Do not trouble yourself about that; I am satisfied with the result; I would willingly give every cent I have in the world if necessary to see the people of Mississippi prosperous and happy." No matter what may have been his views on the questions of to-day, I know that every pulsation of his brave heart was for the welfare of Mississippi. Noble man! long may his memory live in the hearts of all Mississippians!

Mr. Speaker, the name of James S. Madison deserves to be recorded upon the noblest shrine in the temple of fame.

MR. O NEIL said:

*Mr. Speaker:* It has given me pleasure to listen to the many and just tributes paid the memory of my late colleague and friend by members of this House. When the grave has closed over those near and dear to us, those with whom we have been associated in the affairs of life, we often in the tenderness of heart engendered by the sense of loss we feel, not only forget the faults and foibles, but we magnify and exaggerate the virtues and amiable traits of character which the lost one may have possessed. In this instance, Mr. Speaker, I feel that I can justly say that the splendid and eloquent tributes to which I have listened are not exaggerated in any sense. My departed friend in his life work, and in those personal traits that were dominant in his character, had richly merited all that has been said in his praise.

He was not a scholarly man or a genius. He came up from the common walks of life, and was educated in the common schools. He made the most of his opportunities and studied to improve himself. He was industrious, earnest and successful. He was a prosperous farmer. He attended to his business and his farm paid him. He owned a beautiful prairie home in our county, and a large prairie farm; and he had around him the comforts and luxuries of life. He was charitable and sympathetic and full of public spirit. He was the only man I ever knew to seek the position of Road Overseer. This position, usually shunned by our best men, was sought by Mr. Madison. He annually, as required by law, made his report and asked to be reappointed. The best link of road in our county was under his control, and stands and will for years remain a monument to his energy, good judgment and public spirit. He impressed himself upon the legislation of our State and for the general good. Mr. Madison had been suffering for several months with some organic trouble, and reports as to his condition varied from time to time. In common with his many friends I felt a deep solicitude for him and urged him personally and by message through his son to go and put himself under the treatment of a specialist. I offered to accompany him personally to Chicago or St. Louis for that purpose. He did not, however, feel ready to take such a step. He wanted to put his business in shape and sturdily he pursued his work of preparation for the worst, and putting his business affairs in the best possible condition, until he had his crop gathered, settlements made with his hands and his obligations met, and he then said to his father that he would now go any where and submit to anything physicians might decide best.

He was ready to second any effort to prolong his life. He was also ready to die. In talking of his condition to his father I was told he calmly said, "I don't know that I should think it hard to have to die. I have lived forty-nine years, and have been blessed with much success and happiness, and have been honored by my fellow-men. I have had a fair share of life's blessings." He was carried to Mobile to be placed under an expert physician; but this move had been delayed too long. When taken from the train in Mobile his physical powers collapsed, and he was found to be beyond the power of medical skill, and in a few hours his spirit returned to the God who gave it.

When the sad message came to me, Mr. Speaker, I at once telegraphed our friend, Col. Street, the Speaker of this House, and received a message in reply that he would attend the funeral. I met the train carrying the body to Brooksville and accompanied Speaker Street. We went to the home Mr. Madison had built up, beautified and made happy in his lifetime, and found hundreds of his neighbors and friends there to pay a last tribute to the dead, and to mingle their grief with his heart-broken widow and children. His body was placed in the parlor of his home, and through the glass above his face and chest his friends looked for the last time upon his features. He was much changed in appearance; disease and suffering had emaciated his once burly frame, and the glow of health on his cheeks, so well remembered by this House, had given way to the pale shadow of death. The most pathetic scene, Mr. Speaker, that I have ever witnessed was in that hour, when the gray-haired father of Mr. Madison stood by the coffin, and with quivering frame and streaming eyes he spoke of his son as "my darling boy," praised him for his kindness and love, and bade him tenderly and affectionately good bye. It was a scene I had to turn away from. His life's work done, he has gone to his reward, leaving behind him many to mourn his loss and remember his genial nature, his kind heart and the example of his diligence in all his work, whether in his private affairs or public life.

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**MR. BURKITT** said:

*Mr. Speaker:* It is said Hon. Jas. S. Madison is dead. We can scarcely realize the awful import of the words just uttered, yet they are true—too true.

*Mr. Speaker:*—The announcement of the death of one whom we had long and favorably known; one whose judg-

ment we had respected; whose ability we had recognized; whose integrity we had acknowledged and whose companionship we had cherished, carries with it ever a train of sad reflections.

Although it is appointed to all men to die, and we know full well each of us must ere long tread the wine press alone, we often wonder why it is "the best are taken first."

We are not to question the purposes of a wise and beneficent Providence, but when an honest, intelligent, painstaking associate of long experience, is called to cross over the river, that he may rest in the cooling shades of the beautiful trees, or roam among the sweetly perfumed flowers of Elysian fields, leaving us to finish the work for which he was so eminently fitted, we are dazed by the unexpected visitation and our hearts are burdened with grief over the great loss we have sustained as individuals, as a legislative body and as a grand commonwealth.

Mr. Speaker—As we miss his pleasant greeting and genial association, we keenly feel the need of his intellectual labors to aid us, and we deplore the absence of his wise and conservative counsels to guide us in our deliberations, then it is, that we fain would recall him to life, that he might again be a solace to home and friends and longer uphold and maintain the interests of a people who confided in him, and to whom he was devoted. But we cannot. Nothing then is left to us, save to profit by his illustrious example, to commemorate his exalted virtues and to pay a deserving tribute to his honored memory. To this sacred duty, Mr. Speaker, your special committee has addressed itself. The report just read is the result of its labors, and now with hearts overflowing with sympathy for the bereaved ones around his family hearthstone, whom many of us know personally, we beg the privilege of pointing with mournful pride to the achievements, as citizen and legislator, of our departed friend, and gently laying an immortelle upon the new-made mound that covers his last remains.

Mr. Speaker—Amid the joyous festivities which marked the last anniversary of the coming of the World's Redeemer, the enfranchised spirit of James S. Madison passed from earth, and because of his consistent Christian life and deportment, a well-grounded hope is begotten, that guided by the Star of Bethlehem, his immortal soul has found its way to a brighter and a better land—a land governed by more perfect laws than are enacted here.

Mr. Speaker—It has been well said:

"His life was gentle and the elements  
So mixed in him that nature might stand up  
And proclaim to all the world,  
Jas. S. Madison was a man."

The prayers of an aged father ne'er make vocal the air that encircles the lowly bed of a more dutiful son. The grave of a kinder husband and father was ne'er bedewed by the tears of a disconsolate widow and orphans. No better neighbor ever responded to the requests, or administered to the wants of those around him. No resident of the good county from which he hailed performed more promptly any and all the responsibilities of patriotic citizenship. No eye more vigilant in watching the public interest e'er closed in eternal sleep. No hand, in recent years, has shaped more important legislation for Mississippi. No human heart e'er beat in tenderer compassion for the poor, the unfortunate and the oppressed. No lips e'er breathed more fervent invocations for the general prosperity of our beloved State, and the progress and advancement of our common country. Peace to his ashes! Reverence for his memory!

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**MR. MILLER** said:

*Mr. Speaker:* I am deeply conscious of the fact that my feelings are in entire accord with the resolutions read. While it was my pleasure to know both of the distinguished gentlemen, who, alas, have gone to that bourne from whence no traveler returns, and to whose memories we this day pay a respectful, though sad, tribute; yet it was my fortune to know the Hon. JAMES S. MADISON more intimately than I knew Major TERRY.

It has been a long time, if ever before, since Mississippi was called upon to mourn the death of a more faithful and devoted legislator than was the Hon. Jame S. Madison. Always present at roll call and committee meetings, he, in this respect, as in many other things, set the members of this House an example by which they may well profit. Nor did he contribute his presence alone to the deliberations of this body, but he was an active and intelligent participant in every business matter of importance that came before it.

He was not a great man, if we are to understand by the word great what is generally meant when it is used in this connection, but if devotion to duty, a stainless life, and strong native ability, are to be considered as elements of greatness, Mr. Madison was a great man.

It was his kind heart and genial nature that made him at once the idol and solace of his home, and which endeared him to us.

He is no more, and as our thoughts turn to him on this occasion, a feeling of sadness comes on apace. With lingering fondness we recall his giant form, his ruddy face, and

kindly disposition. We remember how strenuously he opposed any infraction of the rules of the House. I can almost see and hear him now, Mr. Speaker, as he rises in his place and calls, "Regular Order!" as some member attempts to get unanimous consent to introduce a resolution or kindred measure, out of its regular order. "Regular Order" was his watchword, and so often did he find occasion to use it that he was affectionately called by his fellow-members "Old Regular Order."

Yes, sir, from what I learn from those who knew him best as neighbor and companion, with him it was regular order in his home and private life. It was regular order in his Christian citizenship; and I know, and you know, Mr. Speaker, that it was regular order in his public career. And I doubt not, sir, that when the dread summons came for him to meet his God, it found him not unprepared. Though I ween that as the thoughts of his dear wife and devoted children rushed to his mind like a flood, in this awful hour, separated from them as he was, they seemed to entreat him to remain with them yet awhile longer; but knowing, and realizing as he did, that it was the *regular order* that man's existence should terminate, he hesitated not a moment, but fearlessly answered: "I am ready. It is but the regular order, the regular order!" Forty-nine years of age, as he was at the time of his death, "his way of life had not fallen into the sear and yellow leaf." The morning and noon of his life had passed, it is true, yet the shadows of evening had scarcely begun to stretch away toward the dawn when the eclipse came, and he went from our sight; but not, Mr. Speaker, as I fondly hope and believe, for all time; for there is something borne to me on the breath of every passing breeze, that is heard in the music of the countless spheres, and that is revealed to us in God's own word, which says there is a life beyond the grave.

In this life of sorrows and joys, joys and sorrows, chasing each other interminably,

"The many pass and fade, the one remains,  
Heaven's light forever shines;  
Life, like a dome of many-colored glass,  
Stains the white radiance of eternity,  
Until death comes and shatters it to fragments."

Yes, sir; I am glad to believe, ye, know, that for the the truly good man—

"To die, is landing on some silent shore,  
Where billows never break, nor tempests roar."

Hence, I say :

“Peace to the true man’s ashes.  
Weep only for those whose days  
In old delusions have grown dim,  
For such lives as his are triumphs,  
And their close an immortality ;  
Then, weep not for him.”

**MR. MAYBIN** said :

*Mr. Speaker:* Philosophers throughout all the ages have attempted to accentuate in many ways their theories, and impress the human heart with their cold logic that death is not a pain, nothing but a transition from this earth of toil and privation and poverty and care, to that land of perfect peace beyond the stars, but those of us, who, through the long watches of the night, have waited for the imprint of Death’s cold finger, that have listened for the rustle of his sable wing, that would throw its shadow across our hearts and homes, that have felt the pulse grow feebler and feebler still, until the great motive power of lingering life should cease forever, know that their theories are but empty sophistries.

The people of the section from whence I come, the border land of Mississippi, the land whose shores are washed by the Mexic sea, the land of the orange blossom, the land of perpetual summer, where every wind that blows and every wave that flows, bears upon its bosom a perfume caught from the heart of every flower that blooms ; the land where we are lulled to sweetest dreams by the soft, mysterious music of the Pascagoula, and awakened by the rythmatic song of tropic birds, mingled with the swelling cadences of sweeping waves, knew little personally of the distinguished gentleman—Hon. James S. Madison—whose memory we have met to reverence. But there has come to us upon the swift wings of well-earned fame and deserved reputation in all its fullness, the record of his unswerving devotion to public duty, knowing no tenets of self and bowing to no creed of favoritism, he served with a love that rivaled the world-famed idolatry of Eastern worship, the interest of his confiding people.

And I but express the wishes of my people when I say “peace to his ashes,” and invoke, for the drooping hearts that dwell in his desolate home, that consolation which the world cannot give.

**MR. MARSHALL** said :

*Mr. Speaker:* As one who at times widely differed from him, yet always admired his purity of purpose and applauded the strenuous honesty of his endeavor, I desire to pay a tribute



to the work and worth of the distinguished gentleman who, to-day, far from the fever and fret which we call life, slumbers with folded hands and still in the "windowless palace of peace."

The German poet, Heinrich Heine, as he lay dying, said: "When I am dead put not the laurel wreath on my tomb, for though I have loved poesy, it has been to me but a divine plaything. But put on my coffin a sword, for I have been a soldier in the army for the elevation of mankind."

These words might well have been uttered by the late Mr. Madison, for he spent the strength of his manhood and the best power of his intellect in the endeavor to elevate mankind and leave the world a place where happiness and justice might be more easily attained by the great majority.

This idea of realizing on earth a heaven where not a wanton woe shall pierce a human heart this idea of man's winning back the lost paradise which tradition once declares was his, is a strictly modern conception and is the master idea of the age.

In former centuries caste and class distinctions were so firmly fixed in the laws of society and the thoughts of men, that not even the veriest dreamer in boldest vision or most ecstatic prophecy, conceived of a time when all mankind might enter the promised land and all like brothers in whose veins flowed the one red blood of a common Father, enjoy alike the blessings which that Father's hand had prepared.

The serfs and the vassals, even the rich merchants and the skillful artisans of former ages, as they looked with frightened eyes on the donjon keep of their lords and masters or saw the haughty knights ride forth in crimson-splashed armor to enjoy the wild, sweet madness of battle, never dreamed that they, too, in the divine scheme of the universe, should have been the equals of the lord and noble, and in a rightly organized society would have climbed to the heights of those whom they deemed too far above them to even envy. But in the eighteenth century that divine dreamer, that prophet of the social evangel, that Messiah of politics, Jean Jacques Rousseau, by the splendid daring of his genius which despised all conventionality and pierced to the root of things, "the law within the law," discovered and proclaimed the radical falsity of the then accepted theory of society. The publication of his essay on the "Causes of Inequality Among Men," and of that book of books, the "Social Contract," marked a new era in the thought history of mankind. From that day to this the political and social history of the world has been the struggle to realize the master idea of Rousseau—the complete happiness in the present world of not a few favored individuals, but of all mankind. His methods have been proven defective, his

logic has been shown to be no logic, but the inner idea is the dominant idea of the world to-day. This idea, kindling a new dawn of hope in the human breast became, and is the central idea of our own government and was epitomized in the ringing sentences of the Declaration of Independence, that document which we are told has "knighted all the sons of toil, opened all the paths of wealth and fame and put the star of hope above the cradle of the poor man's babe."

This idea, perhaps all unconsciously to himself, dominated the distinguished gentleman whose death to-day we mourn with bitter tears, and controlled his every act of life. Endowed with a genius for business which soon resulted in wealth and all the comforts which fall from its golden hands, and gitted with a heart and a fascinating personality which won him love and troops of friends, he would not yield him to their siren allurements and enjoy a life of selfish ease, but chose rather on the stormy and turbulent field of politics to do battle for his convictions and to fight like Heinrich Heine in the army for the elevation of mankind.

Reform movements found in him an advocate and a leader; and honesty in politics a champion and exemplar. In his political work he brought a painstaking care, a thoroughness, an energy and a persistence which were as admirable as they were rare. He deemed no labor too arduous, if it but even hinted of success, and in the words he knew there was none synonymous with despair. Thus of all the legislators I ever met, with one possible exception, he was the most thoroughly acquainted with the legislation of the State for the last twenty years. While no lawyer, he was familiar with all the Code except those details which treat of mere procedure of courts, and his opinion of the constitutionality of a measure could in nearly all cases be relied on as well as if it were the utterance of a judge.

But the chief characteristic of his political achievements was its practicalness. Like the born politician—the man who governs and rules—he knew how to sacrifice the small, the unessential, to obtain the greater, the useful, the important.

There are, as I take it, three classes of politicians. There are those who are politicians merely; who are in office for office; who, bright of intellect and wary as serpents, watch the drift of public sentiment in order that they may anticipate and use it; who have no convictions but those of their electors, "who spread shift the silken sails of cowardice to catch every veering breeze of popular applause." These are not men. They are political barometers. They are mere registers of other men's thoughts. Mr. Madison was not of these.

Next there are the idealists, the men of clear and far-reaching vision—the followers of the perfect. These men stand far up on the heights, and God touches their eyes with his unsealing fingers. Beholding all the wonders of the paradise land to be, they will have nothing less perfect. They call upon the masses to come up to their heights and cry, like the nun to Sir Percival, for them to see what they have seen, and feel what they have felt. But the multitude far below in the darkness name them fools and dreamers, and heed not their call. But bye and bye the morning breaks on the multitude, and then he who when alive was the dreamer becomes the prophet, and his words, once called ravings, become at last a nation's creed. Such men are the highest type. They have in them the most of God; but they are not the most useful. Mr. Madison was not of these.

There is then the third class. The members of this class sum up in themselves the feelings, thoughts and aspiration of the average man. Men sometimes mistakenly call them demagogues, because they so uniformly express the thoughts of the populace and agree with it in its most unreasoning changes. This is a grave wrong. They do not change with the populace for policy, but they change thus, because they are of the people and sum up in themselves the feelings of the people, and are influenced by the same circumstances and causes which have wrought the change in their compeers.

These are the practical, the useful men. These are the men who enact their measures into law and stamp their policies on the nation. They are not too far ahead to have followers, and yet are too progressive to belong to the obstructers of the evolutionary process which through ages lifts men to ever higher and better planes. These are the most useful class of public men, and it was as an eminent type of this class that Mr. Madison impressed all thoughtful observers who were honored with his acquaintance.

The practicalness of his mind, exhibited on all occasions, is yet best seen in his assessment law—the law which he regarded as the pride of his legislative career. This law no seeker after the perfect, no one who aimed at equal, exact justice would have supported for a moment. Knowing that not even two acres of land were alike in value, much less whole counties, the idealist would have spurned any arbitrary classification which made lands of different value pay the same taxes. But a great problem was to be met, a wrong was to be corrected, and as an ideal, a perfectly correct solution was impossible; and so Mr. Madison, with the common sense which was his dower, did not, because he could not achieve absolute success, refuse to labor at all, but re-

cognizing his limitation, approximated as near to success as possible, and while he did not enact the perfect law, he did enact the best law, that is the law which under the existing conditions gave the best results.

Therefore, I desire to endorse especially, that portion of the resolution which speaks of his usefulness as a legislator.

When one we have loved, or one whom we have admired, who has played a leading role in the mad and motley drama we call life, makes his final exit from this stage-like world, we are accustomed to mourn, and deeper still is the sorrow that wrings our heart and brims our eyes with the mist of tears, when his exit comes in the full flush of life e'er the silver gleams above the brow or the chill of age creeps into the heart.

And yet, Mr. Speaker, this should not be. They die well who die young. It is best, doubly and trebly blest, while the cup which life holds to the lips is yet sweet with the wine of youth, and knows no least drop of gall, while the music of the heart is jangled by no least cadence of woe to pass into the peaceful palace of rest.

We are accustomed to think of the dead as lost, and as dead; and yet we know that nothing is lost, that nothing dies. Whatever is, has always been, and shall ever be. Not the tiniest atom moulding the humblest weed that fringes the wayside dust, not the despised particle of matter in the stones a beggar spurns beneath his unshod feet but have existed always, and will exist forever. Likewise the force that through some song-bird's honeyed throat makes the "common air blossom into melody;" no less than the Titan energy which drives the wheeling suns of the universe through their golden courses, is immortal.

Much more, then, shall that wonderful force, the soul, the personality which combines and compels into the human form the various and opposing elements which make the human body, elude the corrupting touch of death and mock the baffled clutches of the grave. This idea of immortality is man's most precious possession, his most splendid achievement. In olden days it was dim and uncertain as the first streaks of the winter's dawn. It is even so dimly taught in the Old Testament that the most scholarly sect of the ancient Jews, the Sadducees, utterly rejected all doctrine of spirit and immortality. And it is only at the end of the Nineteenth century, when the spirit of love is thrilling the heart of man as never before, that there is arising among men the belief of an immortality of joy for each and all. Paley says that should a being who had never known man find a watch, he could from it construct an ac-

curate idea of him who made it. And so from the universe, from our own hearts, we reason up to God, and construct an imperfect, but as far as it extends, an accurate image of His mind and His intentions; and it is on this reasoning, unanswerable in its argument and its logic, that modern man builds his palace of eternal joy.

Thus, as we behold the universe, with its flaming worlds and cycling suns in their intermingling paths of fire, ever racing onward and yet never colliding—when we see the earth with its wonders of beauty, with its scarlet shafts of the sunset, with its trooping glories of flowers, with its rolling seas of harvest, with its fringing forest, we judge that its creator, God, must surpass us, His creatures, in all attributes. “Have we power?” says Browning, “it sinks appalled before Omnipotence. Have we foresight? It shrivels to nothingness before the foresight of Him who planned in the myriad ages ago the least as well as the most important event that occurs to-day.” If, then, we are surpassed in foresight, in wisdom and in power, is it not reasonable to argue, to affirm, to believe that we are surpassed by Him also in every attribute of our being? Now, then, one of the strongest attributes of our being is the love of our fellow-man, is the desire to promote his happiness, to do whatever will conduce to man’s welfare. If it were possible for any one of us by the lifting of a finger, by the raising of a hand could banish woe from the world, who would leave the finger unlifted, the hand unwaved? If, then, our love for man is great, God’s love for man must be greater, and surpass our love as far as his power and wisdom surpasses our power and wisdom. If, therefore, after this life we would (if but our power equaled our love) give to each and all a new life, a better life, a life in which each and all might rectify and atone and expiate the errors and mistakes and the sins of this life and approximate more and more to the perfections of God, and bye and bye attain a state of perfect and unruffled joy, much more then will God do this for the humblest and weakest and most erring that stumbles in the darkness now. No one creature has He created whom He does not need in His great universe; no one soul, though its sins be as scarlet, though they be red like crimson, but shall some day expiate all its crimes, become white like snow and see His face.

Hence when the dead leave us, we know it is well, that it is best for them, for us; and that there is no single spot in the universe, and not a single moment of time when they and we are not in the keeping of God and under the sheltering wing of His love.

Though our brother legislator never more shall be with us

here, enlightening us with his wisdom, cheering us with his courage, and sweetening life for us with his love, we feel that in some place, we know not where, he is still co-operating with God in the evolution of the universe, he is striving in the battle for the perfection of the universe.

So then, we can, while still thinking sadly of his memory, yet cherish it without bitterness, exclaiming with the profoundest of our poets and singers :

Praised be the fathomless universe  
 For life, for joys for objects and knowledge curious,  
 For love, sweet love—but praise! praise! praise!  
 For the sure unwinding arms of cool enfolding death!

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On motion, the resolutions were adopted by a rising vote.

Mr. Guynes offered the following which was adopted :

*Resolved*, That the Hon. John R. Dinsmore, who spoke tender words in announcing the death of his colleague, Mr. Madison, and the members submitting the remarks on the death of Hons. J. S. Madison and L. S. Terry, be requested to furnish the Clerk with copies thereof, and that five hundred copies be printed in pamphlet form, and that a copy of the same be furnished each of the families of the deceased.

On motion of Mr. Thrasher, the House, at 11:40 a. m., in respect to the memory of the dead, adjourned until 10 o'clock a. m., to-morrow.

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## SEVENTH DAY.

TUESDAY, January 9, 1894.

The House was called to order at 10 A. M. by Speaker Vardaman.

Prayer by Rev. Mr. Durrett.

The roll being called, the following members answered to their names :

Messrs. Anderson, Arnold, Arrington, Ballinger, Basham, Bellamy, Binford, Blanchard, Boggan, Bowles, Buntin, Burkitt, Butler, Bynum, Caldwell of Monroe, Caldwell of Leake and Winston, Carr, Caruthers, Catchings, Champion, Chat-ham, Cook, Cotten, Davis, Denton, Dinsmore, Doss, Dur-ham, Durrett, Eckles, Enochs, Farr, Fowler, Fox, Gardner, Gewin, Glover, Gore, Goudelock, Greaves, Graham, Griffin, Guynes, Hannah, Harper, Hart, Henry, Hinton, Ivy, Jack-son, Johnson of Tate, Keith, Kelsey, Key, King, Lamb, Lan-

caster, Love, Marshall, Mauffray, Maybin, McGuire, McKie, McSwine, Medford, Miller of Copiah, Miller of Washington, Mitchell, Morris, Montgomery of Quitman, Montgomery of Washington, Nelson, Newman, Nix, Odom, O'Neill, Packwood, Payne, Peatross, Peery, Perkins, Potter, Puckett, Quinn, Ratliff, Redhead, Reeves, Rice, Roberts. Robertson, Rodgers of Tishomingo, Rogers of Yalobusha, Ryan, Simmons, Simpson, Smith of Jones, Smith of Wayne, Spencer, Stewart, Stinson of Lauderdale, Stinson of Lowndes, Stowers of Jefferson, Stowers of Lafayette, Street, Stutts, Talbert, Tate, Taylor of Montgomery, Taylor of Yalobusha, Terral, Thrasher, Touchstone, Turner of Greene, Turner of Madison, Underwood, Ventress, Wade, Walton, Watson, Williamson, Wilson, Worthington, Wyatt, Mr. Speaker. Total present, 124.

Those absent were Messrs. Campbell, Dulaney, Falkner, Gayles, Harris, Keirn, Murry, and Williams. Total, 8.

Leave of absence was granted Messrs. Dulaney, Gayles, and Falkner, from day to day.

Journal of yesterday read and approved.

S. B. No. 16, To be entitled An act to amend section 844 of the Annotated Code of Mississippi, in reference to the rights of creditors as to transferred stock.

Was read twice and referred to Judiciary Committee.

The Committee on Mileage reported as follows :

Report of Committee on Mileage :

MR. SPEAKER: The Committee on Mileage has had under consideration the matter referred to them, and have instructed me to make the following report, to-wit: That each member be allowed the mileage placed opposite his name on the list submitted herewith.

B. R. FARR, Chairman.

Anderson .....	418	Campbell.....	4
Arnold.....	290	Carr.....	110
Arrington.....	154	Caruthers.....	122
Ballinger.....	304	Catchings.....	102
Basham.....	350	Champion.....	46
Bellamy.....	452	Chatham.....	214
Binford.....	198	Cook.....	364
Blanchard.....	352	Cotten.....	86
Boggan.....	409	Davis.....	534
Bowles.....	200	Denton.....	214
Buntin.....	300	Dinsmore.....	320
Burkitt.....	356	Doss.....	284
Butler.....	186	Dulaney.....	200
Bynum.....	492	Durham.....	472
Caldwell, of Monroe.....	371	Durrett.....	357
Caldwell, of Leake and		Eckles.....	322
Winston.....	254	Enochs.....	30

Falkner.....	314	Nix.....	186
Farr.....	156	Odom.....	386
Fowler.....	392	O'Neill.....	322
Fox.....	282	Packwood.....	170
Gardner.....	461	Payne.....	406
Gayles.....	314	Peatross.....	88
Gewin.....	284	Peery.....	286
Glover.....	414	Perkins...	208
Gore.....	242	Potter.....	
Gondelock.....	460	Puckett.....	30
Greaves.....	46	Quinn.....	300
Graham.....	170	Ratliff...	158
Griffin.....	248	Redhead.....	248
Gnynes.....	68	Reeves.....	446
Hannah.....	228	Rice.....	292
Harper.....	262	Roberts.....	190
Harris.....	124	Robertson...	214
Hart.....	186	Rodgers, of Tishomingo.	580
Henry.....	90	Rogers, of Yalobusha...	282
Hinton.....	402	Ryan.....	170
Ivy.....	382	Simmons.....	190
Jackson.....	158	Simpson.....	452
Johnson, of Tate.....	362	Smith, of Jones.....	394
Keirn.....	160	Smith, of Wayne.....	322
Keith.....	150	Spencer.....	154
Kelsey.....	388	Stewart...	454
Key.....	274	Stinson, of Lauderdale.	202
King.....	168	Stinson, of Lowndes...	363
Lamb.....	304	Stowers, of Jefferson...	156
Lancaster.....	494	Stowers, of Lafayette...	314
Love.....	356	Street.....	192
Marshall.....	88	Stutts.....	96
Mauffray.....	500	Talbert.....	284
Maybin.....	494	Tate.....	194
McGuire.....	90	Taylor, of Montgomery.	184
McKie.....	402	Taylor, of Yalobusha...	268
McSwine (by his order).	216	Terral.....	244
Medford.....	392	Thrasher.....	155
Miller, of Copiah.....	68	Touchstone.....	54
Miller, of Washington...	214	Turner, of Greene.....	396
Mitchell.....	412	Turner, of Madison.....	58
Morris.....	362	Underwood.....	512
Montgomery, of Quitman.	440	Ventress.....	382
Montgomery, of Washing-		Wade.....	436
ton.....	270	Walton.....	200
Murry.....	476	Watson.....	174
Nelson.....	486	Williams.....	226
Newman.....	164	Williamson.....	487



Wilson.....	882	Wyatt.....	369
Worthington.....	223	Mr. Speaker.....	196

MR. CHAIRMAN: Your Select Committee on Mileage have performed their duty and respectfully submit this their report to the Committee and ask its adoption, except in cases which will be pointed out to the Committee.

ARRINGTON AND STINSON.

On motion of Mr. McGuire, the report of Committee on Mileage was considered.

Mr. Ivy moved to recommit the report back to committee.

Mr. Cook offered the following:

*Resolved*, That the report of the Committee on Mileage be recommitted with instructions to fix the mileage of each member by the most direct route usually traveled.

Lost.

#### MESSAGE FROM THE SENATE.

MR. SPEAKER—I am directed to inform the House that the Senate has adopted the following concurrent resolution:

WHEREAS, Great financial depression exists among all classes of the people of Mississippi, especially the agricultural classes, and the outlook for a better financial condition in the near future being at this time very unpromising; therefore be it

*Resolved by the House, the Senate concurring*, That it is the sense of this Legislature that all public expenditures should, at this session of the Legislature, be reduced to the lowest possible limit commensurate with the public interest.

WILLIAM HENRY, Secretary.

Mr. Miller of Copiah, moved the previous question on motion to recommit the report of the Committee on Mileage, which was sustained and the motion to recommit was then lost.

Mr. Street then moved to have the report of Committee on Mileage read and the mileage of each member corrected as the name was called. Adopted.

The report was amended to read as follows:

Anderson.....	506	Bowles.....	200
Arnold.....	300	Buntin.....	300
Arrington.....	154	Burkitt.....	446
Ballinger.....	304	Butler.....	186
Basham.....	440	Bynum.....	580
Bellamy.....	540	Caldwell of Monroe.....	462
Binford.....	198	Caldwell of Leake and	
Blanchard.....	352	Winston.....	254
Boggan.....	497	Campbell.....	4

Carr.....	114	Mauffray.....	500
Caruthers.....	122	Maybin.....	526
Catchings.....	100	McGuire.....	90
Champion.....	46	McKie.....	402
Chatham.....	214	McSwine.....	216
Cook.....	376	Medford.....	480
Cotten.....	86	Miller of Copiah.....	68
Davis.....	534	Miller of Washington.....	214
Denton.....	214	Mitchell.....	482
Dinsmore.....	320	Morris.....	362
Doss.....	280	Montgomery of Quitman.....	410
Dulaney.....	200	Montgomery of Washing-	
Durham.....	520	ton.....	298
Durrett.....	425	Murry.....	508
Eckles.....	322	Nelson.....	452
Enochs.....	80	Newman.....	186
Falkner.....	314	Nix.....	186
Farr.....	156	Odom.....	386
Fowler.....	480	O'Neill.....	322
Fox.....	282	Packwood.....	170
Gardner.....	550	Payne.....	406
Gayles.....	314	Peatross.....	88
Gewin.....	284	Peery.....	256
Glover.....	414	Perkins.....	208
Gore.....	242	Potter.....	
Gondelock.....	460	Puckett.....	80
Greaves.....	46	Quinn.....	388
Graham.....	170	Ratliff.....	158
Griffin.....	248	Redhead.....	248
Guynes.....	68	Reeves.....	534
Hannah.....	240	Rice.....	289
Harper.....	262	Roberts.....	190
Harris.....	124	Robertson.....	468
Hart.....	136	Rodgers of Tishomingo.....	610
Henry.....	90	Rogers of Yalobusha.....	282
Hinton.....	402	Ryan.....	246
Ivy.....	418	Simmons.....	190
Jackson.....	158	Simpson.....	452
Johnson of Tate.....	362	Smith of Jones.....	302
Keirn.....	160	Smith of Wayne.....	322
Keith.....	150	Spencer.....	190
Kelsey.....	388	Stewart.....	454
Key.....	274	Stinson of Lauderdale.....	202
King.....	168	Stinson of Lowndes.....	404
Lamb.....	330	Stowers of Jefferson.....	150
Lancaster.....	526	Stowers of Lafayette.....	314
Love.....	356	Street.....	192
Marshall.....	88	Stutts.....	96

Talbert.....	234	Ventress .....	332
Tate.....	194	Wade .....	474
Taylor of Montgomery..	184	Walton .....	200
Taylor of Yalobusha...	268	Watson .....	396
Terral.....	244	Williams .....	226
Thrasher.....	199	Williamson.....	487
Touchstone .....	54	Wilson .....	480
Turner of Greene.....	396	Worthington .....	223
Turner of Madison.....	58	Wyatt.....	369
Underwood .....	600	Mr. Speaker.....	196

Mr. Cook moved to adopt the report on mileage as amended; the call for the yeas and nays being sustained the amended report was adopted by the following vote:

**YEAS**—Messrs. Anderson, Arnold, Bellamy, Boggan, Bowles, Buntin, Burkitt, Butler, Bynum, Caldwell of Monroe, Catchings, Champion, Chatham, Davis, Denton, Dinsmore, Durham, Durrett, Eckles, Enochs, Fowler, Fox, Gardner, Gondelock, Graham, Guynes, Hannah, Ivy, Johnson of Tate, Keith, Lamb, Maufrey, Maybin, McKie, Medford, Miller of Copiah, Miller of Washington, Morris, Newman, O'Neill, Peery, Quin, Reeves, Robertson, Ryan, Simmons, Simpson, Smith of Jones, Spencer, Stowers of Jefferson, Street, Taylor of Montgomery, Terral, Thrasher, Turner of Madison, Underwood, Ventress, Wade, Walton, Watson, Williams, Wilson—Total yeas 62.

**NAYS**—Messrs. Arrington, Ballinger, Binford, Blanchard, Caldwell of Leake and Winston, Carr, Caruthers, Cook, Cotten, Doss, Farr, Gewin, Glover, Gore, Greaves, Griffin, Harper, Hart, Henry, Hinton, Jackson, Kelsey, Key, King, Lancaster, Love, Marshall, McGuire, McSwine, Mitchell, Montgomery of Quitman, Montgomery of Washington, Nelson, Nix, Odom, Packwood, Payne, Peatross, Perkins, Potter, Ratliff, Redhead, Rice, Roberts, Rogers of Yalobusha, Stinson of Lauderdale, Stinson of Lowndes, Stowers of Lafayette, Stutts, Talbert, Tate, Taylor of Yalobusha, Touchstone, Turner of Greene, Worthington, Wyatt—Total 56.

**ABSENT AND NOT VOTING**—Messrs. Basham, Campbell, Dulaney, Falkner, Gayles, Harris, Keirn, Murry, Puckett, Rodgers of Tishomingo, Smith of Wayne, Stewart, Williams and Mr. Speaker—Total 14.

Report of Committee on Judiciary;

**MR. SPEAKER:** The Committee on Judiciary has had under consideration the following Bills referred to them, and have instructed me to report them back with the following recommendations:

H. B. No. 2, An act to be entitled an act to amend chap-

ter 18 of the Annotated Code of 1892, in relation to the boundaries of counties.

Title sufficient, and that substitute do pass.

H. B. No. 8, An act not to require a witness summoned in a civil case beyond the county of his residence to attend court unless fees and mileage are tendered. Title insufficient.

That substitute, the title to which is sufficient, do pass.

H. B. No. 4, An act to provide for a return of service of original process.

Title sufficient; do not pass.

H. B. No. 8, An act to repeal section 2153 of the Annotated Code of Mississippi in reference to compensation of garnishees, when allowed.

Title sufficient; substitute do pass.

H. B. No. 9, An act to repeal section 3184 of the Annotated Code, entitled nepotism forbidden.

Title sufficient, substitute do pass.

H. B. No. 13, An act to repeal section 326 and 327 of the Annotated Code of 1892. Title insufficient.

That substitute, the title of which is sufficient, do pass.

H. B. No. 14, An act to amend section 1214, chapter 29 of the Annotated Code of Mississippi, in reference to the sale of opium.

That it be referred to the Committee on Public Health and Quarantine.

H. B. No. 17, An act to amend section 136 of the Annotated Code of 1892 in respect to sheriff serving writs of garnishment.

Title sufficient; do not pass.

H. B. No. 29, An act to amend section 1214 of the Annotated Code of Mississippi in reference to the sale of opium or any preparation thereof.

That it be referred to the Committee on Public Health and Quarantine.

H. B. No. 31, An act to amend sections 241 and 243 of the Constitution of the State of Mississippi, with reference to poll-tax.

Title insufficient, do not pass.

Respectfully submitted,

SAM. C. COOK, Chairman.

#### Report of Committee on Railroads:

MR. SPEAKER—The Committee on Railroads has had under consideration the following bill referred to them, and have instructed me to report it back with the following recommendations, to-wit:

H. B. No. 21, Entitled an act to repeal section 4800 of the Annotated Code—

1st. That the title is sufficient.

2nd. That it do not pass.

T. D. MARSHALL, Chairman.

POLK TALBERT, Secretary.

Report of Committee on Fees and Salaries :

MR. SPEAKER—The Committee on Fees and Salaries has had under consideration to following bills referred to them, and have instructed me to report them back with the following recommendations, to-wit :

H. B. No. 23, entitled An act to amend chapter 46, section 2023, Annotated Code, 1892, in relation to witness fees.

That said bill do pass, with the following amendment, to-wit : Strike out fifty cents and insert one dollar (\$1.00); title sufficient.

H. B. No. 24, To amend chapter 46, section 2006, subdivision B, Annotated Code, 1892, in relation to warrants in criminal cases.

That said bill do not pass ; title not sufficient.

Respectfully submitted.

J. R. BINFORD, Chairman.

#### INTRODUCTION OF BILLS.

By Mr. Stowers of Lafayette :

H. B. No. 35, An act to provide for repairs upon the public buildings of the State.

Read twice and referred to Committee on Appropriations.  
By Mr. Cook ;

H. B. No. 36, An act to amend sections 3751 and 3753 of the Annotated Code, in relation to personal assessment rolls.

Read twice and referred to Committee on Ways and Means.

By Mr. Bellamy :

H. B. No. 37, An act to be entitled an act to amend section 2987 of the Annotated Code, in regard to qualifications of mayors of municipalities.

Read twice and referred to Committee on Corporations.

By Mr. Hinton :

H. B. No. 38, An act to be entitled an act to amend sections 3684, 3685 and 3686 of the Annotated Code of 1892, in relation to filling vacancies.

Read twice and referred to Committee on Judiciary.

By Mr. McGuire—

H. B. No. 39, An act to amend sections 4187, 4191, 4192, chapter 126 of the Annotated Code 1892, in relation to the

powers, duties and compensation of the State Revenue Agent.

Read twice and referred to Committee on Ways and Means.

By Mr. Spencer—

H. B. No. 40, An act to amend section 8910, Code of 1892, relating to property liable to road duty.

Was read twice and referred to Committee on Roads, Ferries and Bridges.

By Mr. Keith—

H. B. No. 41, An act entitled an act to repeal section 634 of Annotated Code of Mississippi in relation to general docket to be kept by circuit clerks.

Was read twice and referred to Committee on Judiciary.

H. B. No. 42, An act to repeal section 1347 of Annotated Code of Mississippi in relation to saving expense of secret record of indictments.

Was read twice and referred to Committee on Judiciary.

By Mr. Packwood—

H. B. No. 43, An act entitled an act to amend section 625 of the Annotated Code of 1892, so far as said section relates to the time of holding circuit court in the county of Pike, and to extend the time of holding said court in said county.

Was read twice and referred to Special Committee on Judicial Districts.

By Mr. Wilson—

H. B. No. 44, An act to amend certain sections therein mentioned of the Annotated Code of 1892, in relation to disposing of county convicts who are poor and not able to pay fines, costs and jail fees.

Was read twice and referred to Committee on Penitentiary.

By Mr. Cook—

H. B. No. 45, An act to amend section 3 of an act approved March 16th, 1888, entitled an act to amend an act to incorporate the board of levee commissioners for the Yazoo-Mississippi Delta, and for other purposes.

Was read twice and referred to Committee on Levees.

By unanimous consent, Mr. Bellamy was granted permission to withdraw H. B. No. 11, introduced by him on Friday last, the fourth day of the session of this House.

House concurrent resolution to amend the Constitution, offered by Mr. Bowles, is ordered to lie on the table subject to call.

Mr. Turner of Madison, called up resolution offered by him on a previous day, with reference to employment of architect to inspect capitol building.

Mr. McGuire moved to amend by inserting that the cost of said investigation should not exceed \$75.00.

Mr. Robertson moved to amend the amendment by striking out \$75.00 and inserting \$100.00. Lost.

The amendment offered by Mr. McGuire was then lost.

Recurring to the motion to adopt the original resolution it was also lost.

Mr. Street offered the following :

*Resolved by the House, the Senate concurring,* That the Joint Special Committee to investigate the management of the Blind Institute and the treatment of the pupils, be authorized to employ a stenographer to be paid out of the contingent funds of the two houses, and that the cost of securing witnesses and all other necessary expenses be paid in the same manner.

Mr. McGuire moved to amend by inserting that the cost of said investigation shall not exceed (\$50.00) fifty dollars. Lost.

Mr. Packwood moved to amend by striking out that part of the resolution referring to employment of stenographer. Lost.

The resolution was then adopted.

Mr. Thrasher offered the following :

*1st. Resolved by the House, the Senate concurring,* That the Joint Committee on Universities and Colleges be and they are hereby directed to at once ascertain, enquire and report to this honorable body the number of students at present in actual attendance at each university or college supported in whole or in part by the State, and the residence of each student.

*2nd.* Whether the spirit or practice of nepotism prevails in any of our universities or colleges supported by the State as aforesaid, and if so, in what manner and to what extent.

*3rd.* Whether the Industrial Institute and College at Columbus is being diverted in its management from the original purposes for which it was created, and if so, in what manner and to what extent; and also the number of young lady students from each county in the State respectively, and the actual county residence of the same when at home.

Mr. Underwood moved to refer resolution to Committee on Universities and Colleges. Lost.

The resolution was then adopted.

Mr. Catchings offered the following :

*Resolved,* That the Committee on Public Grounds and Buildings be instructed to proceed at once to make an estimate of the probable cost of repairing the Capitol building and cost of erecting any necessary annex to the same, and

cost of making any change in said building, and report to this house.

Lost.

By request of Mr. Burkitt, Mr. Payne was appointed in his place on the special committee on Soldier's Home, and Mr. Montgomery of Washington was made chairman of said committee.

On motion of Mr. Miller of Copiah, the House at 1:10 p. m. adjourned until 10 o'clock a. m. to-morrow.

L. PINK SMITH,  
Clerk of the House of Representatives.

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## EIGHTH DAY.

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WEDNESDAY, January 10, 1894.

The House was called to order at 10 a. m. by Speaker Vardaman. Prayer by Rev. Dr. West.

The roll being called, the following members answered to their names :

**PRESENT**—Messrs. Anderson, Arnold, Arrington, Ballinger, Basham, Bellamy, Binford, Blanchard, Boggan, Bowles, Buntin, Burkitt, Butler, Bynum, Caldwell of Monroe, Caldwell of Leake and Winston, Campbell, Carr, Caruthers, Catchings, Champion, Chatham, Cook, Cotten, Davis, Denton, Dinsmore, Doss, Durham, Durrett, Eckles, Enochs, Farr, Fowler, Fox, Gardner, Gewin, Glover, Gore, Goude-lock, Greaves, Graham, Griffin, Guynes, Hannah, Harper, Hart, Henry, Hinton, Ivy, Jackson, Johnson of Tate, Keith, Kelsey, Key, King, Lamb, Lancaster, Love, Marshall, Mauffray, Maybin, McGuire, McKie, McSwine, Medford, Miller of Copiah, Miller of Washington, Mitchell, Morris, Montgomery of Quitman, Montgomery of Washington, Nelson, Newman, Nix, Odom, O'Neill, Packwood, Payne, Peatross, Perkins, Potter, Puckett, Quinn, Ratliff, Redhead, Reeves, Rice, Roberts, Robertson, Rodgers of Tishomingo, Rogers of Yalobusha, Ryan, Simmons, Simpson, Smith of Jones, Smith of Wayne, Spencer, Stewart, Stinson of Lauderdale, Stinson of Lowndes, Stowers of Jefferson, Stowers of Lafayette, Street, Stutts, Talbert, Tate, Taylor of Montgomery, Taylor of Yalobusha, Terral, Thrasher, Touchstone, Turner of Greene, Turner of Madison, Underwood, Ventress, Wade, Walton, Watson, Williamson, Wilson, Worthington, Wyatt, Mr. Speaker.—Total present, 124.



Those absent were Messrs. Dulaney, Falkner, Gayles, Harris, Keirn, Murry, Peery, Williams—Total, 8.

Journal of yesterday read and approved.

Report of Committee on County Affairs :

MR. SPEAKER : The Committee on County Affairs has had under consideration the following Bills referred to them, and have instructed me to report them back with the following recommendations, to-wit :

H. B. No. 25, entitled "An act to amend section 2061 of the Annotated Code of 1892, so as to authorize the boards of supervisors to levy a special tax to build and maintain fences in subdivisions of a county in which the stock-law is in force."

Do not pass.

H. B. No. 26, entitled "An act to amend section 8910 of the Annotated Code of Mississippi to abolish the exemption of two horses, mules and oxen, and implements therein named from public road service."

Do pass ; title sufficient.

WILLIAMSON, Chairman.

#### INTRODUCTION OF BILLS.

By Mr. Underwood—

H. B. No. 46, An act to make an appropriation to defray the expenses of the East Mississippi Insane Asylum for the years 1894 and 1895.

Was read twice, and referred to Committee on Appropriations.

By Mr. Taylor of Montgomery—

H. B. No. 47, An act to make an appropriation to defray the expenses of the Institute for the Deaf and Dumb.

Was read twice and referred to Committee on Appropriations.

By Mr. Bowles—

H. B. No. 48, An act to make appropriation for Alcorn A. and M. College for the years 1894 and 1895.

Was read twice, and referred to Committee on Appropriations.

By Committee on Fees and Salaries—

H. B. No. 49, An act to amend section 327 of the Annotated Code of 1892.

Was read twice, and referred to Committee on Fees and Salaries.

By Mr. Montgomery of Quitman—

H. B. No. 50, An act to amend section 623 of the Annotated Code and provide for holding circuit court in the 4th circuit court district of the State.

Was read twice, and referred to Special Committee on Judicial Districts.

By Mr. Henry—

H. B. No. 51, An act entitled an act to amend sections 775, 777, 783, 791, 794, 795, 797, 800 and 807 of the Annotated Code of 1892, by providing that convicts sentenced to imprisonment and the payment of a fine may be hired out or let to contractor, or worked by the county on public roads or works, or on farms, and that boards of supervisors may be authorized to purchase or lease farms; providing that contractors shall pay the costs monthly, and the fines semi-annually, and be permitted to charge a reasonable sum for medicine and medical attention to convict, and requiring the convict to make good all lost time; requiring the boards of supervisors to allow the contractor the amount unearned by a convict who becomes disabled or dies without fault on his part; requiring contractors whose contracts are cancelled, to return under penalty, the convicts to the county jail within five days; requiring sheriffs to enter on their jail docket the time for which the convict is sentenced and omitting the requirement that he acknowledged the receipt of fines, etc., providing for the detention of convicts to work out lost time, and to pay for medicine and medical attention contracted during sickness.

Was read twice, and referred to Committee on Penitentiary.

By Mr. Street:

H. B. No. 52, An act making an appropriation for the support of the Agricultural and Mechanical College for the years 1894 and 1895.

Was read twice and referred to Committee on Appropriations.

Mr. Fowler presented notice of contest of the election of Hon. C. B. Mitchell, of Pontotoc county, by N. W. Bradford.

On motion, same was referred to Committee on Registration and Elections.

Mr. Thrasher offered the following:

*Resolved*, That the privileges and courtesies of the House be extended to that distinguished soldier and educator, Gen. S. D. Lee.

Adopted.

Mr. Stowers of Jefferson, offered the following:

*Resolved by the House, the Senate concurring*, That the Committees on Public Buildings and Grounds of the Senate and House be instructed to have all worthless printed matter now in the upper rooms of the Capitol building removed.

On motion of Mr. Street, the same was referred to Committee on Public Buildings and Grounds.

Mr. Bowles offered the following:

*Resolved by the House, the Senate concurring, That a joint committee, consisting of three on the part of the House and — on the part of the Senate, be appointed to visit the Alcorn A. & M. College and investigate as to the management and condition of same, and report in relation thereto.*

Adopted.

Mr. McGuire offered Concurrent Resolution No. 4, in regard to the contract of the State of Mississippi with the Jackson Light, Heat and Water Company; was read and referred to Committee on Appropriations.

Mr. Terral offered the following :

*Resolved, That the privileges of the House be extended to that distinguished educator, Chancellor Fulton, of the State University.*

Adopted.

OFFICE OF SECRETARY OF STATE, }  
January 9, 1894. }

*To the Senate and House of Representatives :*

GENTLEMEN: As required by section 8 of an act to approve and make of force the Annotated Code of the Statute Laws of this State, prepared by the authority of the Constitutional Convention of 1890, and to provide for its publication and distribution, I have the honor to report sales of 511 Annotated Codes for the years 1892 and 1893, at \$5.00 per copy, amounting to the sum of \$2555.00.

All of which has been paid into the State Treasury, as shown by receipts of the Treasurer, now on file in this office.

Respectfully submitted,

GEO. M. GOVAN, Sec'y of State.

Report of Committee on Judiciary was considered. Thereupon H. B. No. 2, An act to be entitled an act to amend chapter 18 of the Annotated Code of 1892, in relation to the boundaries of counties was taken up.

On motion of Mr. Cook, the amendment offered by the committee as a substitute for the bill was adopted.

The bill as amended was then considered engrossed, read the third time, and agreeably to the provisions of the Constitution, the yeas and nays were taken, and the bill passed, title standing as stated, by the following vote :

YEAS—Messrs. Anderson, Arnold, Arrington, Ballinger, Basham, Bellamy, Binford, Blanchard, Boggan, Bowles, Burkitt, Butler, Bynum, Caldwell of Monroe, Caldwell of Leake and Winston, Campbell, Carr, Caruthers, Catchings, Champion, Chatham, Cook, Cotten, Davis, Denton, Dinsmore, Doss, Durham, Durrett, Eckles, Enochs, Farr, Fowler, Fox, Gardner, Gewin, Glover, Gore, Goudelock, Greaves, Graham, Griffin, Guynes, Hannah, Harper, Hart, Henry, Hin-

ton, Ivy, Jackson, Johnson of Tate, Keith, Kelsey, Key, King, Lamb, Lancaster, Love, Marshall, Mauffray, Maybin, McGuire, McKie, McSwine, Medford, Miller of Copiah, Miller of Washington, Mitchell, Morris, Montgomery of Quitman, Montgomery of Washington, Nelson, Newman, Nix, Odom, O'Neill, Packwood, Payne, Peatross, Perkins, Puckett, Quinn, Ratliff, Redhead, Reeves, Rice, Roberts, Robertson, Rodgers of Tishomingo, Rogers of Yalobusha, Ryan, Simmons, Simpson, Smith of Jones, Smith of Wayne, Stewart, Stinson of Lauderdale, Stinson of Lowndes, Stowers of Jefferson, Stowers of Lafayette, Street, Stutts, Talbert, Tate, Taylor of Montgomery, Taylor of Yalobusha, Terral, Thrasher, Touchstone, Turner of Greene, Turner of Madison, Underwood, Ventress, Wade, Walton, Williamson, Wilson, Worthington, Wyatt, Mr. Speaker—Total yeas, 120.

Total nays, 0.

**ABSENT AND THOSE NOT VOTING**—Messrs. Buntin, Dulaney, Falkner, Gayles, Harris, Keirn, Murry, Potter, Spencer, Watson, Williams—Total 12.

By unanimous consent Mr. Bowles withdrew resolution in regard to investigating the management of Alcorn A. & M. College, previously adopted and offered in lieu thereof the following:

*Resolved by the House, the Senate concurring, That a committee of three on the part of the House and — upon the part of the Senate, be appointed to visit Alcorn A. & M. College for the purpose of investigating the management and condition of same and report in relation thereto. That the sum of one hundred dollars (\$100.00) or so much thereof as may be necessary, be and the same is hereby appropriated out of the contingent fund of the Legislature to defray the expenses of said investigation.*

Adopted.

#### MESSAGE FROM THE SENATE.

**MR. SPEAKER**—I am directed to inform the House that the Senate has passed the following entitled bill, viz :

S. B. No. 28, An act to repeal section 7 of an act to incorporate the Mississippi State Fair Association.

WILLIAM HENRY, Secretary.

By unanimous consent Mr. Street introduced House Concurrent Resolution No. 5, submitting to the qualified electors of the State for ratification or rejection, an amendment to the Constitution in relation to the Common School Fund.

Was read twice and referred to Committee on Public Education.

H. B. No. 8, An act to be entitled an act not to require a witness summoned in a civil case beyond the county of his

residence, to attend court unless fees and mileage are tendered as reported by the Judiciary Committee, was considered.

The Committee as an amendment to substitute H. B. No. 8, An act to provide for the payment of mileage and fees to witnesses summoned to attend a court of a county other than the county of their residence.

The amendment was adopted.

Whereupon the bill as amended was considered engrossed, read the third time, and agreeably to the provisions of the Constitution, the yeas and nays were taken and the bill as amended passed, title standing as stated, by the following vote :

**YEAS**—Messrs. Anderson, Arnold, Arrington, Ballinger, Basham, Boggan, Bowles, Buntin, Butler, Bynum, Caldwell of Monroe, Caldwell of Leake and Winston, Campbell, Carr, Caruthers, Catchings, Champion, Chatham, Cook, Cotten, Davis, Denton, Dinsmore, Doss, Durham, Durrett, Eckles, Enochs, Farr, Fowler, Fox, Gardner, Glover, Gore, Goude-lock, Greaves, Graham, Griffin, Guynes, Hannah, Harper, Henry, Hinton, Ivy, Jackson. Johnson of Tate, Keith, Kelsey, Key, King, Lamb, Lancaster, Love, Marshall, Mauffray, Maybin, McGuire, McKie, McSwine, Medford, Miller of Copiah, Miller of Washington, Mitchell, Morris, Montgomery of Quitman, Montgomery of Washington, Nelson, Newman, Nix, Odom, C'Neill, Packwood, Payne, Peatross, Perkins, Puckett, Quinn, Ratliff, Redhead, Reeves, Rice, Roberts, Robertson, Rodgers of Tishomingo, Rogers of Yalobusha, Ryan, Simmons, Smith of Jones, Smith of Wayne, Stewart, Stinson of Lauderdale, Stinson of Lowndes, Stowers of Jefferson, Stowers of Lafayette, Street, Stutts, Talbert, Tate, Taylor of Montgomery, Taylor of Yalobusha, Terral, Thrasher, Touchstone, Turner of Madison, Underwood, Ventress, Wade, Watson, Willtamson, Wilson, Worthington, Wyatt, Mr. Speaker—118.

**NAYS**—Messrs. Bellamy, Gewin, Turner of Greene—8.

**ABSENT AND THOSE NOT VOTING**—Messrs. Binford, Blanchard, Burkitt, Dulaney, Falkner, Gayles, Harris, Hart, Keirn, Murry, Peery, Potter, Simpson, Spencer, Walton, Williams—Total 16.

The Private Secretary of the Governor delivered to the House the following message :

**MESSAGE FROM THE GOVERNOR.**

EXECUTIVE OFFICE,  
JACKSON, MISS., January 10, 1894. }

*To the Senate and House of Representatives :*

**GENTLEMEN :** By virtue of the authority vested in me by

the Constitution, I have the honor to submit for your consideration, and for such action as you may deem proper, the following matters, to-wit:

A bill for the repeal of so much of section 2, of An act entitled "An act to pay off and fund the outstanding debt of Bolivar county, and for other purposes," approved February 8th, 1890, as requires registered warrants, scrip, or certificates to be paid by the Treasurer and received by the Tax Collector only in the order of the true date of issuance, unless it shall appear that there is, at the time, money in the treasury sufficient to pay all of prior date of issuance.

A bill to authorize the board of supervisors of Jefferson county to issue interest-bearing county warrants to defray the current expenses of the county for the year ending December 31st, 1894, and to provide for the payment of the same.

A bill to prevent the removal of goods and chattels from leased premises until the rent shall have been paid.

A bill to provide for the refunding to the Bank of Oxford, at Oxford, Miss., of certain taxes overpaid for the years 1888 and 1889; said bank, as it appears, having paid double taxes for said years; and

A bill for refunding to the Western Union Telegraph Company taxes overpaid for the year 1892.

Respectfully submitted,

J. M. STONE.

On motion of Mr. Cook, referred to Special Committee on Governor's Message.

H. B. No. 4, An act to provide for return of service of original process.

On motion of Mr. Thrasher, was indefinitely postponed.

H. B. No. 8, An act to repeal section 2153 of the Annotated Code of Mississippi in reference to compensation of garnishee when allowed, was considered.

The Committee offered as an amendment to substitute,

H. B. No. 8, An act entitled an act to repeal section 2153 of the Annotated Code of Mississippi in reference to compensation when allowed garnishee.

The amendment was adopted.

Mr. Mitchell moved to indefinitely postpone bill as amended, which was lost.

Whereupon the bill as amended was considered engrossed, read the third time, and agreeably to the provisions of the Constitution, the yeas and nays were taken and the bill as amended passed, title standing as stated, by the following vote:

**YEAS**—Messrs. Anderson, Arnold, Arrington, Ballinger, Basham, Bellamy, Binford, Blanchard, Boggan, Bowles, Buntin, Butler, Bynum, Caldwell of Monroe, Caldwell of Leake and Winston, Campbell, Carr, Caruthers, Catchings, Champion, Cook, Cotten, Davis, Denton, Dinsmore, Doss, Durham, Eckles, Farr, Gardner, Gewin, Glover, Gore, Greaves, Graham, Griffin, Guynes, Hannah, Harper, Hart, Hinton, Jackson, Johnson of Tate, Keith, Kelsey, Key, Lamb, Lancaster, Love, Marshall, Mauffray, Maybin, McGuire, McKie, McSwine, Medford, Miller of Copiah, Miller of Washington, Montgomery of Quitman, Montgomery of Washington, Nix, Odom, O'Neill, Packwood, Peatross, Potter, Puckett, Ratliff, Redhead, Rice, Roberts, Robertson, Rodgers of Tishomingo, Rogers of Yalobusha, Ryan, Simmons, Simpson, Smith of Jones, Smith of Wayne, Spencer, Stewart, Stinson of Lauderdale, Stinson of Lowndes, Stowers of Jefferson, Stowers of Lafayette, Street, Talbert, Tate, Taylor of Montgomery, Taylor of Yalobusha, Terral, Touchstone, Turner of Greene, Turner, of Madison, Underwood, Ventress, Walton, Watson, Williamson, Wilson, Worthington, Wyatt. Total yeas, 102.

**NAYS**—Messrs. Burkitt, Durrett, Enochs, Fowler, Fox, Goudelock, Henry, Ivy, King, Mitchell, Morris, Nelson, Newman, Perkins, Quinn, Reeves, Stutts, Thrasher, Wade. Total nays, 19.

**ABSENT AND THOSE NOT VOTING**—Messrs. Chatham, Dulaney, Falkner, Gayles, Harris, Keirn, Murry, Payne, Peery, Williams, Mr. Speaker. Total, 11.

H. B. No. 9, An act entitled An act to repeal section 3184 of the Annotated Code, entitled Nepotism Forbidden, was considered. The Committee offered as amendment to substitute H. B. No. 9, An act to amend section 3184 of the Annotated Code, entitled Nepotism Forbidden.

Mr. Burkitt moved to amend by inserting after the word "Control" in said bill the words "or the board of trustees of any benevolent, charitable, or educational institution supported in whole or in part by the State."

Mr. Glover moved the previous question upon the adoption of the amendments and the passage of the bill, which motion was sustained. The call for the yeas and nays upon the adoption of the amendment offered by Mr. Burkitt being sustained, the clerk called the roll and the amendment was adopted by the following vote:

**YEAS**—Messrs. Anderson, Arrington, Bellamy, Blanchard, Buntin, Burkitt, Carr, Caruthers, Catchings, Champion, Chatham, Cotten, Dinsmore, Durrett, Fowler, Gardner, Gewin, Gore, Goudelock, Griffin, Guynes, Harper, Hart, Ivy, Kel-

sey, King, Lamb, Marshall, Miller, Mitchell, Morris, Montgomery of Washington, Nelson, Newman, Nix, O'Neill, Peatross, Perkins, Puckett, Quin, Ratliff, Reeves, Roberts, Robertson, Rogers of Yalobusha, Simpson, Stinson of Lauderdale, Stinson of Lowndes, Stowers of Jefferson, Stowers of Lafayette, Talbert, Tate, Thrasher, Touchstone, Turner of Greene, Turner of Madison, Underwood, Wade, Worthington. Total yeas, 59.

**NAYS**—Messrs. Arnold, Ballinger, Basham, Binford, Boggan, Bowles, Bynum, Caldwell of Monroe, Caldwell of Leake and Winston, Campbell, Cook, Davis, Denton, Doss, Durham, Eckles, Enochs, Fox, Glover, Graham, Hannah, Henry, Hinton, Jackson, Johnson of Tate, Keith, Key, Lancaster, Love, McKie, McSwine, Medford, Miller of Copiah, Montgomery of Quitman, Odom, Packwood, Payne, Potter, Redhead, Rice, Rodgers of Tishomingo, Ryan, Simmons, Smith of Jones, Spencer, Street, Stutts, Taylor of Montgomery, Taylor of Yalobusha, Terral, Ventress, Walton, Watson, Williamson, Wilson, Wyatt, Mr. Speaker. Total nays, 57.

**ABSENT AND THOSE NOT VOTING**—Messrs. Butler, Dulaney, Falkner, Farr, Gayles, Greaves, Harris, Keirn, Mauffray, Maybin, McGuire, Murry, Peery, Smith of Wayne, Stewart, Williams. Total, 16.

The substitute as amended was then adopted.

The bill as amended was then considered engrossed, read the third time, and the yeas and nays being taken, the bill failed to pass by the following vote:

**YEAS**—Messrs. Anderson, Arrington, Basham, Bellamy, Blanchard, Buntin, Carr, Caruthers, Catchings, Champion, Chatham, Durrett, Gardner, Gewin, Gore, Goude-lock, Guynes, Harper, Hart, Kelsey, King, Lamb, Marshall, Morris, Montgomery of Washington, Nelson, O'Neill, Peatross, Perkins, Puckett, Quinn, Ratliff, Roberts, Robertson, Rogers of Yalobusha, Simpson, Stinson of Lauderdale, Stowers of Lafayette, Thrasher, Touchstone, Turner of Greene, Turner of Madison, Underwood, Wade—44.

**NAYS**—Messrs. Arnold, Ballinger, Binford, Boggan, Bowles, Burkitt, Butler, Bynum, Caldwell of Monroe, Caldwell of Leake and Winston, Campbell, Cook, Cotten, Davis, Denton, Dinsmore, Doss, Durham, Eckles, Enochs, Fowler, Fox, Glover, Graham, Hannah, Henry, Hinton, Ivy, Jackson, Johnson of Tate, Keith, Key, Lancaster, Love, McKie, McSwine, Medford, Miller of Copiah, Mitchell, Montgomery of Quitman, Nix, Odom, Packwood, Payne, Potter, Redhead, Reeves, Rice, Rodgers of Tishomingo, Ryan, Simmons, Smith of Jones, Spencer, Stinson of Lowndes, Stowers of Jefferson, Street, Stutts, Taylor of Montgomery, Taylor of



Yalobusha, Terral, Ventress, Walton, Watson, Williamson, Wilson, Wyatt, Mr. Speaker—68.

ABSENT AND THOSE NOT VOTING—Messrs. Dulaney, Falkner, Farr, Gayles, Greaves, Griffin, Harris, Keirn, Mauffray, Maybin, McGuire, Miller of Washington, Murry, Newman, Peery, Smith of Wayne, Stewart, Talbert, Williams, Worthington—20.

Mr. Burkitt moved to reconsider the vote by which the bill was lost.

On motion of Mr. Bellamy, the House at 1:40 o'clock, adjourned until 10 o'clock A. M., to-morrow.

L. PINK SMITH,  
Clerk of the House of Representatives.

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### NINTH DAY.

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THURSDAY, January 11, 1894.

The House was called to order at 10 A. M., by Speaker Vardaman.

Prayer by Bishop Galloway.

The roll being called, the following members answered to their names:

PRESENT—Messrs. Anderson, Arnold, Arrington, Ballinger, Basham, Bellamy, Binford, Blanchard, Boggan, Bowles, Burkitt, Butler, Bynum, Caldwell of Monroe, Caldwell of Leake and Winston, Campbell, Carr, Caruthers, Catchings, Champion, Chatham, Cook, Cotten, Davis, Denton, Dinsmore, Doss, Durham, Durrett, Eckles, Enochs, Farr, Fowler, Fox, Gardner, Gewin, Glover, Gore, Goude-lock, Greaves, Graham, Griffin, Guynes, Hannah, Harper, Hart, Henry, Hinton, Ivy, Jackson, Johnson of Tate, Keith, Kelsey, Key, King, Lamb, Lancaster, Love, Marshall, Mauffray, Maybin, McGuire, McKie, McSwine, Medford, Miller of Coviah, Mitchell, Morris, Montgomery of Quitman, Montgomery of Washington, Nelson, Newman, Nix, Odom, O'Neill, Packwood, Payne, Peatross, Peery, Perkins, Potter, Quinn, Ratliff, Redhead, Reeves, Rice, Roberts, Robertson, Rodgers of Tishomingo, Rogers of Yalobusha, Ryan, Simmons, Simpson, Smith of Jones, Spencer, Stewart, Stinson of Lauderdale, Stinson of Lowndes, Stowers of Jefferson, Stowers of Lafayette, Street, Stutts, Talbert, Tate, Taylor of Montgomery, Taylor of Yalobusha, Terral, Thrasher, Touchstone, Turner of Greene, Turner of Madison, Under-

wood, Ventress, Wade, Walton, Watson, Williamson, Wilson, Worthington, Wyatt, Mr. Speaker—121.

**ABSENT**—Messrs. Buntin, Dulaney, Falkner, Gayles Harris, Keirn, Miller of Washington, Murry, Puckett, Smith of Wayne, Williams—11.

Leave of absence was granted Messrs. Buntin and Miller of Washington, from day to day.

On motion the Journal stood approved without being read.

S. B. No. 28, An act to repeal section 7 of an act to incorporate the Mississippi State Fair Association.

Was read twice and referred to Committee on Public Buildings and Grounds.

**Report of Committee on Appropriations :**

**MR. SPEAKER**—The Committee on Appropriations have had under consideration the following bills referred to them and have instructed me to report them back with the following recommendations, to-wit:

H. B. No. 32, An act to further carry into effect the contract made under chapter 385, Acts 1888, being an act to better secure safety and health in the State Institutions, etc., approved March 10th, 1888, and to defray the expenses thereof.

We find the title sufficient and we recommend the said bill as amended by substitute, do pass.

H. B. No. 47, To make an appropriation to defray the expenses of the Institute for the Deaf and Dumb.

They find the title sufficient and recommend that said bill do pass.

JOHN R. DINSMORE, Chairman.

**Report of Committee on Public Buildings and Grounds :**

**MR. SPEAKER:** Your Committee who has had under consideration House concurrent resolution requiring the Committees on Public Grounds and Buildings of the Senate and House to have certain worthless printed matter removed from the upper rooms of the capitol, beg leave to report, that said resolution be not adopted.

H. C. TURNER, Chairman.

**Report of Special Committee on Governor's Message :**

**MR. SPEAKER:** Your Committee on Apportionment of the Governor's Special Message read before this House on January 10th, beg leave to report as follows:

That so much as refers to a bill for the repeal of "An act to pay off and fund the outstanding debt of Bolivar county, approved February 8th, 1890."

A bill to authorize the board of supervisors of Jefferson to issue interest-bearing county warrants," etc., be referred to the Committee on County Affairs.

To the Judiciary Committee the following: To prevent the removal of goods and chattels from leased premises, etc.

To the Committee on Appropriations the refunding to the bank of Oxford certain taxes overpaid in 1888-'89; also, the refunding to the Western Union Telegraph Company certain taxes overpaid for the year 1892.

T. J. O'NEILL, Chairman.

The report, on motion of Mr. Street, was adopted.

#### INTRODUCTION OF BILLS.

By Mr. Greaves—

H. B. No. 53, An act entitled an act to abolish all fees now allowed justices of the peace and constables in criminal cases, and for other purposes.

Was read twice, and referred to Committee on Judiciary.

By Mr. Butler—

H. B. No. 54, An act for the support and maintenance of State Normal School at Holly Springs, for the years 1894 and 1895.

Was read twice, and referred to Committee on Appropriations.

By Mr. Payne—

H. B. No. 55, An act to provide for the payment of rent before removal from leased premises goods or chattels levied upon by virtue of any writ of execution or other legal process.

Was read twice, and referred to Committee on Judiciary.

By Mr. Redhead—

H. B. No. 56, An act entitled an act to amend section 625 of the Annotated Code of 1892, by providing for changing the time of holding circuit courts in the county of Wilkinson.

Was read twice, and referred to Special Committee on Judicial Districts.

By Mr. Medford—

H. B. No. 57, An act to be entitled An act to dispose of misdemeanor pauper convicts, confined in the county jails in this State, and for other purposes.

Was read twice, and referred to the Committee on Penitentiary.

By Mr. Dinsmore—

H. B. No. 58, An act providing that goods and chattels

shall not be removed from leased premises under execution or other process until rent is paid.

Was read twice, and referred to Committee on Judiciary.

By Mr. Campbell—

H. B. No. 59, An act to establish a Penitentiary Farm, provide employment for convicts, and appropriate money therefor.

Was read twice and referred to Committee on Penitentiary.

By Mr. Potter—

H. B. No. 60, An act to amend sections 775, 777, 786, 791, and 800, chapter 23, of the Annotated Code of 1892, so that convicts under sentence may be made self-sustaining, and to enlarge the authority of boards of supervisors in relation to county convicts, and to repeal sections 788, 785, 801, 802, and 803 of said chapter.

Was read twice and referred to Committee on Penitentiary.

By Mr. Spencer—

H. B. No. 61, An act authorizing the appointment of a clerk in the office of the State Superintendent of Education, and to make appropriation therefor.

Was read twice and referred to Committee on Public Education.

By Mr. Cook—

H. B. No. 62, An act to appropriate moneys for the support and maintenance of the Industrial Institute and College for the years 1894 and 1895.

Was read twice and referred to the Committee on Appropriations.

By Mr. Ivy—

H. B. No. 63, An act entitled An act to amend section 327 of the Annotated Code of Mississippi, in relation to the salary of chancery clerk as county auditor.

Was read twice and referred to Committee on Judiciary.

By Mr. Taylor, of Montgomery—

H. B. No. 64, An act to make an appropriation to defray the expenses of the Agricultural and Mechanical College at Starkville.

Was read twice and referred to Committee on Appropriations.

By Mr. Potter—

H. B. No. 65, An act to refund to the Western Union Telegraph Company an excess in payment of privilege tax for the year 1892.

Was read twice and referred to Committee on Appropriations.

By Mr. Roberts—

H. B. No. 66, An act to require the grand jury in the several counties of the State to investigate the applications of Confederate pensioners, and for other purposes.

Was read twice and referred to Committee on Pensions.

MESSAGE FROM THE SENATE.

MR. SPEAKER: I am directed to inform the House that the Senate has passed the following entitled bills, viz:

H. B. No. 5, An act making an appropriation to defray the expenses of the present session of the Legislature.

S. B. No. 46, To amend section 3546 of the Annotated Code of Mississippi, in relation to the speed of running trains on railroads passing through cities, towns and villages by confining the effect of the section to speed within half a mile of the depots of cities and towns, and one quarter of a mile in villages.

S. B. No. 45, To amend section 2881 of the Annotated Code of Mississippi, in reference to expenses of lunatics in Lunatic Asylums.

S. B. No. 53, To amend section 2178 of the Annotated Code of Mississippi so as to authorize the cession of jurisdiction to the United States over all lands acquired by the United States, for the purpose of making, building and constructing levees, canals, or any other works in connection with the improvement of rivers and harbors, and for other purposes.

WM. HENRY, Secretary.

Mr. Cook offered the following:

WHEREAS, Great financial depression exists among all classes of the people, especially the agricultural classes, and the outlook for a better financial condition in the near future being at this time very unpromising; and

WHEREAS, the Constitution limits the present session to thirty days, unless extended by the Governor; and

WHEREAS, Economy, like charity, should begin at home; therefore,

*Resolved*, That if it be necessary to extend the present session for more than thirty days, we pledge ourselves to draw no per diem for the extra time, but to do our part towards relieving the overburdened tax-payers of the State.

Mr. Enochs moved to refer to Committee on Propositions and Grievances. Adopted.

The Private Secretary of the Governor delivered to the House the following message:

EXECUTIVE DEPARTMENT, }  
 January 11, 1894. }

*To the Senate and House of Representatives:*

**GENTLEMEN:** On the 14 day of February, 1893, in the Circuit Court of Hinds county, second district, J. E. Halliday, a youth of about 18 years of age, plead guilty to an indictment for the crime of arson, and under the law the judge was compelled to sentence him to a term in the penitentiary. Although, perhaps, technically guilty, the offense was so trivial that the judge, Hon. J. B. Chrisman, sentenced him to serve one day in the State penitentiary. Under the provisions of section 124 of the Constitution, which requires a petition for pardon to be published thirty days in a newspaper before it can be granted, no relief could be given by the Executive. I respectfully recommend that the right of suffrage be restored to this young man, the said J. E. Halliday, in the manner prescribed by section 253 of the Constitution.

J. M. STONE.

Mr. Street moved to refer the message to the Judiciary Committee with instructions to report a bill carrying out the recommendations of the Governor. Adopted.

Mr. Taylor, of Montgomery, offered the following:

*Resolved by the House, the Senate concurring,* That the presidents and the superintendents of the various institutions of the State shall in their respective biennial reports give amount of insurance carried, rate per cent. paid and the companies carrying same. Also their average daily attendance at each institution.

Mr. Street moved to amend by striking out the words "companies carrying same," and inserting, "if the companies carrying same have license and pay taxes to the State." Lost.

The resolution was then adopted.

Mr. Campbell offered resolution No. 6, directing the Committee on Penitentiary to prepare and report a bill to repeal chapter 23, of the Code of 1892, as to convicts in county jails, and to enact in lieu thereof the provisions of chapter 79 of the Code of 1880.

Mr. Potter moved to refer to Committee on Penitentiary.

Mr. Glover moved the previous question on the motion to refer, which was sustained. The motion to refer was then adopted.

H. B. No. 13, An act entitled an act to repeal sections 326 and 327 of the Annotated Code of 1892, was considered.

The committee offered as an amendment to substitute H. B. No. 13, An act to amend section 327 of the Annotated Code of 1892, in relation to the salary of county auditor.

Mr. Street offered an amendment to the substitute offered by the committee, as follows:

Amend by inserting after the word supervisors, the following:

Payable at the end of each year as follows: In counties where the assessed value of real and personal property does not exceed one million dollars, the salary shall not exceed one hundred dollars; if over one million and not over one and a half million, one hundred and fifty dollars; if over one and a half million and not over two millions, two hundred dollars; if over two million, and not exceeding three millions, two hundred and fifty dollars; and in counties with assessed value of real and personal property exceeding three million dollars, the salary shall not exceed three hundred dollars.

Mr. Arnold moved the previous question on the adoption of the amendments and the passage of the bill, which motion was sustained.

The call for the yeas and nays upon the adoption of the amendments offered by Mr. Street being sustained the clerk called the roll and the amendment was adopted by the following vote:

**YEAS**—Messrs. Anderson, Arnold, Ballinger, Basham, Belhamy, Binford, Blanchard, Boggan, Burkitt, Butler, Bynum, Caldwell of Monroe, Caldwell of Leake and Winston, Campbell, Carr, Caruthers, Catchings, Champion, Cotten, Denton, Dinsmore, Doss, Durham, Durrett, Enochs, Farr, Fowler, Fox, Gardner, Gewin, Gore, Goude-lock, Graham, Griffin, Hannah, Harper, Hart, Henry, Hinton, Kelsey, Key, King, Lamb, Love, McGuire, McKie, McSwine, Medford, Miller of Copiah, Mitchell, Morris, Newman, Nix, Odom, O'Neill, Payne, Perkins, Quinn, Ratliff, Roberts, Robertson, Rodgers of Tishomingo, Rogers of Yalobusha, Ryan, Smith of Jones, Smith of Wayne, Stewart, Stinson of Lauderdale, Stinson of Lowndes, Stowers of Jefferson, Street, Stutts, Talbert, Tate, Taylor of Montgomery, Taylor of Yalobusha, Thrasher, Touchstone, Turner of Greene, Turner of Madison, Underwood, Walton, Williamson, Wilson, Worthington—85.

**NAYS**—Messrs. Arrington, Bowles, Cook, Davis, Eckles, Glover, Guynes, Ivy, Jackson, Johnson of Tate, Keith, Lancaster, Mauffray, Maybin, Montgomery of Quitman, Montgomery of Washington, Nelson, Packwood, Peatross, Peery, Potter, Redhead, Reeves, Rice, Simmons, Simpson, Spencer, Stowers of Lafayette, Terral, Ventress, Wade, Watson—33.

**ABSENT AND NOT VOTING**—Messrs. Buntin, Chatham, Dulaney, Falkner, Gayles, Harris, Keirn, Marshall, Miller of Washington, Murry, Puckett, Williams, Wyatt and Mr. Speaker.—14.

The substitute offered by the Committee, as amended, was then adopted.

The bill as amended was then considered engrossed, read the third time, and agreeable to the provisions of the Constitution, the yeas and nays were taken and the bill as amended passed, title standing as stated, by the following vote :

**YEAS**—Messrs. Anderson, Arnold, Arrington, Ballinger, Basham, Bellamy, Binford, Blanchard, Boggan, Burkitt, Butler, Bynum, Caldwell, of Monroe, Caldwell, of Leake and Winston, Carr, Caruthers, Catchings, Champion, Cotten, Dinsmore, Doss, Durham, Durrett, Eckles, Enochs, Farr, Fowler, Fox, Gardner, Gewin, Gore, Goude-lock, Greaves, Graham, Griffin, Guynes, Harnah, Harper, Hart, Henry, Hinton, Ivy, Jackson, Johnson of Tate, Keith, Key, King, Lamb, Love, McGuire, McSwine, Medford, Miller, of Copiah, Mitchell, Morris, Newman, Nix, Odom, O'Neill, Packwood, Payne, Peatross, Perkins, Potter, Quinn, Ratliff, Redhead, Roberts, Robertson, Rodgers, of Tishomingo, Rogers, of Yalobusha, Ryan, Smith, of Jones, Smith, of Wayne, Stewart, Stinson, of Lauderdale, Stinson, of Lowndes, Stowers, of Jefferson, Street, Stutts, Talbert, Tate, Taylor, of Montgomery, Taylor, of Yalobusha, Terral, Thrasher, Touchstone, Turner, of Greene, Turner of Madison, Underwood, Ventress, Walton, Williamson, Wilson, Worthington Wyatt,  
—96.

**NAYS**—Messrs. Bowles, Campbell, Chatham, Cook, Davis, Glover, Kelsey, Lancaster, Manfray, Maybin, McKie, Montgomery, of Quitman, Montgomery, of Washington, Nelson, Peery, Reeves, Rice, Simmens, Simpson, Spencer, Stowers of Lafayette, Wade, Watson—23.

**ABSENT AND THOSE NOT VOTING**—Messrs. Buntin, Denton, Dulaney, Falkner, Gayles, Harris, Keirn, Marshall, Miller of Washington, Murry, Puckett, Williams, Mr. Speaker.  
Total, 18.

Mr. Peatross moved to reconsider the vote by which H. B. No. 13, An act to amend section 327 of the Annotated Code of 1892 in relation to the salary of county auditor, was passed.

On recommendation of the Judiciary Committee, H. B. No. 14, An act to amend section 1214, chapter 29, of the Annotated Code of Mississippi, in reference to the sale of opium, was referred to Committee on Public Health and Quarantine.

H. B. No. 17, An act to amend section 136 of the Annotated Code of 1892, in respect to sheriffs serving writs of garnishment.

Was on motion of Mr. Cook indefinitely postponed.

On recommendation of Judiciary Committee H. B. 29, An



act to amend section 1214 of the Annotated Code of Mississippi, in reference to the sale of opium or any preparation thereof, was referred to Committee on Public Health and Quarantine.

H. B. No. 31, An act to amend sections 241 and 243 of the Constitution of the State of Mississippi, with reference to poll tax.

Was on motion of Mr. Cook indefinitely postponed.

The Speaker announced as a Special Committee of three on the part of the House, authorized by the adoption, yesterday, of the concurrent resolution offered by Mr. Bowles to investigate the Alcorn A. & M. College, Messrs. Maybin, Hinton, and Butler.

Report of Committee on Enrolled Bills:

MR. SPEAKER: Your Committee on Enrolled Bills have examined the following entitled bill, and find that it is correctly enrolled, and we herewith present it to the Speaker for his signature, to-wit:

H. B. No. 5, An act making an appropriation to defray the expenses of the present session of the Legislature.

T. N. TOUCHSTONE, Chairman.

Whereupon, the Speaker announced the suspension of all business, and signed the bill reported, calling the attention of the House thereto.

Report of Committee on Fees and Salaries was considered.

Whereupon, H. B. No. 23 was taken up.

The Committee offered an amendment, striking out 50 cents, where it appears in the bill, and inserting in lieu thereof \$1.00, which was lost.

Mr. Campbell moved to insert after the word "day," in said bill, the words "in criminal cases and \$1.00 in civil suits."

Mr. McGuire moved the previous question on the adoption of the amendment and passage of the bill, which was sustained, and the amendment offered by Mr. Campbell was adopted.

Whereupon, the bill as amended was considered engrossed, read the third time, and agreeable to the provisions of the Constitution, the yeas and nays were taken and the bill as amended passed, the title standing as stated, by the following vote:

YEAS—Messrs. Anderson, Arnold, Basham, Bellamy, Binford, Blanchard, Boggan, Bowles, Burkitt, Butler, Bynum, Caldwell of Monroe, Caldwell of Leake and Winston, Campbell, Carr, Caruthers, Champion, Chatham, Cook, Cotten, Davis, Denton, Dinsmore, Doss, Durham, Eckles, Enochs,

Farr, Fowler, Fox, Gardner, Gewin, Glover, Greaves, Graham, Griffin, Guynes, Hannah, Harper, Hart, Henry, Hinton, Jackson, Johnson of Tate, Keith, Kelsey, King, Lamb, Lancaster, Love, Marshall, Maufray, Maybin, McGuire, McKie, McSwine, Medford, Miller of Copiah, Mitchell, Morris, Montgomery of Washington, Nelson, Nix, Odom, O'Neill, Packwood, Payne, Perkins, Potter, Quinn, Ratliff, Redhead, Reeves, Rice, Roberts, Robertson, Rodgers of Tishomingo, Rogers of Yalobusha, Ryan, Simpson, Smith of Jones, Stinson of Lauderdale, Stowers of Jefferson, Stowers of Lafayette, Talbert, Tate, Taylor of Montgomery, Taylor of Yalobusha, Terral, Thrasher, Touchstone, Turner of Greene, Turner of Madison, Underwood, Ventress, Wade, Walton, Watson, Williamson, Wilson, Worthington, Wyatt—Total yeas, 102.

**NAYS**—Messrs. Arrington, Ballinger, Durrett, Gore, Goudelock, Ivy, Key, Newman, Stinson, of Lowndes—Total nays, 9.

**ABSENT AND THOSE NOT VOTING**—Messrs. Buntin, Catchings, Dulaney, Falkner, Gayles, Harris, Keirn, Miller of Washington, Montgomery of Quitman, Murry, Peatross, Peery, Puckett, Simmons, Smith of Wayne, Spencer, Stewart, Street, Stutts, Williams and Mr. Speaker—Total, 21.

On motion of Mr. Rogers of Tishomingo, the House, at 1 o'clock P. M. adjourned until 10 o'clock A. M. to-morrow.

L. PINK SMITH,

Clerk of the House of Representatives.

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## TENTH DAY.

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FRIDAY, January 12, 1894.

The House was called to order at 10 A. M. by Speaker Vardaman. Prayer by Mr. Durham.

The roll being called, the following members answered to their names:

**PRESENT**—Messrs. Anderson, Arnold, Arrington, Ballinger, Basham, Bellamy, Binford, Blanchard, Boggan, Bowles, Burkitt, Butler, Bynum, Caldwell of Monroe, Caldwell of Leake and Winston, Campbell, Carr, Caruthers, Catchings, Champion, Chatham, Cook, Cotten, Davis, Denton, Dinsmore, Doss, Durham, Durrett, Echols, Enochs, Farr, Fowler, Fox, Gardner, Gewin, Glover, Gore, Goudelock, Greaves, Graham, Griffin, Guynes, Hannah, Harper, Hart, Henry,

Hinton, Ivy, Jackson, Johnson of Tate, Keith, Kelsey, Key, King, Lamb, Lancaster, Love, Marshall, Mauffray, Maybin, McGuire, McKie, McSwine, Medford, Miller of Copiah, Mitchell, Morris, Montgomery of Quitman, Montgomery of Washington, Nelson, Newman, Nix, Odom, Packwood, Payne, Peatross, Perkins, Puckett, Quinn, Ratliff, Redhead, Reeves, Rice, Roberts, Robertson, Rodgers of Tishomingo, Rogers of Yalobusha, Ryan, Simmons, Simpson, Smith of Wayne, Spencer, Stewart, Stinson, of Lauderdale, Stinson of Lowndes, Stowers of Jefferson, Stowers of Lafayette, Street, Stutts, Talbert, Tate, Taylor of Yalobusha, Terral, Thrasher, Touchstone, Turner, of Greene, Turner of Madison, Underwood, Ventress, Wade, Walton, Watson, Williamson, Wilson, Worthington, Wyatt, Mr. Speaker—Total present, 118.

ABSENT—Messrs. Buntin, Dulaney, Falkner, Gayles, Harris, Keirn, Miller of Washington, Murry, O'Neill, Peery, Potter, Smith of Jones, Taylor of Montgomery, Williams—Total absent, 14.

Leave of absence granted Messrs. Taylor of Montgomery, Smith of Jones, and Mr. O'Neill from day to day.

Reading of Journal dispensed with, and stood approved.

S. B. No. 45, An act to amend section 2831 of the Annotated Code of Mississippi, in reference to expenses of lunatics in the lunatic asylums.

Was read twice and referred to Committee on Benevolent Institutions.

#### SENATE MESSAGES.

MR. SPEAKER: I am directed to inform the House that the Senate has passed the following bill, viz:

S. B. No. 1, An act to amend sections 1214 and 1215 of the Annotated Code of Mississippi, in reference to the sale of opium.

The Senate has passed the following

#### CONCURRENT RESOLUTION.

*Resolved*, by the Senate, the House concurring, That a Committee, consisting of three members on the part of the Senate and — on the part of the House, be appointed, to carefully and thoroughly examine the State Capitol Building, and report the necessary repairs to preserve and render said building safe.

Also, to report the propriety of having the vast accumulation of worthless matter now in the upper rooms, removed therefrom.

Committee on part of Senate—Messrs. Stephens, Hamilton and Love.

And has also passed the following

CONCURRENT RESOLUTION.

WHEREAS, the Governor in his message to the Legislature gives information of the existence of a condition of affairs in the management of the Alcorn A. and M. College, which is supported in part by appropriations from the State Treasury, and recommends the appointment of a joint Committee to visit the College and make full report in relation thereto, and

WHEREAS, an investigation is demanded by the Executive Committee of the Board of Trustees of said College, therefore

*Resolved*, By the Senate, the House concurring, that a joint committee of two on the part of the Senate, and — on the part of the House, be appointed to visit the said Alcorn A. and M. College, and make full investigation of the condition of said College, and the management thereof, and report the result of said investigation, with all testimony in writing, to the Legislature, at as early a day as possible.

Committee on part of Senate—Messrs. Scudder and Coffee.

WILLIAM HENRY, Secretary.

S. B. No. 46, An act to amend section 3546 of the Annotated Code of Mississippi, in relation to the speed of running trains on railroads passing through cities, towns and villages by confining the effect of the section to speed within half a mile of the depot of cities and towns and one-quarter of a mile in villages.

Was read twice, and referred to Committee on Railroads.

S. B. No. 53, An act to amend section 2178 of the Annotated Code of Mississippi so as to authorize the cession of jurisdiction to the United States over all lands acquired by the United States for the purpose of making, building or constructing levees, canals or any other works in connection with the improvement of rivers and harbors, and for other purposes.

Was read twice, and referred to Committee on Judiciary.

Report of Committee on Enrolled Bills:

MR. SPEAKER: Your Committee on Enrolled Bills desire to report that the following House Bill having been signed by the Speaker of the House and President of the Senate, has been delivered to the Governor, to-wit:

H. B. No. 5, An act making an appropriation to defray the expenses of the present session of the Legislature.

Respectfully submitted,

T. N. TOUCHSTONE, Chairman.

**Report of Committee on Appropriations :**

**MR. SPEAKER:** The Committee on Appropriations has had under consideration the following Concurrent House Resolution, No. 4, referred to them, and have instructed me to report it back with the following recommendation, to-wit:

Concurrent House Resolution, No. 4, In regard to the contract of the State of Mississippi with the Jackson Light, Heat and Water Company, and they have directed me to report the same back with the recommendation that the substitute herewith be adopted.

JOHN R. DINSMORE, Chairman.

**Report of Committee on Public Education :**

**MR. SPEAKER—**The Committee on Public Education has had under consideration the following bills referred to them and have instructed me to report them back with the following recommendations, to-wit:

H. B. No. 6, An act to amend section 3995 of school law. That committees substitute do pass, title being sufficient.

H. B. No. 12, To be entitled an act to amend section 3995 of the Annotated Code in regard to separate school districts for the different races and the laying out of school districts; do not pass.

LANCASTER, Chairman.

**Report of Committee on Judiciary :**

**MR. SPEAKER:** The Committee on Judiciary has had under consideration the following bills referred to them and have instructed me to report them back with the following recommendations, to-wit:

H. B. No. 38, An act to amend sections 3684, 3685 and 3686 of the Annotated Code of 1892, in relation to filling vacancies; do pass as amended; title sufficient as amended.

H. B. No. 41, An act to repeal section 684 of Annotated Code in relation to general docket to be kept by circuit clerk; title sufficient; do not pass.

H. B. No. 42, An act to repeal section 1847 of Annotated Code in relation to saving expenses of secret record of indictments; title sufficient; do not pass.

H. B. No. 53, An act to abolish all fees now allowed justices of the peace and constables in criminal cases and for other purposes; title sufficient; do not pass.

H. B. No. 55, An act to provide for the payment of rent before removal from leased premises goods or chattels levied upon by virtue of any writ of execution or other legal process; title sufficient; do pass.

H. B. No. 58, An act providing that goods and chattels shall not be removed from leased premises under execution

or other legal process until rent is paid ; title sufficient ; do not pass.

H. B. No. 68, An act to amend section 327 of the Annotated Code of Mississippi in relation to the salary of chancery clerks as county auditors ; title sufficient ; do not pass.

S. B. No. 16, An act to amend section 844 of the Annotated Code of Mississippi in reference to the rights of creditors as to transferred stock ; title sufficient ; do pass.

Respectfully submitted,

SAM C. COOK, Chairman.

#### INTRODUCTION OF BILLS.

By Mr. Kelsey :

H. B. No. 67, An Act for the support and maintenance of the State Normal School at Holly Springs, Miss.

Was read twice and referred to Committee on Appropriations.

By Mr. Durham :

H. B. No. 68, an Act to provide for the appropriation of money for the purchase of one piano for the Institute for the Blind.

Was read twice and referred to Committee on Appropriations.

By Mr. Peatross :

H. B. No. 69, an Act entitled an Act to tax all banks, corporations, persons or companies conducting a safe deposit business or department.

Was read twice and referred to Committee on Ways and Means.

By Mr. Cotten :

H. B. No. 70, an Act to make an appropriation to defray the expenses of State Lunatic Asylum for the years 1894 and 1895.

Was read twice and referred to Committee on Appropriations.

By Mr. Enochs :

H. B. No. 71, an Act to amend section 3928 of the Annotated Code of 1892 in regard to road overseer's reports.

Was read twice and referred to Committee on County Affairs.

By Mr. Ivy :

H. B. No. 72, an Act entitled an Act to amend section 3744 of the Annotated Code of Mississippi in relation to what property exempt from taxation.

Was read twice and referred to Committee on Ways and Means.

By Mr. Potter :

H. B. No. 73, an Act to provide for the protection of the property of the State at the capital from damage or destruction by fire, and to appropriate money therefor.

Was read twice and referred to Committee on Appropriations.

By Mr. Watson :

H. B. No. 74, an Act entitled an Act appropriating monies for purchasing musical instruments for the use of the Blind Institute of this State.

Was read twice and referred to Committee on Appropriations.

By Mr. Quin—

H. B. No. 75, An act entitled an act to amend section 18, chapter 148 of the acts of the Legislature of the State of Mississippi of 1892, entitled An act to amend and consolidate the act incorporating the city of West Point and the several acts amendatory thereto, in relation to city attorney, his duties and compensation.

Was read twice, and referred to Committee on Local and Private Legislation.

Mr. Perkins offered House Concurrent Resolution, No. 7, submitting to the qualified electors of the State for ratification or rejection an amendment to the Constitution in relation to the distribution of the Common School fund.

Was read twice, and referred to Committee on Public Education.

By unanimous consent—

H. B. No. 21, An act to repeal section 4300 of the Annotated Code, was withdrawn.

H. B. No. 24, To be entitled An act to amend chapter 46, section 2006, subdivision B, Annotated Code 1892, in relation to warrants in criminal cases.

Was, on motion of Mr. Cook, indefinitely postponed.

H. B. No. 26, An act to amend section 3910 of the Annotated Code of Mississippi, to abolish the exemption of two horses, mules and oxen and implements therein named from public road service, was then considered.

Mr. Spencer offered the following amendment: That wherever the word overseer occurs in said section 3910 the words "or contractor shall be added."

Mr. Glover moved the previous question on the adoption of the amendment and passage of the bill, which was sustained.

The amendment offered by Mr. Spencer was lost.

The bill was then considered engrossed, read the third time, and agreeably to the provisions of the Constitution,

the yeas and nays were taken, the bill passed, title standing as stated, by the following vote :

**YEAS**—Messrs. Arnold, Arrington, Blanchard, Boggan, Butler, Bynum, Caldwell of Monroe, Caldwell, of Leake and Winston, Caruthers, Champion, Cook, Davis, Denton, Dinsmore, Doss, Eckles, Enochs, Farr, Fox, Glover, Greaves, Graham, Guynes, Hart, Henry, Hinton, Ivy, Jackson, Johnson, Keith, Kelsey, Lamb, Love, Marshall, Mauffray, McGuire, McKie, McSwine, Medford, Morris, Montgomery of Washington, Newman, Odom, Packwood, Payne, Peatross, Perkins, Redhead, Rogers, of Yalobusha, Simmons, Spencer, Stewart, Stinson, of Lowndes, Stowers of Jefferson, Stowers, of Lafayette, Stutts, Talbert, Tate, Taylor of Yalobusha, Thrasher, Touchstone, Turner of Madison, Ventress, Walton, Williamson, Wilson, Worthington, Wyatt—Total yeas—68.

**NAYS**—Messrs. Anderson, Ballinger, Basham, Bellamy, Binford, Bowles, Campbell, Carr, Catchings, Cotten, Durham, Durrett, Fowler, Gardner, Gewin, Gore, Goudelock, Griffin, Hannah, Harper, Key, King, Lancaster, Maybin, Mitchell, Montgomery, of Quitman, Nelson, Nix, Puckett, Quinn, Ratliff, Reeves, Rice, Roberts, Robertson, Ryan, Simpson, Smith, of Wayne, Stinson, of Lauderdale, Terral, Turner, of Greene, Underwood, Wade, Watson—Total nays 44.

**ABSENT AND THOSE NOT VOTING**—Messrs. Buntin, Burkitt, Chatham, Dulaney, Falkner, Gayles, Harris, Keirn, Miller of Copiah, Miller, of Washington, Murry, O'Neill, Peery, Potter, Rodgers of Tishomingo, Smith of Jones, Street, Taylor of Montgomery, Williams, and Mr. Speaker—Total 20.

Concurrent Resolution to remove worthless printed matter from the upper rooms of the Capitol building was lost.

H. B. No. 47, An act to make an appropriation to defray the expenses of the Institute for the Deaf and Dumb, was considered.

Mr. Gewin moved to amend by striking out \$8,580.00 where same appears in bill and insert in lieu thereof \$7,677. Lost.

The bill was then considered engrossed, read third time, and agreeably to the provisions of the Constitution, the yeas and nays being taken, the bill passed, title standing as stated, by the following vote :

**YEAS**—Messrs. Anderson, Arnold, Arrington, Ballinger, Basham, Bellamy, Binford, Blanchard, Boggan, Bowles, Butler, Bynum, Caldwell of Monroe, Caldwell of Leake and Winston, Campbell, Carr, Caruthers, Catchings, Champ-



ion, Chatham, Cook, Cotten, Davis, Denton, Dinsmore, Doss, Durham, Durrett, Eckles, Enochs, Farr, Fowler, Fox, Gardner, Glover, Goudelock, Greaves, Graham, Griffin, Guynes, Harper, Hart, Henry, Hinton, Ivy, Jackson, Johnson, Keith, Kelsey, Key, Lamb, Lancaster, Love, Marshall, Mauffray, Maybin, McGuire, McKie, McSwine, Medford, Miller of Copiah, Mitchell, Morris, Montgomery of Washington, Nelson, Newman, Odom, Packwood, Payne, Peatross, Puckett, Quinn, Reeves, Rice, Roberts, Robertson, Rodgers of Tishomingo, Rogers of Yalobusha, Ryan, Simmons, Simpson, Smith of Wayne, Spencer, Stewart, Stinson of Lauderdale, Stinson of Lowndes, Stowers of Jefferson, Stowers of Lafayette, Street, Stutts, Tate, Taylor of Yalobusha, Terral, Thrasher, Touchstone, Turner of Greene, Turner of Madison, Underwood, Wade, Walton, Williamson, Wilson, Worthington, Wyatt, and Mr. Speaker.—Total 105.

**NAYS**—Messrs. Burkitt, Gewin, Gore, King, Nix and Perkins—Total 6.

**ABSENT AND THOSE NOT VOTING**—Messrs. Buntin, Dulaney, Falkner, Gayles, Hannah, Harris, Keirn, Miller of Washington, Montgomery of Quitman, Murry, O'Neill, Peery, Potter, Ratliff, Redhead, Smith of Jones, Talbert, Taylor of Montgomery, Ventress, Watson and Williams—Total 21.

H. B. No. 32, An act to further carry into effect the contract made under Chapter 385, Acts 1888, being an act to better secure safety and health in the State institutions, etc., approved March 10, 1888, and to defray the expenses thereof.

The committee offered to amend by striking out all after the enacting clause, and to substitute H. B. No. 32, an act to further carry into effect the contract made under Chapter 385, Acts 1888, being an act to better secure safety and health in the State institutions, etc., approved March 10, 1888, and to defray the expense thereof.

The committee substitute was adopted, whereupon the bill, as amended, was considered engrossed, read the third time, and agreeably to the provisions of the Constitution, the yeas and nays being taken, the bill passed, title standing as stated, by the following vote:

**YEAS**—Messrs. Arrington, Ballinger, Bellamy, Binford, Blanchard, Boggan, Bowles, Butler, Bynum, Caldwell of Monroe, Caldwell of Leake and Winston, Campbell, Carr, Catchings, Champion, Chatham, Cook, Cotten, Davis, Denton, Dinsmore, Doss, Durham, Durrett, Eckles, Enochs, Farr, Fowler, Fox, Glover, Goudelock, Graham, Guynes, Hart, Henry, Ivy, Jackson, Johnson, Keith, Key, Lancaster, Love, Mauffray, Maybin, McGuire, McKie, McSwine, Miller

of Copiah, Mitchell, Morris, Montgomery of Quitman, Montgomery of Washington, Nelson, Odom, Packwood, Payne, Peatross, Perkins, Puckett, Quinn, Rice, Robertson, Rodgers of Tishomingo, Rogers of Yalobusha, Ryan, Simmons, Simpson, Spencer, Stewart, Stinson of Lauderdale, Stinson of Lowndes, Stowers of Lafayette, Street, Stutts, Tate, Terral, Thrasher, Touchstone, Turner of Greene, Turner of Madison, Underwood, Ventress, Wade, Walton, Williamson, Wilson, Worthington, Wyatt and Mr. Speaker—Total yeas, 88.

**NAYS**—Messrs. Arnold, Basham, Burkitt, Gardner, Gewin, Gore, Griffin, Harper, Hinton, Kelsey, King, Lamb, Newman, Nix, Ratliff, Roberts, Rogers of Yalobusha, Stowers of Jefferson and Taylor of Yalobusha—Total 21.

**ABSENT AND THOSE NOT VOTING**—Messrs. Buntin, Caruthers, Dulaney, Falkner, Gayles, Greaves, Hannah, Harris, Keirn, Marshall, Medford, Miller of Washington, Murry, O'Neill, Perry, Potter, Redhead, Smith of Jones, Smith of Wayne, Talbert, Taylor of Montgomery, Watson and Williams—Total 23.

On motion of Mr. Goude-lock, H. B. No. 25, an Act to amend section 2061 of the Annotated Code of 1892 so as to authorize the Board of Supervisors to levy a special tax to build and maintain fences in sub-divisions of a county in which the stock law is in force, was ordered to lie on the table subject to call.

Report of Judiciary Committee was then ordered considered, whereupon H. B. No. 38, an Act to amend sections 3684, 3685 and 3686 of the Annotated Code of 1892, in relation to filling vacancies, was taken up.

The committee proposed to amend by striking out 2d section of the bill and by inserting the word "general" after the word "succeeding" in the next to the last line in the 3d section of the bill, which was adopted.

Committee also proposed to amend title so as to read :

An Act to amend sections 3684 and 3686 of the Annotated Code of 1892, in relation to filling vacancies in State and county district offices, which was adopted.

Whereupon the bill as amended was considered engrossed, read the third time, and agreeably to the provisions of the Constitution, the yeas and nays being taken, was passed, title standing as stated, by the following vote :

**YEAS**—Messrs. Anderson, Arnold, Arrington, Ballinger, Basham, Bellamy, Blanchard, Boggan, Bowles, Burkitt, Butler, Bynum, Caldwell of Monroe, Caldwell of Leake and Winston, Campbell, Caruthers, Catchings, Champion, Cook, Cotten, Davis, Denton, Dinsmore, Doss, Durham, Eckles, Farr, Fowler, Fox, Gardner, Gewin, Glover, Gore, Goude-lock, Greaves, Graham, Griffin, Guynes, Hannah, Harper,

Hart, Henry, Hinton, Ivy, Jackson, Johnson, Keith, Kelsey, Key, King, Lamb, Lancaster, Love, Marshall, Mauf-ray, Maybin, McGuire, McKie, McSwine, Miller of Copiah, Mitchell, Morris, Montgomery of Washington, Nelson, Nix, Odom, Packwood, Payne, Perkins, Puckett, Quinn, Ratliff, Redhead, Reeves, Rice, Roberts, Robertson, Rodgers of Tishomingo, Rogers of Yalobusha, Ryan, Simmons, Simpson, Spencer, Stewart, Stinson of Lauderdale, Stinson of Lowndes, Stowers of Jefferson, Stowers of Lafayette, Street, Stutts, Tate, Taylor of Yalobusha, Terral, Thrasher, Touchstone, Turner of Greene, Turner of Madison, Underwood, Wade, Williamson, Wilson, Worthington, Wyatt, and Mr. Speaker.—Total 104.

**NAYS**—Mr. Ventress—1.

**ABSENT AND THOSE NOT VOTING**—Messrs. Binford, Buntin, Carr, Chatham, Dulaney, Durrett, Enochs, Falkner, Gayles, Harris, Keirn, Medford, Miller of Washington, Montgomery of Quitman, Murry, Newman, O'Neill, Peatross, Peery, Potter, Smith, of Jones, Smith of Wayne, Talbert, Taylor of Montgomery, Walton, Watson, and Williams—Total, 27.

The following message was received from the Governor:

EXECUTIVE DEPARTMENT,  
JACKSON, MISS., January 12, 1894. }

**MR. SPEAKER:** I am instructed by his Excellency, the Governor, to inform the House of Representatives that he has approved the following entitled bill, to-wit:

H. B. No. 5, an Act making an appropriation to defray the expenses of the present session of the Legislature.

Respectfully,

J. J. COMAN, Private Secretary.

By unanimous consent, Mr. Touchstone offered the following:

*Resolved*, That all the pages and messengers appointed under the law or by order of the House be allowed the same pay, viz.: two (\$2.00) dollars per day, and that certificates be issued to them accordingly, payable out of the contingent fund of the House.

*Resolved further*, That the postmistress of the House be paid two dollars and fifty cents per day out of said contingent fund.

Adopted.

(Mr. Williamson in the chair.)

H. B. No. 41, an Act to repeal section 634 of the Annotated Code, in relation to general docket to be kept by circuit clerk, was considered.

On motion of Mr. Cook the bill was indefinitely postponed.  
(Speaker Vardaman in the chair.)

The following message was received from the Governor:

EXECUTIVE DEPARTMENT,  
JACKSON, MISS., January 12, 1894. }

MR. SPEAKER: I am directed by his Excellency, the Governor, to submit his report of expenditures from the executive contingent fund for the years 1892 and 1893.

Respectfully,

J. J. COMAN, Private Secretary.

On motion of Mr. Henry, was referred to Committee on Contingent Expenses.

H. B. No. 42, an Act to repeal section 1347 of Annotated Code, in relation to saving expenses of secret record of indictments was, on motion of Mr. Cook, indefinitely postponed.

H. B. No. 53, an Act to abolish all fees now allowed justices of the peace and constables in criminal cases, and for other purposes, was on motion of Mr. Cook, indefinitely postponed.

H. B. No. 55, an Act to provide for the payment of rent before removal from leased premises goods or chattels levied upon by virtue of any writ of execution or other legal process, was on motion, indefinitely postponed.

H. B. No. 58, an Act providing that goods and chattels shall not be removed from leased premises under execution or other process until rent is paid, was considered.

On motion of Mr. Cook, the bill was considered engrossed, read the third time, and agreeably to the provisions of the Constitution, the yeas and nays being taken, the bill was passed, title standing as stated, by the following vote:

YEAS—Messrs. Arnold, Arrington, Ballinger, Basham, Bellamy, Binford, Blanchard, Boggan, Bowles, Butler, Bynum, Caldwell of Monroe, Caldwell of Leake and Winston, Carr, Caruthers, Catchings, Champion, Chatham, Cook, Davis, Denton, Dinsmore, Doss, Durham, Durrett, Enochs, Farr, Fowler, Fox, Gardner, Glover, Goude-lock, Greaves, Graham, Hannah, Hart, Henry, Hinton, Ivy, Jackson, Johnson, Keith, Key, Lamb, Lancaster, Love, Marshall, Mauffray, McGuire, Medford, Miller of Copiah, Mitchell, Morris, Montgomery of Washington, Nelson, Newman, Odom, Packwood, Payne, Peatross, Peery, Perkins, Puckett, Quinn, Redhead, Rice, Robertson, Rodgers of Tishomingo, Rogers of Yalobusha, Ryan, Simmons, Spencer, Stinson of Lowndes, Stowers of Jefferson, Stowers, of Lafayette, Talbert, Tate, Taylor, of Yalobusha, Terral, Thrasher, Touchstone, Turner of Greene, Turner of Madison, Ventress, Wade, Walton, Williamson, Wilson, Worthington—Total yeas, 89.

NAYS—Messrs. Anderson, Burkitt, Cotten, Gewin, Gore,

Guynes, Harper, King, McKie, Nix, Ratliff, Reeves, Roberts, Simpson, Stinson of Lauderdale, Stutts, Underwood, Wyatt—Total nays, 18.

ABSENT AND THOSE NOT VOTING—Messrs. Buntin, Campbell, Dulaney, Eckles, Falkner, Gayles, Griffin, Harris, Keirn, Kelsey, Maybin, McSwine, Miller of Washington, Montgomery of Quitman, Murry, O'Neill, Potter, Smith of Jones, Smith of Wayne, Stewart, Street, Taylor of Montgomery, Watson, Williams, Mr. Speaker—Total, 25.

The Clerk of the House read a communication from Hon. J. L. M. Curry, accepting the invitation of the House, and fixing Wednesday, January 17th, as the day on which to deliver said address.

At 1:15 o'clock P. M. the House, on motion of Mr. Miller, of Copiah, adjourned until 10 o'clock A. M. to-morrow.

L. PINK SMITH,

Clerk of the House of Representatives.

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## ELEVENTH DAY.

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SATURDAY, January 13, 1894.

The House was called to order at 10 A. M. by Speaker Vardaman; prayer by Rev. Dr. Sproles.

The roll being called, the following members answered to their names:

PRESENT—Messrs. Anderson, Arnold, Arrington, Ballinger, Basham, Bellamy, Blanchard, Boggan, Bowles, Burkitt, Butler, Bynum, Caldwell of Monroe, Caldwell of Leake and Winston, Campbell, Carr, Caruthers, Chatham, Cook, Cotten, Davis, Denton, Dinsmore, Doss, Dulaney, Durrett, Eckles, Enochs, Farr, Fowler, Fox, Gardner, Gewin, Glover, Gore, Goude-lock, Greaves, Graham, Griffin, Guynes, Hannah, Harper, Hart, Henry, Ivy, Jackson, Johnson Keith, Kelsey, Key, King, Lamb, Lancaster, Love, Marshall, Mauf-ray, Maybin, McGuire, McKie, McSwine, Medford, Miller of Copiah, Mitchell, Morris, Montgomery of Quitman, Montgomery of Washington, Nelson, Nix, Odom, Packwood, Payne, Perkins, Potter, Puckett, Quinn, Ratliff, Redhead, Reeves, Rice, Robertson, Rodgers of Tishomingo, Rogers of Yalobusha, Ryan, Simmons, Simpson, Smith of Wayne, Stewart, Stinson of Lauderdale, Stinson of Lowndes, Stowers of Jefferson, Stowers of Lafayette, Street, Stutts, Talbert, Tate, Taylor of Yalobusha, Terral, Thrasher, Touchstone,

Turner of Greene, Turner of Madison, Underwood, Ventress, Wade, Walton, Watson, Williamson, Wilson, Worthington, Wyatt, Mr. Speaker—Total present, 111.

ABSENT—Messrs. Binford, Buntin, Catchings, Champion, Durham, Falkner, Gayles, Harris, Hinton, Keirn, Miller of Washington, Murry, Newman, O'Neill, Peatross, Peery, Roberts, Smith of Jones, Spencer, Taylor of Montgomery, and Williams—Total, 21.

Leave of absence granted Messrs. Roberts, Spencer, Durham, Binford, Hinton, Catchings, Newman, Peatross, Champion, and Jackson, from day to day.

Reading of the Journal dispensed with and stood approved.

S. B. No. 1, an Act to repeal sections 1214 and 1215 of the Annotated Code of Mississippi in reference to the sale of opium.

Was read twice and referred to Committee on Public Health and Quarantine.

Senate Concurrent Resolution to appoint a Committee to examine the Capitol building, etc., was read twice and referred to Committee on Public Buildings and Grounds.

Senate Concurrent Resolution to investigate Alcorn A. & M. College, was read twice and referred to Committee on Universities and Colleges.

Privileges and courtesies of the House were extended Messrs. Kincannon, Lynch, Walton Shields and Sam Holloway.

Report of Committee on Appropriations:

MR. SPEAKER: The Committee on Appropriations has had under consideration the following bill referred to them, and have instructed me to report it back with the following recommendations, to wit:

That H. B. No. 65 be referred to Committee on Local and Private Legislation.

JOHN R. DINSMORE, Chairman.

Report of Committee on Appropriations:

MR. SPEAKER: The Committee on Appropriations has had under consideration the following bill referred to them, and have instructed me to report it back with the following recommendations, to-wit:

H. B. No. 52, Making an appropriation for the support of the Agricultural and Mechanical College for the years 1894 and 1895.

They find the title to said bill sufficient, and they recommend that it do pass with amendments.

JOHN R. DINSMORE, Chairman.

Report of Committee on Railroads:

MR. SPEAKER: The Committee on Railroads has had under

consideration the following bills referred to them, and have instructed me to report them back with the following recommendations, to-wit:

S. B. No. 46, an Act to amend section 3546 of the Annotated Code of Mississippi in relation to the speed of running trains on railroads passing through cities, towns and villages, by confining the effect of the section to speed within half a mile of the depot in cities and towns, and one-quarter of a mile in villages.

1st, The title is sufficient.

2d, Do not pass.

H. B. No. 33, to be entitled an Act to amend section 3546 of the Annotated Code of Mississippi in relation to the rate of speed of locomotives and cars by steam in cities, towns, etc.

1st, Title sufficient.

2d, Do not pass.

H. B. No. 21, to be entitled an Act to repeal section 4300 of the Annotated Code of Mississippi.

1st, Title insufficient.

2d, That the title be amended by inserting after the word "Mississippi" the words "in relation to banks or other persons retaining money on drafts with bills of lading attached until twenty-four hours after delivery of the goods," and that said bill do pass as amended.

T. D. MARSHALL, Chairman.

POLK TALBERT, Secretary.

#### INTRODUCTION OF BILLS.

By Mr. Goudelock—

H. B. No. 76, A bill to appropriate 1,500 dollars or so much thereof as may be necessary to liquidate the claims of district attorneys, judges and chancellors for protempore services rendered during the years 1892 and 1893.

Read twice and referred to Committee on Appropriations. By the Committee—

H. B. No. 77, An act to amend section 3227 of the Annotated Code 1892 defining who is entitled to pension, also requiring grand juries to examine the list of applicants for pension in the several counties.

Was read twice, and referred to Committee on Pensions.

By Mr. Henry—

H. B. No. 78, An act entitled An act to amend sections 775, 777, 780, 781, 783, 788, 791, 794, 795, 797, 800, 801, and 807 of the Annotated Code of 1892 in relation to the disposition of convicts in county jails, that they may be made

self-sustaining, and to enlarge the power of the board of supervisors with reference to such convicts.

Was read twice, and referred to Committee on Penitentiary. By unanimous consent Mr. Henry withdrew—

H. B. No. 51, An act entitled An act to amend sections 775, 777, 788, 791, 794, 795, 797, 800, and 807 of the Annotated Code of 1892 by providing that convicts sentenced to imprisonment and the payment of a fine may be hired out or let to contractors or worked by the county on public roads or works, or on farms and that boards of supervisors may be authorized to purchase or lease farms; providing that contractors shall pay the costs monthly, and the fines semi-annually, and be permitted to charge a reasonable sum for medicine and medical attention to convict, and requiring the convict to make good all time lost; requiring the boards of supervisors to allow the contractor the amount unearned by a convict who becomes disabled or dies without fault on his part; requiring contractors whose contracts are cancelled to return under penalty, the convicts to the county jail within five days, requiring sheriffs to enter on their jail dockets the time for which the convict is sentenced, and omitting the requirement that he acknowledged the receipt of fines, etc.; providing for the detention of convicts to work out lost time and to pay for medicine and medical attention contracted during sickness.

Mr. Ivy offered joint resolution No. 8, to amend the Constitution by striking out sections 223, 224, 225 and 226, article 10, relating to leasing of convicts.

Was read twice, and on motion of Mr. Street, was referred to Committee on Penitentiary.

Mr. Caruthers offered the following:

*Resolved*, That after this day chairmen of the various committees place upon the Clerk's desk the time and place of meeting of their committee, and that the same be read out by the Clerk of the House just previous to the question of adjournment.

Adopted.

#### MESSAGE FROM THE SENATE.

MR. SPEAKER: I am directed to inform the House that the Senate has concurred in House concurrent resolution providing for an investigation into the management of Alcorn A. and M. College, and an appropriation one hundred dollars to defray the expenses of said investigation.

Committee on part of Senate—Messrs. Scudder and Coffey.

WILLIAM HENRY, Secretary.



Mr. Robertson offered the following:

*Resolved*, That the Sergeant-at-Arms be instructed to assign certain pages to certain posts of duty in this hall, and that they remain at said posts during the sessions of this House.

*Resolved further*, That the Sergeant-at-Arms be required to preserve order in the lobbies of this House during its sessions.

Was ordered to lie over one day.

S. B. No. 16, to be entitled an Act to amend Section 844 of the Annotated Code of Mississippi, in reference to the rights of creditors as to transferred stock, was considered.

On motion of Mr. Cook the bill was considered engrossed, read the third time, and agreeably to the provisions of the Constitution the yeas and nays were taken and the bill passed, title standing as stated, by the following vote:

**YEAS**—Messrs. Anderson, Arnold, Arrington, Ballinger, Basham, Bellamy, Blanchard, Boggan, Bowles, Butler, Bynum, Caldwell of Monroe, Caldwell of Leake and Winston, Campbell, Carr, Caruthers, Chatham, Cook, Cotten, Denton, Dinsmore, Doss, Dulaney, Eckles, Enochs, Farr, Fowler, Fox, Gardner, Gewin, Glover, Gore, Gondelock, Graham, Guynes, Hannah, Harper, Hart, Ivy, Jackson, Johnson Keith, Key, Lamb, Lancaster, Love, Marshall, Maufray, Maybin, McGuire, McKie, McSwine, Medford, Miller of Copiah, Mitchell, Morris, Montgomery of Quitman, Montgomery of Washington, Nelson, Nix, Odom, Packwood, Payne, Potter, Puckett, Quinn, Ratliff, Redhead, Reeves, Rice, Robertson, Rodgers of Tishomingo, Rogers of Yalobusha, Ryan, Simons, Simpson, Smith of Wayne, Stinson of Lauderdale, Stinson of Lowndes, Stowers of Jefferson, Stowers of Lafayette, Street, Stutts, Talbert, Tate, Taylor of Yalobusha, Terrel, Thrasher, Touchstone, Turner of Greene, Turner of Madison, Underwood, Ventress, Wade, Walton, Williamson, Wilson, Worthington, Wyatt, and Mr. Speaker—Total 100.

**NAYS**—Messrs. Burkitt and Durrett—Total 2.

**ABSENT AND THOSE NOT VOTING**—Messrs. Binford, Buntin, Catchings, Champion, Davis, Durham, Falkner, Gayles, Greaves, Griffin, Harris, Henry, Hinton, Keirn, Kelsey, King, Miller of Washington, Murry, Newman, O'Neill, Peatross, Peery, Perkins, Roberts, Smith of Jones, Spencer, Stewart, Taylor of Montgomery, Watson, and Williams—Total, 30.

H. B. No. 63, to be entitled an Act to amend section 327 of the Annotated Code of Mississippi, in relation to the salary of chancery clerks as county auditor.

Was on motion of Mr. Cook indefinitely postponed.

(Mr. Williamson in the chair.)

H. B. No. 6, to be entitled an act to amend section 3995 of school law, was considered.

The committee offered to amend by striking out all after the enacting clause, and to substitute H. B. No. 6, an Act to amend section 3995 of the Annotated Code of 1892, entitled the same; separate school districts for the races; description of districts.

(Speaker Vardaman in the chair.)

Mr. Underwood moved the previous question on the adoption of the amendment and passage of the bill, which was sustained.

The committee's amendment was then adopted.

Whereupon the bill, as amended, was considered engrossed, read the third time, and agreeably to the provisions of the Constitution, the yeas and nays being taken, was passed, title standing as stated, by the following vote:

**YEAS**—Messrs. Anderson, Arnold, Arrington, Basham, Bellamy, Blanchard, Boggan, Bowles, Burkitt, Butler, Bynum, Caldwell of Monroe, Caldwell of Leake and Winston, Campbell, Carr, Caruthers, Chatham, Cotten, Denton, Dinsmore, Doss, Dulaney, Durrett, Eckles, Enochs, Farr, Fowler, Fox, Gardner, Gore, Goudelock, Greaves, Graham, Griffin, Guynes, Hannah, Harper, Hart, Henry, Ivy, Johnson, Keith, Kelsey, Key, King, Lamb, Lancaster, Love, Marshall, Mauffray, Maybin, McGuire, McKie, McSwine, Medford, Mitchell, Morris, Montgomery of Washington, Nelson, Nix, Odom, Packwood, Perkins, Puckett, Quinn, Ratliff, Redhead, Rice, Robertson, Rodgers of Tishomingo, Rogers of Yalobusha, Ryan, Simmons, Simpson, Smith of Wayne, Stewart, Stinson of Lauderdale, Stinson of Lowndes, Stowers of Jefferson, Stowers of Lafayette, Stutts, Talbert, Tate, Taylor of Yalobusha, Terral, Thrasher, Touchstone, Turner of Greene, Turner of Madison, Underwood, Ventress, Wade, Walton, Williamson, Wilson, Worthington, and Wyatt—Total 98.

**NAYS**—None.

**ABSENT AND THOSE NOT VOTING**—Messrs. Ballinger, Binford, Buntin, Catchings, Champion, Cook, Davis, Durham, Falkner, Gayles, Gewin, Harris, Hinton, Jackson, Keirn, Miller of Copiah, Miller of Washington, Montgomery, of Quitman, Murry, Newman, O'Neill, Payne, Peatross, Peery, Potter, Reeves, Roberts, Smith of Jones, Spencer, Street, Taylor of Montgomery, Watson, Williams and Mr. Speaker—Total 84.

H. B. No. 12, to be entitled an Act to amend section 3995 of the Annotated Code in regard to separate school districts for the different races, and the laying out of school districts.

Was, on motion of Mr. Lancaster, indefinitely postponed.

House Concurrent Resolution No. 4, In regard to the contract of the State of Mississippi with the Jackson Light, Heat and Water Co., was considered and the substitute offered by the Committee on Appropriations was adopted.

S. B. No. 46, an Act to amend section 3546, Code of Mississippi, in relation to speed of running trains on railroads passing through cities, towns and villages by confining the effect of the section to speed within one-half mile of depot of cities and towns, and one-quarter of a mile in villages.

Was, on motion of Mr. Street, ordered to lie on the table subject to call.

H. B. No. 21, to be entitled an Act to repeal section 4800 of the Annotated Code of Mississippi, was considered.

The committee offered to amend the title by adding after the word "Mississippi" the words "in relation to banks or other persons retaining money on drafts with bills of lading attached until twenty-four hours after delivery of the goods," which was adopted.

Thereupon the bill as amended was considered engrossed, read the third time, and agreeably to the provisions of the Constitution the yeas and nays being taken, the bill as amended passed, title standing as stated, by the following vote:

**YEAS**—Messrs. Arnold, Arrington, Ballinger, Bellamy, Blanchard, Boggan, Bynum, Caldwell of Monroe, Caldwell of Leake and Winston, Campbell, Carr, Davis, Denton, Doss, Eckles, Enochs, Fox, Glover, Greaves, Hannah, Harper, Henry, Ivy, Johnson, Keith, Key, Lamb, Lancaster, Love, Marshall, Mauffray, Maybin, McGuire, McKie, McSwine, Medford, Miller of Copiah, Mitchell, Montgomery of Washington, Odom, Payne, Puckett, Ratliff, Redhead, Reeves, Robertson, Rodgers of Tishomingo, Ryan, Simmons, Stinson of Lauderdale, Stinson of Lowndes, Stowers of Jefferson, Stowers of Lafayette, Street, Stutts, Terral, Turner of Greene, Turner of Madison, Underwood, Ventress, Walton, Williamson, Wilson, Worthington, Mr. Speaker. Total yeas, 65.

**NAYS**—Messrs. Anderson, Basham, Bowles, Burkitt, Chatham, Cotten, Dinsmore, Dulaney, Farr, Fowler, Gardner, Gewin, Gore, Goudelock, Graham, Griffin, Guynes, Hart, Jackson, Kelsey, King, Morris, Nelson, Packwood, Perkins, Quinn, Rice, Rogers of Yalobusha, Simpson, Smith of Wayne, Tate, Taylor of Yalobusha, Thrasher, Wade, Wyatt. Total nays, 35.

**ABSENT AND THOSE NOT VOTING**—Messrs. Binford, Buntin, Butler, Carothers, Catchings, Champion, Cook, Durham, Durrett, Falkner, Gayles, Harris, Hinton, Keirn, Miller of Washington, Montgomery of Quitman, Murry, Newman,

Nix, O'Neill, Peatross, Peery, Potter, Roberts, Smith of Jones, Spencer, Stewart, Talbert, Taylor of Montgomery, Touchstone, Watson, Williams. Total 32.

Mr. Bellamy at 12:30 moved to adjourn until Monday at 10 o'clock, A. M.

Lost.

Mr. Street moved that Special Committee on Soldiers' Home be requested to report bill to establish Soldiers' Home as early as possible and that Friday the 19th inst., immediately after the reading of the Journal, be set apart for the consideration of same.

Adopted.

On motion of Mr. Guynes, Wednesday, January 17th, the day suggested by Hon. J. L. M. Curry to address the Legislature, was agreed upon.

On motion of Mr. Miller of Copiah, the Senate was invited to sit with the House during the delivery of the address of Mr. Curry.

On motion of Mr. Marshall, a committee of five was appointed to receive Mr. Curry at the train.

The Speaker named on the committee to meet Mr. Curry the following:

Messrs. Miller of Copiah, Medford, Greaves, Johnson, and Jackson.

At 12:35 the House, on motion of Mr. Stowers, of Jefferson, adjourned until Monday 10 o'clock, A. M.

L. PINK SMITH,

Clerk of the House of Representatives.

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## TWELFTH DAY.

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MONDAY, January 15, 1894.

The House was called to order at 10 A. M., by Speaker Vardaman; Prayer by Rev. Dr. Hunter.

The roll being called, the following members answered to their names:

PRESENT--Messrs. Anderson, Arnold, Arrington, Ballinger, Basham, Bellamy, Binford, Blanchard, Boggan, Burkitt, Butler, Bynum, Caldwell of Monroe, Caldwell of Leake and Winston, Campbell, Carr, Caruthers, Chatham, Cook, Davis, Denton, Dinsmore, Doss, Dulaney, Durham, Durrett, Enochs, Falkner, Farr, Fowler, Fox, Gardner, Gayles, Gewin, Glover, Gore, Goude-lock, Graham, Griffin, Guynes, Hannah, Har-

per, Hart, Henry, Ivy, Johnson, Keith, Kelsey, Key, King, Lamb, Lancaster, Love, Marshall, Mauffray, Maybin, McGuire, McKie, McSwine, Medford, Miller of Copiah, Morris, Montgomery of Quitman, Montgomery of Washington, Murry, Nelson, Nix, Odom, O'Neill, Payne, Peatross, Perkins, Potter, Puckett, Quinn, Ratliff, Redhead, Reeves, Rice, Robertson, Rodgers of Tishomingo, Rogers of Yalobusha, Ryan, Simmons, Simpson, Smith of Jones, Smith of Wayne, Stewart, Stinson of Lauderdale, Stinson of Lowndes, Stowers of Jefferson, Stowers of Lafayette, Street, Stutts, Talbert, Tate, Taylor of Montgomery, Terral, Thrasher, Touchstone, Turner of Greene, Turner of Madison, Underwood, Ventress, Wade, Walton, Watson, Williamson, Wilson, Worthington, Wyatt, Mr. Speaker—Total present, 112.

**ABSENT**—Messrs. Bowles, Buntin, Catchings, Champion, Cotten, Eckles, Greaves, Harris, Hinton, Jackson, Keirn, Miller of Washington, Mitchell, Newman, Packwood, Peery, Roberts, Spencer, Taylor of Yalobusha, and Williams—Total absent, 20.

Leave of absence granted Messrs. Bowles, Taylor of Yalobusha, Eckles, Anderson and Jackson from day to day.

Privileges and courtesies of the House extended Messrs. E. J. Bowers and J. H. Neville.

Journal of Saturday read and approved.

Mr. Burkitt offered the following :

**WHEREAS**, We have heard with deep regret of the death of the wife of Hon. S. I. Anderson, of Chickasaw, which sad event occurred at his home on yesterday ; therefore,

*Resolved*, That the sincere condolence of this House be extended to our respected fellow member in his great bereavement.

Adopted.

Report of Committee on Chancery, Circuit and Supreme Court Districts :

**MR. SPEAKER**—The committee to whom was referred that part of the Governor's Message relating to the chancery, circuit and supreme court districts, and times of holding court therein, have instructed me to make this report back with the following recommendation :

That no change or amendments should be made in the supreme court districts of the State, believing that there exists no emergency necessitating such change, and that the districts of said court should remain as provided in section 4887 of the Annotated Code,

JAS. P. ALLEN,  
Chairman of Senate Committee.

W. H. POTTER,  
Chairman on part of House.

**Report of Committee on Penitentiary :**

**MR. SPEAKER**—The Committee on Penitentiary, which has had under consideration House Bill No. 78, entitled an act to amend sections 775, 777, 780, 781, 783, 788, 791, 794, 795, 797, 800, 801 and 807 of the Annotated Code in relation to the disposition of convicts in county jails that they may be made self-sustaining, and to enlarge the power of the board of supervisors with reference to such convicts, have directed me to report said bill back with the following recommendation :

1st. That it do pass.

2nd. That the title is sufficient.

Very respectfully,

W. A. HENRY,

Chairman Penitentiary Committee.

**Report of Committee on Pensions :**

**MR. SPEAKER**—The Committee on Pensions have had under consideration the following bills and resolution, referred to them, and have instructed me to report them back to the House with the following instructions, to-wit :

H. B. No. 66, an Act to require the grand juries in the several counties in the State to investigate the applications of Confederate pensioners, and for other purposes.

That the title is sufficient ; that the bill do not pass.

H. B. No. 77, an Act to amend section 3227, of the Annotated Code of 1892, defining who entitled to pension ; also requiring grand juries to examine the list of applicants for pensions in the several counties.

That the title is sufficient, and that the bill do pass.

House Resolution instructing the Committee on Pensions to inquire into the expediency of classifying pensioners so that each pensioner shall receive pay according to his physical disability.

The committee are of opinion that such classification would be inexpedient.

J. W. ODOM, Chairman.

**Report of Committee on County Affairs :**

**MR. SPEAKER**—The Committee on County Affairs has had under consideration the following bill referred to them, and have instructed me to report it back with the following recommendation, to-wit :

H. B. No. 71, to be entitled an Act to amend section 3928 of the Annotated Code of 1892, in regard to road overseers' reports.

Do pass; title sufficient.

WILLIAMSON, Chairman.

**Report of Committee on Corporations:**

**MR. SPEAKER:** The Committee on Corporations has had under consideration the following bills referred to them and have instructed me to report them back with the following recommendations, to-wit:

H. B. No. 19, to be entitled an Act to amend section 2987 of the Annotated Code in regard to the election of officers of municipalities.

Title sufficient; that said bill do pass with amendment of enacting clause.

H. B. No. 37, To be entitled an Act to amend section 2987 of Annotated Code in regard to qualifications of mayors of municipalities.

Title sufficient; that said bill do pass.

Respectfully submitted,

J. R. STOWERS, Chairman.

**INTRODUCTION OF BILLS.**

By Mr. Henry—

H. B. No. 79, an Act to establish a penitentiary farm, to sell bonds to pay therefor, and to authorize the employment of the State convicts.

Was read twice and referred to Committee on Penitentiary.

On motion of Mr. Henry, 500 copies were ordered printed for use of the members and Wednesday morning, directly after the reading of the Journal, was set apart for consideration of said bill.

By Mr. Kelsey—

H. B. No. 80, an Act to repeal an Act of 1882 providing for the payment of twenty dollars per month out of the treasury of Marshall county for a janitor to keep the court house.

Was read twice and referred to Committee on Local and Private Legislation.

By Mr. Bynum—

H. B. No. 81, an Act to amend section 2061 of the Annotated Code of 1892 in reference to building a stock law fence.

Was read twice and referred to the Committee on County Affairs.

By Mr. Anderson—

H. B. No. 82, an Act to repeal section 11, chapter 126 of Sheet Acts of 1890, so as to make the stock law of Chickasaw county conform to the law as laid down in section 2061 in Annotated Code.

Was read twice and referred to Committee on Local and Private Legislation.

By Mr. Bynum—

H. B. No. 83, an Act to amend section 2178 of the Annotated Code of 1892, ceding certain acquired lands to the United States.

Was read twice and referred to Judiciary Committee.

By Mr. Montgomery of Washington—

H. B. No. 84, a bill to be entitled an act to appropriate money for the relief of certain officers, soldiers, sailors, widows and servants of the late war.

Was read twice and referred to Committee on Appropriations.

By Mr. Rice—

H. B. No. 85, an Act to be entitled an Act to appropriate money for the relief of the Adjutant-General of Mississippi.

Was read twice and referred to the Committee on Appropriations.

The report of Committee on Appropriations was considered.

Whereupon H. B. No. 52, an Act making an appropriation for the support of the Agricultural and Mechanical College for the years 1894 and 1895.

The Committee offered to amend H. B. No. 52, by striking out \$25,000 wherever the same appears and insert in lieu thereof, \$22,250. And inserting after the word "sums" in next to the last line the following, "provided that the president, professors, officers and employees shall receive as salary or compensation from the State 10 per cent. less than the amounts paid them by the State for the year 1893."

The committee's amendments were adopted.

The bill as amended was then considered engrossed, read the third time and agreeably to the provisions of the Constitution, the yeas and nays being taken, the bill as amended was passed, title standing as stated, by the following vote:

YEAS—Messrs. Arnold, Ballinger, Bellamy, Binford, Blanchard, Boggan, Burkitt, Butler, Bynum, Caldwell of Monroe, Caldwell, of Leake and Winston, Campbell, Carr, Caruthers, Chatham, Davis, Denton, Dinsmore, Doss, Dulaney, Durham, Durrett, Enochs, Farr, Fowler, Fox, Gayles, Gore, Goudelock, Graham, Guynes, Hannah, Harper, Hart, Henry, Ivy, Johnson, Keith, Kelsey, Key, Lamb, Lancaster, Love, Mauffray, Maybin, McGuire, McKie, McSwine, Medford, Miller, of Copiah, Morris, Montgomery of Washington, Murry, Nelson, Nix, Odom, O'Neill, Payne, Peatross, Perkins, Potter, Quinn, Ratliff, Redhead, Reeves, Rice, Robertson, Rodgers of Tishomingo, Rogers, of Yalobusha, Ryan, Simmons, Simpson, Smith, of Jones, Smith of Wayne, Stewart, Stinson of Lauderdale, Stinson, of Lowndes, Stowers, of Jefferson, Stowers, of Lafayette, Street, Stutts,



Talbert, Tate, Taylor, of Montgomery, Terral, Thrasher, Touchstone, Turner of Greene, Turner of Madison, Underwood, Ventress, Wade, Walton, Watson, Williamson, Wilson, Worthington, Wyatt, Mr. Speaker. Total Yeas—99.

NAYS—Messrs. Basham, Gardner, Gewin—Total Nays, 3.

ABSENT AND THOSE NOT VOTING—Messrs. Anderson, Arrington, Bowles, Buntin, Catchings, Champion, Cook, Cotten, Eckles, Falkner, Glover, Greaves, Griffin, Harris, Hinton, Jackson, Keirn, King, Marshall, Miller, of Washington, Mitchell, Montgomery, of Quitman, Newman, Packwood, Peery, Puckett, Roberts, Spencer, Taylor, of Yalobusha, and Williams—Total 80.

Report of Committee on Pensions was then considered, whereupon—

H. B. No. 66, An act to require the grand jury in the several counties of the State to investigate applications of Confederate pensioners, and for other purposes.

On motion of Mr. Odom, said bill was indefinitely postponed.

H. B. No. 77, An act to amend section 3227 of the Annotated Code of 1892 defining who is entitled to pensions, also requiring grand juries to examine the list of applicants for pensions in the several counties, was considered.

Mr. Bellamy moved to amend by striking out the words comfortably provided for."

Lost.

Mr. Watson moved to amend by inserting at the proper place, the following: "provided that no one shall be entitled to the benefits of this act whose tax-list is in excess of the exemptions from execution.

Lost.

Mr. Johnston moved to amend by inserting in the proper place that the district attorney on receiving the report of the grand jury, shall at once cause the party whose right to a pension is called in question, to be summoned before the circuit court and show cause, if he can, why his name should not be dropped from the pension roll.

Lost.

Mr. Miller of Copiah, moved to amend by inserting after the word "labor" in the twenty-fifth line the words "and who are not otherwise comfortably provided for."

Mr. Caldwell of Monroe, moved the previous question on the adoption of the amendment and the passage of the bill, which was sustained.

Whereupon the amendment offered by Mr. Miller of Copiah, was lost.

The bill was then considered engrossed, read the third

time, and agreeably to the provisions of the Constitution, the yeas and nays were taken and the bill passed, title standing as stated, by the following vote:

**YEAS**—Messrs. Anderson, Arnold, Arrington, Ballinger, Basham, Binford, Blanchard, Boggan, Burkitt, Butler, Bynum, Caldwell of Monroe, Caldwell of Leake and Winston, Campbell, Carr, Caruthers, Chatham, Davis, Denton, Dinsmore, Doss, Dulaney, Durrett, Enochs, Falkner, Farr, Fowler, Fox, Gardner, Gayles, Gewin, Glover, Goudelock, Graham, Griffin, Guynes, Hannah, Harper, Hart, Henry, Ivy, Johnson, Keith, Kelsey, Key, King, Lamb, Lancaster, Love, Marshall, Mauffray, Maybin, McGuire, McKie, McSwine, Medford, Montgomery of Washington, Murry, Nelson, Nix, Odom, O'Neill, Payne, Peatross, Perkins, Potter, Puckett, Quinn, Ratliff, Redhead, Rice, Rodgers of Tishomingo, Rogers of Yalobusha, Ryan, Simmons, Simpson, Smith of Jones, Smith of Wayne, Stinson of Lauderdale, Stinson of Lowndes, Stowers of Jefferson, Stowers of Lafayette, Street, Stutts, Tate, Taylor of Montgomery, Terral, Thrasher, Touchstone, Turner of Greene, Turner of Madison, Underwood, Wade, Watson, Williamson, Wilson, Worthington, Wyatt and Mr. Speaker—Total yeas, 99.

**NAYS**—Messrs. Bellamy, Gore, Miller of Copiah, Morris, Reeves, Robertson and Ventress—Total nays, 7.

**ABSENT AND THOSE NOT VOTING**—Messrs. Bowles, Buntin, Catchings, Champion, Cook, Cotten, Durham, Eckles, Greaves, Harris, Hinton, Jackson, Keirn, Miller of Washington, Mitchell, Montgomery of Quitman, Newman, Packwood, Peery, Roberts, Spencer, Stewart, Talbert, Taylor of Yalobusha, Walton and Williams—Total, 26.

#### MESSAGES FROM THE GOVERNOR.

The Governor's private secretary presented to the House the following:

EXECUTIVE OFFICE,  
JACKSON, MISS., January 15, 1894. }

*To the Senate and House of Representatives :*

**GENTLEMEN:** I have the honor to present for your consideration, and for such action as you may deem proper, the following matters, to-wit:

I recommend an amendment of section 142 of the Annotated Code, in relation to attachments for debts not due. Also an amendment to chapter 81 of said Code, so as to provide for service of process on non-residents.

If, under the provisions of the Constitution, which limits

the action of the Legislature to appropriation and revenue bills, it is understood that you cannot legislate upon the compensation of tax assessors, I respectfully submit for your consideration the question of increasing their compensation. It is claimed for the assessors that the reduction of their pay under the operation of the Annotated Code is such as to render the compensation totally inadequate for the service required. If this is found to be true, I shall cheerfully cooperate with you in providing fair and reasonable compensation for tax assessors.

By the burning of the court houses of the counties of Holmes and Lincoln, most, if not all, the books and records of these counties were lost, and some special legislation is necessary to supply the Law Reports and other books indispensable to the county library, and to restore the records of said counties, which should be done with the least possible expense to the tax-payers and others interested in the records. I recommend that you take into consideration the necessities of any and all other counties in which the books and records have been destroyed, and provide for them in the same manner. The recording of deeds and other instruments required by law to be recorded, is an item of considerable magnitude, and aggregates a large amount in the county. The parties have once paid the legal fees for recording their deeds, and it is but just to them that provision be made for restoring the records at the least possible cost.

I also submit for your consideration the repeal of an act entitled "An act to authorize the sheriff of Marshall county to employ a janitor for the court house of said county," approved January 21, 1882.

By request of the Committee on Roads, Ferries and Bridges, of the House of Representatives, I submit for your consideration and such amendments as you may deem necessary, to sections 8928, 8934 and 8935 of the Annotated Code of Mississippi.

Respectfully,

J. M. STONE.

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EXECUTIVE OFFICE,  
JACKSON, MISS., JANUARY 15, 1894. }

*To the Senate and House of Representatives:*

GENTLEMEN: I have the honor to submit for your consideration, and for such action as you may deem proper, the following matters, to-wit:

A bill to refund out of the State Treasury to J. G. Collier, of Sunflower county, and B. F. Phillips, of Marshall county,

such amounts of the money paid by them into the State Treasury for lands purchased from the Land Commissioner as may be just and equitable, it being alleged that the lands were forfeited to the State for taxes without any intentional default on their part, and transferred from the office of the Auditor of Public Accounts to that of the Land Commissioner without their knowledge. I submit the matter without recommendation, and suggest that it may be competent to include these, with any other cases of like character that may exist, in an amendment to Chapter 78 of the Annotated Code, authorizing the Land Commissioner to re-convey lands in certain cases, with the approval of the Attorney-General and the Governor, as recommended in my biennial message to your honorable body.

I recommend, also, that the amount paid into the State Treasury by George O. Elms, of Opelousas, La., for land purchased from the Land Commissioner for which he received no title, be refunded to him, together with interest and fee paid for patent.

I submit, also, the claim of D. H. Wallace, of Holmes county, for amount paid by him into the State Treasury for the privilege of dealing in malt liquors, of which privilege he was deprived by legislative enactment, and recommend that the same be refunded to him.

A bill to authorize the Board of Supervisors of Warren county to refund to J. M. A. Brennan, tax collector of said county, certain moneys erroneously paid by him into the county treasury. Also to authorize the Board of Supervisors of Warren county to reimburse Bernard Forster for expenses incurred in pursuing and causing the arrest of fugitive criminals from said county.

A bill to authorize the board of supervisors of Neshoba county to compensate J. N. Jackson and W. S. Stribbling for services rendered as teachers of public schools in said county; also to authorize the board of supervisors of Lincoln county to transfer from the county funds to the school fund of said county four hundred and twelve dollars, which amount was improperly paid into the treasury to the credit of the county fund, and which is due to the teachers of said county for services rendered.

A bill to authorize the board of supervisors of Tishomingo county to pay out of the county treasury certain amounts due the county superintendent and teachers of schools in said county, for conducting and teaching the public schools. Also a bill to authorize the superintendent of education of Yalobusha county to pay certain outstanding warrants overdrawn on the Chickasaw school fund for the

year 1893, amounting to two hundred and eleven dollars, out of the Chickasaw school fund for the year 1894.

A bill to authorize the levy and collection of school tax upon lands lying within the corporate limits—a separate school district—of Pass Christian, for the year 1894, the assessor of Harrison county having failed to make separate rolls of the lands without and within the limits of said town. In this condition it is claimed that no school tax can be collected on these lands without the legislation suggested.

A bill to authorize the city of Meridian, by its corporate authorities, to purchase the franchises and water-works property owned and operated in and near said city by the corporation known as the "Meridian Water Works Company, and to provide for the payment therefor.

Respectfully,

J. M. STONE.

Referred to Special Committee on Governor's Message.

The report of the Committee on County Affairs was considered.

(Mr. Williamson in the chair.)

Whereupon H. B. No. 71, an Act to amend section 3928 of the Annotated Code of 1892, in regard to road overseer's reports, was taken up.

Mr. Street offered the following amendment:

Section 3934 shall be amended to read as follows: 3934. Overseer's Report; Liability for Tools: The overseer shall report on the first Monday in March in each year a list of all tools, scrapers, and other implements in his charge belonging to the county. He shall turn the same over to his successor when appointed, and shall be liable to the county for any loss thereof; which was adopted.

Whereupon Mr. McGuire moved the previous question on the final passage of the bill, which was sustained, and the bill, as amended, was considered engrossed, read the third time, and agreeably to the provisions of the Constitution, the yeas and nays were taken, and the bill, as amended, passed, title standing as stated, by the following vote:

YEAS—Messrs. Arnold, Ballinger, Binford, Blanchard, Boggan, Butler, Caldwell of Leake and Winston, Campbell, Caruthers, Davis, Doss, Dulaney, Enochs, Farr, Fox, Gayles, Gore, Goudelock, Hannah, Henry, Johnson, Keith, Kelsey, Key, Lamb, Lancaster, Love, Maybin, McGuire, Medford, Miller of Copiah, Morris, Murry, Nix, Odom, O'Neill, Payne, Puckett, Quinn, Redhead, Reeves, Rice, Ryan, Simpson, Smith of Jones, Smith of Wayne, Stinson of Lowndes, Stowers of Jefferson, Street, Stutts, Talbert, Tate, Taylor of Montgomery, Touchstone, Turner of Madison,

Ventress, Wade, Watson, Williamson, Wilson and Wyatt—  
Total yeas, 61.

**NAYS**—Messrs. Arrington, Basham, Bellamy, Bynum, Caldwell of Monroe, Carr, Cook, Denton, Dinsmore, Durham, Durrett, Falkner, Fowler, Gardner, Gewin, Glover, Graham, Griffin, Harper, Hart, Ivy, King, Mauffray, McKie, McSwine, Montgomery of Quitman, Montgomery of Washington, Nelson, Peatross, Ratliff, Rodgers of Tishomingo, Simmons, Stinson of Lauderdale, Stowers of Lafayette, Terral, Thrasher, Turner of Greene, Underwood and Worthington—Total Nays, 41.

**ABSENT AND THOSE NOT VOTING**—Messrs. Anderson, Bowles, Buntin, Burkitt, Catchings, Champion, Chatham, Cotten, Eekles, Greaves, Guynes, Harris, Hinton, Jackson, Keirn, Marshall, Miller of Washington, Mitchell, Newman, Packwood, Peery, Perkins, Potter, Roberts, Rogers of Yalobusha, Spencer, Taylor of Yalobusha, Walton, Williams and Mr. Speaker—Total, 30.

(Speaker Vardaman in the chair.)

Report of Committee on Corporations was considered.

Whereupon H. B. No. 19, an Act to amend section 2978 of the Annotated Code, in regard to the election of officers of municipalities, was taken up.

Mr. Cook moved to indefinitely postpone, which was lost.

On motion of Mr. Bellamy, the bill was then considered engrossed, read the third time, and agreeably to the provisions of the Constitution, the yeas and nays being taken, the bill passed, title standing as stated, by the following vote:

**YEAS**—Messrs. Arnold, Arrington, Ballinger, Basham, Bellamy, Binford, Blanchard, Boggan, Butler, Bynum, Caldwell of Monroe, Caldwell of Leake and Winston, Campbell, Carr, Caruthers, Chatham, Davis, Denton, Dinsmore, Durham, Durrett, Enochs, Falkner, Fowler, Fox, Gardner, Gayles, Glover, Gore, Goude-lock, Griffin, Guynes, Hannah, Harper, Hart, Henry, Ivy, Johnson, Keith, Kelsey, Key, King Lamb, Lancaster, Love, Mauffray, Maybin, McGuire, McSwine, Medford, Miller of Copiah, Morris, Montgomery of Quitman, Montgomery of Washington, Murry, Nelson, Nix, Odom, O'Neill, Payne, Peatross, Puckett, Quinn, Redhead, Reeves, Rice, Rodgers of Tishomingo, Rogers of Yalobusha, Ryan, Simpson, Smith of Jones, Smith of Wayne, Stinson of Lauderdale, Stinson of Lowndes, Stowers of Jefferson, Stowers of Lafayette, Street, Stutts, Talbert, Tate, Taylor of Montgomery, Terral, Touchstone, Turner of Greene, Turner of Madison, Underwood, Ventress, Wade, Williamson, Wilson, Worthington, Wyatt. Total yeas, 93.

**NAYS**—Messrs. McKie, Ratliff, Thrasher. Total, 3.

**ABSENT AND THOSE NOT VOTING**—Messrs. Anderson, Bowles, Buntin, Burkitt, Catchings, Champion, Cook, Cotten, Doss, Dulaney, Eckles, Farr, Gewin, Greaves, Graham, Harris, Hinton, Jackson, Keirn, Marshall, Miller, of Washington, Mitchell, Newman, Packwood, Peery, Perkins, Potter, Roberts, Robertson, Spencer, Stewart, Taylor of Yalobusha, Walton, Watson, Williams, and Mr. Speaker. Total, 86.

At 12:55 the House, on motion of Mr. Simpson, adjourned until 10 o'clock, A. M., tomorrow.

L. PINK SMITH,  
Clerk of the House of Representatives.

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### THIRTEENTH DAY.

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THURSDAY, January 16, 1894.

The House was called to order at 10 A. M., by Speaker Vardaman.

Prayer by Mr. Durham.

The roll being called the following members answered to their names:

**PRESENT**—Messrs. Arnold, Arrington Ballinger, Basham, Bellamy, Binford, Blanchard, Boggan, Bowles, Burkitt, Butler, Bynum, Caldwell of Monroe, Caldwell of Leake and Winston, Campbell, Carr, Caruthers, Chatham, Cook, Cotten, Davis, Denton, Dinsmore, Doss, Dulaney, Durham, Durrett, Enochs, Falkner, Farr, Fowler, Fox, Gardner, Gayles, Gewin, Glover, Gore, Goudelock, Greaves, Graham, Griffin, Guynes, Hannah, Harper, Hart, Henry, Ivy, Jackson, Johnson, Keith, Kelsey, Key, King, Lamb, Lancaster, Love, Marshall, Mauffray, Maybin, McGuire, McKie, McSwine, Medford, Miller of Copiah, Mitchell, Morris, Montgomery of Quitman, Montgomery of Washington, Murry, Nelson, Newman, Nix, O'Neill, Packwood, Peatross Payne, Perkins, Potter, Puckett, Quinn, Ratliff, Redhead, Reeves, Rice, Roberts, Robertson, Rodgers of Tishomingo, Rogers of Yalobusha, Ryan, Simmons, Simpson, Smith of Jones, Smith of Wayne, Spencer, Stewart, Stinson of Lauderdale, Stinson of Lowndes, Stowers of Jefferson, Stowers of Lafayette, Street, Stutts, Talbert, Tate, Taylor of Montgomery, Terral, Thrasher, Touchstone, Turner of Greene, Turner of Madison, Underwood, Ventress, Wade, Walton, Watson, Williamson, Wilson, Worthington, Wyatt, Mr. Speaker. Total present, 119.

ABSENT—Messrs. Anderson, Buntin, Catchings, Champion, Eckles, Harris, Hinton, Keirn, Miller of Washington, Odom, Peery, Taylor of Yalobusha, Williams. Total absent, 13.

Leave of absence granted Mr. Champion from day to day. Reading of Journal dispensed with and stood approved.

MESSAGE FROM THE SENATE.

MR. SPEAKER: I am directed to inform the House that the Senate has adopted

CONCURRENT RESOLUTION.

WHEREAS, In many of the interior counties of the State great abuses have arisen from the great length of time allowed by law for the sitting of the boards of supervisors in said counties; and

WHEREAS, The inspection of the public roads, bridges, and ferries by the board of supervisors, as provided by law, has proven unfruitful and expensive in many of said counties; therefore, be it

*Resolved, by the Senate, the House concurring,* That it is the sense of the Legislature, that all that part of the Code in reference to the foregoing rights and privileges of the board of supervisors should be revised and amended so far as the same applies to the aforesaid counties.

WM. HENRY, Sec'y Senate.

S. B. No. 40, to be entitled an Act to amend sections 3612 and 3615 of the Annotated Code of Mississippi, in reference to the registration of voters.

Was read twice and referred to Committee on Registration and Elections.

S. B. No. 22, to be entitled an Act to amend section 2330 of the Annotated Code of Mississippi in reference to valuation of property and measure of damages in suits upon insurance policies in cases of loss by fire, and to provide for the enforcement of judgment against insurance companies.

Was read twice and referred to Committee on Insurance.

Senate Concurrent Resolution referring to boards of supervisors inspecting roads, bridges and ferries was considered.

Mr. Greaves moved to refer to Committee on County Affairs.

Mr. McGuire moved the previous question on the adoption of the motion to refer resolution, which was sustained. Whereupon, the vote being taken, the resolution was referred to the Committee on County Affairs.



Report of Committee on Apportionment of Governor's Message :

**MR. SPEAKER**—Your committee on apportionment of the Governor's Messages, to whom was referred the messages of January 15, respectfully submit the following report :

That all that part referring to the reimbursement to J. B. Collier of Sunflower county, B. F. Phillips of Marshall county, George O. Elms, of Opelousas, La, and D. H. Wallace of Holmes county, be referred to the Committee on Local and Private Legislation.

That part with reference to J. M. A. Brenham of Warren county, J. N. Jackson and W. S. Stribbling, as teachers in the public schools of Neshoba county, and that part referring to the board of supervisors of Tishomingo county, and the superintendent of Education of Yalobusha county, to the Committee on Local and Private Legislation.

That part referring to the levy and collection of school tax on lands in the separate school district of Pass Christian, and the bill to authorize the city of Meridian to purchase certain franchises, to the Committee on Corporations.

That part referring to amendments of section 142 of the Annotated Code, chapter 81 of said Code, and recommendations as to compensation of assessors, to Judiciary Committee.

That part referring to the supplying of burnt records in the counties of Lincoln and Holmes ; also the recommendation to repeal an act of 1882 in reference to Marshall county, to the Committee on County Affairs.

That part suggesting amendments to sections 8928, 8934 and 8935 of the Annotated Code, to the Committee on Roads, Ferries and Bridges.

T. J. O'NEILL, Chairman.

#### REPORT OF SPECIAL JOINT COMMITTEE.

*To the Senate and House of Representatives of Mississippi :*

**GENTLEMEN** : Your joint committee, to whom was referred the matter of investigating the affairs of the several educational institutions of the State, supported in whole or in part by it, beg leave to report :

#### UNIVERSITY OF MISSISSIPPI.

At this institution there are in attendance one hundred and fifty-eight students (158), a list of whom is herewith filed, marked Exhibit A. We find there is nothing to arouse a suspicion that the spirit or practice of nepotism prevails

in this institution. We believe that it is well managed; that a very high standard of education is maintained and a most excellent work is being accomplished. It is an institution which ranks with the best of the land, and one which should be fostered by the State and its citizens.

We most heartily commend it to the favorable consideration of your honorable body, and recommend a liberal appropriation therefor.

#### A. & M. COLLEGE.

We have also inquired into the management of this institution, and find that its attendance is two hundred and forty-two students. A detailed statement of the names and post-office addresses is herewith filed as part of this report, marked Exhibit B. We find no trace of nepotism in this institution. It is well managed and doing a good work in its particular line, and we recommend a liberal appropriation for its support.

#### INDUSTRIAL INSTITUTE AND COLLEGE.

We have diligently inquired into the work and management of this institution and find :

#### ATTENDANCE.

The attendance for 1892 and 1893 was two hundred and eighty-seven. The attendance of the session of 1893 and 1894 is two hundred and seventy-three. A detailed statement of the number of students from each county for the two sessions mentioned is filed Exhibit C to this report. A detailed statement of the number of students from each county for each session since the school was organized is filed Exhibit D, to this report. These exhibits show that every county in the State has patronized this school except Greene and Itawamba. Under the law, there are four hundred free scholarships, apportioned to the various counties in proportion to the white educable children in each county, and there are class-room accommodations for four hundred pupils; but there are dormitory accommodations for only about two hundred, for this reason: one-half of the students apportioned to each county are allotted to the dormitories, and the other half are required to board outside of the college. In the event any county fails to send in its full quota of students, the president of the college is required by law to fill the vacancies thus caused by such eligible students from other counties as apply for admission.

During each session there are some counties which fail to take all their scholarships, and thus, during each session, the management is forced by law to admit more students than are allotted to them in the first instance. As the school is in Columbus, Lowndes county furnishes more students than any other county in the State, and more than the quota allotted to it. A large number of these are daughters of families who have moved to Columbus from other counties to get the benefit of the school, and they are but temporary residents there. Notwithstanding these facts, Lowndes county does not have its quota of girls in the dormitory. Most of them board at their homes and are day pupils in the college. At no time have all of the four hundred free scholarships been taken.

So it is clear that the management are not only *compelled* by law to admit the extra number of girls from Lowndes county, but the admission of the same in no way interfered with or abridged the rights of girls from other counties, and in no way added to the expense of the State. In fact these extra girls by matriculation and music fees contribute to the support of the college.

We further find that no girl entitled to scholarship has ever been denied admission, and that the girls have never been required to take the full course in order to get the benefit of the industrial branches.

#### PURPOSES OF THE SCHOOL.

The law establishing this school had a dual purpose, and this dual purpose has been specially provided for in every subsequent statute in reference thereto. That is to say the establishment of two great schools in one: First, an Industrial Institute in which our daughters might be taught industrial arts, such as telegraphy, painting, designing, stenography, typewriting, engraving, wood carving, book-keeping, dressmaking, and fancy, practical and general needlework, etc., by which to fit them for the practical industries of life.

The other part of this dual organization is a "College for the education of white girls in the arts and sciences," embracing all the higher branches of academic and collegiate studies, such as are taught in the most advanced schools of learning.

The intention was to provide for girls an industrial department in lieu of the agricultural college for boys, and a college department corresponding to the State University.

We find that all the purposes for which the Industrial Institute and College was created, have been fully met so far as provided for by State appropriations. That the institu-

tion is in no way being diverted from the purposes for which it was founded. The industrial features are in no sense neglected or minimized. Everything reasonable seems to have been done to preserve and advance all the industrial branches and to elevate and dignify all the practical labors and duties of our women.

We regard this institution, as now organized, as a necessity to our State and one of the proudest monuments she has ever erected.

It is one of the best and cheapest schools in the United States, and is specially adapted to the needs of the poor girls of Mississippi.

#### NEPOTISM.

That Miss M. J. S. Callaway, Mistress of Mathematics, is a cousin of Mrs. Critz, the wife of Judge Frank A. Critz, one of the trustees, but Miss Callaway was elected eight years before said trustee was appointed, and he had nothing whatever to do with her election to the position she now holds.

We further find that Miss Minnie Pasley, Mistress of Latin, is a niece of Dr. Williamson, one of the board of trustees, but the investigation shows that Misses Callaway and Pasley are teachers of preeminent ability and qualifications. Miss Callaway has been distinguished as a teacher for more than twenty years, and is fully abreast with the more improved methods of modern times. Miss Pasley has for many years made Latin a speciality. She graduated in this school, then took a post graduate Latin course in the State University, and afterwards a special Latin course in Harvard University.

Your committee therefore concludes that such are the superior merits of both of these ladies in their chosen specialties, that there is not the slightest suspicion that nepotism has any influence in their selection. These are the only cases of relationship between the teachers and the trustees.

We endorse the action of the board of trustees and commend them for their wisdom and fidelity.

We endorse in unmeasured terms the faculty of this institution, and cannot too highly commend them for the faithful discharge of their trust.

We recommend an appropriation sufficient to meet all the needs of this school.

Your committee made no effort to investigate the affairs

of the Alcorn A. & M. College, for the reason that a special joint committee has been appointed for that purpose.

Respectfully submitted,

J. C. TOTTEN,  
Chairman Senate Committee and Joint Committee.  
J. W. T. FALKNER,  
Acting Chairman on part of the House.

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APPENDIX TO REPORT OF COMMITTEE.

UNIVERSITY OF MISSISSIPPI, CHANCELLOR'S OFFICE, }  
UNIVERSITY P. O., MISS., JANUARY 11, 1894. }

*Hon. J. C. Totten, Senate Chamber, Jackson, Miss. :*

MY DEAR SIR—I enclose herewith the list of students enrolled up to date in the session of 1893-4, with the county of residence, as requested by the Senate and House Joint Committee on Universities and Colleges.

Trusting that you will find it to contain the information desired, I am,

Yours with great respect,

R. B. FULTON, Chancellor.

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EXHIBIT A.

LIST OF STUDENTS ENROLLED AT THE UNIVERSITY OF MISSISSIPPI, SESSION OF 1893-4, UP TO JANUARY 11, 1894, IN ORDER OF ENROLLMENT, AND SHOWING COUNTY, OF RESIDENCE.

NAMES.	COUNTIES.
H. D. Priestley .....	Madison
R. S. Powell .....	Madison
C. Maas .....	Madison
M. G. Evans .....	Jackson
W. B. Watkins .....	Monroe
W. R. Smith-Vaniz .....	Madison
H. D. Cudabac .....	Jackson
W. E. Segrest .....	Claiborne
S. N. Collier .....	Warren
T. G. Hibbler .....	Clay
E. S. Carothers .....	Bolivar
J. H. Thompson .....	Lincoln
J. L. Lovett .....	Webster
W. L. Austin .....	Scott
H. L. Wetherbee .....	Washington
J. T. Ireys .....	Washington
C. T. Cottrell .....	Clay
M. L. Perkins .....	Panola

NAME.	COUNTIES.
A. M. Denny	Jackson
J. B. Anderson	Lafayette
R. E. Wilbourn	Kemper
J. W. Erwin	Washington
J. A. Johnston	Lafayette
V. A. Griffith	Lawrence
R. B. Anderson	Claiborne
W. H. Rutland	DeSoto
L. L. Smith	Madison
W. L. Bankston	Lauderdale
B. P. Smith	Lincoln
A. W. Amis	Newton
D. M. Kimbrough	Lafayette
J. R. Tipton	DeSoto
Jos. Buie	Lincoln
E. W. Hunter	Yalobusha
S. N. Craig	DeSoto
N. Campbell	DeSoto
J. K. Cowan	Lafayette
W. L. Nugent	Hinds
T. C. Kimbrough	Carroll
H. J. Wilson	Copiah
R. L. Sims	Washington
E. G. Peyton	Lowndes
E. N. Beard	Lowndes
G. T. Mitchell	Pontotoc
D. W. Jones	Copiah
V. J. Satterfield	Hinds
F. Harris	Coahoma
P. H. White	Clay
T. G. Ivy	Clay
C. R. Jones	Lafayette
A. W. Shands	Lafayette
W. R. Wilson	Newton
J. S. Hibbler	Clay
S. S. Caruthers	Panola
W. B. Cowan	Lafayette
R. R. Eason	Tate
H. A. Walker	Tate
C. Still	Tate
W. H. Drane	Panola
E. W. Rootes	Pontotoc
N. E. Wilroy	DeSoto
E. D. Scales	Lowndes
E. Tartt	Lauderdale
W. H. Cook	Neshoba
J. W. Collier	Warren
S. T. Watts	Kemper
G. M. Ryan	Jasper
J. L. Backstrom	Yalobusha
L. L. Blount	Yalobusha
T. B. Dudley	Coahoma
M. W. Ervin	Lowndes
A. H. Roudebush	Harrison
I. D. Oglesby	Tate
T. C. Spence	Harrison
E. L. Grady	DeSoto
W. M. Faison	Sunflower

NAME.	COUNTIES.
J. A. Hunt.....	Washington
W. G. Blake.....	Washington
S. E. Turner.....	Carroll
J. Kent.....	Carroll
P. Bell.....	Washington
M. B. Bynum.....	Prentiss
W. H. Carter.....	Jackson, La
M. Cowan.....	Lafayette
E. W. Deaton.....	Chicago, Ill
F. C. Duggar.....	Lee
W. M. Fulton.....	Warren
S. H. Kimmons.....	Fort Worth, Texas
G. H. Lee.....	Galveston, Texas
T. A. Mabry.....	Tate
A. J. Reeves.....	Choctaw
E. L. Mounger.....	Yazoo
W. R. Mabry.....	Newton
P. H. Saunders.....	Tate
T. P. Scott.....	Copiah
E. L. Sherwood.....	Chickasaw
J. L. Spence.....	Searcy, Ark
C. Strong.....	Monroe
C. Walker.....	Prentiss
W. E. Williams.....	Fort Worth, Texas
C. B. Sisler.....	Calhoun
W. M. Hamner.....	Yalobusha
J. S. Davis.....	Panola
M. S. Graham.....	Scott
A. W. Sullivan.....	Lafayette
W. M. Saunders.....	Kemper
E. Petrie.....	Lafayette
G. D. McLain.....	Montgomery
F. M. Southworth.....	Carroll
E. B. Provine.....	Calhoun
D. Blackburn.....	Newton
W. Williams.....	Tate
J. Caraway.....	Hinds
R. J. Applewhite.....	Lincoln
A. Jones.....	Union
W. W. Lockard.....	Lauderdale
J. L. Hopkins.....	Newton
C. Jones.....	Prentiss
T. C. Lockard.....	Lauderdale
C. E. Glidewell.....	Chickasaw
E. Cairns.....	Lafayette
R. H. Bourdeau.....	Lauderdale
L. T. Russell.....	Clarksville, Texas
D. L. Lowry.....	Montgomery
E. B. Williams.....	Lauderdale
W. S. Craig.....	Claiborne
H. Johnson.....	Tate
C. D. Terrell.....	Copiah
A. G. Roane.....	Grenada
S. Akin.....	Washington
M. M. Satterfield.....	Hinds
J. R. Shinault.....	Lafayette
E. L. Johnson.....	Lafayette
M. M. Bardwell.....	Montgomery

NAME.	COUNTIES.
W. L. Foxworth.....	Marion
R. V. Boothe.....	Warren
G. M. Jones.....	Lafayette
S. L. Gwin.....	Issaquena
A. Ray.....	Carroll
J. N. Provine.....	Calhoun
J. M. McKinney.....	Marshall
W. D. Richards.....	Lowndes
H. Mounger.....	Jasper
W. M. White.....	Pike
M. E. Denton.....	Panola
D. A. Hill.....	Alcorn
J. B. Stowers.....	Lafayette
W. D. Gillespie.....	Leflore
D. Stennis.....	Kemper
M. A. Dees.....	Jackson
O. A. Shaw.....	Carroll
J. W. Bell.....	Pontotoc
L. Barnett.....	Prentiss
T. Brady.....	Lawrence
J. E. Alderman.....	Neshoba
J. S. Gilmer.....	Pontotoc
G. P. Hamilton.....	Monroe
F. H. Ervin.....	Lowndes
Total enrolled, 158.	
No preparatory students.	



## EXHIBIT B.

STUDENTS IN ATTENDANCE MISSISSIPPI A. & M. COLLEGE, SESSION  
1893-94.

NAME	POSTOFFICE.	COUNTY.	STATE.
Augustus, P. B.....	Macon.....	Noxubee.....	Mississippi.
Augustus, G. B.....	Macon.....	Noxubee.....	Mississippi.
Adama, C. A.....	Moscow.....	Kemper.....	Mississippi.
Akin, J. A.....	Okolona.....	Chickasaw.....	Mississippi.
Armistead, T. W.....	Sardis.....	Panola.....	Mississippi.
Alexander, J. A.....	Greenville.....	Washington.....	Mississippi.
Aiken, W. B.....	Starkville.....	Oktibbeha.....	Mississippi.
Armistead, R. A.....	Madison.....	Madison.....	Mississippi.
Baylis, G. F.....	Columbia.....	Marion.....	Mississippi.
Baylis, W. F.....	Eastabutchie.....	Jones.....	Mississippi.
Brooks, H. H.....	Brooksville.....	Noxubee.....	Mississippi.
Bryan, J. R.....	West Point.....	Clay.....	Mississippi.
Bledsoe, O. F.....	Shell Mound.....	Leflore.....	Mississippi.
Bailey, C. F.....	Washington.....	Adams.....	Mississippi.
Buchanan, W. F.....	Meridian.....	Lauderdale.....	Mississippi.
Beavers, C. M.....	Cleveland.....	Bolivar.....	Mississippi.
Binion, W. C.....	Macon.....	Noxubee.....	Mississippi.
Brown, R. G.....	Gibson.....	Monroe.....	Mississippi.
Barr, A. H.....	Ag. College.....	Oktibbeha.....	Mississippi.
Barr, W. B.....	Vicksburg.....	Warren.....	Mississippi.
Billington, E. F.....	Starkville.....	Oktibbeha.....	Mississippi.
Barnett, R. W.....	Revive.....	Madison.....	Mississippi.
Brown, W. D.....	Saltillo.....	Lee.....	Mississippi.
Bolton, W. F.....	St. Patrick's.....	Clay (Miss).....	Louisiana.
Butler, W. O.....	Starkville.....	Oktibbeha.....	Mississippi.
Buntin, T. F.....	Starkville.....	Oktibbeha.....	Mississippi.
Bankston, L. L.....	Rio.....	Kemper.....	Mississippi.
Bardwell, H. J.....	Meridian.....	Lauderdale.....	Mississippi.
Barksdale, J. H.....	Alligator.....	Bolivar.....	Mississippi.
Busby, C. W.....	Meridian.....	Lauderdale.....	Mississippi.
Brown, B.....	Lucknow.....	Rankin.....	Mississippi.
Brooks, K.....	Paducah.....	.....	Kentucky.
Butler, J. S.....	Yazoo City.....	Yazoo.....	Mississippi.
Capers, H. H.....	Vicksburg.....	Warren.....	Mississippi.
Cock, E.....	Water Valley.....	Yalobusha.....	Mississippi.
Cassedy, J. W.....	Summit.....	Pike.....	Mississippi.
Coleman, J. L.....	Veto.....	Franklin.....	Mississippi.
Champanois, T. C.....	Shubuta.....	Clarke.....	Mississippi.
Champanois, C.....	Shubuta.....	Clarke.....	Mississippi.
Cochran, W. D.....	Starkville.....	Oktibbeha.....	Mississippi.
Connell, J. T.....	Starkville.....	Oktibbeha.....	Mississippi.
Collins, R. N.....	Hattiesburg.....	Perry.....	Mississippi.
Critz, H.....	Starkville.....	Oktibbeha.....	Mississippi.
Carpenter, R. C.....	Starkville.....	Oktibbeha.....	Mississippi.
Crigler, L. W.....	Crawford.....	Lowndes.....	Mississippi.
Cooke, J. W.....	Maben.....	Oktibbeha.....	Mississippi.
Cox, D. H.....	Starkville.....	Oktibbeha.....	Mississippi.
Clardy, D. A.....	Starkville.....	Oktibbeha.....	Mississippi.
Craig, J. A.....	Baird.....	Sunflower.....	Mississippi.
Cavett, J. C.....	Macon.....	Noxubee.....	Mississippi.

## EXHIBIT B.—CONTINUED.

NAME.	POSTOFFICE.	COUNTY.	STATE.
Cheek, R. T.....	Millville.....	Madison.....	Mississippi.
Chandler, E. B.....	Meridian.....	Lauderdale...	Mississippi.
Davis, J. H.....	Okolona.....	Chickasaw...	Mississippi.
Donald, S. S.....	Quitman.....	Clarke.....	Mississippi.
Duggar, L. L.....	Gallion.....	.....	Alabama.
Dixon, C. M.....	Phoenix.....	Yazoo.....	Mississippi.
Dalton, M. T.....	Bovina.....	Warren.....	Mississippi.
Donnell, H. C.....	Pelahatchie..	Rankin.....	Mississippi.
Deavenport, G. D.....	Starkville....	Oktibbeha....	Mississippi.
Deavenport, B. M.....	Starkville....	Oktibbeha....	Mississippi.
Davis, R. G.....	Starkville....	Oktibbeha....	Mississippi.
Dennis, E.....	Starkville....	Oktibbeha....	Mississippi.
Davis, H. J.....	Columbus.....	Lowndes.....	Mississippi.
Davis, A. S.....	West Point....	Clay.....	Mississippi.
Dees, J. R.....	Coffedeliah..	Neshoba.....	Mississippi.
Eastland, H.....	Forest.....	Scott.....	Mississippi.
Eggleston, S. A.....	Carrollton....	Carroll.....	Mississippi.
Early, W. R.....	Baird.....	Sunflower....	Mississippi.
Elmore, E. H.....	Acona.....	Holmes.....	Mississippi.
Embree, F. E.....	Gunnison.....	Wilkinson....	Mississippi.
Edwards, W.....	Enterprise....	Clarke.....	Mississippi.
Field, H. D.....	Pocahontas....	Hinds.....	Mississippi.
Fondren, H. C.....	Double Sp'gs.	Oktibbeha....	Mississippi.
Fondren, R. F.....	Osborn.....	Oktibbeha....	Mississippi.
Flournoy, J. D.....	Crawford.....	Lowndes.....	Mississippi.
Ferris, E. B.....	Macon.....	Noxubee.....	Mississippi.
Griffing, W. E.....	Lamar.....	Issaq'na, Miss.	Louisiana.
Grace, S. L.....	New Albany..	Union.....	Mississippi.
Greer, J. W.....	Huntsville....	Montgomery..	Mississippi.
Galceran, R. H.....	Sturges.....	Oktibbeha....	Mississippi.
Galceran, G. E.....	Sturges.....	Oktibbeha....	Mississippi.
Grantham, W. W.....	Meridian.....	Lauderdale....	Mississippi.
Gayden, W. P.....	Gayden.....	Adams (Miss).	Louisiana.
Griffin, J. J.....	Meridian.....	Lauderdale....	Mississippi.
Graham, W. R.....	Henryville....	Clay.....	Mississippi.
Graham, T. W.....	Myrtle.....	Union.....	Mississippi.
Goza, C. P.....	Martin.....	Claiborne....	Mississippi.
Gibbs, J. J.....	Bentonla.....	Yazoo.....	Mississippi.
Hinton, J. W.....	Augusta.....	Perry.....	Mississippi.
Hester, J. H.....	Java.....	Neshoba.....	Mississippi.
Hester, L. C.....	Java.....	Neshoba.....	Mississippi.
Harris, R. N.....	Clarksdale....	Coahoma.....	Mississippi.
Harris, R. E.....	State Line....	Greene.....	Mississippi.
Hairston, H. S.....	Crawford.....	Lowndes.....	Mississippi.
Hairston, F. H.....	Crawford.....	Lowndes.....	Mississippi.
Harper, J. N.....	Starkville....	Oktibbeha....	Mississippi.
Hull, D. C.....	McCool.....	Oktibbeha....	Mississippi.
Hull, F. B.....	Jackson.....	Hinds.....	Mississippi.
Head, W. L.....	Yokena.....	Warren.....	Mississippi.
Hollinger, J. F.....	Meadville....	Franklin.....	Mississippi.
Hollingsworth, H. E.....	Wamba.....	Attala.....	Mississippi.
Hood, C. C.....	Utica.....	Copiah.....	Mississippi.
Haynes, W.....	Columbia.....	Marion.....	Mississippi.

## EXHIBIT B.—CONTINUED.

NAME.	POSTOFFICE.	COUNTY.	STATE.
Barrington, A. B. ....	Starkville ....	Oktibbeha ..	Mississippi.
Johnson, J. C. ....	Sebastopol....	Scott .....	Mississippi.
Jacob, C. H. ....	Columbus....	Lowndes .....	Mississippi.
Jones, W. T. ....	Port Gibson..	Claiborne .....	Mississippi.
Jones, A. K. ....	Port Gibson..	Claiborne .....	Mississippi.
Jacobson, G. ....	Meridian .....	Lauderdale..	Mississippi.
Jones, B. L. ....	Starkville ....	Oktibbeha .....	Mississippi.
Jamison, C. M. ....	Cliftonville..	Noxubee .....	Mississippi.
Jayne, J. M. ....	Greenville....	Washington..	Mississippi.
Jones, J. A. ....	Java .....	Neshoba .....	Mississippi.
Kelly, O. G. ....	Satartia.....	Yazoo .....	Mississippi.
King, M. D. ....	Calvert .....	Kemper .....	Mississippi.
King, D. S. ....	Meridian .....	Lauderdale..	Mississippi.
Lewis, J. A. ....	Meridian .....	Lauderdale..	Mississippi.
Landry, L. W. ....	Clarksdale....	Coahoma .....	Mississippi.
Ledbetter, W. ....	Crawford .....	Lowndes .....	Mississippi.
Ledbetter, L. L. ....	Crawford .....	Lowndes .....	Mississippi.
Lindsey, C. W. ....	Hillsboro. ....	.....	Alabama.
Lawrence, A. M. ....	Caledonia. ....	Lowndes .....	Mississippi.
Lockard, A. A. ....	Meridian .....	Lauderdale ..	Mississippi.
Lipscomb, T. H. ....	Columbus....	Lowndes .....	Mississippi.
Love, J. E. ....	Osborn .....	Oktibbeha .....	Mississippi.
Locke, T. J. ....	Columbus .....	Lowndes .....	Mississippi.
Lancaster, C. D. ....	Biloxi .....	Harrison .....	Mississippi.
Lewis, G. C. ....	New Orleans..	Issaqu'na (Miss	Louisiana.
Livingston, J. A. ....	Zion Hill .....	Amite .....	Mississippi.
Martin, J. C. ....	Lee .....	Claiborne .....	Mississippi.
Martin, E. C. ....	Martinsville ..	Copiah .....	Mississippi.
Martin, P. L. ....	Meridian .....	Lauderdale..	Mississippi.
Martin, E. M. ....	Meridian .....	Lauderdale..	Mississippi.
Martin, S. W. ....	Meridian .....	Lauderdale..	Mississippi.
Miller, B. G. ....	Rodney .....	Jefferson.....	Mississippi.
Mengis, C. ....	Vicksburg .....	Warren .....	Mississippi.
Moore, J. S. ....	Durant .....	.....	Mississippi.
Moore, J. V. ....	Acona .....	Holmes .....	Mississippi.
Moore, B. J. ....	Meridian .....	Lauderdale..	Mississippi.
Maxwell, J. W. ....	Starkville .....	Oktibbeha .....	Mississippi.
Maxwell, H. ....	Starkville .....	Oktibbeha .....	Mississippi.
Mitchell, T. A. ....	Delta .....	Panola .....	Mississippi.
Mosely, W. P. ....	Meridian .....	Lauderdale..	Mississippi.
Magruder, H. P. ....	Yazoo City...	Yazoo .....	Mississippi.
Magruder, J. C. ....	Agre'l College	Oktibbeha .....	Mississippi.
Maufray, V. ....	Kiln .....	Hancock.....	Mississippi.
Mason, F. I. ....	Meridian .....	Lauderdale..	Mississippi.
Meador, C. W. ....	.....	.....	.....
McClellan, S. F. ....	Tallah .....	.....	Louisiana.
McKell, J. E. ....	Starkville .....	Oktibbeha .....	Mississippi.
McGehee, C. G. ....	Woodville .....	Wilkinson .....	Mississippi.
McCalip, W. D. ....	Allen .....	Copiah .....	Mississippi.
McPhearson, J. L. ....	Waynesboro..	Wayne .....	Mississippi.
McNeill, R. C. ....	Centreville. .	Wilkinson .....	Mississippi.
McGaughy, W. B. ....	Madison.....	Madison .....	Mississippi.
McCarthy, J. C. ....	Corona .....	Lee .....	Mississippi.

EXHIBIT B—CONTINUED.

NAME.	POSTOFFICE.	COUNTY.	STATE.
Nef, H.....	Lamont.....	Bolivar.....	Mississippi.
Nicholson, R. L.....	Newton.....	Newton.....	Mississippi.
Nurse, G. R.....	Greenville... ..	Washington... ..	Mississippi.
Nesom, G. E.....	Ellisville.....	Jones.....	Mississippi.
Northcross, A. T.....	Memphis.....	.....	Tennessee.
Newman, S. C.....	.....	Yazoo.....	Mississippi.
Overby, E. P.....	Hollandale... ..	Washington... ..	Mississippi.
Olliphant, G. R.....	Enterprise... ..	Clarke.....	Mississippi.
O'Dell, C. I.....	Chulahoma... ..	Marshall.....	Mississippi.
O'Dell, J. D.....	Chulahoma... ..	Marshall.....	Mississippi.
Price, C. D.....	Mt. Carmel... ..	Covington.....	Mississippi.
Pope, G. J.....	Mt. Carmel... ..	Covington... ..	Mississippi.
Peete, A. B.....	Tutwiler.....	Coahoma.....	Mississippi.
Patty, C. M.....	Macon.....	Noxubee.....	Mississippi.
Patty, R. P.....	Bigbee Valley	Noxubee.....	Mississippi.
Powell, G. C.....	Graball.....	Tallahatchie..	Mississippi.
Pohl, A.....	Greenville.....	Washington... ..	Mississippi.
Pierce, C. E.....	Starkville.....	Oktibbeha.....	Mississippi.
Page, S.....	Starkville.....	Oktibbeha.....	Mississippi.
Richard, A. E.....	Biloxi.....	Harrison.....	Mississippi.
Raulins, C. B.....	McCall Creek.	Franklin.....	Mississippi.
Redus, J. N.....	Shannon.....	Lee.....	Mississippi.
Rudd, E. I.....	Starkville.....	Oktibbeha.....	Mississippi.
Rudd, W. I.....	Evansville.....	.....	Indiana.
Ramsey, S. D.....	Hazlehurst... ..	Copiah.....	Mississippi.
Rhodes, J. M.....	Selma.....	Lau'dale, Miss	Alabama.
Reid, J. M.....	Ridge.....	Chickasaw.....	Mississippi.
Richey, L.....	Starkville.....	Oktibbeha.....	Mississippi.
Richey, E.....	Starkville.....	Oktibbeha.....	Mississippi.
Rousseau, T. H.....	Starkville.....	Oktibbeha.....	Mississippi.
Robson, J. H.....	Starkville.....	Oktibbeha.....	Mississippi.
Rand, J. A.....	Starkville.....	Oktibbeha.....	Mississippi.
Reynolds, H. H.....	Starkville.....	Oktibbeha.....	Mississippi.
Ragsdale, S. O.....	Starkville.....	Lowndes.....	Mississippi.
Rogers, W. L.....	Leconte.....	Tippah.....	Mississippi.
Regan, P. E.....	Rocky Springs	Claiborne... ..	Mississippi.
Roche, F. L.....	Mobile.....	Warren, Miss.	Alabama.
Rich, C. E.....	State Line.....	Greene.....	Mississippi.
Starnes, M. B.....	Brandywine... ..	Copiah.....	Mississippi.
Stennis, S. D.....	Moscow.....	Kemper.....	Mississippi.
Statham, J. B.....	Terry.....	Hinds.....	Mississippi.
Skinner, K. S.....	Harlan.....	Noxubee.....	Mississippi.
Smith, W. W.....	Poplarville... ..	Pearl River... ..	Mississippi.
Spinks, T. M.....	Shubuta.....	Clarke.....	Mississippi.
Spinks, M. G.....	Meridian.....	Lauderdale... ..	Mississippi.
Shelby, I. A.....	Revive.....	Madison.....	Mississippi.
Smith, B.....	Starkville.....	Oktibbeha.....	Mississippi.
Stark, H. O.....	Starkville.....	Oktibbeha.....	Mississippi.
Stark, W. L.....	Starkville.....	Oktibbeha.....	Mississippi.
Stark, C. R.....	Starkville.....	Oktibbeha.....	Mississippi.
Sudduth, J. F.....	Starkville.....	Oktibbeha.....	Mississippi.
Saunders, H. T.....	Starkville.....	Oktibbeha.....	Mississippi.
Scales, S. W.....	Starkville.....	Oktibbeha.....	Mississippi.

## EXHIBIT B.—CONTINUED.

NAME.	POSTOFFICE.	COUNTY.	STATE.
Shropshire, C. W.....	Jackson.....	Hinds.....	Mississippi.
Spivey, A. G.....	Greenville....	Washington..	Mississippi.
St. Clair, J. J.....	Aberdeen.....	Monroe.....	Mississippi.
Sharp, T. B.....	New Hope.....	Lowndes.....	Mississippi.
Silverstein, M. O.....	Columbia.....	Marion.....	Mississippi.
Shaw, C. H.....	Carrollton....	Carroll.....	Mississippi.
Tumlinson, W. R.....	Double Sp'ngs	Oktibbeha....	Mississippi.
Terry, H. C.....	Columbus.....	Lowndes.....	Mississippi.
Thompson, W. L.....	Passaic.....	Oktibbeha M's	New Jersey.
Tate, J. T.....	Meridian.....	Lauderdale..	Mississippi.
Utterbach, W. E.....	Jackson.....	Hinds.....	Mississippi.
Williams, G. G.....	Macon.....	Noxubee.....	Mississippi.
Williamson, A. W.....	Jackson.....	Hinds.....	Mississippi.
Watson, G. K.....	Allenville....	Copiah.....	Mississippi.
Wood, J. M.....	Brookhaven..	Lincoln.....	Mississippi.
White, W. T.....	Birmingham..	Clay (Miss)..	Alabama.
Williamson, N. C.....	Morton.....	Scott.....	Mississippi.
Walton, O. D.....	Hernando.....	DeSoto.....	Mississippi.
Witt, C.....	Greenville....	Washington..	Mississippi.
Welborn, I. C.....	Ellisville....	Jones.....	Mississippi.
Wett, L. B.....	Woodville....	Wilkinson...	Mississippi.
Williams, W. T.....	New T'n Ld'g	Warren.....	Mississippi.
Wallace, S. J.....	Coldwater....	Tate.....	Mississippi.
Wall, I. B.....	Clinton.....	Wilk'n (Miss)	Louisiana.
Williams, W. L.....	Meridian.....	Lauderdale..	Mississippi.
Williams, C. A.....	Columbus.....	Lowndes.....	Mississippi.
Watson, P.....	Starkville....	Oktibbeha....	Mississippi.
Wofford, A. A.....	Trim Cane....	Oktibbeha....	Mississippi.
Wainwright, C. W.....	Stonewall St.	Clarke.....	Mississippi.
Williams, H. G.....	Mt. Carmel...	Covington...	Mississippi.
Witkowski, A.....	Greenville....	Washington..	Mississippi.
Ware, S. M.....	Roxton.....	Laud'le (Miss)	Texas.
Yeates, E. D.....	Starkville...	Oktibbeha....	Mississippi.
Total, 242.			

## EXHIBIT C.

TABLE SHOWING THE NUMBER OF STUDENTS ENROLLED FROM EACH COUNTY DURING THE YEARS 1892-93 AND 1893-94.

COUNTY.			COUNTY.		
	'92 & '93	'93 & '94		'92 & '93	'93 & '94
Adams.....	2	3	Chickasaw.....	2	5
Alcorn.....	1	4	Choctaw.....	2	1
Amite.....	0	0	Claiborne.....	3	2
Attala.....	3	4	Clarke.....	0	0
Benton.....	1	0	Clay.....	9	12
Bolivar.....	3	0	Coahoma.....	3	4
Calhoun.....	3	3	Copiah.....	13	9
Carroll.....	1	3	Covington.....	2	3

EXHIBIT C.—CONTINUED.

COUNTY.	'92 & '93	'93 & '94	COUNTY.	'92 & '93	'93 & '94
DeDeSoto.....	6	6	Oktibbeha.....	19	13
Franklin.....	5	3	Panola.....	14	11
Greene.....	0	0	Pearl River.....	1	1
Grenada.....	0	0	Perry.....	2	1
Hancock.....	3	1	Pike.....	2	0
Harrison.....	1	4	Pontotoc.....	2	3
Hinds.....	5	9	Prentiss.....	3	2
Holmes.....	2	3	Quitman.....	0	0
Issaquena.....	0	0	Rankin.....	2	1
Itawamba.....	0	0	Scott.....	2	4
Jackson.....	1	2	Sharkey.....	0	0
Jasper.....	3	6	Simpson.....	7	5
Jefferson.....	4	3	Smith.....	2	2
Jones.....	0	1	Sunflower.....	2	1
Kemper.....	3	5	Tallahatchie.....	2	2
Lafayette.....	6	5	Tate.....	1	5
Lauderdale.....	1	4	Tippah.....	2	2
Lawrence.....	1	0	Tishomingo.....	0	1
Lee.....	4	1	Tunica.....	0	2
Leake.....	1	1	Union.....	4	3
Leflore.....	7	3	Warren.....	1	3
Lincoln.....	1	0	Washington.....	3	0
Lowndes.....	69	61	Wayne.....	0	0
Madison.....	7	7	Webster.....	2	1
Marion.....	1	0	Wilkinson.....	4	1
Marshall.....	0	0	Winston.....	0	0
Monroe.....	3	7	Yalobusha.....	4	0
Montgomery.....	6	5	Yazoo.....	7	5
Neshoba.....	0	0	State of Alabama.....	3	2
Newton.....	3	5	State of Georgia.....	0	1
Noxubee.....	5	7			
				287	273

EXHIBIT D—I. I. & C.

TABLE SHOWING THE NUMBER OF GIRLS ENROLLED FROM THE DIFFERENT COUNTIES, FROM THE YEAR 1885 TO 1894.

COUNTIES.	'85 & '86	'86 & '87	'87 & '88	'88 & '89	'89 & '90	'90 & '91	'91 & '92	'92 & '93	'93 & '94
Adams.....	3	5	14	5	8	7	4	2	3
Alcorn.....	3	7	1	4	3	0	3	1	4
Amite.....	2	4	2	1	2	3	1	0	0
Attala.....	6	9	11	9	11	7	4	3	4
Benton.....	1	1	0	1	0	0	0	1	1
Bolivar.....	1	5	4	2	3	5	6	3	0
Calhoun.....	4	2	2	6	1	5	2	3	3

## EXHIBIT D.—CONTINUED.

COUNTIES.	'85 & '86	'86 & '87	'87 & '88	'88 & '89	'89 & '90	'90 & '91	'91 & '92	'92 & '93	'93 & '94
Carroll.....	4	3	6	6	6	5	3	1	3
Chickasaw.....	10	7	10	10	10	4	2	2	5
Choctaw.....	4	2	2	3	2	1	2	2	1
Claiborne.....	12	10	7	6	6	9	3	3	2
Clarke.....	1	5	4	3	5	7	6	0	0
Clay.....	10	13	10	7	8	8	7	9	12
Coahoma.....	2	1	2	0	1	3	1	3	4
Copiah.....	11	10	11	6	10	14	10	13	9
Covington.....	2	1	3	3	5	4	2	2	3
DeSoto.....	6	6	5	4	7	11	11	6	6
Franklin.....	1	2	2	1	0	0	0	5	3
Greene.....	0	0	0	0	0	0	0	0	0
Grenada.....	3	1	3	4	0	1	2	0	0
Hancock.....	0	1	0	0	4	4	2	3	1
Harrison.....	2	3	3	2	2	2	5	1	4
Hinds.....	7	12	16	13	12	9	13	5	9
Holmes.....	8	11	9	11	3	6	8	2	3
Issaquena.....	3	4	2	1	1	2	3	0	0
Itawamba.....	0	0	0	0	0	0	0	0	0
Jackson.....	2	1	1	0	0	3	1	1	2
Jasper.....	0	4	6	1	3	3	3	3	6
Jefferson.....	1	1	2	3	2	3	1	4	3
Jones.....	2	3	2	6	6	3	2	0	1
Kemper.....	7	7	8	5	7	8	6	3	5
Lafayette.....	4	4	4	4	4	6	4	5	5
Lauderdale.....	9	6	5	5	4	6	7	1	4
Lawrence.....	4	1	0	0	1	0	1	1	0
Leake.....	2	0	2	3	4	3	3	1	1
Lee.....	3	7	9	9	3	5	9	4	1
Leflore.....	2	6	2	2	2	1	3	7	3
Lincoln.....	0	0	1	4	1	1	3	1	0
Lowndes.....	92	89	64	55	35	85	51	69	61
Madison.....	3	4	5	6	7	5	9	7	7
Marion.....	1	2	2	2	3	5	3	1	0
Marshall.....	3	1	3	3	1	1	2	0	0
Monroe.....	5	7	10	9	10	7	6	3	7
Montgomery.....	5	5	4	3	4	5	8	6	5
Neshoba.....	0	2	0	1	2	2	0	0	0
Newton.....	3	1	1	4	4	2	1	3	5
Noxubee.....	4	8	8	16	12	6	5	5	7
Oktibbeha.....	9	12	18	10	11	7	15	18	13
Panola.....	11	12	10	13	13	13	12	14	11
Pearl River.....	0	0	0	0	0	2	3	1	1
Perry.....	2	2	0	0	1	1	1	2	1
Pike.....	1	5	5	2	4	6	1	2	0
Pontotoc.....	1	6	3	2	3	2	1	2	3
Prentiss.....	2	3	3	4	2	1	3	3	2
Quitman.....	0	0	8	0	0	1	0	0	0
Rankin.....	5	1	3	3	5	3	2	2	1
Scott.....	7	8	4	4	3	5	3	2	4
Sharkey.....	3	1	1	0	1	0	0	0	0

## EXHIBIT D.—CONTINUED.

COUNTIES.	'85 & '86	'86 & '87	'87 & '88	'88 & '89	'89 & '90	'90 & '91	'91 & '92	'92 & '93	'93 & '94
Simpson.....	0	2	2	2	0	2	3	7	5
Smith.....	3	2	0	2	1	2	2	2	2
Sunflower.....	2	1	1	0	1	1	3	2	1
Tallahatchie.....	2	3	0	2	2	1	3	2	2
Tate.....	5	4	6	6	4	2	4	1	5
Tippah.....	3	2	5	1	1	1	3	2	2
Tishomingo.....	0	2	4	5	0	0	0	0	1
Tunica.....	0	1	1	0	0	0	0	0	2
Union.....	2	5	4	3	2	3	3	4	3
Warren.....	9	7	12	5	7	2	3	1	3
Washington.....	5	5	4	1	4	4	7	3	5
Wayne.....	0	1	2	1	2	1	1	0	0
Webster.....	3	3	2	1	4	4	1	2	1
Wilkinson.....	0	0	6	5	3	0	0	4	1
Winston.....	0	3	4	5	5	5	1	0	0
Yalobusha.....	1	5	4	0	0	0	0	4	0
Yazoo.....	7	8	7	7	5	4	9	7	5
Alabama.....	0	0	2	0	2	2	2	3	2
Georgia.....	0	0	0	0	0	1	0	0	1
Louisiana.....	0	0	1	1	0	0	0	0	0
Texas.....	0	0	0	0	0	2	0	0	0
Kentucky.....	0	0	0	0	0	1	0	0	0
Arkansas.....	0	0	0	0	0	0	1	0	0
New York.....	0	0	0	0	0	0	1	0	0
Tennessee.....	0	0	0	0	0	0	1	0	0

On motion of Mr. Marshall, the report of Joint Committee was adopted.

Mr. Payne moved to have 500 copies of the report printed. Lost.

**MR. SPEAKER:** Your Special Committee to whom was referred H. B. No. 1, An act entitled An act to establish and maintain a Home for the aged, indigent and infirm Confederate Veterans of the State of Mississippi, to be known as the Soldiers' Home, have had same under consideration, and have instructed me to report same back with the following recommendation, viz:

The title is sufficient, and the bill do pass as amended.

J. M. MONTGOMERY, Chairman.

Report of Committee on Appropriations:

**MR. SPEAKER:** The Committee on Appropriations has had under consideration the following bills referred to them, and have instructed me to report them back with the following recommendations:



H. B. No. 73, to provide for the protection of the property of the State at the Capital from damage or destruction by fire, and to appropriate money therefor.

And they find the title sufficient, and recommend that said bill do pass.

H. B. No. 76, To appropriate fifteen hundred dollars, or so much thereof as may be necessary to liquidate the claims of district attorneys, judges and chancellors, for protempore services rendered during the years 1892 and 1893.

And they find the title insufficient and recommend that the substitute herewith, do pass as an amendment, by striking out all after the enacting clause of said bill, and amending the title.

JOHN R. DINSMORE.

#### Report of Committee on Penitentiary :

MR. SPEAKER: The Committee on Penitentiary, which has had under consideration H. B. No. 79, entitled An act to establish a Penitentiary Farm, to sell bonds to pay therefor, and to authorize the employment of the State convicts, has directed me to report said bill back with the following recommendations :

1. That sections 11 and 12 be stricken out, and the following inserted in lieu thereof:

"Section 11. That for the purpose of carrying this act into effect, the sum of \$125,000, or so much thereof as may be necessary, is hereby appropriated out of any money in the State Treasury not otherwise appropriated, to be disbursed on the warrant of the Auditor of Public Accounts, drawn on requisition of the Board of Control, approved by the Governor."

2. That the bill as amended do pass.

3. That the title is sufficient.

Respectfully,

W. A. HENRY,  
Chairman Penitentiary Committee.

#### INTRODUCTION OF BILLS.

By Mr. Marshall—

H. B. No. 86, An act entitled An act to provide for the State Charity Hospital at Vicksburg for the years 1894 and 1895.

Was read twice, and referred to Committee on Appropriations.

H. B. No. 87, An act entitled An act to authorize the board of supervisors of Warren county to reimburse Bernard Foster, Esq., to whatever amount the said board may be convinced, upon proper proof, the said Bernard Foster

has expended out of his own funds in ferreting out and landing in the custody of the law, the band of robbers and thieves alleged to have murdered Bennon Blake, Esq.

Was read twice, and referred to Committee on Local and Private Legislation.

H. B. No. 88, An act authorizing the board of supervisors of Warren county to pay J. M. A. Brennan out of county funds, the sum of \$1,188.10 due the said J. M. A. Brennan from said county.

Was read twice, and referred to Committee on Local and Private Legislation.

By Mr. Arnold—

H. B. No. 89, An act to be entitled An act to repeal section 8985 of the Annotated Code of 1892 in relation to boards of supervisors to inspect roads ; also to repeal section 2019 of the Annotated Code of 1892, providing additional compensation for boards of supervisors.

Was read twice, and referred to Committee on County Affairs.

By Mr. Ballinger—

H. B. No. 90, An act to amend section 2017 of the Annotated Code of 1892 in reference to compensation of tax assessors.

Was read twice, and referred to Committee on Fees and Salaries.

By Mr. Jackson—

H. B. No. 91, An act for the relief of J. U. Jackson and W. S. Stribbling, teachers in the public schools of Neshoba county during the year 1892.

Was read twice, and referred to Committee on Local and Private Legislation.

By Mr. Street—

H. B. No. 92, An act to amend section 2061 of the Annotated Code of 1892 in reference to fences on county lines, so as to apply to fences on township and other lines.

Was read twice, and referred to Committee on Agriculture.

By Mr. Rodgers of Tishomingo—

H. B. No. 93, an Act to authorize the board of supervisors of Tishomingo county to pay to the county superintendent and teachers in the public school of said county the sum of three hundred and eighteen and twenty-five hundredth dollars for services rendered in their respective duties for the year 1893.

Was read twice and referred to Committee on Local and Private Legislation.

Mr. Hannah introduced House concurrent resolution No. 9, submitting to the qualified electors of the State for ratifi-

cation or rejection an amendment to the Constitution in relation to the lien for poll tax and collection of the same.

Was read twice and referred to Committee on Ways and Means.

By Mr. Falkner—

H. B. No. 94, an Act to refund to the Bank of Oxford certain taxes overpaid to the State.

Was read twice and referred to Committee on Local and Private Legislation.

Mr. Miller of Copiah, offered the following :

*Resolved by the House, the Senate concurring,* That 12 o'clock of Wednesday the 17th inst., be set as the day and hour for the address of Dr. J. L. M. Curry.

Adopted.

Mr. Stowers of Jefferson, offered the following :

*Resolved,* That the Sergeant-at-Arms be instructed to procure from the Secretary of State such copies of the sheet acts as may be desired by the members of the House.

Lost.

Mr. Morris offered the following :

*Resolved,* That the Committee on Public Education be instructed to have printed three hundred copies of the proposed amendment to the Constitution in relation to the distribution of the common school fund.

Adopted.

Mr. Murry moved to reconsider the vote by which the bill making appropriation for the A. and M. College was passed.

Mr. Cook moved to table motion to reconsider. Adopted.

#### MESSAGE FROM THE SENATE.

MR. SPEAKER—I am directed to inform the House that the Senate has concurred in House concurrent resolution authorizing the appointment of a stenographer by the committee to investigate the Blind Asylum, the same to be paid out of the contingent fund of the two Houses.

S. B. No. 32, an Act to amend section 2380 of Annotated Code in reference to valuation of property and measures of damages in suits upon insurance policies in cases of loss by fire, and to provide for the enforcement of judgment against insurance companies.

Also S. B. No. 40, an Act to amend sections 3615 and 3612 of the Code in reference to registration of electors.

WILLIAM HENRY, Secretary.

The report of the Committee on Corporations was considered.

H. B. No. 37, An act to amend section 2987 of the Annotated Code, in regard to qualifications of mayors of municipalities, was taken up.

Mr. Marshall moved to indefinitely postpone. Lost.

Mr. Marshall made objection to the suspension of the rules for the engrossment and third reading of the bill and the same was referred to the Committee on Engrossed Bills.

H. B. No. 78, an Act to amend sections 775, 777, 780, 781, 783, 788, 791, 794, 795, 797, 800, 801 and 807 of the Annotated Code of 1892 in relation to the disposition of convicts in county jails, that they be made self-sustaining and to enlarge the power of the board of supervisors with reference to such convicts, was taken up.

On motion of Mr. Packwood 200 copies were ordered printed for the use of the members, and Saturday morning directly after the reading of the Journal was set apart for consideration of said bill.

Mr. Street, by unanimous consent, offered the following:

*Resolved*, That it is the sense of the House that no tax should be imposed on cotton grown in the State, whether in the hands of the producers or not.

Adopted.

Report of Committee on Appropriations was then considered.

H. B. No. 78, an Act to provide for the protection of the property of the State at the Capital from damage or destruction by fire and to appropriate money therefor, was taken up.

Whereupon, said bill was considered engrossed, read the third time, and agreeable to the provisions of the Constitution, the yeas and nays were taken, and the bill passed, title standing as stated, by the following vote:

YEAS—MESSRS. Arnold, Arrington, Basham, Ballinger, Bellamy, Binford, Blanchard, Boggan, Bowles, Butler, Bynum, Caldwell of Monroe, Caldwell of Leake and Winston, Campbell, Carr, Caruthers, Chatham, Cotten, Denton, Dinmore, Doss, Dulaney, Durham, Durrett, Falkner, Farr, Fowler, Fox, Gardner, Gayles, Gewin, Glover, Goude-lock, Greaves, Graham, Griffin, Guynes, Hannab, Harper, Hart, Henry, Ivy, Jackson, Johnson, Keith, Key, King, Lamb, Lancaster, Love, Marshall, Maybin, McGuire, McKie, McSwine, Medford, Miller of Copiah, Mitchell, Morris, Montgomery of Quitman, Montgomery of Washington, Murry, Nelson, O'Neill, Packwood, Payne, Peatross, Perkins, Potter, Puckett, Quinn, Redhead, Rice, Roberts, Robertson, Rodgers of Tishomingo, Rogers of Yalobusha, Ryan, Simmons, Simpson, Smith of Jones, Spencer, Stinson of Lauderdale, Stinson of

Lowndes, Stowers of Lafayette, Street, Stutts, Talbert, Tate, Terral, Thrasher, Touchstone, Turner of Greene, Turner of Madison, Underwood, Ventress, Wade, Watson, Williamsen, Wilson, Worthington, Wyatt, and Mr. Speaker—Total yeas, 108.

**NAYS**—Messrs. Gore, Newman, Nix, Ratliff, Stowers of Jefferson—Total nays, 5.

**ABSENT AND THOSE NOT VOTING**—Messrs. Anderson, Buntin, Burkitt, Catchings, Champion, Cook, Davis, Eckles, Enochs, Harris, Hinton, Keirn, Kelsey, Mauffray, Miller of Washington, Odom, Peery, Reeves, Smith of Wayne, Stewart, Taylor of Montgomery, Taylor of Yalobusha, Walton, Williams—Total, 24.

H. B. No. 76, an Act to appropriate \$1500.00, or so much thereof as may be necessary, to liquidate the claims of district attorneys, judges, and chancellors for *pro tempore* services rendered during the years 1892 and 1893, was considered.

The Committee offered to substitute:

H. B. No. 76, an Act making an appropriation for the pay of special judges and chancellors and for district attorneys *pro tempore* in cases of actual sickness of the district attorney.

The Committee's substitute was adopted.

The bill as amended was then considered engrossed, read the third time, and agreeable to the provisions of the Constitution, the yeas and nays were taken, and the bill as amended passed, title standing as stated, by the following vote:

**YEAS**—Messrs. Arnold, Arrington, Ballinger, Bellamy, Blanchard, Boggan, Bowles, Burkitt, Butler, Bynum, Caldwell of Leake and Winston, Campbell, Carr, Caruthers, Cotten, Denton, Dinsmore, Doss, Dulaney, Durham, Durrett, Falkner, Farr, Fowler, Gardner, Gayles, Glover, Goude-lock, Graham, Guynes, Harper, Hart, Henry, Ivy, Jackson, Johnson, Keith, Kelsey, Key, Lamb, Lancaster, Love, Marshall, Maybin, McGuire, McKie, McSwine, Medford, Miller of Copiah, Mitchell, Montgomery of Washington, Murry, Nelson, O'Neill, Packwood, Peatross, Perkins, Potter, Puckett, Quinn, Ratliff, Redhead, Reeves, Rice, Robertson, Rodgers of Tishomingo, Rogers of Yalobusha, Ryan, Simmons, Simpson, Smith of Jones, Spencer, Stinson of Lauderdale, Stinson of Lowndes, Stowers of Jefferson, Stowers of Lafayette, Street, Stutts, Tate, Thrasher, Touchstone, Turner of Madison, Underwood, Ventress, Wade, Watson, Williamson, Wilson, Worthington, Wyatt, Mr. Speaker—Total yeas, 91.

**NAYS**—Messrs. Basham, Gewin, Gore, Griffin, King, Morris, Newman, Roberts, Turner of Greene—Total nays, 9.

ABSENT AND THOSE NOT VOTING—Messrs. Anderson, Binford, Buntin, Caldwell of Monroe, Catchings, Champion, Chatham, Cook, Davis, Eckles, Enochs, Fox, Greaves, Hannah, Harris, Hinton, Keirn, Mauffray, Miller of Washington, Montgomery of Quitman, Nix, Odom, Payne, Peery, Smith of Wayne, Stewart, Talbert, Taylor of Montgomery, Taylor of Yalobusha, Terral, Walton, Williams—Total, 32.

Mr. Peatross called up motion of a former day to reconsider vote by which H. B. No. 13, providing for salary of chancery clerk as county auditor, was passed.

Mr. Lamb moved to table motion to reconsider.

Adopted.

Mr. Burkitt, by unanimous consent, offered the following :

WHEREAS, A number of local option elections were held during the year 1893, under the provisions of section 1610, and

WHEREAS, Several counties voting have settled the question in accord with the wishes of a large majority of the people, and

WHEREAS, The decision of the supreme court in the case of Monroe county has had the effect to re-open the question in counties where the people have, by a decided vote, excluded the whisky traffic, and

WHEREAS, A renewal of the contest in these counties will result in great expense to the taxpayers, therefore

*Resolved*, That the Governor be requested, if in his judgment the public interest would be subserved thereby, to send in a special message authorizing the Legislature, if in its wisdom it deemed best, to enact a statute legalizing all elections heretofore held under said section 1610 of the Annotated Code.

Mr. Glover moved to table the resolution.

Lost.

Mr. Miller of Copiah, moved the previous question on the adoption of the resolution, which was sustained.

The yeas and nays being demanded, the Clerk called the roll, whereupon the resolution was adopted by the following vote :

YEAS—Messrs. Arnold, Ballinger, Basham, Blanchard, Bogan, Burkitt, Butler, Caldwell of Monroe, Caldwell of Leake and Winston, Carr, Caruthers, Cotten, Dinsmore, Doss, Durrett, Fowler, Gardner, Gayles, Gewin, Glover, Goudelock, Graham, Guynes, Hannah, Harper, Henry, Ivy, Kelsey, Key, King, Lamb, McGuire, McKie, Miller of Copiah, Morris, Murry, Nelson, Newman, Nix, Perkins, Ratliff, Reeves, Roberts, Robertson, Ryan, Simmons, Spencer, Stewart, Stinson of Lauderdale, Stinson of Lowndes, Stutts, Touch-

stone, Turner of Greene, Underwood, Ventress, Watson, Wyatt—Total 57.

**NAVS**—Messrs. Arrington, Bellamy, Binford, Bowles, Bynum, Campbell, Chatham, Cook, Davis, Denton, Dulaney, Durham, Falkner, Fox, Gore, Greaves, Jackson, Johnson, Keith, Lancaster, Love, Marshall, Maybin, McSwine, Medford, Mitchell, Montgomery of Washington, O'Neill, Packwood, Potter, Puckett, Redhead, Rice, Rodgers of Tishomingo, Simpson, Stowers of Jefferson, Stowers of Lafayette, Street, Tate, Taylor of Montgomery, Terral, Turner of Madison, Wade, Williamson, Wilson, Worthington, Mr. Speaker. Total, 47.

**ABSENT AND THOSE NOT VOTING**—Messrs. Anderson, Buntin, Catchings, Champion, Eckles, Enochs, Farr, Griffin, Harris, Hart, Hinton, Keirn, Mauffray, Miller of Washington, Montgomery of Quitman, Odom, Payne, Peatross, Peery, Quinn, Rogers of Yalobusha, Smith of Jones, Smith of Wayne, Talbert, Taylor of Yalobusha, Thrasher, Walton, Williams—Total 28.

Mr. Glover moved to reconsider vote by which resolution was adopted.

At 1:35 the House, on motion of Mr. Glover, adjourned until 10 o'clock a. m., to-morrow.

L. PINK SMITH,  
Clerk of the House of Representatives.

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#### FOURTEENTH DAY.

WEDNESDAY, January 17, 1894.

The House was called to order at 10 A. M. by Speaker Vardaman. Prayer by Rev. Dr. West.

The roll being called, the following members answered to their names :

**PRESENT**—Messrs. Arnold, Arrington, Ballinger, Basham, Bellamy, Binford, Blanchard, Boggan, Bowles, Burkitt, Butler, Bynum, Caldwell of Monroe, Caldwell of Leake and Winston, Campbell, Carr, Caruthers, Catchings, Chatham, Cook, Cotten, Davis, Denton, Dinsmore, Doss, Dulaney, Durham, Durrett, Eckles, Enochs, Falkner, Farr, Fowler, Fox, Gardner, Gayles, Gewin, Glover, Gore, Goude-lock, Greaves, Graham, Griffin, Guynes, Hannah, Harper, Hart, Henry, Ivy, Jackson, Johnson, Keirn, Keith, Kelsey, Key, King, Lamb, Lancaster, Love, Marshall, Mau-

fray, Maybin, McGuire, McSwine, Medford, Miller of Copiah, Mitchell, Morris, Montgomery of Quitman, Montgomery of Washington, Murry, Nelson, Newman, Nix, O'Neill, Packwood, Payne, Peatross, Peery, Perkins, Potter, Puckett, Quinn, Ratliff, Redhead, Reeves, Rice, Roberts, Robertson, Rodgers of Tishomingo, Rogers of Yalobusha, Ryan, Simmons, Simpson, Smith of Jones, Smith of Wayne, Spencer, Stewart, Stinson of Lauderdale, Stinson of Lowndes, Stowers of Jefferson, Stowers of Lafayette, Street, Stutts, Talbert, Tate, Taylor of Montgomery, Taylor of Yalobusha, Terral, Thrasher, Touchstone, Turner of Greene, Turner of Madison, Underwood, Ventress, Wade, Walton, Watson, Williamson, Wilson, Worthington, Wyatt, Mr. Speaker.—Total present, 128.

Those absent were, Messrs. Anderson, Buntin, Champion, Harris, Hinton, McKie, Miller of Washington, Odom and Williams—Total, 9.

Leave of absence granted Mr. McKie from day to day.

Reading of the Journal dispensed with and stood approved.

Before consideration of H. B. No. 79, an Act to establish a Penitentiary farm, to appropriate money to pay therefor, and to authorize the employment of the State convicts, which by special order had been set for this day and hour, unanimous consent was given for the introduction of the following:

By Mr. Marshall—

H. B. No. 95, an Act entitled an act to provide for the speedy investigation and trial of homicides and other capital crimes and for other purposes.

Was read twice and referred to Committee on Judiciary.

By Mr. Hart—

H. B. No. 96, an Act entitled an Act to furnish the counties of Lincoln and Holmes with certain books from the State and provide for the payment of the chancery clerks of said counties for recording records destroyed.

Was read twice and referred to Committee on Local and Private Legislation.

By Mr. Hart—

H. B. No. 97, a bill to be entitled an Act authorizing the board of supervisors of Lincoln county to transfer certain moneys from the general county fund to the school fund of said county.

Was read twice and referred to Committee on Local and Private Legislation.

By Mr. Miller of Copiah—

H. B. No. 98, a bill entitled an Act to amend section 3546 of the Annotated Code of 1892.



stone, Turner of Greene, Underwood, Ventress, Watson, Wyatt—Total 57.

**NAYS**—Messrs. Arrington, Bellamy, Binford, Bowles, Bynum, Campbell, Chatham, Cook, Davis, Denton, Dulaney, Durham, Falkner, Fox, Gore, Greaves, Jackson, Johnson, Keith, Lancaster, Love, Marshall, Maybin, McSwine, Medford, Mitchell, Montgomery of Washington, O'Neill, Packwood, Potter, Puckett, Redhead, Rice, Rodgers of Tishomingo, Simpson, Stowers of Jefferson, Stowers of Lafayette, Street, Tate, Taylor of Montgomery, Terral, Turner of Madison, Wade, Williamson, Wilson, Worthington, Mr. Speaker. Total, 47.

**ABSENT AND THOSE NOT VOTING**—Messrs. Anderson, Buntin, Catchings, Champion, Eckles, Enochs, Farr, Griffin, Harris, Hart, Hinton, Keirn, Mauffray, Miller of Washington, Montgomery of Quitman, Odom, Payne, Peatross, Peery, Quinn, Rogers of Yalobusha, Smith of Jones, Smith of Wayne, Talbert, Taylor of Yalobusha, Thrasher, Walton, Williams—Total 28.

Mr. Glover moved to reconsider vote by which resolution was adopted.

At 1:35 the House, on motion of Mr. Glover, adjourned until 10 o'clock a. m., to-morrow.

L. PINK SMITH,  
Clerk of the House of Representatives.

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#### FOURTEENTH DAY.

WEDNESDAY, January 17, 1894.

The House was called to order at 10 A. M. by Speaker Vardaman. Prayer by Rev. Dr. West.

The roll being called, the following members answered to their names :

**PRESENT**—Messrs. Arnold, Arrington, Ballinger, Basham, Bellamy, Binford, Blanchard, Boggan, Bowles, Burkitt, Butler, Bynum, Caldwell of Monroe, Caldwell of Leake and Winston, Campbell, Carr, Caruthers, Catchings, Chatham, Cook, Cotten, Davis, Denton, Dinsmore, Doss, Dulaney, Durham, Durrett, Eckles, Enochs, Falkner, Farr, Fowler, Fox, Gardner, Gayles, Gewin, Glover, Gore, Goudelock, Greaves, Graham, Griffin, Guynes, Hannah, Harper, Hart, Henry, Ivy, Jackson, Johnson, Keirn, Keith, Kelsey, Key, King, Lamb, Lancaster, Love, Marshall, Mau-

fray, Maybin, McGuire, McSwine, Medford, Miller of Copiah, Mitchell, Morris, Montgomery of Quitman, Montgomery of Washington, Murry, Nelson, Newman, Nix, O'Neill, Packwood, Payne, Peatross, Peery, Perkins, Potter, Puckett, Quinn, Ratliff, Redhead, Reeves, Rice, Roberts, Robertson, Rodgers of Tishomingo, Rogers of Yalobusha, Ryan, Simmons, Simpson, Smith of Jones, Smith of Wayne, Spencer, Stewart, Stinson of Lauderdale, Stinson of Lowndes, Stowers of Jefferson, Stowers of Lafayette, Street, Stutts, Talbert, Tate, Taylor of Montgomery, Taylor of Yalobusha, Terral, Thrasher, Touchstone, Turner of Greene, Turner of Madison, Underwood, Ventress, Wade, Walton, Watson, Williamson, Wilson, Worthington, Wyatt, Mr. Speaker.—Total present, 123.

Those absent were, Messrs. Anderson, Buntin, Champion, Harris, Hinton, McKie, Miller of Washington, Odom and Williams—Total, 9.

Leave of absence granted Mr. McKie from day to day.

Reading of the Journal dispensed with and stood approved.

Before consideration of H. B. No. 79, an Act to establish a Penitentiary farm, to appropriate money to pay therefor, and to authorize the employment of the State convicts, which by special order had been set for this day and hour, unanimous consent was given for the introduction of the following:

By Mr. Marshall—

H. B. No. 95, an Act entitled an act to provide for the speedy investigation and trial of homicides and other capital crimes and for other purposes.

Was read twice and referred to Committee on Judiciary.

By Mr. Hart—

H. B. No. 96, an Act entitled an Act to furnish the counties of Lincoln and Holmes with certain books from the State and provide for the payment of the chancery clerks of said counties for recording records destroyed.

Was read twice and referred to Committee on Local and Private Legislation.

By Mr. Hart—

H. B. No. 97, a bill to be entitled an Act authorizing the board of supervisors of Lincoln county to transfer certain moneys from the general county fund to the school fund of said county.

Was read twice and referred to Committee on Local and Private Legislation.

By Mr. Miller of Copiah—

H. B. No. 98, a bill entitled an Act to amend section 3546 of the Annotated Code of 1892.

Whereupon the Speaker suspended all business and signed the bill, calling the attention of the House thereto.

On motion of Mr. Henry, the House resolved itself into a Committee of the Whole for the further consideration of H. B. No. 79, an Act to establish a Penitentiary farm, to appropriate money to pay therefor, and to authorize the employment of the State convicts; with Mr. O'Neill in the chair.

After some time spent in the Committee of the Whole the committee arose and through its chairman reported bill back to the House with amendments, and asked to be discharged.

The report was adopted.

Mr. C. M. Thomas of Noxubee county, who was elected as the successor of Hon. J. S. Madison, presented himself and was sworn in by the Speaker.

Report of Committee on Local and Private Legislation :

MR. SPEAKER—Your Committee on Local and Private Legislation having had under consideration H. B. No. 94, To be entitled an act to refund to the Bank of Oxford certain taxes overpaid the State, beg leave to report that they recommend that said bill do pass and that the title of said bill is sufficient.

And your committee further say that the money sought to be refunded cannot be recovered by a suit in court, as the State in this case, cannot be sued in a court by said Bank of Oxford, and the relief sought cannot be provided for under the facts of this case by a general law.

Respectfully submitted,

S. E. PACKWOOD, Chairman.

By unanimous consent the rules were suspended and bills were introduced as follows :

By Mr. Cook—

H. B. No. 99, an Act to amend an Act entitled an Act to incorporate the Board of Levee Commissioners for the Yazoo-Mississippi Delta and for other purposes, approved February '28, and to fix the fees of tax collectors for the collection of levee taxes.

Was read twice and referred to Committee on Local and Private Legislation.

By Mr. Rogers of Yalobusha—

H. B. No. 100, an Act to provide for the issuance of pay certificates and for the payment thereof against the Chickasaw fund of Yalobusha county.

Was read twice and referred to Committee on Local and Private Legislation.

By Mr. Cotten—

H. B. No. 101, an Act to refund to D. H. Wallace in

Holmes county, money due him in consequence of the annulment of the license for the sale of liquor before the expiration of same.

Was read twice and referred to Committee on Local and Private Legislation.

At 1:20, on motion of Mr. Henry, the House took recess until 8 o'clock P. M.

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#### AFTERNOON SESSION.

House met pursuant to adjournment. Speaker Vardaman in the Chair. Quorum present.

House resumed consideration of H. B. No. 79, an act to establish a Penitentiary farm, to sell bonds to pay therefor and to authorize the employment of the State convicts.

Mr. Goudelock moved to consider the bill by sections.

On motion of Mr. Henry section one was adopted.

The amendment offered by the Committee of the Whole to strike out all of section two down to the word "bill" in the 4th line and insert in lieu thereof "the board of control," was lost by the following vote:

**YEAS**—Messrs. Ballinger, Basham, Boggan, Bowles, Burkitt, Butler, Caldwell of Monroe, Campbell, Carr, Cotten, Doss, Dulaney, Falkner, Fowler, Fox, Gardner, Gewin, Goudelock, Griffin, Hannah, Harper, Ivy, Kelsey, King, Medford, Morris, Montgomery of Quitman, Murry, Newman, Nix, Peery, Perkins, Quinn, Ratliff, Reeves, Roberts, Robertson, Smith of Jones, Stewart, Stinson of Lauderdale, Stowers of Jefferson, Street, Talbert, Tate, Taylor of Yalobusha, Thrasher, Turner of Greene, Wade, Williamson—Total yeas, 49.

**NAYS**—Messrs. Arrington, Bellamy, Binford, Blanchard, Bynum, Caldwell of Leake and Winston, Caruthers, Catchings, Champion, Chatham, Cook, Davis, Denton, Dinsmore, Durham, Eckles, Enochs, Farr, Gayles, Glover, Gore, Greaves, Graham, Guynes, Hart, Henry, Jackson, Johnson, Keirn, Keith, Key, Lamb, Lancaster, Love, Marshall, Mauffray, Maybin, McGuire, Miller of Copiah, Montgomery of Washington, Nelson, O'Neill, Packwood, Payne, Peatross, Potter, Puckett, Redhead, Rice, Rodgers of Tishomingo, Rogers of Yalobusha, Ryan, Simmons, Simpson, Smith of Wayne, Spencer, Stinson of Lowndes, Stowers of Lafayette, Stutts, Taylor of Montgomery, Terral, Thomas, Touchstone, Turner of Madison, Underwood, Ventress, Walton, Watson, Wilson, Wyatt—Total nays, 70.

**ABSENT AND THOSE NOT VOTING**—Messrs. Anderson, Arnold,

Buntin, Durrett, Harris, Hinton, McKie, McSwine, Miller of Washington, Mitchell, Odom, Williams, Worthington, Mr. Speaker—Total, 14.

Committee offered to strike out in section 2 "ninety days" and insert in lieu thereof "within a reasonable time."

Adopted.

Committee offered to amend section 2 by striking out "5000" and inserting in lieu thereof "not less than 4000 nor more than 6000."

Mr. Henry moved to amend the amendment by striking out 6000 and inserting 8000, which was adopted, and the amendment as amended was then adopted.

Section 2 of the bill as amended was, on motion of Mr. Henry, then adopted.

Sections 3 and 4 of the bill was, on motion of Mr. Henry, then adopted.

Mr. Medford offered to amend section 5 by inserting after the word "therewith" the following: "The remainder of such convicts shall be kept in the penitentiary as heretofore at such industries as the board of control shall from time to time deem for the best advantage to the State; and said board shall always, until otherwise provided, keep within the present penitentiary walls all desperate and dangerous convicts; which was lost.

Section 5 was then adopted.

Mr. Dinmore moved to amend section 6 by striking out the word "shall," in the second line, and inserting the word "may." Adopted.

Mr. Dinsmore offered to amend section 6 by striking out the words "in the purchase and improvement of other lands, and," in the third and fourth lines. The yeas and nays being demanded, the amendment was adopted by the following vote:

YEAS—Messrs. Ballinger, Basham, Binford, Boggan, Burkitt, Butler, Caldwell of Monroe, Campbell, Carr, Catchings, Cotten, Dinsmore, Doss, Dulaney, Durrett, Falkner, Fowler, Fox, Gardner, Gewin, Gore, Goudelock, Griffin, Guynes, Hannah, Harper, Henry, Ivy, Jackson, Keirn, Keith, Kelsey, Key, King, Lamb, Medford, Morris, Montgomery of Quitman, Montgomery of Washington, Murry, Newman, Nix, Peery, Perkins, Quinn, Ratliff, Reeves, Roberts, Robertson, Rodgers of Tishomingo, Rogers of Yalobusha, Ryan, Simmons, Simpson, Smith of Jones, Stinson of Lauderdale, Stinson of Lowndes, Taylor of Montgomery, Taylor of Yalobusha, Terral, Thomas, Touchstone, Turner of Greene, Wade, Watson—Total yeas, 65.

NAYS—Messrs. Arrington, Bellamy, Blanchard, Bowles, Bynum, Caldwell of Leake and Winston, Caruthers, Cham-

pion, Chatham, Cook, Davis, Denton, Durham, Eckles, Enochs, Farr, Gayles, Glover, Greaves, Graham, Hart, Johnson, Lancaster, Love, Marshall, Mauffray, Maybin, McGuire, McSwine, Miller of Copiah, Nelson, O'Neill, Packwood, Payne, Peatross, Potter, Puckett, Redhead, Rice, Smith of Wayne, Spencer, Stowers of Jefferson, Stowers of Lafayette, Street, Stutts, Talbert, Tate, Thrasher, Turner of Madison, Underwood, Ventress, Walton, Williamson, Wilson, Wyatt. Total nays, 55.

**ABSENT AND THOSE NOT VOTING**—Messrs. Anderson, Arnold, Buntin, Harris, Hinton, McKie, Miller of Washington, Mitchell, Odom, Stewart, Williams, Worthington, and Mr. Speaker—Total 13.

Mr. Quinn moved to amend section 6 by striking out the words "have the power to" in the ninth and tenth lines.

Lost.

Mr. Dinsmore moved to amend same section by striking out the word "purchases" in the seventh line and inserting the word "industries," and by striking out the word "thereon" in the ninth line and inserting the word "therein."

Adopted.

Section 6, as amended, was then adopted.

Section 7 was also adopted.

Mr. Boggan offered the following:

Amend section 8 by adding thereto the following: Provided such sale shall not be made until sixty days after the meeting of the next Legislature.

Adopted.

Mr. Dinsmore then moved to strike out all of section 8, providing for the sale of present penitentiary property, as amended.

The call for the yeas and nays on the motion to strike out being sustained, the Clerk called the roll, and the motion was sustained by the following vote:

**YEAS**—Messrs. Arrington, Ballinger, Basham, Blanchard, Bowles, Burkitt, Butler, Caldwell of Monroe, Caldwell of Leake and Winston, Carr, Catchings, Cotten, Dinsmore, Doss, Dulaney, Durham, Durrett, Falkner, Fowler, Gardner, Gayles, Gewin, Gore, Goudecock, Greaves, Graham, Griffin, Guynes, Hannah, Harper, Hart, Ivy, Jackson, Johnson, Keirn, Keith, Kelsey, King, Lamb, Marshall, Medford, Morris, Montgomery of Washington, Murry, Newman, Nix, Packwood, Peery, Ratliff, Reeves, Roberts, Robertson, Rogers of Yalobusha, Ryan, Simmons, Simpson, Smith of Jones, Stewart, Stinson of Lauderdale, Stinson of Lowndes, Stowers of Jefferson, Talbert, Tate, Taylor of Montgomery, Taylor of Yalobusha, Terral, Thomas, Thrasher,

Touchstone, Turner of Greene, Underwood, Wade, Walton, Watson—Total yeas, 74.

**NAYS**—Messrs. Bellamy, Binford, Boggan, Bynum, Campbell, Caruthers, Champion, Chatham, Cook, Davis, Denton, Eckles, Enochs, Farr, Fox, Glover, Henry, Key, Lancaster, Love, Mauffray, Maybin, McGuire, McSwine, Miller of Copiah, Nelson, O'Neill, Payne, Peatross, Perkins, Potter, Puckett, Quinn, Redhead, Rice, Rodgers of Tishomingo, Smith of Wayne, Spencer, Stowers of Lafayette, Street, Stutts, Turner of Madison, Ventress, Williamson, Wilson, Wyatt—Total nays, 46,

**ABSENT AND THOSE NOT VOTING**—Messrs. Anderson, Arnold, Buntin, Harris, Hinton, McKie, Miller of Washington, Mitchell, Montgomery of Quitman, Odom, Williams, Worthington and Mr. Speaker.—Total, 13.

Sections 9 and 10 were then adopted.

Mr. Henry, for the Penitentiary Committee, offered as a substitute for sections 11 and 12, the following :

**SECTION 11.** That for the purpose of carrying this act into effect, the sum of one hundred and twenty-five thousand dollars, or so much thereof as may be necessary, is hereby appropriated out of any money in the State treasury not otherwise appropriated, to be disbursed on the warrant of the Auditor of Public Accounts drawn on requisition of the Board of Control, approved by the Governor.

Mr. Burkitt moved to amend the substitute by striking out the words "and twenty-five" in second line.

Mr. Catchings moved to amend the amendment offered by Mr. Burkitt by striking out one hundred thousand, and inserting two hundred thousand, which was lost.

Recurring to the amendment offered by Mr. Burkitt, same was also lost.

Mr. Jackson offered to amend as follows :

That one hundred and twenty-five thousand dollars in five per cent. bonds, non-taxable, redeemable at the pleasure of the State, and the profits of the State convicts, be applied to a sinking fund to redeem these bonds. Lost.

The committee substitute for sections 11 and 12 was then adopted.

Mr. Burkitt offered as a new section to the bill the following :

**SECTION** —. The money, if any, realized from sale of farm products or manufactured articles, after carrying out the foregoing provisions shall be covered into the State treasury to the credit of the penitentiary fund.

Lost.

On motion of Mr. Henry, the bill as amended was consid-

ered engrossed, read the third time, and agreeably to the provisions of the Constitution, the yeas and nays were taken, and the bill as amended passed, title standing as stated, by the following vote:

**YEAS**—Messrs. Arrington, Ballinger, Bellamy, Binford, Blanchard, Boggan, Bowles, Butler, Bynum, Caldwell of Leake and Winston, Campbell, Caruthers, Champion, Chat-ham, Cook, Cotten, Davis, Denton, Dinsmore, Doss, Dur-ham, Eckles, Enochs, Farr, Fox, Gayles, Glover, Goudelock, Greaves, Graham, Guynes, Hannah, Hart, Henry, Jackson, Johnson of Tate, Keirn, Key, Lamb, Lancaster, Love, Mar-shall, Mauffray, Maybin, McGuire, McSwine, Medford, Mil-ler of Copiah, Montgomery of Washington, Nelson, O'Neill, Packwood, Payne, Peatross, Perkins, Potter, Puckett, Quinn, Redhead, Rice, Robertson, Rodgers of Tishomingo, Rogers of Yalobusha, Ryan, Simmons, Smith of Jones, Smith of Wayne, Spencer, Stewart, Stinson of Lowndes, Stowers of Jefferson, Stowers of Lafayette, Street, Stutts, Talbert, Tate, Taylor of Montgomery, Taylor of Yalobusha, Thomas, Thrasher, Touchstone, Turner of Greene, Turner of Mad-ison, Ventress, Wade, Walton, Williamson, Wilson, Wyatt, Mr. Speaker—Total Yeas—90.

**NAYS**—Messrs. Basham, Burkitt, Caldwell of Monroe, Catchings, Dulaney, Durrett, Falkner, Fowler, Gardner, Gewin, Gore, Griffin, Harper, Ivy, Keith, King, Morris, Murry, Newman, Nix, Peery, Ratliff, Reeves, Roberts, Simp-son, Stinson of Lauderdale, Terral, Underwood, Watson—Total Nays—29.

**ABSENT AND THOSE NOT VOTING**—Messrs. Anderson, Arnold, Buntin, Carr, Harris, Hinton, Kelsey, McKie, Miller of Washington, Mitchell, Montgomery of Quitman, Odom, Wil- liams and Worthington—Total 14.

By unanimous consent—

H. B. No. 78, An act to amend sections 775, 777, 780, 781, 783, 788, 791, 794, 795, 797, 800, 801 and 807 of the Anno- tated Code of 1892 in relation to the disposition of convicts in county jails, that they be made self-sustaining and to en- large the power of the board of supervisors with reference to such convicts, which had heretofore been made a special order for Saturday, was changed and made special order for Monday directly after reading of the Journal.

At 5:30 the House, on motion of Mr. Street, adjourned until 10 o'clock A. M. to-morrow.

L. PINK SMITH,  
Clerk of the House of Representatives.



## SIXTEENTH DAY.

FRIDAY, January 19, 1894.

The House was called to order at 10 A. M., by Speaker Vardaman.

Prayer by Rev. Mr. Watkins.

The roll being called, the following members answered to their names:

**PRESENT**—Messrs. Arrington, Ballinger, Basham, Bellamy, Binford, Blanchard, Boggan, Bowles, Burkitt, Butler, Bynum, Caldwell of Monroe, Caldwell of Leake and Winston, Campbell, Caruthers, Catchings, Champion, Chatham, Cook, Cotten, Davis, Denton, Dinsmore, Doss, Dulaney, Durham, Durrett, Eekles, Enoch, Falkner, Farr, Fowler, Fox, Gardner, Gayles, Gewin, Glover, Gore, Goudelock, Greaves, Graham, Griffin, Guynes, Hannah, Harper, Hart, Ivy, Jackson, Johnson, Keirn, Keith, Kelsey, Key, King, Lamb, Lancaster, Love, Marshall, Mauffray, Maybin, McGuire, McKie, McSwine, Medford, Miller of Copiah, Mitchell, Morris, Montgomery of Quitman, Montgomery of Washington, Murry, Nelson, Newman, Nix, O'Neill, Packwood, Payne, Peatross, Peery, Perkins, Potter, Puckett, Quinn, Ratliff, Redhead, Reeves, Rice, Roberts, Robertson, Rodgers of Tishomingo, Rogers of Yalobusha, Ryan, Simmons, Simpson, Smith of Jones, Smith of Wayne, Spencer, Stewart, Stinson of Lauderdale, Stinson of Lowndes, Stowers of Jefferson, Stowers of Lafayette, Street, Stutts, Talbert, Tate, Taylor of Montgomery, Taylor of Yalobusha, Terral, Thomas, Thrasher, Touchstone, Turner of Greene, Turner of Madison, Underwood, Ventress, Wade, Walton, Watson, Williamson, Wilson, Wyatt, Mr. Speaker—122.

Those absent were, Messrs. Anderson, Arnold, Buntin, Carr, Harris, Henry, Hinton, Miller of Washington, Odom, Williams and Worthington—Total 11.

Leave of absence granted Messrs. Carr, Henry and Worthing from day to day.

Reading of Journal dispensed with and stood approved.

The privileges of the House were extended to Col. Green Clay of Bolivar county.

The hour for the consideration of H. B. No. 1, an Act entitled an Act to establish and maintain a home for the aged, indigent and infirm Confederate Veterans of the State of Mississippi, to be known as the Soldiers' Home, having arrived, the bill was taken up.

Mr. McSwine moved that the special order be postponed

for twenty minutes for the introduction of bills and resolutions, which was lost.

Whereupon the consideration of the special order was resumed.

On motion of Mr. O'Neill the privileges of the House were extended to Col. J. R. McIntosh of Meridian, who was invited to address the House upon the pending bill.

On motion of Mr. Greaves the bill was considered by sections.

On motion of Mr. Cook the House resolved itself into the Committee of the Whole for further action on the bill under consideration, with Mr. O'Neill in the chair.

After some time spent therein the committee arose and through its chairman, Mr. O'Neill, reported the bill back to the House without recommendation.

At 12:50 the House, on motion of Mr. Bynum, took recess until 8 o'clock, P. M.

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#### AFTERNOON SESSION.

The House met pursuant to adjournment, Speaker Vardaman in the chair. A quorum present.

House resumed consideration of H. B. No. 1, an Act entitled an Act to establish and maintain a home for the aged, indigent and infirm Confederate veterans of the State of Mississippi to be known as the Soldiers' Home.

Mr. Bynum moved to consider the bill by sections.

Whereupon section 1 was taken up. The call for the yeas and nays being sustained the clerk called the roll and the motion to adopt said section was lost, the vote being as follows:

**YEAS**—Messrs. Binford, Blanchard, Bowles, Butler, Campbell, Catchings, Champion, Cook, Davis, Denton, Dulaney, Eckles, Farr, Gayles, Greaves, Hart, Ivy, Jackson, Keirn, Lancaster, Love, Maybin, McKie, Mitchell, Morris, Montgomery of Quitman, Montgomery of Washington, O'Neill, Payne, Potter, Puckett, Quin, Rice, Ryan, Smith of Jones, Smith of Wayne, Spencer, Stewart, Stowers of Jefferson, Street, Thrasher, Turner of Madison, Watson, Williamson, Mr. Speaker.—Total yeas, 45.

**NAYS**—Messrs. Arrington, Ballinger, Basham, Bellamy, Boggan, Burkitt, Bynum, Caldwell of Monroe, Caldwell of Leake and Winston, Caruthers, Chatham, Dinsmore, Durrett, Falkner, Fowler, Fox, Gardner, Gewin, Gore, Goudeock, Graham, Griffin, Guynes, Hannah, Harper, Johnson of Tate, Keith, Kelsey, Key, King, Lamb, Mauffray, McSwine, Med-

ford, Miller of Copiah, Murry, Nelson, Newman, Nix, Packwood, Perkins, Ratliff, Redhead, Reeves, Roberts, Robertson, Rodgers of Tishomingo, Rogers of Yalobusha, Simmons, Simpson, Stinson of Lauderdale, Stinson of Lowndes, Stutts, Talbert, Tate, Taylor of Montgomery, Taylor of Yalobusha, Thomas, Turner of Greene, Underwood, Ventress, Wade, Wilson, Wyatt—Total nays, 64.

**ABSENT AND THOSE NOT VOTING**—Messrs. Anderson, Arnold, Buntin, Carr, Cotten, Doss, Durham, Enochs, Glover, Harris, Henry, Hinton, Marshall, McGuire, Miller of Washington, Odom, Peatross, Peery, Stowers of Lafayette, Terral, Touchstone, Walton, Williams, Worthington. Total 24.

The following pairs were announced :

Mr. Glover and Mr. Touchstone. Mr. Glover would vote yea and Mr. Touchstone nay.

Mr. Stowers of Lafayette and Mr. McGuire. Mr. Stowers would vote yea and Mr. McGuire nay.

On motion of Mr. Underwood H. B. No. 1, an Act to establish and maintain a home for the aged, indigent and infirm Confederate veterans of the State of Mississippi, to be known as the Soldiers' Home, was indefinitely postponed.

#### MESSAGE FROM THE SENATE.

**MR. SPEAKER**—I am directed to inform the House that the Senate has passed the following entitled bills, viz :

S. B. No. 41, an Act to amend section 2316 of the Code, in reference to board and tuition at the Institutes for the Deaf and Dumb and Blind.

S. B. No. 20, an Act to amend section 3345 of the Code, and for other purposes.

S. B. No. 54, an Act to establish a penitentiary farm and appropriate money therefor.

S. B. No. 71, an Act authorizing the board of supervisors of Jefferson county to issue interest-bearing warrants, and to make a special levy of taxes to pay the same.

WILLIAM HENRY, Secretary.

#### SENATE BILLS.

S. B. No. 20, to be entitled an Act to amend section 3345 of the Annotated Code of Mississippi so as to authorize wholesale druggists doing business in the State of Mississippi to sell alcohol under certain restrictions.

Was read twice and referred to Committee on Liquor traffic.

S: B. No. 41, to be entitled an Act to amend section 2316

of the Annotated Code, in reference to board and tuition at the Institutes for the Deaf and Dumb and the Blind.

Was read twice and referred to Committee on Benevolent Institutions.

S. B. No. 54, to be entitled an Act to establish a penitentiary farm and appropriate money therefor.

Was read twice and referred to Committee on Penitentiary.

S. B. No. 71, an Act to authorize the board of supervisors of Jefferson county to issue interest-bearing warrants, and to make a special levy of taxes to pay the same.

Was read twice and referred to the Committee on Local and private legislation.

MESSAGE FROM THE GOVERNOR.

EXECUTIVE OFFICE,  
JACKSON, MISS., January 19, 1894. }

*To the Senate and House of Representatives :*

GENTLEMEN: Notice is hereby given that I have this day accepted the resignation of Hon. E. C. Walthall as Senator in the Congress of the United States from the State of Mississippi for the term ending March 3rd, 1895, to take effect on the 24th day of the present month (January 24, 1894).

I suggest that the necessary steps be taken for the election of his successor, in accordance with the provisions of section 3696 of the Annotated Code of Mississippi.

In conveying to you this intelligence, and the motives which have actuated the distinguished Senator, I prefer using his own language, and therefore accompany this communication with a copy of the letter giving his reasons, transmitted to me with the resignation.

Respectfully,  
J. M. STONE.

SENATE CHAMBER, WASHINGTON, }  
January 17, 1894. }

*Hon. J. M. Stone, Governor of Mississippi :*

MY DEAR SIR: The condition of my health compels me to seek a milder climate for the remainder of the winter season.

The alternative is presented me of resigning my present position or absenting myself from my post of duty at a time when it is important that our State should have two Senators in their seats.

It best accords with my sense of public obligation to pur-

sue the former course, and I trust that it may seem to my constituents, as it does to me, that in adopting it I am affording them the highest proof of my appreciation of their confidence and good will.

I am indebted to the people of Mississippi for the highest honors in their gift, repeatedly bestowed under circumstances which greatly enhance their value in my estimation.

To hold to the high trust which they have committed to me when unable from any cause to discharge its duties according to my own standard of faithful public service, would be an unfit return for their generosity and fidelity.

Therefore, I enclose you my resignation and beg, through you, to repeat to the people of the State the expression of my gratitude and obligation for their kindness, constancy and support.

I can take no action now in relation to the senatorial term beginning March 4, 1896, for which I was elected in January, 1892. Eminent statesmen and lawyers here to whose conclusion I can find no answer, advise me that I have no such present connection with that term as warrants me in dealing with it before it commences.

When I may lawfully act in that matter I shall be governed, as I am now in surrendering my commission for the current term, by what shall appear to be my duty to the people of Mississippi under the conditions existing at that time.

Your friend, and obedient servant,

E. C. WALTHALL.

#### Report of Committee on Appropriations:

**MR. SPEAKER:** The Committee on Appropriations has had under consideration the following bills referred to them, and have instructed me to report them back with the following recommendations, to-wit:

H. B. No. 85, To provide for repairs upon the public buildings of the State University, and they find the title sufficient and recommend that said bill do pass, with amendments.

H. B. No. 84, To appropriate money for the relief of certain officers, soldiers, sailors, widows, and servants of the late war.

H. B. No. 85, To appropriate money for the relief of the Adjutant-General of Mississippi.

And they find the titles sufficient, and recommend that both bills do pass.

H. B. No. 70, To make an appropriation to defray the expenses of the State Lunatic Asylum for the years 1894 and 1895.

They find the title sufficient and recommend that said bill do pass.

H. B. No. 46, an Act to be entitled an Act to make an appropriation to defray the expenses of the East Mississippi Insane Asylum for the years 1894 and 1895, and that they find the title to said bill sufficient, and recommend that all of said bill after the enacting clause be stricken out, and that the same do pass with the committee amendment herewith.

JNO. R. DINSMORE, Chairman.

Report of Committee on appropriations was considered.

Whereupon, H. B. No. 35, an Act to provide for repairs upon the public buildings of the State University, was taken up.

The Committee offered to amend by striking out "six" wherever it occurs in said bill and inserting "four," which was adopted.

The bill as amended was then considered engrossed, read the third time, and agreeable to the provisions of the Constitution the yeas and nays were taken and the bill as amended passed, title standing as stated, by the following vote:

**YEAS**—Messrs. Arrington, Ballinger, Binford, Boggan, Bowles, Burkitt, Butler, Bynum, Caldwell of Monroe, Caldwell of Leake and Winston, Campbell, Caruthers, Catchings, Champion, Chatham, Cook, Davis, Denton, Dinsmore, Doss, Durrett, Eckles, Falkner, Farr, Fowler, Fox, Gardner, Gayles, Goude-lock, Graham, Guynes, Hart, Jackson, Johnson of Tate, Keirn, Keith, Key, Lancaster, Love, Mauffray, Maybin, McGuire, McKie, McSwine, Medford, Mitchell, Morris, Montgomery of Washington, Murry, Nelson, O'Neill, Packwood, Payne, Peatross, Perkins, Potter, Puckett, Quinn, Redhead, Reeves, Rice, Rodgers of Tishomingo, Rogers of Yalobusha, Ryan, Simpson, Smith of Jones, Spencer, Stinson of Lowndes, Street, Stutts, Tate, Taylor of Montgomery, Taylor of Yalobusha, Terral, Thomas, Thrasher, Turner of Greene, Turner of Madison, Underwood, Ventress, Wade, Watson, Williamson, Wilson, Wyatt, Mr. Speaker—Total yeas, 86.

**NAYS**—Messrs. Basham, Bellamy, Gewin, Gore, Greaves, Griffin, Harper, King, Lamb, Roberts, Robertson, Stinson of Lauderdale—Total nays, 12.

**ABSENT AND THOSE NOT VOTING**—Messrs. Anderson, Arnold, Blanchard, Buntin, Carr, Cotten, Dulaney, Durham, Enochs, Glover, Hannah, Harris, Henry, Hinton, Ivy, Kelsey, Marshall, Miller of Copiah, Miller of Washington, Montgomery of Quitman, Newman, Nix, Odom, Peery, Ratliff, Simmons, Smith of Wayne, Stewart, Stowers of Jefferson, Stowers of Lafayette, Talbert, Touchstone, Walton, Williams, Worthington—Total, 35.

H. B. No. 46, an Act to make an appropriation to defray the expenses of the East Mississippi Insane Asylum for the years 1894 and 1895 was considered.

The committee offered to amend by striking out all after the enacting clause and inserting the following: That the following sums, or so much thereof as may be necessary, be appropriated out of the State Treasury from monies not otherwise appropriated to defray the expenses of the East Mississippi Insane Asylum:

Support fund for the year 1894.....	\$ 21,360 00
Superintendent's salary for 1894.....	2000 00
Salary and wages for 1894.....	10,476 00
Repair fund for 1894.....	1000 00

Total for 1894.....\$ 34,836 00

Support fund for year 1895.....	\$ 21,360 00
Superintendent's salary for 1895.....	2000 00
Salary and wages for 1895.....	10,476 00
Repair fund for 1895.....	1000 00

Total for 1895.....\$ 34,836 00

And there is also appropriated \$2000, or so much thereof as may be necessary, for building a brick store-room and dining hall, said amount to be supplemented by repair fund if not otherwise needed; provided said contract be let out to the lowest responsible bidder after notice given by four weeks' publication in some newspaper, said amounts to be drawn as required by law. No part of said appropriation shall be used for any private purpose, or for the support or expenses of the families of the officers or employes, or for the payment or support of servants employed by or for them.

Mr. Street offered to amend the committee's amendment by striking out in the 29th line the word "Repair" and inserting the words "any other," which was adopted.

The committee's amendment as amended was then adopted.

The bill as amended was then considered engrossed, read the third time, and agreeably to the provisions of the Constitution the yeas and nays were taken, and the bill as amended was passed, title standing as stated, by the following vote:

YEAS—Messrs. Arrington, Ballinger, Basham, Bellamy, Binford, Boggan, Bowles, Butler, Bynum, Caldwell of Monroe, Caldwell of Leake and Winston, Caruthers, Catchings, Champion, Chatham, Cook, Davis, Denton, Dinsmore, Doss,

Dulaney, Durham, Durrett, Eckles, Fowler, Fox, Gardner, Gayles, Gewin, Gore, Goude-lock, Graves, Graham, Griffin, Guynes, Hannah, Harper, Hart, Jackson, Johnson, Keirn, Keith, Kelsey, Key, King, Lamb, Lancaster, Love, Marshall, Mauffray, Maybin, McGuire, McKie, McSwine, Medford, Mitchell, Morris, Murry, Nelson, Newman, Nix, O'Neill, Packwood, Payne, Perkins, Potter, Quinn, Ratliff, Redhead, Reeves, Rice, Roberts, Robertson, Rodgers of Tishomingo, Rogers of Yalobusha, Ryan, Simmons, Simpson, Smith of Jones, Spencer, Stinson of Lauderdale, Stinson of Lowndes, Street, Stutts, Talbert, Tate, Taylor of Montgomery, Taylor, of Yalobusha, Terral, Thomas, Thrasher, Turner of Greene, Turner of Madison, Underwood, Ventress, Wade, Watson, Williamson, Wilson, Wyatt, Mr. Speaker—Total yeas, 101.

ABSENT AND NOT VOTING—Messrs. Anderson, Arnold, Blanchard, Buntin, Burkitt, Campbell, Carr, Cotten, Enochs, Falkner, Farr, Glover, Harris, Henry, Hinton, Ivy, Miller of Copiah, Miller of Washington, Montgomery of Quitman, Montgomery of Washington, Odom, Peatross, Peery, Puckett, Smith of Wayne, Stewart, Stowers of Jefferson, Stowers of Lafayette, Touchstone, Walton, Williams, Worthington—Total, 32.

H. B. No. 70, An act to make an appropriation to defray the expenses of State Lunatic Asylum for the years 1894 and 1895, was considered.

On motion of Mr. Dinsmore the bill was considered engrossed, read the third time and agreeably to the provisions of the Constitution, the yeas and nays were taken and the bill passed, title standing as stated, by the following vote:

YEAS—Messrs. Arrington, Ballinger, Bellamy, Boggan, Bowles, Butler, Bynum, Caldwell of Monroe, Caldwell of Leake and Winston, Caruthers, Catchings, Champion, Chat-ham, Davis, Denton, Dinsmore, Doss, Dulaney, Durham, Durrett, Eckles, Falkner, Fowler, Fox, Gardner, Gayles, Gewin, Gore, Goude-lock, Greaves, Graham, Griffin, Guynes, Hannah, Harper, Hart, Jackson, Johnson, Keirn, Keith, Kelsey, Key, King, Lamb, Lancaster, Love, Marshall, Maybin, McGuire, McKie, McSwine, Morris, Murry, Nelson, Nix, O'Neill, Packwood, Payne, Peatross, Perkins, Potter, Quinn, Ratliff, Redhead, Reeves, Rice, Roberts, Robertson, Rodgers of Tishomingo, Rogers of Yalobusha, Ryan, Simmons, Simp-son, Smith of Jones, Spencer, Stinson of Lowndes, Stowers of Jefferson, Street, Stutts, Taylor of Montgomery, Taylor of Yalobusha, Terral, Thomas, Thrasher, Turner of Greene, Turner of Madison, Underwood, Ventress, Wade, Watson, Williamson, Wilson, Wyatt and Mr. Speaker—Total yeas, 94.

NAYS—Mr. Medford—Total nays, 1.



**ABSENT AND THOSE NOT VOTING**—Messrs. Anderson, Arnold, Basham, Binford, Blanchard, Buntin, Burkitt, Campbell, Carr, Cook, Cotten, Enochs, Farr, Glover, Harris, Henry, Hinton, Ivy, Mauffray, Miller of Copiah, Miller of Washington, Mitchell, Montgomery of Quitman, Montgomery of Washington, Newman, Odom, Peery, Puckett, Smith of Wayne, Stewart, Stinson of Lauderdale, Stowers of Lafayette, Talbert, Tate, Touchstone, Walton, Williams and Worthington—Total 38.

At 5:05 Mr. Terral moved to adjourn until tomorrow morning at 10 o'clock. Lost.

H. B. No. 85, An act to appropriate money for the relief of the Adjutant-General of Mississippi, was considered.

On motion of Mr. Dinsmore the bill was considered engrossed, read the third time and agreeably to the provisions of the Constitution, the yeas and nays were taken and the bill passed, title standing as stated, by the following vote:

**YEAS**—Messrs. Arrington, Ballinger, Bellamy, Blanchard, Boggan, Bowles, Butler, Bynum, Caldwell, of Monroe, Caldwell, of Leake and Winston, Caruthers, Catchings, Champion, Chatham, Davis, Denton, Dinsmore, Doss, Durham, Durrett, Eckles, Falkner, Fox, Gayles, Goude-lock, Greaves, Graham, Guynes, Harnah, Harper, Hart, Jackson, Keirn, Keith, Kelsey, Key, Lancaster, Love, Marshall, Maybin, McGuire, McKie, McSwine, Miller of Copiah, Murry, Nelson, O'Neill, Packwood, Payne, Peatross, Perkins, Potter, Quinn, Redhead, Rice, Rodgers of Tishomingo, Rogers of Yalobusha, Ryan, Simpson, Smith, of Jones, Spencer, Stinson of Lowndes, Stowers, of Jefferson, Street, Stutts, Tate, Taylor of Montgomery, Taylor of Yalobusha, Terral, Thomas, Thrasher, Turner of Greene, Turner of Madison, Underwood, Ventress, Watson, Williamson, Wilson, Wyatt, Mr. Speaker—Total yeas, 80.

**NAYS**—Messrs. Gardner, Gewin, Gore, Griffin, King, Lamb, Medford, Newman, Nix, Ratliff, Reeves, Roberts, Robertson, Stinson, of Lauderdale—Total nays, 14.

**ABSENT AND THOSE NOT VOTING**—Messrs. Anderson, Arnold, Buntin, Basham, Binford, Burkitt, Campbell, Carr, Cook, Cotten, Dulaney, Enochs, Farr, Fowler, Glover, Harris, Henry, Hinton, Ivy, Johnson, Mauffray, Miller of Washington, Mitchell, Morris, Montgomery of Quitman, Montgomery of Washington, Odom, Peery, Puckett, Simmons, Smith of Wayne, Stewart, Stowers of Lafayette, Talbert, Touchstone, Wade, Walton, Williams, Worthington—Total 39.

H. B. No. 84, An act to appropriate money for the relief

of certain officers, soldiers, sailors, widows and servants of the late war, was considered.

On motion, the bill was considered engrossed.

On motion of Mr. Street, the vote by which the bill was considered engrossed was reconsidered.

Mr. Street then offered the following amendment: add \$7,500 to the appropriation for each year.

Mr. Arrington moved to emend the amendment by striking out \$7,500 and inserting \$5,800, which lost.

Recurring to the amendment offered by Mr. Street, the call for the yeas and nays being sustained on the adoption of the same, the Clerk called the roll, and the amendment was adopted by the following vote:

**YEAS**—Messrs. Arrington, Bellamy, Blanchard, Bowles, Butler, Bynum, Caruthers, Catchings, Denton, Falkner, Gayles, Gewin, Goude-lock, Hart, Jackson, Keirn, Keith, Kelsey, Lancaster, Love, Marshall, Mauffray, McGuire, McKie, McSwine, Miller of Copiah, Murry, O'Neill, Packwood, Peatross, Quinn, Ratliff, Redhead, Reeves, Rice, Roberts, Rodgers of Tishomingo, Ryan, Simmons, Simpson, Smith of Jones, Street, Stutts, Terral, Thomas, Thrasher, Turner of Greene, Turner of Madison, Underwood, Ventress, Williamson, Wilson, Mr. Speaker—Total yeas, 58.

**NAYS**—Messrs. Ballinger, Boggan, Caldwell of Monroe, Caldwell of Leake and Winston, Champion, Davis, Dinsmore, Doss, Durham, Durrett, Fowler, Fox, Gardner, Gore, Greaves, Graham, Griffin, Guynes, Hannah, Harper, Key, King, Lamb, Medford, Nelson, Newman, Nix, Perkins, Potter, Rogers of Yalobusha, Spencer, Stinson of Lauderdale, Stinson of Lowndes, Stowers of Jefferson, Tate, Taylor of Montgomery, Taylor of Yalobusha, Watson, Wyatt—Total nays, 90.

**ABSENT AND THOSE NOT VOTING**—Messrs. Anderson, Arnold, Basham, Binford, Buntin, Burkitt, Campbell, Carr, Chatham, Cook, Cotten, Dulaney, Echols, Enochs, Farr, Glover, Harris, Henry, Hinton, Ivy, Johnson, Maybin, Miller of Washington, Mitchell, Morris, Montgomery of Quitman, Montgomery of Washington, Odom, Payne, Peery, Puckett, Robertson, Smith of Wayne, Stewart, Stowers of Lafayette, Talbert, Touchstone, Wade, Walton, Williams and Worthington—Total, 41.

Pending consideration of H. B. No. 84, as amended, the House, at 5:30 o'clock, on motion of Mr. Street, adjourned until 10 o'clock A. M. to-morrow.

L. PINK SMITH,

Clerk of the House of Representatives.

## SEVENTEENTH DAY.

SATURDAY, January 20, 1894.

The House was called to order at 10 A. M. by Speaker Vardaman. Prayer by Rev. Dr. Sproles.

The roll being called, the following members answered to their names :

**PRESENT**—Messrs. Arrington, Ballinger, Basham, Bellamy, Binford, Blanchard, Boggan, Bowles, Burkitt, Butler, Bynum, Caldwell of Monroe, Caldwell of Leake and Winston, Campbell, Carr, Caruthers, Catchings, Champion, Chatham, Cook, Davis, Denton, Dinsmore, Doss, Durrett, Eckles, Enochs, Falkner, Farr, Fowler, Fox, Gardner, Gayles, Gewin, Glover, Gore, Goudeock, Greaves, Graham, Griffin, Guynes, Hannah, Harper, Hart, Ivy, Jackson, Johnson, Keirn, Keith, Key, King, Lamb, Lancaster, Love, Mauffray, Maybin, McKie, McSwine, Medford, Miller of Copiah, Mitchell, Morris, Montgomery of Quitman, Montgomery of Washington, Murry, Nelson, Newman, Nix, O'Neill, Packwood, Payne, Peatross, Peery, Perkins, Potter, Puckett, Quinn, Ratliff, Redhead, Reeves, Rice, Roberts, Robertson, Rodgers of Tishomingo, Rogers of Yalobusha, Ryan, Simmons, Simpson, Smith of Jones, Smith of Wayne, Spencer, Stewart, Stinson, of Lauderdale, Stinson of Lowndes, Stowers of Jefferson, Stowers of Lafayette, Street, Talbert, Tate, Taylor of Montgomery, Taylor of Yalobusha, Terral, Thomas, Thrasher, Turner, of Greene, Turner of Madison, Underwood, Ventress, Wade, Watson, Williamson, Wilson, Wyatt, Mr. Speaker—Total present, 114.

**ABSENT**—Messrs. Anderson, Arnold, Buntin, Cotten, Dulaney, Durham, Harris, Henry, Hinton, Kelsey, Marshall, McGuire, Miller of Washington, Odom, Stutts, Touchstone, Walton, Williams and Worthington—Total absent, 19.

Leave of absence granted Mr. Dulaney for one day; Messrs. Durham and Kelsey from day to day on account of sickness, and Messrs. McGuire, Stutts, Marshall, Cotten, Walton and Touchstone.

Reading of Journal dispensed with and stood approved. Report of Committee on Insurance :

**MR. SPEAKER**—Your Committee on Insurance has had under consideration the following bills referred to them, and have instructed me to report them back with the following recommendations, to-wit :

S. B. No. 22, an Act to amend section 2300 of the Annotated Code of 1892.

Title sufficient; do pass as amended.

H. B. No. 28, an Act to amend section 2330 of Annotated Code of 1892.

Title sufficient; do not pass.

J. I. BALLINGER, Chairman.

Report of Committee on Public Education :

MR. SPEAKER—The Committee on Public Education has had under consideration the following concurrent resolution referred to them and have instructed me to report it back with the following recommendations, to-wit :

Concurrent House Resolution No. 5, submitting to the qualified electors of the State for ratification or rejection an amendment to the Constitution in relation to the Common School Fund.

Title sufficient; do pass.

LANCASTER, Chairman.

Report of Committee on Fees and Salaries :

MR. SPEAKER—The Committee on Fees and Salaries has had under consideration to following bills referred to them, and have instructed me to report them back with the following recommendations, to-wit :

H. B. No. 90, entitled an act to amend section 2017 of the Annotated Code of 1892 in reference to compensation of tax assessors.

That said bill do pass with the following amendment, to-wit : Strike out all of 2d section ; title sufficient.

Respectfully submitted.

J. R. BINFORD, Chairman.

Report of Committee on Public Health and Quarantine :

MR. SPEAKER—The committee on Public Health and Quarantine has had under consideration the following bills referred to them, and have instructed me to report them back with the following recommendations, to-wit :

H. B. No. 14, An act to amend section 1214, Code of 1892, in reference to the sale of opium.

Title sufficient; do not pass.

H. B. No. 49, an Act to amend section 1214 of Code 1892.

Title insufficient; do not pass.

S. B. No. 1, an Act to repeal sections 1214 and 1215 of the Annotated Code of Mississippi, in reference to the sale of opium.

Title sufficient; do pass.

Report of Committee on Public Buildings and Grounds :

MR. SPEAKER—Your Committee on Public Buildings and Grounds having had under consideration Senate concurrent resolution, To appoint a committee to examine the Capitol building and report the propriety of having accumulations of worthless matter removed, beg leave to report that in

your committee's opinion it would be useless for any one except a skilled architect to make said examination of the building, and that it would be inexpedient to leave to a committee unskilled in such affairs, to pronounce what is worth- less "matter." Thus believing, we recommend that the reso- lution be not concurred in.

Signed,

H. C. TURNER, Chairman.

Report of Committee on Engrossed Bills :

MR. SPEAKER—The Committee on Engrossed Bills has had under consideration the following bill referred to them, and have instructed me to report it back with the following recommendations, to-wit :

H. B. No. 37, an Act to amend section 2987 of the Anno- tated Code in regard to qualifications of mayors of muni- cipalities.

We find that the same has been properly engrossed.

B. D. SIMPSON, Chairman.

Reports of Committee on Local and Private Legislation :

MR. SPEAKER—Your Committee on Local and Private Legislation having had under consideration the following bill, viz :

H. B. No. 96, to be entitled, an Act to furnish the counties of Lincoln and Holmes with certain books from the State and provide for the payment of the chancery clerks of said counties for recording records destroyed—

Beg leave to recommend that the second section of said bill be stricken out, and that they find the title of said bill insuffi- cient, and recommend the accompanying amendment of said title. The said committee say that the relief sought cannot be obtained by a general law or proceeding in court and that the said committee, from the evidence adduced, are of the opinion that it is right and proper for said bill to pass.

Amendment by the Committee on Local and Private Leg- islation :

Amend the title of H. B. No. 96, by striking out the title of said bill and inserting in lieu thereof the following as the title of said bill :

An act entitled an Act to furnish the counties of Lincoln and Holmes with certain books from the State Library.

Respectfully submitted,

L. E. PACKWOOD, Chairman.

MR. SPEAKER: Your Committee on Local and Private Legislation having had under consideration the following bills, viz :

H. B. No. 65, an Act to refund to the Western Union Tel- egraph Company an excess in payment of privilege tax for the year 1892.

H. B. No. 80, to be entitled an Act to repeal an act of 1882, providing for the payment of twenty dollars per month out of the treasury of Marshall county for a janitor to keep the courthouse.

H. B. No. 99, to be entitled an Act to amend an act entitled an Act to incorporate the Board of Levee Commissioners for the Yazoo-Mississippi Delta and for other purposes approved February 27, 1884, and to fix the fees of tax collectors for the collection of levee taxes.

And said Committee beg leave to report, that they find the titles of said bills sufficient, and that the relief sought cannot be obtained by general laws, or proceedings in courts, and from the evidence adduced before said Committee, the said Committee say that, in their opinion, it is right and proper for said bills to pass.

Respectfully submitted,

L. E. PACKWOOD, Chairman.

MR. SPEAKER: Your Committee on Local and Private Legislation having had under consideration H. B. No. 100, to be entitled an Act to provide for the issuance of pay-certificates and for the payment of the same rendered by certain teachers in the Chickasaw portion of Yalobusha county during the scholastic year 1892-93, beg leave to report that they find the title sufficient, and that the relief sought cannot be had by a general law, or a proceeding in court, and from the evidence adduced before said Committee, the said Committee are of the opinion that it is right and proper for said bill to pass.

Respectfully submitted,

L. E. PACKWOOD, Chairman.

On motion of Mr. Street, House resolution No. 5, submitting to the qualified electors of the State for ratification or rejection, an amendment to the Constitution in relation to the common school fund, was made special order for Tuesday morning directly after reading of Journal.

#### INTRODUCTION OF BILLS.

By Mr. O'Neill—

H. B. No. 102, an Act to assist and encourage the Mississippi National Guard and for the efficient support and maintenance of the same.

Was read twice and referred to Committee on Military Affairs.

By Mr. Williamson—

H. B. No. 103, an Act to amend section 2017 of the Annotated Code of 1892 in relation to assessors.

Was read twice and referred to Committee on Judiciary.  
By Mr. Rice—

H. B. No. 104, an Act to make an appropriation to defray the expenses of the State Board of Health and for other purposes.

Was read twice and referred to Committee on Appropriations.

By Mr. Medford—

H. B. No. 105, an Act entitled an act the better to collect fines and forfeitures in criminal and penal cases, and to be supplemental to chapter 34 of the Annotated Code of 1892.

Was read twice and referred to Committee on Penitentiary.

By Mr. Morris—

H. B. No. 106, an Act to authorize the board of supervisors of Perry county to join the board of supervisors of Covington county in the erection of a bridge near the county line on Bouie river and to appropriate money therefor.

Was read twice and referred to Committee on Local and Private Legislation.

By Mr. Underwood (by request)—

H. B. No. 107, an Act to make an appropriation to buy type-writers for the Governor and other State officers.

Was read twice and referred to Committee on Appropriations.

By Mr. Watson—

H. B. No. 108, an Act for the relief of Cyrus Newkirk and making an appropriation for refunding the purchase money, with interest at 6 per cent. for eight years, for land to which the title has failed.

Was read twice and referred to Committee on Local and Private Legislation.

By Mr. Montgomery of Washington—

H. B. No. 109, an Act for the relief of James R. Yerger and making an appropriation for refunding the purchase money, with interest at 6 percent, from date of patent, for land to which the title has failed.

Was read twice and referred to Committee on Local and Private Legislation.

By Mr. Jackson—

H. B. No. 110, an Act entitled an act to amend section 3227 of the Code of 1892 in reference to who entitled to pensions.

Was read twice and referred to Committee on Pensions.

By Mr. Jackson—

H. B. No. 111, an Act to amend section 3229 of the Code of 1892 in reference to time of distribution of pension fund.

Was read twice and referred to Committee on Pensions.

The House then resumed consideration of H. B. No. 84, an Act to appropriate money for the relief of certain officers, soldiers, sailors, widows and servants of the late war.

Mr. McSwine moved to reconsider vote by which Mr. Street's amendment was adopted on yesterday. Adopted.

Mr. Arrington moved to amend amendment by striking out \$7500 and inserting \$3300.

Mr. McSwine moved the previous question on the adoption of the amendment to the amendment and the passage of the bill. The call for the yeas and nays being sustained, the Clerk called the roll, and the amendment was adopted by the following vote :

**YEAS**—Messrs. Arrington, Basham, Boggan, Bowles, Burkitt, Caldwell of Monroe, Caldwell of Leake and Winston, Davis, Dinsmore, Doss, Durrett, Farr, Fowler, Gardner, Gore, Goude-lock, Greaves, Griffin, Guynes, Hannah, Harper, Key, King, Lamb, McSwine, Medford, Miller of Copiah, Morris, Montgomery of Washington, Murry, Nelson, Newman, Nix, Peery, Potter, Roberts, Robertson, Rodgers of Tishomingo, Rogers of Yalobusha, Simmons, Smith of Jones, Spencer, Stinson of Lauderdale, Stinson of Lowndes, Talbert, Tate, Taylor of Montgomery, Taylor of Yalobusha, Terral, Thomas, Underwood, Ventress, Wade, Watson, Williamson, Wyatt—Total yeas, 56.

**NAYS**—Messrs. Ballinger, Bellamy, Binford, Blanchard, Bynum, Campbell, Caruthers, Catchings, Champion, Cook, Denton, Eckles, Enochs, Falkner, Fox, Gayles, Gewin, Glover, Hart, Jackson, Johnson, Keirn, Keith, Lancaster, Love, Mauffray, Maybin, McKie, Mitchell, O'Neill, Payne, Quinn, Redhead, Reeves, Rice, Ryan, Simpson, Stewart, Stowers of Jefferson, Stowers of Lafayette, Street, Thrasher, Turner of Greene, Turner of Madison, Wilson, Mr. Speaker—Total nays, 46.

**ABSENT AND THOSE NOT VOTING**—Messrs. Anderson, Arnold, Buntin, Butler, Carr, Chatham, Cotten, Dulaney, Durham, Graham, Harris, Henry, Hinton, Ivy, Kelsey, Marshall, McGuire, Miller of Washington, Montgomery of Quitman, Odom, Packwood, Peatross, Perkins, Puckett, Ratliff, Smith of Wayne, Stutts, Touchstone, Walton, Williams and Worthington—Total, 31.

Amendment as amended was then adopted.

The bill, as amended, was then considered engrossed, read the third time, and agreeably to the provisions of the Constitution, the yeas and nays were taken, and the bill passed, title standing as stated, by the following vote :

**YEAS**—Messrs. Arrington, Basham, Bellamy, Binford, Blanchard, Boggan, Bowles, Bynum, Caldwell of Monroe, Carr, Caruthers, Catchings, Champion, Cook, Davis, Den-



ton, Dinsmore, Doss, Durrett, Eckles, Enochs, Falkner, Farr, Fowler, Fox, Gayles, Gewin, Glover, Gore, Gould, Greaves, Griffin, Guynes, Hannah, Harper, Hart, Jackson, Johnson, Keirn, Keith, Key, King, Lamb, Lancaster, Love, Mauffray, Maybin, McKie, McSwine, Medford, Miller of Copiah, Mitchell, Morris, Montgomery of Washington, Murry, Nelson, Newman, Nix, O'Neill, Payne, Peery, Potter, Quinn, Ratliff, Redhead, Reeves, Rice, Roberts, Robertson, Rodgers of Tishomingo, Rogers, of Yalobusha, Ryan, Simmons, Simpson, Smith of Jones, Stewart, Stinson, of Lauderdale, Stinson, of Lowndes, Stowers of Jefferson, Stowers of Lafayette, Street, Talbert, Tate, Taylor of Montgomery, Taylor of Yalobusha, Terral, Thomas, Thrasher, Turner of Greene, Turner of Madison, Underwood, Ventress, Wade, Watson, Williamson, Wilson, Wyatt, Mr. Speaker—Total yeas, 98.

**NAYS**—Messrs. Ballinger, Gardner—Total nays, 2.

**ABSENT AND THOSE NOT VOTING**—Messrs. Anderson, Arnold, Buntin, Burkitt, Butler, Caldwell of Leake and Winston, Campbell, Chatham, Cotten, Dulaney, Durham, Graham, Harris, Henry, Hinton, Ivy, Kelsey, Marshall, McGuire, Miller, of Washington, Montgomery of Quitman, Odom, Packwood, Peatross, Perkins, Puckett, Smith of Wayne, Spencer, Stutts, Touchstone, Walton, Williams and Worthington—Total, 33.

#### MESSAGE FROM THE SENATE.

**MR. SPEAKER:** I am directed to inform the House that the Senate has passed the following entitled bills, viz:

**S. B. No. 70,** An act to authorize the Board of Levee Commissioners for Yazoo-Mississippi Delta to bond their officers and employes and Levee tax collectors in guarantee companies.

**S. B. No. 69,** An act to repeal section 3 of An act to incorporate the Board of Levee Commissioners of Yazoo and Mississippi Delta, and for other purposes, approved February 28, 1884.

**S. B. No. 68,** An act to authorize Board of Levee Commissioners of the Yazoo and Mississippi Delta, to appropriate and pay over to the Inter-State River Improvement and Levee Association the sum of \$1,560, and for other purposes.

WM. HENRY, Secretary.

#### MESSAGE FROM THE GOVERNOR.

The Governor's Private Secretary delivered to the House the following message:

EXECUTIVE OFFICE,  
JACKSON, MISS, JANUARY 20, 1894. }

*To the Senate and House of Representatives :*

**GENTLEMEN:** I hereby submit for your consideration, and such action as you deem proper, the following matters, to wit:

An amendmeat to section 816 of the Annotated Code of Mississippi so as to require coroner's inquest only when there were no eye witnesses to the killing or sudden death.

To amend section 1122 of said code so as to increase the alternative imprisonment in case of non-payment of fine and cost in convictions for gaming. The fine may be five hundred dollars, yet in default of fine and cost the maximum imprisonment is twenty days.

Sections 1909, 1910 and 1911, in relation to partnership estates, should be amended so as to protect the rights of the surviving partner.

Section 1960 should be so amended as to provide for a bill of review against the guardian as well as the executor or administrator. Section 2021, paragraph (a), so as to compel the payment of all taxes on or before the 15th of December, or the payment of the ten per centum damages upon all payments after that date.

Section 2854, it is claimed, operates injuriously in many and perhaps in all the counties of the State, by relieving from jury service all who may have been overseers of public roads within twelve months. These are usually the best and most intelligent citizens, and there seems to be no good reason why they should be disqualified for jury service. The grand jurors are selected by drawing fifty names from a common box, and from those fifty are drawn twenty for the grand jury. Those best qualified are often excused for some cause or other, and thus those least qualified not unfrequently make up the grand jury. Moreover, by this means it often happens that all the grand jury comes from one section of the county, while the other sections or districts are unrepresented, leaving the criminals of the unrepresented portions of the county unmolested.

It has been suggested by able jurists that the evil complained of might be remedied by a jury commission composed of three members to be appointed for one or two years, one by the circuit judge, one by the chancellor and the other by the president of the board of supervisors. The commission to meet on the 1st of January of each year, select a sufficient number of competent persons to serve as grand jurors for the year and put their names in a box; then select a sufficient number of persons competent to serve as petit jurors:

for the year and put their names in another box. The grand jurors to be drawn by the judge or clerk from the grand jury box, and the petit jurors from the petit jury box in the same way. I will sanction any measure looking to the improvement of the jury service.

Respectfully submitted,

J. M. STONE.

The Governor's message was referred to Special Committee to Apportion Governor's Message.

Mr. Eckles offered the following :

Be it Resolved by the House of Representatives, the Senate concurring, that it is the sense of this Legislature that the ten percent tax imposed by the National government on State bank issues should be repealed, and that the Senators and Representatives in Congress from Mississippi are hereby requested to use their best efforts to secure the repeal of said tax.

Mr. Potter moved to indefinitely postpone the resolution.

Mr. Glover moved the previous question on the adoption of the motion to indefinitely postpone, which was sustained, and the resolution was indefinitely postponed.

Mr. Cook offered the following :

WHEREAS, We have learned with profound regret of the resignation of Gen. E. C. Walthall of his seat in the United States Senate; and

WHEREAS, We believe that simple justice to him and to the people demands a formal recognition of his great services; therefore, be it

*Resolved by the House of Representatives, the Senate concurring,* That we unanimously endorse his course in the Senate, and recognize his entire fidelity to the trust committed to him, and commend him for his prompt response to the sentiments of his people in all the great questions upon which he has been called to act.

Adopted.

On motion of Mr. Bellamy, the report of Committee on Engrossed Bills was taken up, and H. B. No. 37, an Act to amend section 2987 of the Annotated Code, in regard to qualifications of mayors of municipalities, was read the third time, and agreeable to the provisions of the Constitution, the yeas and nays were taken and the bill passed, title standing as stated, by the following vote :

YEAS—Messrs. Arrington, Ballinger, Basham, Bellamy, Binford, Blanchard, Boggan, Bowles, Butler, Bynum, Cald-

well of Monroe, Caldwell of Leake and Winston, Campbell, Caruthers, Catchings, Champion, Cook, Denton, Dinsmore, Doss, Eekles, Falkner, Farr, Fowler, Fox, Gardner, Gayles, Gewin, Glover, Gore, Goudelock, Greaves, Griffin, Guynes, Hannah, Hart, Jackson, Johnson, Keirn, Key, King, Lamb, Lancaster, Love, Manfray, Maybin, McKie, McSwine, Medford, Miller of Copiah, Mitchell, Morris, Montgomery of Washington, Murry, Nelson, Nix, O'Neill, Payne, Peatross, Peery, Potter, Quinn, Ratliff, Redhead, Reeves, Rice, Roberts, Robertson, Rogers of Yalobusha, Ryan, Simmons, Simpson, Smith of Jones, Spencer, Stinson of Lauderdale, Stinson, of Lowndes, Stowers of Jefferson, Stowers of Lafayette, Street, Talbert, Tate, Taylor of Montgomery, Taylor of Yalobusha, Terral, Thrasher, Turner of Greene, Turner of Madison, Underwood, Ventress, Wade, Watson, Williamson, Wilson, Wyatt, Mr. Speaker—Total yeas, 95.

**ABSENT AND THOSE NOT VOTING**—Messrs. Anderson, Arnold, Buntin, Burkitt, Carr, Chatham, Cotten, Davis, Dulaney, Durham, Durrett, Enochs, Graham, Harper, Harris, Henry, Hinton, Ivy, Keith, Kelsey, Marshall, McGuire, Miller of Washington, Montgomery of Quitman, Newman, Odom, Packwood, Perkins, Puckett, Rodgers of Tishomingo, Smith of Wayne, Stewart, Stutts, Thomas, Touchstone, Walton, Williams and Worthington—Total, 38.

S. B. No. 68, to be entitled an Act to authorize the Board of Levee Commissioners for the Yazoo-Mississippi Delta to appropriate and pay over to the Inster-State River Improvement and Levee Association the sum of \$1560 and for other purposes.

Was read twice and referred to Committee on Levees.

S. B. No. 69, an Act to repeal section 8 of an act to incorporate the Board of Levee Commissioners for the Yazoo-Mississippi Delta and for other purposes, approved February 28, 1884.

Was read twice and referred to Committee on Levees.

S. B. No. 70, an Act to authorize the Board of Levee Commissioners for the Yazoo-Mississippi Delta to bond their officers and employes and levee tax collectors in guarantee companies.

Was read twice and referred to Committee on Levees.

At 12:10 Mr. Guynes moved to adjourn until 10 o'clock A. M., Monday. Lost.

On motion of Mr. Murry, the privileges and courtesies of the House were extended Mr. W. A. McDonald.

S. B. No. 1, to be entitled an Act to repeal sections 1214 and 1215 of the Annotated Code of Mississippi in reference to the sale of opium, was, on motion of Mr. Taylor of Mont-

gomery, read the third time, and agreeable to the provisions of the Constitution the yeas and nays were taken and the bill passed, title standing as stated, by the following vote:

**YEAS**—Messrs. Arrington, Ballinger, Basham, Bellamy, Binford, Blanchard, Boggan, Bowles, Butler, Bynum, Caldwell of Monroe, Caruthers, Champion, Cook, Davis, Denton, Dinsmore, Durrett, Eckles, Falkner, Farr, Fowler, Fox, Gardner, Gayles, Gewin, Glover, Gore, Goude-lock, Greaves, Griffin, Hannah, Harper, Hart, Ivy, Jackson, Johnson, Keirn, Keith, Key, King, Lamb, Lancaster, Love, Maybin, McKie, McSwine, Medford, Miller of Copiah, Mitchell, Morris, Montgomery of Washington, Murry, Nelson, Nix, O'Neill, Payne, Peatross, Perkins, Potter, Puckett, Quinn, Ratliff, Redhead, Rice, Roberts, Robertson, Rodgers of Tishomingo, Rogers of Yalobusha, Ryan, Simmons, Simpson, Smith, of Jones, Spencer, Stinson of Lauderdale, Stinson of Lowndes, Stowers of Jefferson, Stowers of Lafayette, Street, Tate, Taylor of Montgomery, Taylor of Yalobusha, Terral, Thomas, Thrasher, Turner of Greene, Turner of Madison, Underwood, Wade, Watson, Williamson, Wilson, Wyatt—Total yeas, 98.

Total nays, 0.

**ABSENT AND THOSE NOT VOTING**—Messrs. Anderson, Arnold, Buntin, Burkitt, Caldwell of Leake and Winston, Campbell, Carr, Catchings, Chatham, Cotten, Doss, Dulaney, Durham, Enochs, Graham, Guynes, Harris, Henry, Hinton, Kelsey, Marshall Mauffray, McGuire, Miller of Washington, Montgomery of Quitman, Newman, Odom, Packwood, Peery, Reeves, Smith of Wayne, Stewart, Stutts, Talbert, Touchstone, Ventress, Walton, Williams, Worthington, and Mr. Speaker—Total, 40.

H. B. No. 14, an Act to amend section 1214, chapter 29, of the Annotated Code of Mississippi in reference to the sale of opium.

Was on motion indefinitely postponed.

H. B. No. 29, an Act to amend section 1214 of the Annotated Code of Mississippi in reference to the sale of opium or any preparation thereof.

Was on motion indefinitely postponed.

At 12:25 the House, on motion of Mr. Cook, adjourned until Monday 10 o'clock A. M.

L. PINK SMITH,  
Clerk of the House of Representatives.

## EIGHTEENTH DAY.

MONDAY, January 22, 1894.

The House was called to order at 10 A. M. by Speaker Yardaman; prayer by Rev. Dr. Hunter.

The roll being called, the following members answered to their names:

**PRESENT**—Messrs. Arnold, Arrington, Ballinger, Basham, Bellamy, Blanchard, Boggan, Bowles, Burkitt, Butler, Bynum, Caldwell of Monroe, Caldwell of Leake and Winston, Campbell, Carr, Caruthers, Champion, Cook, Davis, Denton, Dinsmore, Doss, Dulaney, Durham, Durrett, Eckles, Enochs, Falkner, Farr, Fowler, Fox, Gardner, Gayles, Gwin, Glover, Gore, Goudelock, Greaves, Graham, Griffin, Guynes, Hannah, Harper, Hart, Henry, Hinton, Ivy, Jackson, Johnson, Keirn, Kelsey, Key, King, Lamb, Lancaster, Love, Marshall, Maufray, Maybin, McKie, McSwine, Medford, Miller of Copiah, Morris, Montgomery of Quitman, Montgomery of Washington, Murry, Nelson, Newman, Nix, O'Neill, Packwood, Payne, Peatross, Perkins, Potter, Puckett, Quinn, Ratliff, Redhead, Reeves, Rice, Roberts, Robertson, Rodgers of Tishomingo, Rogers of Yalobusha, Ryan, Simmons, Simpson, Smith of Jones, Smith of Wayne, Spencer, Stewart, Stinson of Lauderdale, Stinson of Lowndes, Stowers of Jefferson, Street, Talbert, Tate, Taylor of Montgomery, Taylor of Yalobusha, Terral, Thomas, Thrasher, Turner of Greene, Turner of Madison, Underwood, Ventress, Wade, Watson, Williamson, Wilson, Wyatt, Mr. Speaker—Total present, 114.

**ABSENT**—Messrs. Anderson, Binford, Buntin, Catchings, Chatham, Cotten, Harris, Keith, McGuire, Miller of Washington, Mitchell, Odom, Peery, Stowers of Lafayette, Stutts, Touchstone, Walton, Williams and Worthington—Total absent, 19.

Leave of absence was granted Messrs. Keith, Chatham, Catchings and Miller.

Reading of the Journal dispensed with and stood approved.

Privileges and courtesies of the House extended Mr. J. C. Stewart, of Pearl River county.

The hour having arrived for consideration of special order, H. B. No. 78, an Act to amend sections 775, 777, 780, 781, 783, 788, 791, 794, 795, 797, 800, 801 and 807 of the Annotated Code of 1892, in relation to the disposition of convicts in county jails that they be made self sustaining, and to enlarge the power of the board of supervisors with reference to such convicts, was taken up.

gomery, read the third time, and agreeable to the provisions of the Constitution the yeas and nays were taken and the bill passed, title standing as stated, by the following vote :

**YEAS**—Messrs. Arrington, Ballinger, Basham, Bellamy, Binford, Blanchard, Boggan, Bowles, Butler, Bynum, Caldwell of Monroe, Caruthers, Champion, Cook, Davis, Denton, Dinsmore, Durrett, Eckles, Falkner, Farr, Fowler, Fox, Gardner, Gayles, Gewin, Glover, Gore, Goude-lock, Greaves, Griffin, Hannah, Harper, Hart, Ivy, Jackson, Johnson, Keirn, Keith, Key, King, Lamb, Lancaster, Love, Maybin, McKie, McSwine, Medford, Miller of Copiah, Mitchell, Morris, Montgomery of Washington, Murry, Nelson, Nix, O'Neill, Payne, Peatross, Perkins, Potter, Puckett, Quinn, Ratliff, Redhead, Rice, Roberts, Robertson, Rodgers of Tishomingo, Rogers of Yalobusha, Ryan, Simmons, Simpson, Smith, of Jones, Spencer, Stinson of Lauderdale, Stinson of Lowndes, Stowers of Jefferson, Stowers of Lafayette, Street, Tate, Taylor of Montgomery, Taylor of Yalobusha, Terral, Thomas, Thrasher, Turner of Greene, Turner of Madison, Underwood, Wade, Watson, Williamson, Wilson, Wyatt—Total yeas, 98.

Total nays, 0.

**ABSENT AND THOSE NOT VOTING**—Messrs. Anderson, Arnold, Buntin, Burkitt, Caldwell of Leake and Winston, Campbell, Carr, Catchings, Chatham, Cotten, Doss, Dulaney, Durham, Enochs, Graham, Guynes, Harris, Henry, Hinton, Kelsey, Marshall Mauffray, McGuire, Miller of Washington, Montgomery of Quitman, Newman, Odom, Packwood, Peery, Reeves, Smith of Wayne, Stewart, Stutts, Talbert, Touchstone, Ventress, Walton, Williams, Worthington, and Mr. Speaker—Total, 40.

H. B. No. 14, an Act to amend section 1214, chapter 29, of the Annotated Code of Mississippi in reference to the sale of opium.

Was on motion indefinitely postponed.

H. B. No. 29, an Act to amend section 1214 of the Annotated Code of Mississippi in reference to the sale of opium or any preparation thereof.

Was on motion indefinitely postponed.

At 12:25 the House, on motion of Mr. Cook, adjourned until Monday 10 o'clock A. M.

L. PINK SMITH,  
Clerk of the House of Representatives.

## EIGHTEENTH DAY.

MONDAY, January 22, 1894.

The House was called to order at 10 A. M. by Speaker Yardaman; prayer by Rev. Dr. Hunter.

The roll being called, the following members answered to their names:

**PRESENT**—Messrs. Arnold, Arrington, Ballinger, Basham, Bellamy, Blanchard, Boggan, Bowles, Burkitt, Butler, Bynum, Caldwell of Monroe, Caldwell of Leake and Winston, Campbell, Carr, Caruthers, Champion, Cook, Davis, Denton, Dinsmore, Doss, Dulaney, Durham, Durrett, Eckles, Enoch, Falkner, Farr, Fowler, Fox, Gardner, Gayles, Gewin, Glover, Gore, Goudelock, Greaves, Graham, Griffin, Guynes, Hannah, Harper, Hart, Henry, Hinton, Ivy, Jackson, Johnson, Keirn, Kelsey, Key, King, Lamb, Lancaster, Love, Marshall, Mauffray, Maybin, McKie, McSwine, Medford, Miller of Copiah, Morris, Montgomery of Quitman, Montgomery of Washington, Murry, Nelson, Newnan, Nix, O'Neill, Packwood, Payne, Peatross, Perkins, Potter, Puckett, Quinn, Ratliff, Redhead, Reeves, Rice, Roberts, Robertson, Rodgers of Tishomingo, Rogers of Yalobusha, Ryan, Simmons, Simpson, Smith of Jones, Smith of Wayne, Spencer, Stewart, Stinson of Lauderdale, Stinson of Lowndes, Stowers of Jefferson, Street, Talbert, Tate, Taylor of Montgomery, Taylor of Yalobusha, Terral, Thomas, Thrasher, Turner of Greene, Turner of Madison, Underwood, Ventress, Wade, Watson, Williamson, Wilson, Wyatt, Mr. Speaker—Total present, 114.

**ABSENT**—Messrs. Anderson, Binford, Buntin, Catchings, Chatham, Cotten, Harris, Keith, McGuire, Miller of Washington, Mitchell, Odom, Peery, Stowers of Lafayette, Stutts, Touchstone, Walton, Williams and Worthington—Total absent, 19.

Leave of absence was granted Messrs. Keith, Chatham, Catchings and Miller.

Reading of the Journal dispensed with and stood approved.

Privileges and courtesies of the House extended Mr. J. C. Stewart, of Pearl River county.

The hour having arrived for consideration of special order, H. B. No. 78, an Act to amend sections 775, 777, 780, 781, 783, 788, 791, 794, 795, 797, 800, 801 and 807 of the Annotated Code of 1892, in relation to the disposition of convicts in county jails that they be made self sustaining, and to enlarge the power of the board of supervisors with reference to such convicts, was taken up.



Mr. Arrington moved that action on same be postponed until Thursday. Lost.

On motion of Mr. Terral, the bill was taken up and considered by sections.

On motion of Mr. Henry, section 1 was adopted.

Mr. Packwood moved to amend section 2 by inserting between the words "working" and "him," in the eighth line, the words "or hiring," and after the word "him" the word "out." Lost.

Section 2 was then adopted.

On motion of Mr. Henry, section 3 was adopted.

Mr. Thrasher moved to amend section 4 by inserting the words "including jail fees" after the word "costs," in the sixth line. Adopted.

Section 4, as amended, was then adopted.

Section 5 was then considered.

Mr. Thrasher moved to amend by inserting the words "including jail fees" in sixth line, after the word "costs." Adopted.

Mr. Nelson moved to amend by inserting the word "public" in third line, after the word "roads." Adopted.

Mr. Rice moved to amend by inserting the word "public" in eleventh line, after words "roads or." Adopted.

Section 5, as amended, was then adopted.

Section 6 was, on motion of Mr. Henry, then adopted.

Section 7 was then considered.

Mr. Goudelock moved to amend by striking out the word "twelve" in twenty-first line, and inserting in lieu thereof the word "ten." Lost.

Mr. Gore moved to amend by inserting after the word "day" in the twenty-first line, the words "but said convicts shall not be worked before day, nor after dark." Lost.

Mr. Kelsey moved to reconsider the vote by which the House failed to strike out "twelve" in the twenty-first line of said section. Lost.

Mr. Wade moved to amend by striking out all after the word "correct" in the thirty-fourth line. Lost.

Mr. Tate offered to amend said section as follows: No convict shall be worked before day or after dark, nor exceed twelve hours per day. Lost.

Section 7, as amended, was then adopted.

Sections 8, 9 and 10 were then adopted.

Sections 11, 12, 13 and 14 were then adopted.

By unanimous consent the vote by which section 4 was adopted, was reconsidered, and Mr. Rogers of Yalobusha offered amendment as follows: Insert between the fifth and sixth lines the words "of the county or judicial district, if more than one in the county." Adopted.

Mr. Montgomery of Washington, offered to amend as follows:

If the board of supervisors purchase a farm, proceeds over and above expenses shall maintain the county paupers where they are not otherwise provided for.

Lost.

On motion of Mr. Henry, the bill, as amended, was then considered engrossed, read the third time, and agreeably to the provisions of the Constitution the yeas nays were taken and the bill passed, title standing as stated by the following vote:

**YEAS**—Messrs. Arnold, Arrington, Ballinger, Basham, Bellamy, Blanchard, Boggan, Bynum, Caldwell of Monroe, Caldwell of Leake and Winston, Campbell, Carr, Caruthers, Champion, Cook, Davis, Denton, Dinsmore, Doss, Durham, Durrett, Eckles, Enochs, Falkner, Farr, Fowler, Fox, Gardner, Gayles, Gewin, Glover, Gore, Goude-lock, Greaves, Graham, Griffin, Guynes, Hannah, Harper, Hart, Henry, Hinton, Ivy, Jackson, Johnson, Keirn, Kelsey, Key, Lamb, Lancaster, Love, Marshall, Maybin, McKie, McSwine, Miller of Copiah, Morris, Montgomery of Quitman, Montgomery of Washington, Murry, Nelson, Nix, O'Neill, Packwood, Payne, Pestross, Perkins, Puckett, Quinn, Ratliff, Redhead, Reeves, Rice, Roberts, Robertson, Rogers of Yalobusha, Ryan, Simmons, Simpson, Smith of Jones, Smith of Wayne, Spencer, Stewart, Stinson of Lauderdale, Stinson of Lowndes, Stowers of Jefferson, Street, Talbert, Tate, Taylor of Montgomery, Taylor of Yalobusha, Terral, Thomas, Thrasher, Turner of Greene, Turner of Madison, Underwood, Ventress, Wade, Watson, Williamson, Wilson, Wyatt and Mr. Speaker—Total yeas, 104.

**NAYS**—Messrs. Bowles, Medford—Total Nays, 2.

**ABSENT AND THOSE NOT VOTING**—Messrs. Anderson, Binford, Buntin, Burkitt, Butler, Catchings, Chatham, Cotten, Dulaney, Harris, Keith, King, Mauffray, McGuire, Miller of Washington, Mitchell, Newman, Odom, Peery, Potter, Rodgers of Tishomingo, Stowers of Lafayette, Stutts, Touchstone, Walton, Williams and Worthington—Total, 27.

#### MESSAGE FROM THE SENATE.

**MR. SPEAKER:** I am directed to inform the House that the Senate has passed the following entitled bills, viz:

S. B. No. 78, An act to provide for the relief the Natchez Hospital, by an appropriation.

S. B. No. 95, An act to amend chapter 60 of the Code in

reference to the creation of an Executive Committee of the State Board of Health.

S. No. 96, An act to amend section 3433 of the Code in reference to service of process on corporations and receivers.

S. B. No. 76, An act to repeal so much of section 2 of act to pay off and fund outstanding debt of Bolivar county, and provide revenue therefor, approved February 8, 1890, as provides that warrants, scrip or certificates shall be paid by the treasurer, and received by the tax-collector only in the order of their true dates of issue.

H. B. No. 8, An act to repeal section 2153 of the Annotated Code in reference to compensation of garnishees when allowed.

MR. SPEAKER—I am directed to inform the House that the Senate has indefinitely postponed the following entitled bills, viz :

H. B. No. 23, An act to amend chapter 46, section 2023, of the Code in relation to witnesses' fees.

H. B. No. 38, An act to amend sections 3682 and 3686 of the Annotated Code in relation to filling vacancies in State and county district offices.

H. B. No. 3, An act to provide for the payment of mileage and fees to witnesses summoned to attend a court of a county other than the county of their residence.

H. B. No. 2, An act to amend chapter 18 of the Code in relation to boundary lines of counties.

WILLIAM HENRY, Secretary.

S. B. No. 96, to be entitled an Act to amend section 3433 of the Annotated Code in reference to the service of process upon corporations and receivers.

Was read twice and referred to Committee on Judiciary.

S. B. No. 95, to be entitled an Act to amend chapter 60 of the Annotated Code of Mississippi in reference to the creation of an Executive Committee of the State Board of Health.

Was read twice and referred to Committee on Public Health and Quarantine.

S. B. No. 78, to be entitled an Act to provide for the relief of the Natchez Hospital by an appropriation.

Was read twice and referred to Committee on Appropriations.

S. B. No. 76, to be entitled an Act to repeal so much of section 2 of act to pay off and fund outstanding debt of Bolivar County and provide revenue therefor, approved February 8, 1890, as provides that warrants, script or certificates

shall be paid by the Treasurer and received by the Tax Collector only in the order of their true dates of issuance.

Was read twice and referred to Committee on Local and Private Legislation.

MESSAGE FROM THE GOVERNOR.

The Governor's Private Secretary delivered to the House the following messages:

EXECUTIVE DEPARTMENT,  
JACKSON, MISS., January 20, 1894. }

*To the Senate and House of Representatives:*

GENTLEMEN: I have the honor to submit for your consideration, and for such action as you may deem proper, the following matters, to wit:

A bill to protect Government lights and light houses on the navigable waters of this State.

A bill to amend section 8 of an Act to incorporate the Vicksburg Electric Railway Company, approved March 6, 1888. I am somewhat doubtful of the power of the Legislature under the Constitution to amend this charter, but submit the question for your consideration and decision without recommendation.

A bill to repeal chapter 278 of the Acts of 1890, an act to provide for the better working of the public roads of Panola county, and for other purposes, approved February 19, 1890.

A bill to exempt the property of temperance organizations and societies, necessary for their purposes, from taxation, State, county and municipal.

A bill to amend section 4151 of the Annotated Code, by inserting after the word "loan," in the tenth line, the words "as the same appears of record in his office," or such other amendment as may conform to this idea.

Respectfully,

J. M. STONE.

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EXECUTIVE OFFICE,  
JACKSON, MISS., January 22, 1894. }

*To the Senate and House of Representatives:*

GENTLEMEN: I have the honor to recommend that section 2719 of the Annotated Code be amended so as to read as follows:

"There shall be a lien for the purchase money of all per-

sonal property, but it shall attach only whilst the property remains in the hands of the first purchaser."

I also recommend the re-enactment of section 1767 of the Code of 1880, in relation to property fraudulently conveyed.

Respectfully submitted,

J. M. STONE.

EXECUTIVE OFFICE,  
JACKSON, MISS., January 22, 1894. }

*To the Senate and House of Representatives :*

**GENTLEMEN:** I have the honor to submit for your consideration, and for such action as you may deem proper, the following matters, to wit :

A bill to refund to Cyrus Newkirk money paid by him into the State Treasury for lands purchased from the State for which he received no title. The amount claimed is \$725.79, \$490.72 of which is purchase money and \$235.07 is interest. It is not stated whether the fees for patents are included in these figures or not. It appears that these lands were conveyed to Cyrus Newkirk not less than eight years ago, and that there were pre-existing titles of many years standing, yet no steps were taken to test the conflicting titles, so far as the papers disclose, until the year 1893, and then under a law enacted several years subsequent to the purchase of the lands by Mr. Newkirk, to-wit : section 2588 of the Annotated Code. I submit the question whether this section can be made to apply to a transaction which took place six or seven years before the law was enacted. Of course, Mr. Newkirk having paid his money for the lands, and having been evicted of his title, should be reimbursed, but not without careful investigation of all the circumstances attending the transactions.

A bill to provide for the making of official and quasi official bonds in this State, by guarantee companies, in accordance with section 82 of the Constitution, will meet my approval, and is submitted for your consideration.

Respectfully,

J. M. STONE.

EXECUTIVE OFFICE,  
JACKSON, MISS., January 20, 1894. }

*To the Senate and House of Representatives :*

**GENTLEMEN:** I have the honor to present for your consideration, and for such action as you may think proper, the following matters, to wit :

Appropriations out of the State Treasury for the following purposes:

To refund to J. C. Howard, of Claiborne county, one hundred and fifty dollars, or so much as may be due him on account of money improperly collected by the tax collector of said county for the privilege of selling whisky by the gallon.

To refund to J. H. Wilburn, of Yalobusha county, out of the State Treasury, fifty dollars, or so much as may be just, for taxes overpaid; and to refund to D. R. Hearn, of Madison county, eleven dollars and fifty cents, for taxes overpaid.

To compensate the Illinois Central Railroad Company for transporting two companies of the Mississippi National Guard from Crystal Springs and Hazlehurst to Brookhaven, in May, 1893, to prevent riot and bloodshed, and to maintain the law.

In my biennial message I stated that the railroad company had refunded to me the money paid for transporting these companies, but finding that the claim has been filed with the Adjutant-General to be presented to your honorable body for allowance, it would seem that the money was refunded to me because there was no appropriation for that purpose, and that the company would look to the Legislature for compensation. I recommend the necessary appropriation for the payment of this claim.

On the 22d of April, 1893, the troops of the National Guard were, by request of the Sheriff, ordered to report to him for duty at Scranton, Jackson county, to protect prisoners from violence, and demand has been made for compensation for services rendered. I submit the matter to your judgment without recommendation.

Respectfully,

J. M. STONE.

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EXECUTIVE OFFICE,  
JACKSON, MISS., January 22, 1894. }

*To the Senate and House of Representatives:*

**GENTLEMEN:** I respectfully submit for your consideration a question often asked of Mississippians, the inability of which to answer sometimes confuses their sense of patriotic ardor and puts their State pride before a point of interrogation. That question is "What is the Coat of Arms of Mississippi; what is your State Flag?"

The humiliating answer is, "We have no Coat of Arms; we have no State Flag!"

Prior to the year 1861 there seems to have been no action taken on these subjects. In that year a convention of the people of Mississippi did adopt a Coat of Arms and Flag for the State. But in August, 1865, another convention was in session, and on the 23d of that month the Ordinance of 1861, creating a Coat of Arms and State Flag, was abrogated, the Coat of Arms and State Flag abolished, and since that time the State has had neither.

The Coat of Arms adopted was :

"A magnolia tree containing a nest of eagles, which are being defended by the mother bird from the attack of a serpent ; a bale of cotton, plow, steamboat, citizen-soldier, fortifications and cannon, with motto : '*Istis Defensoribus.*'"

The flag was :

"A white ground, a magnolia in the center, a blue field in the upper left hand corner, the flag surrounded with a red border, and a red fringe at the extremity."

I present the matter, and recommend that a Coat of Arms and State Flag be adopted.

J. M. STONE.

Report of Committee on Judiciary :

MR. SPEAKER: The Committee on Judiciary has had under consideration the following bills referred to them and have instructed me to report them back with the following recommendations, to-wit :

S. B. No. 53, an Act to amend section 2178 of the Annotated Code of Mississippi so as to authorize the cession of jurisdiction to the United States over all lands acquired by the United States for the purpose of making, building or constructing levees, canals, or any other works in connection with the improvement of rivers and harbors, and for other purposes.

Your Committee recommend that the title to same is sufficient and that the bill do pass.

H. B. No. 83, entitled an Act to amend section 2178 of the Annotated Code of 1892 ceding certain acquired lands to the United States.

That the title is sufficient and that the bill do not pass.

SAMUEL C. COOK, Chairman.

Report of Committee on Public Education :

MR. SPEAKER—The Committee on Public Education has had under consideration the following bill referred to them and have instructed me to report it back with the following recommendations, to-wit :

H. B. No. 61, entitled an Act authorizing the appointment of a clerk in the office of the State Superintendent of Education, and to make appropriation therefor.

Find the title sufficient and recommend that the committee substitute do pass.

LANCASTER, Chairman.

Report of Committee on Local and Private Legislation :

MR. SPEAKER—The Committee on Local and Private Legislation has had under consideration the following bill referred to them, and have instructed me to report it back :

H. B. No. 109, entitled an Act for the relief of James R. Yerger and making an appropriation for refunding the purchase money, with interest at 6 per cent. since date of patent, for land to which the title has failed.

And your committee recommend that said bill be referred to the Committee on Appropriations.

S. E. PACKWOOD, Chairman.

Local and Private Legislation Committee report was adopted.

#### INTRODUCTION OF BILLS.

By Mr. Spencer—

H. B. No. 112, an Act for the relief of J. C. Howard of Claiborne county.

Was read twice, and referred to Committee on Local and Private Legislation.

By Mr. Arnold—

H. B. No. 113, an Act to repeal chapter 278 of the sheet acts of 1890, entitled an Act to provide for the better working of the public roads in the county of Panola and for other purposes.

Was read twice and referred to Committee on Local and Private Legislation.

By Mr. Spencer—

H. B. No. 114, an Act to amend section 3905 entitled, "who to work on roads."

Read twice and referred to Committee on Roads, Ferries and Bridges.

By Mr. Jackson—

H. B. No. 115, an Act entitled an Act to amend section 816 of the Annotated Code of Mississippi in reference to holding inquests and form of precept therein.

Was read twice, and referred to Committee on Judiciary.

By Mr. Maybin—

H. B. No. 116, an Act entitled an Act to amend section 4151 of the Annotated Code of 1892 in reference to how funds loaned and secured arising from any disposition of sixteenth section.

Was read twice, and referred to Committee on Judiciary.



Mr. Cook called up—

H. B. No. 99, an Act to amend an Act entitled an Act to incorporate the Board of Levee Commissioners for the Yazoo-Mississippi Delta and for other purposes, approved February 28, 1884, and to fix the fees of tax collectors for the collection of levee taxes.

Which was, by unanimous consent, referred to Committee on Levees.

At 11:50, on motion of Mr. Cook, the House adjourned until 10 o'clock A. M. to-morrow.

L. PINK SMITH,  
Clerk of the House of Representatives.

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## NINETEENTH DAY.

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TUESDAY, January 23, 1894.

The House was called to order at 10 A. M., by Speaker Vardaman; Prayer by Rev. Dr. Williams.

The roll being called, the following members answered to their names:

PRESENT—Messrs. Anderson, Arnold, Arrington, Ballinger, Basham, Bellamy, Binford, Blanchard, Boggan, Bowles, Burkitt, Butler, Bynum, Caldwell of Monroe, Caldwell of Leake and Winston, Campbell, Carr, Caruthers, Champion, Cotten, Davis, Denton, Dinsmore, Doss, Dulaney, Durham, Durrett, Eckles, Falkner, Farr, Fowler, Fox, Gardner, Gayles, Gewin, Glover, Gore, Goudelock, Greaves, Graham, Griffin, Guynes, Hannah, Harper, Hart, Henry, Hinton, Ivy, Jackson, Johnson, Keirn, Keith, Kelsey, Key, King, Lamb, Lancaster, Love, Marshall, Mauffray, Maybin, McGuire, McKie, McSwine, Medford, Miller of Copiah, Miller of Washington, Morris, Montgomery of Quitman, Montgomery of Washington, Murry, Nelson, Newman, Nix, Odom, O'Neill, Packwood, Payne, Peatroas, Peery, Perkins, Potter, Puckett, Quinn, Ratliff, Redhead, Reeves, Rice, Roberts, Robertson, Rodgers of Tishomingo, Rogers of Yalobusha, Ryan, Simmons, Simpson, Smith of Jones, Smith of Wayne, Spencer, Stewart, Stinson of Lauderdale, Stinson of Lowndes, Stowers of Jefferson, Stowers of Lafayette, Street, Talbert, Tate, Taylor of Montgomery, Taylor of Yalobusha, Terral, Thomas, Thrasher, Touchstone, Turner of Greene, Turner of Madison, Underwood, Ventress,

Wade, Walton, Watson, Williams, Williamson, Wilson, Worthington, Wyatt, Mr. Speaker—Total present, 125.

ABSENT—Messrs. Buntin, Catchings, Chatham, Cook, Enochs, Harris, Mitchell, Statts—Total absent, 8.

Reading of Journal dispensed with and stood approved.

Privileges and courtesies of the House extended Hon. J. M. Boone.

The hour having arrived for the consideration of special order, House concurrent resolution No. 5, submitting to the qualified electors of the State for ratification or rejection, an amendment to the Constitution in relation to the Common School Fund, was taken up.

Mr. Robertson offered to amend by inserting after the word "necessary" in the 10th line, the words, "with the amount of polls and State distribution." Adopted.

Mr. Marshall offered the following:

Amend by striking out all after the word "year" in line 12 down to the word "any" in line 15 and insert in lieu thereof the words, "the amount collected by this county tax shall be so distributed that the amount collected in the separate school districts shall be retained therein and the amount collected in the county shall be retained in the county." Lost.

Mr. Perkins moved to amend by striking out "four hundred thousand" in 2d and 3d lines of section 206 and insert "seven hundred and fifty thousand."

Mr. Glover moved the previous question on the adoption of the amendments and the concurrent resolution which the House refused to sustain.

Mr. Perkins motion was then lost.

On motion of Mr. Street the first Tuesday after the first Monday in November, 1894, was inserted as the time for holding said election.

On motion of Mr. Street the resolution as amended was read, and, according to the requirements of the Constitution, the yeas and nays were taken and the resolution adopted by the following vote:

YEAS—Messrs. Arrington, Binford, Bowles, Bynum, Caldwell of Monroe, Campbell, Caruthers, Champion, Cotten, Davis, Denton, Dinsmore, Eckles, Falkner, Farr, Gardner, Glover, Goudelock, Graham, Griffin, Guynes, Hannah, Harper, Hart, Henry, Hinton, Jackson, Keirn, Keith, Key, Lamb, Lancaster, Love, Marshall, Mauffray, Maybin, McGuire, McKie, McSwine, Miller of Copiah, Morris, Newman, Nix, Odom, O'Neill, Packwood, Payne, Peatross, Potter, Puckett, Redhead, Rice, Robertson, Rogers of Yalobusha, Ryan, Simmons, Smith of Jones, Spencer, Stewart, Stinson of Lauder-

dale, Stinson of Lowndes, Stowers of Jefferson, Stowers of Lafayette, Street, Talbert, Tate, Taylor of Montgomery, Taylor of Yalobusha, Terral, Thrasher, Turner of Greene, Turner of Madison, Ventress, Wade, Walton, Watson, Williams, Williamson and Mr. Speaker—Total 79.

**NAYS**—Messrs. Anderson, Ballinger, Bellamy, Blanchard, Burkitt, Boggan, Butler, Caldwell of Leake and Winston, Carr, Doss, Dulaney, Durrett, Fowler, Fox, Gayles, Gewin, Gore, Ivy, Johnson of Tate, King, Medford, Miller of Washington, Montgomery of Washington, Murry, Nelson, Peery, Perkins, Quinn, Ratliff, Reeves, Roberts, Simpson, Thomas, Touchstone, Underwood, Wilson, Worthington and Wyatt—Total, 38.

**ABSENT AND THOSE NOT VOTING**—Messrs. Arnold, Basham, Buntin, Catchings, Chatham, Cook, Durham, Enochs, Greaves, Harris, Kelsey, Mitchell, Montgomery of Quitman, Rodgers of Tishomingo, Smith of Wayne and Stutts—Total 16.

#### MESSAGE FROM THE SENATE.

**MR. SPEAKER**—I am directed to inform the House that the Senate has passed the following entitled bills, viz :

S. B. No. 55, an Act to amend section 3681 of Annotated Code, providing for filling vacancies in State offices.

S. B. No. 56, an Act to amend section 3686 of Annotated Code, providing for filling vacancies in county district offices in certain cases.

S. B. No. 86, an Act to repeal section 3935 of the Annotated Code, in reference to members of the board to inspect roads.

S. B. No. 79, an Act to restore the rights of suffrage to J. E. Holliday, of Hinds county.

S. B. No. 57, an Act appropriating money for the support and maintenance of the National Guard.

S. B. No. 82, an Act to make appropriation to pay the balance due by the State on account of the publication of volume 70 of the reports of decisions of the Supreme Court.

S. B. No. 63, an Act making appropriation for payment of salaries and allowances for special judges and chancellors and district attorneys pro tempore for 1892, 1893, 1894 and 1895.

S. B. No. 64, an Act to amend section 4187, 4191 and 4192 of the Annotated Code in relation to powers, duties and compensation of State Revenue Agent.

**MR. SPEAKER**: I am directed to inform the House that the Senate has passed, with amendment, the following entitled bill, viz :

H. B. No. 79, an Act to establish a penitentiary farm, to appropriate money to pay therefor, and to authorize the employment of the State convicts.

WILLIAM HENRY, Secretary.

At 12:55 Mr. Campbell moved to adjourn until 10 o'clock A. M. to-morrow. Lost.

At 1 o'clock Mr. Stowers of Jefferson moved to take a recess until 3 o'clock P. M. Lost.

#### SENATE BILLS.

S. B. No. 57, to be entitled an Act appropriating money for the support and maintenance of the national guard.

Was read twice and referred to Committee on Appropriations.

S. B. No. 82, to be entitled an Act to make appropriation to pay the balance due by the State on account of the publication of Volume 70 of the Reports of the Decisions of Supreme Court.

Was read twice and referred to Committee on Appropriations.

S. B. No. 79, to be entitled an Act to restore the rights of suffrage to J. E. Holliday, of Hinds county.

Was read twice and referred to Committee on Local and Private Legislation.

S. B. No. 68, to be entitled an Act making appropriation for payment of salaries and allowances for special judges and chancellors and district attorneys pro tempore for 1892, 1893, 1894 and 1895.

Was read twice and referred to Committee on Appropriations.

S. B. No. 64, to be entitled an Act to amend sections 4187, 4191 and 4192 of the Annotated Code, in relation to powers, duties and compensation of State revenue agent.

Read twice and referred to Committee on Ways and Means.

S. B. No. 55, to be entitled an act to amend section 3681 of Annotated Code, providing for filling vacancies in State offices.

Was read twice and referred to Committee on Judiciary.

S. B. No. 56, to be entitled an Act to amend section 3586 of Annotated Code, providing for filling vacancies in county district offices in certain cases.

Was read twice, and referred to Committee on Judiciary.

S. B. No. 86, to be entitled an Act to repeal section 3985 of the Annotated Code, in reference to members of the board to inspect roads.

Was read twice, and referred to Committee on County Affairs.

H. B. No. 79, an Act to establish a penitentiary farm, to appropriate money to pay therefor, and to authorize the employment of the State convicts, with Senate amendments, was referred to Committee on Penitentiary.

Mr. Spencer called up H. B. No. 61, an Act authorizing the appointment of a clerk in the office of the State Superintendent of Education, and to make appropriation therefor.

By unanimous consent, same was re-referred to Committee on Appropriations.

**Reports of Committee on Apportionment of the Governor's Message :**

**MR. SPEAKER :** Your Committee on Apportionment of the Governor's Message, to whom was referred the Governor's special message read before the House on January 20, 1894, respectfully report as follows :

That all that part of said message referring to sections 816, 1122, 1909, 1910, 1911 and 1960, Annotated Code, be referred to the Committee on Judiciary.

That all that part of said message referring to section 2021, on the subject of the payment of taxes, be referred to the Committee on Ways and Means.

That all that part in reference to section 2854 of the Annotated Code, relating to jury service, be referred to the Committee on Roads, Ferries and Bridges.

Respectfully submitted,

T. J. O'NEILL, Chairman.

**MR. SPEAKER—**Your Committee on Apportionment of the Governor's Messages to whom was referred the Governor's Special Messages read before the House January 22, 1894, respectfully report as follows :

That that part of the special message recommending an amendment to section 2719 of the Annotated Code, and also recommending the reenactment of section of 1767 of the Code of 1880, be referred to the Committee on the Judiciary.

That so much of said special messages as refer to the refunding of certain monies to Cyrus Newkirk, J. C. Howard, J. M. Wilbourn and D. R. Hearn, and to compensate the Illinois Central Railroad Company for transporting two companies of the Mississippi National Guard, be referred to the Committee on Appropriations.

That all that part of said special messages suggesting a bill to protect government lights and light houses be referred to the Committee on Commerce and Fisheries.

That all that part of said special messages suggesting an amendment to the Act incorporating the Vicksburg Electric

Railway Company be referred to the Committee on the Judiciary.

That all that part of said special messages suggesting the repeal of chapter 278, Acts of 1890, relating to public roads in Panola county, be referred to the Committee on Local and Private Legislation.

That so much of said special messages as suggests an exemption of the property of temperance organizations from certain taxes be referred to the Committee on Liquor Traffic.

That all that part of said messages suggesting an amendment to section 4151 of the Annotated Code be referred to the Committee on County Affairs.

That all that part of said message suggesting a coat of arms and flag for the State of Mississippi be referred to the Committee on Ways and Means.

Respectfully,

T. J. O'NEILL, Chairman.

The Governor's Message reporting expenditures for years 1892 and 1893 from Executive contingent funds was referred to Joint Committee on Executive Contingent Fund.

At 1:05 the House, on motion of Mr. Hinton, adjourned until 10 o'clock, A. M., tomorrow.

L. PINK SMITH,

Clerk of the House of Representatives.

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## TWENTIETH DAY.

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WEDNESDAY, January 24, 1894.

The House was called to order at 10 A. M., by Speaker Vardaman.

Prayer by Rev. Mr. Simmons.

The roll being called the following members answered to their names:

**PRESENT**—Messrs. Anderson, Arrington, Ballinger, Basham, Bellamy, Binford, Blanchard, Boggan, Bowles, Burkitt, Bynum, Caldwell of Monroe, Caldwell of Leake and Winston, Campbell, Carr, Champion, Cotten, Davis, Denton, Dinsmore, Doss, Durham, Durrett, Eckles, Enochs, Falkner, Farr, Fowler, Fox, Gardner, Gayles, Gewin, Glover, Gore, Goudelock, Greaves, Graham, Griffin, Guynes, Hannah, Harper, Hart, Henry, Hinton, Ivy, Jackson, Keirn, Keith, Kelsey, Key, King, Lamb, Lancaster, Love, Marshall, Maufrey, Maybin, McGuire, McKie, McSwine, Medford, Miller of

Copiah, Miller of Washington, Morris, Montgomery of Washington, Murry, Nelson, Newman, Nix, Odom, O'Neill, Packwood, Payne, Peatross Perkins, Potter, Puckett, Ratliff, Redhead, Reeves, Rice, Roberts, Robertson, Rodgers of Tishomingo, Rogers of Yalobusha, Ryan, Simmons, Simpson, Smith of Jones, Smith of Wayne, Spencer, Stewart, Stinson of Lauderdale, Stinson of Lowndes, Stowers of Jefferson, Stowers of Lafayette, Street, Stutts, Talbert, Tate, Taylor of Montgomery, Taylor of Yalobusha, Terral, Thomas, Thrasher, Touchstone, Turner of Greene, Turner of Madison, Underwood, Ventress, Wade, Walton, Watson, Williamson, Wilson, Worthington, Wyatt, Mr. Speaker.—Total present, 118.

**ABSENT**—Messrs. Arnold, Buntin, Butler, Caruthers, Catchings, Chatham, Cook, Dulaney, Harris, Johnson, Mitchell, Montgomery of Quitman, Peery, Quinn, Williams.—Total absent, 15.

Leave of absence granted Messrs. Johnston, Montgomery of Quitman and Arnold on account of sickness from day to day.

Reading of the Journal dispensed with and stood approved.

#### Report of Committee on Appropriations :

**MR. SPEAKER:** The Committee on Appropriations has had under consideration the following bills referred to them, and have instructed me to report them back with the following recommendations, to-wit:

H. B. No. 61, authorizing the appointment of a clerk in the office of the State Superintendent of Education and to make appropriation therefor.

H. B. No. 107, to make an appropriation to buy typewriters for the Governor and other State officers.

And they find the title to said bills sufficient and recommend that they do not pass.

H. B. No. 20, to appropriate money for the support and maintenance of the Industrial Institute and College for the years 1894 and 1895.

Title sufficient and that bill do pass, with amendment.

H. B. No. 67, for the support and maintenance of the State Normal School at Holly Springs, Miss.

That they find the title sufficient and recommend that said bill do pass, with amendments.

H. B. No. 109, to be entitled an Act for the relief of James R. Yerger, and making an appropriation for refunding the purchase money, with interest at 6 per cent. since date of patent, for land to which the title has failed.

Do pass. Title sufficient.

S. B. No. 68, making appropriations for payment of salaries and allowances for special judges and chancellors and district attorneys pro tempore for 1892, 1893, 1894 and 1895.

And they find the title to said bill sufficient and recommend that said bill do pass, with amendment.

S. B. No. 78, to provide for the relief of the Natchez Hospital by an appropriation.

Title sufficient; bill do pass, with amendment.

S. B. No. 82, to make appropriation to pay the balance due by the State on account of the publication of volume 70 of the reports of decisions of the Supreme Court.

Title sufficient and that bill do pass.

S. B. No. 57, appropriating money for the support and maintenance of the National Guard.

Title sufficient and that said bill do pass, with amendment.

JOHN R. DINSMORE, Chairman.

#### Report of Committee on Judiciary :

MR. SPEAKER—The Committee on Judiciary has had under consideration the following bills referred to them, and have instructed me to report them back with the following recommendations, to-wit :

S. B. No. 96, entitled an Act to annul section 3433 of the Annotated Code in reference to the service of process upon corporations and receivers.

H. B. No. 115, entitled an Act to amend section 816 of the Annotated Code of Mississippi, in reference to holding inquests, and form of precepts therein.

Your committee find that the titles to the said bills are sufficient and recommend that the same do pass.

H. B. No. 116, entitled an Act to amend section 4151 of the Annotated Code of 1892, in reference to how funds loaned and secured arising from any disposition of sixteenth sections.

Your committee find that the title to same is sufficient and recommend that the bill do pass as amended.

COOK, Chairman.

#### Report of Committee on Penitentiary :

MR. SPEAKER: The Committee on Penitentiary, which has had under consideration H. B. No. 44, entitled An act to amend certain sections therein mentioned of the Annotated Code of 1892, in relation to disposing of county convicts who are poor and not able to pay fines, costs and jail fees, has directed me to report said bill back with the following recommendations :

1st. That the title is sufficient.

2d. That the bill do not pass.

Respectfully,

W. A. HENRY,  
Chairman Penitentiary Committee.



**Report of Committee on Penitentiary :**

**MR. SPEAKER**—The Committee on Penitentiary, which has had under consideration H. B. No. 59, entitled an "Act to establish a penitentiary farm, to provide employment for convicts, and appropriate money therefor," has directed me to report said bill back with the following recommendations :

- 1st. That the title is sufficient.
- 2nd. That the bill do not pass.

W. A. HENRY,  
Chairman Penitentiary Committee.

**Report of Committee on Penitentiary :**

**MR. SPEAKER**—The Committee on Penitentiary, which has had under consideration Resolution No. 1, "in regard to the completion of Gulf & Ship Island Railroad," has directed me to report said resolution back with the following recommendation :

- 1st. That the same do not pass.

Respectfully,  
W. A. HENRY,  
Chairman Penitentiary Committee.

**Report of Committee on Penitentiary :**

**MR. SPEAKER**—The Committee on Penitentiary, which has had under consideration H. B. No. 57, entitled "An act to dispose of misdemeanor pauper convicts, confined in the county jails in this State, and for other purposes," has directed me to report said bill back with the following recommendations :

- 1st. That the title is not sufficient.
- 2d. That the bill do not pass.

Respectfully,  
W. A. HENRY,  
Chairman Penitentiary Committee.

**Report of Penitentiary Committee :**

**MR. SPEAKER**—The Committee on Penitentiary, which has had under consideration H. B. 105, entitled an "Act to better to collect fines and forfeitures in criminal and penal cases, and to be supplemental to chapter 84 of Annotated Code of 1892," has directed me to report said bill back with the following recommendations :

- 1st. That title is not sufficient.
- 2nd. That the bill do not pass.

Respectfully,  
W. A. HENRY,  
Chairman Penitentiary Committee.

**Report of Committee on Penitentiary :**

**MR. SPEAKER**—The Committee on Penitentiary, which has

had under consideration H. B. No. 60, entitled "an Act to amend sections 775, 777, 786, 791 and 800, chapter 23, of the Code of 1892, so that convicts under sentence may be self-sustaining, and to enlarge the authority of the board of supervisors in relation to county convicts, and to repeal sections 788, 785, 801, 802 and 803 of said chapter," has directed me to report back said bill with the following recommendations:

- 1st. That the title is sufficient.
- 2nd. That the bill do not pass.

Respectfully,

W. A. HENRY,  
Chairman Penitentiary Committee

MR. SPEAKER—I am directed by the Committee on Penitentiary, which has had under consideration H. B. No. 18, entitled an Act to establish a Penitentiary farm and to appropriate money therefor, to report said bill back with the following recommendations:

- 1st, Title sufficient.
- 2d, That the bill do not pass.

Respectfully,

W. A. HENRY,  
Chairman Penitentiary Committee.

MR. SPEAKER—I am directed by the Committee on Penitentiary, which has had under consideration S. B. No. 54, entitled an Act to establish a Penitentiary farm and appropriate money therefor, to report said bill back with the following recommendations:

- 1st. That the title be amended so as to read: "An act to establish a Penitentiary farm, to appropriate money to pay therefor, and to authorize the employment of the State convicts."
- 2d. That all after the enacting clause be stricken out and the amendment herewith presented be adopted:
- 3d. That the title as amended is sufficient.
- 4th. That the bill as amended do pass.

Respectfully,

W. A. HENRY,  
Chairman Penitentiary Committee.

#### Report of Committee on Agriculture:

MR. SPEAKER—The Committee on Agriculture has had under consideration the following bill referred to them and have instructed me to report it back with the following recommendations, to-wit:

- H. B. No. 92, An act to amend section 2061 of the Anno-

tated Code of 1892 in reference to fences on county lines, so as to apply to fences on township and other lines.

Do not pass; the title is sufficient.

Respectfully submitted,

Z. P. STUTTS, Chairman.

**Report of Committee on Mississippi Levees:**

**MR. SPEAKER**—The Committee on Mississippi Levees has had under consideration the following bills referred to them and has instructed me to report them back with the following recommendations, to-wit:

S. B. No. 68, an Act to authorize Board Levee Commissioners Yazoo and Mississippi Delta to appropriate and pay over to Inter-State River Improvement and Levee Association, the sum of fifteen hundred and sixty dollars, and for other purposes.

Title sufficient and do pass.

S. B. No. 70, an Act to authorize the Board of Levee Commissioners for Yazoo-Mississippi Delta to have their officers and employees and levee tax collectors make bonds in guarantee companies.

Title sufficient and do pass.

S. B. No. 69, an Act to repeal section 8 of Act to incorporate Board of Levee Commissioners Yazoo-Mississippi Delta and for other purposes, approved February 28, 1884.

Title sufficient and do pass.

WALTER L. KEIRN, Chairman.

**Report of Committee on Local and Private Legislation:**

**MR. SPEAKER**—Your Committee on Local and Private Legislation having had under consideration H. B. No. 91, An act for the relief of J. U. Jackson and W. S. Stribbling, teachers in the public schools of Neshoba county during the year 1892; also S. B. No. 71, To be entitled An act to authorize the board of supervisors of Jefferson county to issue interest-bearing warrants and make a special levy of taxes to pay the same, and beg leave to report that they find the titles of said bills sufficient, but recommend that said bills do not pass.

Respectfully submitted,

S. E. PACKWOOD, Chairman.

**MR. SPEAKER:** Your Committee on Local and Private Legislation having had under consideration H. B. No. 88, to be entitled "An act authorizing the board of supervisors of Warren county to pay J. M. Brennan out of county funds, the sum of \$1,188.10 due the said J. M. Brennan from said county;" and also S. B. No. 79, to be entitled "An act to restore the rights of suffrage to J. E. Halliday, of Hinds

county," and beg leave to report that they find the titles of said bills sufficient, any recommend that said bills do pass.

Your committee say that the relief sought by said bills cannot be obtained by proceedings in courts or by general laws, and from the evidence adduced before your committee they are of the opinion that it is just and equitable that said bills should pass.

Respectfully submitted,

S. E. PACKWOOD, Chairman.

**MR. SPEAKER:** Your Committee on Local and Private Legislation, having had under consideration H. B. No. 112, to be entitled "An act for the relief of J. C. Howard, of Claiborne county," and beg leave to report that they find the title of said bill sufficient, and recommend that said bill be passed as amended by this Committee.

Your Committee say that the relief prayed for cannot be obtained by a proceeding in court or by general legislation, and that from the evidence adduced before said committee, are of the opinion that it is equitable and just that said bill do pass.

Respectfully submitted,

S. E. PACKWOOD, Chairman.

**MR. SPEAKER:** Your Committee on Local and Private Legislation, having had under consideration H. B. No. 87, to be entitled "An act to authorize the board of supervisors of Warren county to reimburse Bernard Foster, to whatever amount the said board may be convinced, upon proper proof, the said Bernard Foster has expended out of his own funds in ferreting out and landing in the custody of the law, the band of robbers and thieves alleged to have murdered Benson Blake," and beg leave to report that they find the title of said bill sufficient, but recommend that said bill do not pass.

Respectfully submitted,

S. E. PACKWOOD, Chairman.

**MR. SPEAKER:** Your Committee on Local and Private Legislation having had under consideration H. B. No. 97, to be entitled an "Act authorizing the board of supervisors of Lincoln county to transfer certain moneys from the general county fund to the school fund of said county;" and find the title of said bill sufficient, and recommend that said bill do pass.

Your Committee say that the relief sought by said bill cannot be obtained by a proceeding in court or provided for by general law, and that from the evidence adduced before said committee, your committee are of the opinion that the

facts set forth in the preamble to said bill have been sufficiently established, and that they therefore deem it right and equitable that said bill should pass.

Respectfully submitted,

S. E. PACKWOOD, Chairman.

Report of Committee on Local and Private Legislation :

MR. SPEAKER—Your Committee on Local and Private Legislation having had under consideration H. B. No. 108, to be entitled an Act for the relief of Cyrus Newkirk and making an appropriation for refunding the purchase money with interest at 6 per cent. for eight years for land to which the title has failed—

Beg leave to report that they find the title sufficient, and say in their opinion said bill should be referred to the Appropriation Committee for action as the appropriate committee for the consideration of said bill.

Respectfully submitted,

S. E. PACKWOOD, Chairman.

Report of Committee on Liquor Traffic :

MR. SPEAKER—The Committee on Liquor Traffic has had under consideration the following bills referred to them and have instructed me to report them back with the following recommendations, to-wit :

H. B. No. 23, to amend section 3345 Annotated Code 1892 regulating the sale of alcohol.

Find the title sufficient but do not pass.

Also S. B. No. 20, to amend section 3345 of the Annotated Code of Mississippi, so as to authorize wholesale druggists doing business in the State of Mississippi, to sell alcohol under certain restrictions.

Find title sufficient ; do not pass.

T. H. UNDERWOOD, Chairman.

Report of Committee on Public Buildings and Grounds :

MR. SPEAKER—Your Committee having had under consideration S. B. No. 23, entitled an Act to repeal section 7 of an Act entitled an Act to incorporate the Mississippi State Fair Association.

Find the title sufficient and recommend the bill do pass as amended by the committee.

Signed,

H. C. TURNER, Chairman.

On motion of Mr. Watson, H. B. No. 108, to be entitled an Act for the relief of Cyrus Newkirk and making an appropriation for refunding the purchase money, with interest at 6 per cent. for eight years for land to which the title has failed, was re-referred to Committee on Appropriations.

Report of Committee on Enrolled Bills :

MR. SPEAKER : Your Committee on Enrolled Bills have

examined the following entitled bill, and find that it is correctly enrolled, and we herewith present it to the Speaker for his signature, to-wit:

S. B. No. 1, an Act to repeal sections 1214 and 1215 of the Annotated Code of Mississippi in reference to the sale of opium.

T. N. TOUCHSTONE, Chairman.

Whereupon the rules were suspended, and the Speaker signed the bill, calling the attention of the House thereto.

H. B. No. 91, to be entitled an act for the relief of J. N. Jackson and W. S. Stribbling, teachers in the public schools of Neshoba county during the year 1892, was on motion of Mr. Packwood, referred back to Committee on Local and Private Legislation.

#### INTRODUCTION OF BILLS.

By Mr. Taylor of Yalobusha :

H. B. No. 117, an Act to refund to J. M. Wilborn taxes overpaid by him in the year 1891.

Was read twice, and referred to Committee on Local and Private Legislation.

By Mr. Touchstone :

H. B. No. 118, an Act to authorize the board of supervisors of Simpson county to pay certain outstanding school claims therein mentioned.

Was read twice and referred to Committee on Local and Private Legislation.

By Mr. Ballinger—

H. B. No. 119, an Act to repeal chapter 19 of the Annotated Code of Mississippi of 1892, on the subject of census, and to provide for the enumeration of the whole number of inhabitants etc., the qualified electors of the State, as required by section 105 of the Constitution, and to make appropriation therefor.

By Mr. Binford :

H. B. No. 120, an Act to be entitled an act to amend section 2021 of the Annotated Code, in relation to fees for collecting delinquent taxes.

Was read twice, and referred to Committee on Fees and Salaries.

By Mr. Jackson—

H. B. No. 121, an Act to amend section 2061 of the Code of 1892, in reference to fences on county lines, so as to apply to fences on township and range lines.

Was read twice, and referred to Committee on County Affairs.

By Mr. Greaves—

H. B. No. 122, an Act for the relief of D. R. Hearn.

Was read twice, and referred to Committee on Local and Private Legislation.

By Mr. Eckles—

H. B. No. 123, to be entitled an Act to authorize the issuance of promissory notes, payable to bearer on demand, by banks and banking institutions of the State of Mississippi, and to provide for an increase of revenue, and for other purposes.

Was read twice, and referred to Committee on Ways and Means.

By Mr. Spencer—

H. B. No. 124, an Act to provide for a clerk in the office of the State Superintendent of Education, and fixing salary of said clerk.

Was read twice, and referred to Committee on Public Education.

By M. Marshall—

H. B. No. 125, an Act to amend section 2354 in regard to who are competent jurors.

Was read twice and referred to Committee on Judiciary.

Mr. Street called up for second reading and passage House Concurrent Resolution No. 5, submitting to the qualified electors of the State for ratification or rejection, an amendment to the Constitution in relation to the common school fund. Whereupon, according to the Constitution, the yeas and nays were taken, and the resolution was adopted by the following vote :

**YEAS**—Messrs. Arrington, Binford, Boggan, Bowles, Bynum, Campbell, Champion, Cotten, Davis, Denton, Dinsmore, Dulaney, Eckles, Enochs, Falkner, Farr, Gardner, Glover, Goude-lock, Greaves, Graham, Guynes, Hannah, Harper, Hart, Henry, Hinton, Ivy, Jackson, Keirn, Keith, Key, Lamb, Lancaster, Love, Marshall, Mauffray, Maybin, McGuire, McKie, McSwine, Miller of Copiah, Morris, Odom, O'Neill, Packwood, Peatross, Potter, Puckett, Quinn, Redhead, Rice, Robertson, Rodgers of Tishomingo, Rogers of Yalobusha, Ryan, Simmons, Smith of Jones, Smith of Wayne, Spencer, Stewart, Stinson of Lauderdale, Stinson of Lowndes, Street, Talbert, Tate, Taylor of Montgomery, Taylor of Yalobusha, Terral, Thrasher, Turner of Greene, Turner of Madison, Underwood, Ventress, Wade, Walton, Watson, Williams, Williamson, Mr. Speaker—Total yeas, 80.

**NAYS**—Messrs. Anderson, Ballinger, Basham, Bellamy, Blanchard, Burkitt, Butler, Caldwell of Monroe, Caldwell of Leake and Winston, Carr, Doss, Durham, Durrett,

Fowler, Fox, Gayles, Gewin, Gore, King, Medford, Miller of Washington, Montgomery of Washington, Murry, Nelson, Payne, Perkins, Ratliff, Reeves, Roberts, Simpson, Stowers of Jefferson, Stutts, Thomas, Touchstone, Wilson, Worthington, Wyatt—Total Nays, 37.

ABSENT AND THOSE NOT VOTING—Messrs. Arnold, Buntin, Caruthers, Catchings, Chatham, Cook, Griffin, Harris, Johnson, Kelsey, Mitchell, Montgomery of Quitman, Newman, Nix, Peery, Stowers of Lafayette—Total 16.

MESSAGE FROM THE SENATE.

MR. SPEAKER: I am directed to inform the House that the Senate has passed the following entitled bills, viz:

S. B. No. 52, an Act to create and establish the Vicksburg Levee District and define its duties and powers.

S. B. No. 87, an Act to amend section 142 of the Annotated Code in reference to attachment for debts not due, so as to extend the number of grounds of attachment.

H. B. No. 32, an Act to further carry into effect the contracts made under chapter 385, acts 1888, being an Act to better secure safety and health in the State institutions, etc., approved March 10th, 1888, and to defray the expenses thereof.

H. B. No. 47, an Act to make an appropriation to defray the expenses of the Institute for the Deaf and Dumb.

H. B. No. 58, an Act providing that goods and chattels shall not be removed from leased premises, under execution or other process, until rent is paid.

WILLIAM HENRY, Secretary.

MESSAGE FROM THE GOVERNOR.

EXECUTIVE DEPARTMENT,  
JACKSON, MISS., January 24, 1894. }

*To the Senate and House of Representatives :*

GENTLEMEN—I submit for your consideration a proposition to authorize the Board of Supervisors of Simpson county to levy a special tax to pay certain outstanding school claims in said county due for the years 1892 and 1893.

Respectfully,

J. M. STONE.

On motion of Mr. Falkner, H. B. No. 94, an Act to refund to the Bank of Oxford certain taxes overpaid the State, was considered.

Mr. Dinsmore moved to amend by striking out \$1,500



wherever it occurs in said bill and inserting in lieu thereof \$1,425. Adopted.

Whereupon the bill as amended was then considered engrossed, read the third time, and, agreeably to the provisions of the Constitution, the yeas and nays were taken, and the bill passed, title standing as stated, by the following vote:

**YEAS**—Messrs. Anderson, Arrington, Ballinger, Basham, Bellamy, Blanchard, Boggan, Bowles, Bynum, Caldwell of Monroe, Caldwell of Leake and Winston, Campbell, Carr, Champion, Cotten, Davis, Denton, Dinsmore, Doss, Durham, Durrett, Eckles, Enochs, Falkner, Farr, Fowler, Fox, Gayles, Gewin, Glover, Goudelock, Greaves, Graham, Guynes, Hannah, Harper, Hart, Henry, Hinton, Ivy, Jackson, Keith, Kelsey, Key, Lamb, Lancaster, Love, Marshall, Maybin, McGuire, McKie, McSwine, Medford, Miller of Copiah, Miller of Washington, Morris, Montgomery of Washington, Murry, Nelson, Newman, Odom, O'Neill, Packwood, Peatross, Perkins, Potter, Puckett, Quinn, Ratliff, Redhead, Rice, Roberts, Robertson, Rogers of Yalobusha, Ryan, Simmons, Simpson, Smith of Jones, Smith of Wayne, Spencer, Stewart, Stinson of Lauderdale, Stinson of Lowndes, Stowers of Jefferson, Stowers of Lafayette, Street, Stutts, Talbert, Tate, Taylor of Montgomery, Taylor of Yalobusha, Terral, Thomas, Thrasher, Touchstone, Turner of Greene, Turner of Madison, Underwood, Ventress, Wade, Walton, Watson, Williams, Williamson, Wilson, Worthington, Wyatt, Mr. Speaker—Total yeas, 108.

**NAYS**—Messrs. Burkitt, Gardner, Gore—Total nays, 3.

**ABSENT AND THOSE NOT VOTING**—Messrs. Arnold, Binford, Buntin, Butler, Caruthers, Catchings, Chatham, Cook, Dulaney, Griffin, Harris, Johnson, Keirn, King, Mauffray, Mitchell, Montgomery of Quitman, Nix, Payne, Peery, Reeves, Rodgers of Tishomingo—Total, 22.

On motion of Mr. Spencer, H. B. No. 112, to be entitled an Act for the relief of J. C. Howard of Claiborne county, was considered.

Committee offered to amend by striking out \$150 wherever the same occurs in said bill and inserting in lieu thereof \$142.50.

Adopted.

The bill as amended was then considered engrossed, read the third time, and agreeably to the provisions of the Constitution, the yeas and nays were taken, and the bill as amended passed, title standing as stated, by the following vote:

**YEAS**—Messrs. Anderson, Arrington, Ballinger, Basham, Bellamy, Blanchard, Boggan, Bowles, Burkitt, Butler,

Bynum, Caldwell of Monroe, Caldwell of Leake and Winston, Campbell, Carr, . Champion, Cotten, Davis, Denton, Dinsmore, Doss, Durham, Enochs, Falkner, Farr, Fowler, Fox, Gardner, Gayles, Gewin, Glover, Goudelock, Greaves, Graham, Griffin, Guynes, Hannah, Harper, Hart, Henry, Hinton, Ivy, Jackson, Keirn, Keith, Kelsey, Key, King, Lamb, Lancaster, Love, Marshall, Maybin, McGuire, McKie, McSwine, Medford, Miller of Copiah, Morris, Murry, Nelson, Newman, Nix, Odom, O'Neill, Packwood, Payne, Peatross, Peery, Perkins, Potter, Puckett, Quinn, Ratliff, Redhead, Reeves, Rice, Roberts, Robertson, Rodgers of Tishomingo, Rogers of Yalobusha, Ryan, Simmons, Simpson, Smith of Jones, Smith of Wayne, Spencer, Stewart, Stinson of Lauderdale, Stinson of Lowndes, Stowers of Jefferson, Stowers of Lafayette, Street, Stutts, Talbert, Tate, Taylor of Yalobusha, Terral, Thomas, Thrasher, Touchstone, Turner of Greene, Turner of Madison, Underwood, Ventress, Wade, Walton, Watson, Williams, Williamson, Wilson, Worthington—Total yeas, 112.

ABSENT AND THOSE NOT VOTING—Messrs. Arnold, Binford, Buntin, Carnters, Catchings, Chatham, Cook, Dulaney, Durrett, Eckles, Gore, Harris, Johnson, Mauffray, Miller of Washington, Mitchell, Montgomery of Quitman, Montgomery of Washington, Taylor of Montgomery, Wyatt, Mr. Speaker—Total, 21.

The Speaker announced appointment of Mr. Peatross on Committee on Appropriation in place of Mr. Harris, and Mr. Harris on the Committee on Levees in place of Mr. Marshall.

Mr. Henry called up—

H. B. No. 79, to be entitled an act to establish a Penitentiary farm, to appropriate money to pay therefor and to authorize the employment of State convicts, and moved that the House refuse to concur in the Senate amendment thereto.

Adopted.

Mr. Henry then moved that a conference be asked on the disagreement of the House and Senate on the bill and that a committee of three be appointed as conferees on the part of the House, which was agreed to and the Speaker appointed Messrs. Henry, Street and Redhead on said committee.

Report of Committee on Appropriations was considered.

H. B. No. 65, entitled an act to refund to the Western Union Telegraph Company an excess in payment of privilege tax for the year 1892, was taken up.

On motion of Mr. Dinsmore the bill was considered engrossed, read the third time and agreeably to the provisions of the Constitution, the yeas and nays were taken and the

bill passed, title standing as stated, by the following vote :

**YEAS**—Messrs. Arrington, Ballinger, Bellamy, Binford, Blanchard, Boggan, Bowles, Butler, Bynum, Caldwell of Monroe, Caldwell of Leake and Winston, Campbell, Carr, Cotten, Davis, Denton, Dinsmore, Doss, Dulaney, Durham, Eckles, Falkner, Farr, Fowler, Fox, Gayles, Glover, Goude-lock, Greaves, Graham, Guynes, Harper, Hart, Henry, Ivy, Keirn, Keith, Kelsey, Key, Lamb, Lancaster, Love, Marshall, Maybin, McGuire, McKie, McSwine, Miller of Washington, Morris, Montgomery of Washington, Murry, Nelson, O'Neill, Packwood, Payne, Peatross, Perkins, Potter, Quinn, Ratliff, Redhead, Reeves, Rice, Robertson, Rodgers of Tishomingo, Rogers of Yalobusha, Ryan, Simmons, Simpson, Smith of Jones, Smith of Wayne, Stewart, Stinson of Lauderdale, Stinson of Lowndes, Stowers of Jefferson, Stowers of Lafayette, Stutts, Talbert, Tate, Taylor of Yalobusha, Terral, Thomas, Touchstone, Turner of Greene, Turner of Madison, Underwood, Ventress, Wade, Walton, Watson, Williamson, Wilson, Worthington, Wyatt and Mr. Speaker—Total 95.

**NAYS**—Messrs. Anderson, Basham, Burkitt, Gardner, Gewin, Gore, Medford and Roberts—Total 8.

**ABSENT AND THOSE NOT VOTING**—Messrs. Arnold, Buntin, Caruthers, Catchings, Champion, Chatham, Cook, Durrett, Enochs, Griffin, Hannah, Harris, Hinton, Jackson, Johnson, King, Mauffray, Miller of Copiah, Mitchell, Montgomery of Quitman, Newman, Nix, Odom, Peery, Puckett, Spencer, Street, Taylor of Montgomery, Thrasher and Williams—Total 30.

H. B. No. 67, an Act for the support and maintenance of the State Normal School at Holly Springs, Miss., was considered.

The committee offered to amend by inserting at the end of section 1 the words: "Provided, no person shall be admitted as a student free of tuition who is not a bona fide resident of the State of Mississippi." Adopted.

Committee also offered to amend by striking out \$2,500 wherever the same occurs in said bill and inserting in lieu thereof \$1,000, which was also adopted.

The bill as amended was then considered engrossed, read the third time, and, agreeably to the provisions of the Constitution, the yeas and nays were taken and the bill passed, title standing as stated, by the following vote :

**YEAS**—Messrs. Anderson, Arrington, Bellamy, Binford, Blanchard, Bynum, Caldwell of Monroe, Campbell, Champion, Cotten, Davis, Denton, Dinsmore, Durham, Enochs, Falkner, Farr, Gayles, Glover, Goude-lock, Greaves, Griffin, Hart, Henry, Hinton, Ivy, Keirn, Kelsey, Lamb, Lancaster,

Love, Marshall, Maybin, McGuire, McKie, McSwine, Miller of Copiah, Miller of Washington, Morris, Montgomery of Washington, Murry, Nelson, Odom, O'Neill, Packwood, Payne, Peatross, Perkins, Potter, Puckett, Redhead, Rice, Robertson, Rodgers of Tishomingo, Rogers of Yalobusha, Simpson, Smith of Jones, Spencer, Stewart, Stinson of Lowndes, Stowers of Lafayette, Street, Stutts, Talbert, Tate, Taylor of Montgomery, Taylor of Yalobusha, Turner of Madison, Underwood, Ventress, Wade, Walton, Watson, Williams, Williamson, Worthington, Wyatt and Mr. Speaker—Total 78.

**YAYS**—Messrs. Ballinger, Basham, Boggan, Bowles, Burkitt, Butler, Caldwell of Leake and Winston, Doss, Durrett, Eckles, Fowler, Fox, Gardner, Gewin, Gore, Graham, Harper, Jackson, Keith, Key, King, Medford, Newman, Nix, Peery, Quinn, Reeves, Roberts, Ryan, Simmons, Stinson of Lauderdale, Stowers of Jefferson, Terral, Thomas, Touchstone, Turner of Greene and Wilson—Total 37.

**ABSENT AND THOSE NOT VOTING**—Messrs. Arnold, Buntin, Carr, Caruthers, Catchings, Chatbam, Cook, Dulaney, Guynes, Hannah, Harris, Johnson, Mauffray, Mitchell, Montgomery of Quitman, Ratliff, Smith of Wayne and Thrasher—Total, 18.

Mr. O'Neill offered the following :

*Resolved*, That the Sergeant-at-Arms be directed to have the window back of the Speaker's chair properly closed, the necessary expense therefor to be paid out of the House contingent fund.

Adopted.

Mr. Stowers of Lafayette moved to reconsider the vote by which H. B. No. 67, an Act for the support and maintenance of the State Normal School at Holly Springs, Miss., was passed.

H. B. No. 107, an Act to make an appropriation to buy typewriters for the Governor and other State officers was, on motion of Mr. Dinsmore, indefinitely postponed.

**MESSAGE FROM THE GOVERNOR.**

STATE OF MISSISSIPPI, EXECUTIVE DEPARTMENT, }  
JACKSON, MISS., January 24, 1894. }

*To the Senate and House of Representatives :*

**GENTLEMEN:** I submit for your consideration a proposition to authorize the board of Supervisors of Perry county to levy a special tax to pay certain outstanding school claims in said county for the years 1892 and 1893.

Respectfully,

J. M. STONE.

H. B. No. 61, An act authorizing the appointment of a clerk in the office of the State Superintendent Education, and to make appropriation therefor.

Was, on motion of Mr. Dinsmore, indefinitely postponed.

S. B. No. 57, To be entitled An act appropriating money for the support and maintenance of the National Guard, was considered.

The Committee offered to amend by inserting at the end of Section 1, provided that no part of the money hereby appropriated, shall be drawn out of the treasury except when the Guard is called into actual service by the Governor to prevent or suppress violations of law.

Adopted.

Mr. Henry moved to amend by striking out \$3,600 wherever the same occurs in said bill and inserting in lieu thereof \$1,000.

Mr. Dulaney moved the previous question on the adoption of the amendment and the passage of the bill which was sustained.

The call for the yeas and nays being sustained the Clerk called the roll, whereupon the amendment offered by Mr. Henry, was lost by the following vote:

YEAS—Messrs. Anderson, Ballinger, Basham, Bellamy, Blanchard, Boggan, Bowles, Burkitt, Butler, Caldwell of Monroe, Caldwell, of Leake and Winston, Carr, Cotten, Doss, Durrett, Fowler, Gardner, Gayles, Gewin, Gore, Goude-lock, Graham, Griffin, Harper, Henry, Hinton, Ivy, Kelsey, Key, King, Lamb, McGuire, Medford, Morris, Newman, Nix, Perkins, Ratliff, Reeves, Roberts, Robertson, Rogers, of Yalobusha, Ryan, Simmons, Simpson, Smith of Wayne, Stewart, Stinson of Lauderdale, Stowers, of Jefferson, Stutts, Talbert, Taylor, of Montgomery, Taylor of Yalobusha, Touchstone, Turner of Greene, Underwood, Wade, Walton, Wyatt—Total yeas, 59.

NAYS—Messrs. Arrington, Binford, Bynum, Campbell, Champion, Davis, Denton, Dinsmore, Dulaney, Durham, Eckles, Falkner, Farr, Fox, Glover, Greaves, Guynes, Hannah, Hart, Jackson, Keirn, Keith, Lancaster, Love, Marshall, Mauffray, Maybin, McKie, McSwine, Miller, of Copiah, Miller, of Washington, Montgomery of Washington, Murry, Nelson, Odom, O'Neill, Packwood, Payne, Peatross, Peery, Potter, Quinn, Redhead, Rice, Rodgers of Tishomingo, Smith, of Jones, Spencer, Stinson of Lowndes, Stowers, of Lafayette, Street, Tate, Terral, Thomas, Thrasher, Turner of Madison, Ventress, Watson, Williams, William-

son, Wilson, Worthington, and Mr. Speaker—Total nays, 62.

**ABSENT AND THOSE NOT VOTING**—Messrs. Arnold, Buntin, Caruthers, Catchings, Chatham, Cook, Enochs, Harris, Johnson, Mitchell, Montgomery, of Quitman, Puckett—Total 12.

The bill as amended was then considered engrossed, read the third time and agreeably to the provisions of the Constitution, the yeas and nays were taken, the bill passed, title standing as stated, by the following vote:

**YEAS**—Messrs. Arrington, Ballinger, Bellamy, Binford, Blanchard, Boggan, Bowles, Butler, Bynum, Caldwell of Leake and Winston, Campbell, Carr, Champion, Davis, Denton, Dinsmore, Dulaney, Durham, Eckles, Falkner, Farr, Fox, Gayles, Glover, Greaves, Graham, Guynes, Hannah, Hart, Henry, Hinton, Ivy, Jackson, Keirn, Keith, Key, Lancaster, Love, Marshall, Mauffray, Maybin, McGuire, McKie, McSwine, Miller of Copiah, Miller of Washington, Montgomery of Washington, Murry, Nelson, Odom, O'Neill, Packwood, Payne, Peatross, Potter, Quinn, Redhead, Rice, Rodgers of Tishomingo, Ryan, Simpson, Smith of Jones, Spencer, Stinson of Lowndes, Stowers of Jefferson, Stowers of Lafayette, Street, Tate, Taylor of Montgomery, Terral, Thomas, Thrasher, Turner of Madison, Underwood, Ventress, Wade, Walton, Watson, Williams, Willamson, Wilson, Worthington, Mr. Speaker—Total yeas, 83.

**NAYS**—Messrs. Anderson, Basham, Burkitt, Caldwell of Monroe, Cotten, Doss, Durrett, Fowler, Gardner, Gewin, Gore, Goude-lock, Griffin, Harper, Kelsey, King, Lamb, Medford, Morris, Newman, Nix, Perkins, Ratliff, Reeves, Roberts, Robertson, Rogers of Yalobusha, Simmons, Stewart, Stinson of Lauderdale, Stutts, Taylor of Yalobusha, Turner of Greene, Wyatt—Total nays, 34.

**ABSENT AND THOSE NOT VOTING**—Messrs. Arnold, Buntin, Caruthers, Catchings, Chatham, Cook, Enochs, Harris, Johnson, Mitchell, Montgomery of Quitman, Peery, Puckett, Smith of Wayne, Talbert, Touchstone,—Total, 16.

Mr. Henry moved to reconsider vote by which S. B. No. 57, to be entitled an Act appropriating money for the support and maintenance of the Mississippi National Guard was passed.

At 1:05, on motion of Mr. Glover, the House adjourned until 10 o'clock A. M. to-morrow.

L. PINK SMITH,  
Clerk of the House of Representatives.

TWENTY-FIRST DAY.

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THURSDAY, January 25, 1894.

The House was called to order at 10 A. M. by Speaker Vardaman. Prayer by Rev. Mr. Gore.

The roll being called, the following members answered to their names :

**PRESENT**—Messrs. Anderson, Arrington, Ballinger, Basham, Bellamy, Binford, Blanchard, Boggan, Bowles, Burkitt, Butler, Bynum, Caldwell of Monroe, Caldwell of Leake and Winston, Campbell, Carr, Caruthers, Champion, Cotten, Davis, Denton, Dinsmore, Doss, Dulaney, Durham, Durrett, Eckles, Enochs, Falkner, Farr, Fowler, Fox, Gardner, Gayles, Gewin, Glover, Gore, Goudelock, Greaves, Graham, Griffin, Guynes, Hannah, Harper, Hart, Henry, Hinton, Ivy, Jackson, Johnston, Keirn, Keith, Kelsey, Key, King, Lamb, Lancaster, Love, Marshall, Mauffray, Maybin, McGuire, McKie, McSwine, Medford, Miller of Copiah, Miller of Washington, Morris, Montgomery of Washington, Murry, Nelson, Newman, Nix, Odom, O'Neill, Packwood, Payne, Peatross, Perkins, Potter, Puckett, Quinn, Ratliff, Redhead, Reeves, Rice, Roberts, Robertson, Rodgers of Tishomingo, Rogers of Yalobusha, Ryan, Simmons, Simpson, Smith of Jones, Smith of Wayne, Spencer, Stewart, Stinson of Lauderdale, Stinson of Lowndes, Stowers of Jefferson, Stowers of Lafayette, Street, Stutts, Talbert, Tate, Taylor of Montgomery, Taylor of Yalobusha, Terral, Thomas, Thrasher, Touchstone, Turner of Greene, Turner of Madison, Underwood, Ventress, Wade, Walton, Watson, Williams, Williamson, Wilson, Worthington, Wyatt, Mr. Speaker—Total present, 124.

**ABSENT**—Messrs. Arnold, Buntin, Catchings, Chatham, Cook, Harris, Mitchell, Montgomery of Quitman, Peery—Total absent, 9.

[Mr. Street in the chair.]

Leave of absence granted Messrs Montgomery of Quitman, and Catchings from day to day, on account of sickness.

Reading of Journal dispensed with, and stood approved.

On motion of Mr. Marshall, H. B. No. 87, an Act to authorize board of supervisors of Warren county to reimburse Bernard Foster to whatever amount the said board may be convinced, upon proper proof, the said Bernard Foster has expended out of his own funds in ferretting out and landing in the custody of the law the band of robbers and thieves alleged to have murdered Benson Blake, was referred back to Committee on Local and Private Legislation.

## SENATE BILLS.

S. B. No. 87, to be entitled an Act to amend section 142 of the Annotated Code, in reference to attachment for debts not due, so as to extend the number of grounds of attachment.

Was read twice, and referred to Committee on Judiciary.

S. B. No. 52, to be entitled an Act to create and establish the Vicksburg Levee District, and define its duties and powers.

Was read twice, and referred to Committee on Levees.

Report of Committee on Appropriations:

MR. SPEAKER: The Committee on Appropriations has had under consideration the following bills referred to them, and have instructed me to report them back with the following recommendations, to wit:

H. B. No. 86, to provide for the State Charity Hospital at Vicksburg for the years 1894 and 1895.

And we find the title of said bill sufficient and recommend that the same do pass, with amendments.

H. B. No. 68, an Act to provide for the appropriation of money for the purchase of one piano for the Institute for the Blind.

Title sufficient, and recommend that said bill do pass.

H. B. No. 104, an Act to make an appropriation to defray the expenses of the State Board of Health, and for other purposes.

Title sufficient and recommend that said bill do pass, with amendments.

JOHN R. DINSMORE, Chairman.

Report of Committee on Judiciary:

MR. SPEAKER—The Committee on Judiciary has had under consideration the following bills referred to them, and have instructed me to report them back with the following recommendations, to-wit:

S. B. No. 55, entitled an Act to amend section 3681 of Annotated Code, providing for filling vacancies in State offices.

S. B. No. 56, entitled an Act to amend section 3686 of Annotated Code providing for filling vacancies in county district offices in certain cases.

H. B. No. 125, entitled an Act to amend section 2854, in regard to who are competent jurors.

Your committee find that the titles to the above bills are sufficient and recommend that the same do pass.

O'NEILL, Acting Chairman.

(Speaker Vardaman in the chair.)



## INTRODUCTION OF BILLS.

By Mr. Caldwell of Leake and Winston—

H. B. No. 126, an Act to amend section 1960 of the Annotated Code of 1892, in relation to opening the accounts of executors, administrators or guardians.

Was read twice and referred to Committee on Judiciary.

By Mr. Rice—

H. B. No. 127, an Act to make an appropriation to defray the expenses of the Institute for the Blind, and for other purposes.

Was read twice and referred to Committee on Appropriations.

By Mr. Caldwell of Leake and Winston—

H. B. No. 128, an Act to amend section 1122 of the Annotated Code of 1892, in relation to gambling, and to provide for the punishment of the same.

Was read twice and referred to Committee on Judiciary.

By Mr. Bynum—

S. B. No. 129, an Act to amend section 2061 of the Annotated Code of 1892, defining the duty of Board of Supervisors.

Was read twice and referred to Committee on County Affairs.

By Mr. Bellamy—

H. B. No. 130, an Act to be entitled an Act for the relief of J. C. Carter, Sheriff and Tax Collector of Prentiss county, Miss.

Was read twice and referred to Committee on Local and Private Legislation.

By Mr. Gardner—

H. B. No. 131, an Act to be entitled an Act to amend section 2019 of the Annotated Code of Mississippi, in reference to supervisors inspecting public roads and bridges.

Was read twice and referred to Committee on Roads, Ferries and Bridges.

By Mr. Watson—

House concurrent resolution submitting to the qualified electors of the State, for ratification or rejection, an amendment to the Constitution in relation to the poll tax.

Was read twice and referred to Committee on Judiciary.

Report of Committee on Appropriations was considered.

Whereupon H. B. No. 109, an Act for the relief of James R. Yerger, and making an appropriation for refunding the purchase money, with interest at 6 per cent. since date of patent for land to which the title has failed, was taken up.

On motion of Mr. Dinsmore the bill was considered engrossed, read the third time, and, agreeably to the pro-

visions of the Constitution, the yeas and nays being taken and the bill passed, title standing as stated, by the following vote:

**YEAS**—Messrs. Anderson, Arrington, Ballinger, Basham, Bellamy, Binford, Blanchard, Boggan, Bowles, Butler, Bynum, Caldwell of Monroe, Caldwell of Leake and Winston, Campbell, Carr, Champion, Cotten, Davis, Denton, Dinsmore, Dulaney, Durham, Durrett, Enocha, Falkner, Farr, Fowler, Fox, Gardner, Gayles, Gewin, Glover, Gore, Goude-lock, Greaves, Graham, Griffin, Guynes, Hart, Henry, Ivy, Jackson, Johnson, Keirn, Keith, Key, King, Lamb, Lancaster, Marshall, Mauffray, Maybin, McGuire, McKie, Medford, Miller of Copiah, Miller, of Washington, Morris, Montgomery of Washington, Murry, Nelson, Newman, Nix, Odom, O'Neill, Packwood, Payne, Peatross, Perkins, Potter, Puckett, Quinn, Redhead, Reeves, Rice, Roberts, Robertson, Rodgers of Tishomingo, Rogers of Yalobusha, Ryan, Simmons, Simpson, Smith of Jones, Smith of Wayne, Stewart, Stinson of Lauderdale, Stinson of Lowndes, Stowers of Lafayette, Street, Stutts, Talbert, Tate, Taylor of Montgomery, Taylor of Yalobusha, Terral, Thomas, Thrasher, Touchstone, Turner of Greene, Turner of Madison, Underwood, Ventress, Wade, Walton, Watson, Williams, Williamson, Worthington, Wyatt, Mr. Speaker—Total yeas 110.

**NAYS**—None.

**ABSENT AND THOSE NOT VOTING**—Messrs. Arnold, Buntin, Burkitt, Caruthers, Catchings, Chatham, Cook, Doss, Eckles, Hannah, Harper, Harris, Hinton, Kelsey, Love, McSwine, Mitchell, Montgomery of Quitman, Peery, Ratliff, Spencer, Stowers of Jefferson and Wilson—Total, 28.

#### MESSAGE FROM THE SENATE.

**MR. SPEAKER**—I am directed to inform the House that the Senate has passed the following entitled bills, viz :

S. B. No. 84, an Act to raise revenue by making contracts valid which were null under previous laws for non-payment of five years dues and within ninety days from passage of this act.

S. B. No. 15, an Act to amend sections 449 and 450 of Code in reference to fixing time of holding chancery court in first and second districts in this State.

**MR. SPEAKER**—I am directed to inform the House that the Senate has indefinitely postponed the following entitled bills, viz :

H. B. No. 21, to repeal section 4300 of the Annotated

Code of Mississippi in relation to banks or other persons retaining money or drafts with bills of lading attached until 24 hours after delivery of the goods.

H. B. No. 76, making an appropriation for the pay of special judges and chancellors and for district attorneys pro tempore in cases of actual sickness of the district attorney, for years 1892 and 1893.

House Joint Resolution No. 4, not concurred in, in regard to the contract of the State of Mississippi with the Jackson Light, Heat & Water Company.

WILLIAM HENRY, Secretary.

Report of Committee on Enrolled and Signed Bills:

MR. SPEAKER: Your Committee on Enrolled Bills desire to report that the following House Bills have been correctly enrolled, to-wit:

H. B. No. 32, an Act to further carry into effect the contract made under chapter 385, Acts 1888, being an Act to better secure safety and health in the State Institutions, approved March 10, 1888, and to defray the expenses thereof.

H. B. No. 58, an Act providing that goods and chattels shall not be removed from leased premises under execution or other process until rent is paid.

H. B. No. 47, an Act to make an appropriation to defray the expenses of the Institution for the Deaf and Dumb.

Respectfully submitted,

T. N. TOUCHSTONE, Chairman.

Whereupon all business was suspended, and the Speaker signed the bills, calling the attention of the House thereto.

Mr. Tate, by unanimous consent, called up H. B. No. 96, an Act to furnish the counties of Lincoln and Holmes with certain books from the State, and provide for the payment of the chancery clerks of said counties for recording records destroyed.

Committee offered to amend by striking out the section of said bill. Adopted.

Whereupon the bill, as amended, was considered engrossed, read the third time, and agreeably to the provisions of the Constitution, the yeas and nays were taken, and the bill passed, title standing as stated, by the following vote:

YEAS—Messrs. Anderson, Ballinger, Basham, Bellamy, Blanchard, Boggan, Bowles, Butler, Bynum, Caldwell of Monroe, Caldwell of Leake and Winston, Campbell, Carr, Champion, Cotten, Davis, Denton, Dinsmore, Dulaney, Durham, Durrett, Enochs, Farr, Fowler, Fox, Gardner, Gayles, Gewin, Glover, Gore, Goudelock, Greaves, Graham, Griffin, Guynes, Hannah, Harper, Hart, Henry, Hinton,

Jackson, Johnson, Keirn, Keith, Key, King, Lancaster, Marshall, Mauffray, Maybin, McGuire, McKie, McSwine, Medford, Miller of Copiah, Murry, Nelson, Newman, Nix, Odom, O'Neill, Packwood, Payne, Peatross, Peery, Perkins, Puckett, Quinn, Ratliff, Redhead, Reeves, Rice, Roberts, Robertson, Rodgers of Tishomingo, Rogers of Yalobusha, Ryan, Simmons, Simpson, Smith of Jones, Smith of Wayne, Stewart, Stinson of Lauderdale, Stinson of Lowndes, Stowers of Jefferson, Stowers of Lafayette, Street, Stutts, Talbert, Tate, Taylor of Montgomery, Taylor of Yalobusha, Terral, Thomas, Thrasher, Touchstone, Turner of Greene, Turner of Madison, Underwood, Ventress, Wade, Walton, Watson, Williams, Williamson, Worthington, Wyatt, Mr. Speaker—Total yeas, 108.

**ABSENT AND THOSE NOT VOTING**—Messrs. Arnold, Arrington, Binford, Buntin, Burkitt, Caruthers, Catchings, Chatham, Cook, Doss, Eckles, Falkner, Harris, Ivy, Kelsey, Lamb, Love, Miller of Washington, Mitchell, Morris, Montgomery of Quitman, Montgomery of Washington, Potter, Spencer, Wilson—Total, 25.

Mr. Dulaney, by unanimous consent, offered the following:

*Resolved*, That a committee of five, to act in conjunction with a committee ——— of the Senate, be appointed to report on the suggestion of the Governor's designs for a State coat-of-arms and a flag.

Adopted.

S. B. No. 68, an Act making appropriation for payment of salaries and allowances for special judges and chancellors and district attorneys pro tempore for 1892, 1893, 1894 and 1895, was considered.

Committee offered to amend by adding at end of section 1 the words, "provided that district attorneys pro tempore shall not receive pay out of said fund for their services except where they are appointed to serve in cases of actual sickness of the district attorneys, which shall be certified by the presiding judge making the appointment." Adopted.

Whereupon the bill, as amended, was read the third time, and agreeably to the provisions of the Constitution, the yeas and nays were taken, and the bill passed, by the following vote:

**YEAS**—Messrs. Ballinger, Basham, Bellamy, Blanchard, Boggan, Bowles, Butler, Bynum, Caldwell of Monroe, Caldwell of Leake and Winston, Campbell, Carr, Champion, Cotten, Davis, Denton, Dinsmore, Dulaney, Durham, Enochs, Falkner, Farr, Gardner, Gayles, Glover, Goude-lock, Greaves, Graham, Guynos, Hannah, Harper, Hart, Henry, Hinton, Ivy, Jackson, Johnson, Keirn, Keith, Key,

Lancaster, Love, Marshall, Mauffray, Maybin, McGuire, McKie, McSwine, Medford, Miller of Copiah, Miller of Washington, Morris, Montgomery of Washington, Murry, Nelson, Newman, Nix, Odom, O'Neill, Packwood, Payne, Peatross, Peery, Puckett, Ratliff, Redhead, Reeves, Rice, Robertson, Rodgers of Tishomingo, Rogers of Yalobusha, Ryan, Simmons, Simpson, Smith of Jones, Smith of Wayne, Spencer, Stinson of Lauderdale, Stinson of Lowndes, Stowers of Lafayette, Street, Stutts, Talbert, Tate, Taylor of Montgomery, Taylor of Yalobusha, Thomas, Thrasher, Touchstone, Turner of Greene, Turner of Madison, Underwood, Ventress, Wade, Walton, Watson, Williams, Williamson, Wilson, Worthington—Total yeas, 100.

**NAYS**—Messrs. Anderson, Durrett, Fowler, Fox, Gewin, Gore, King, Perkins, Roberts, Stewart—Total nays, 10.

**ABSENT AND THOSE NOT VOTING**—Messrs. Arnold, Arrington, Binford, Buntin, Burkitt, Caruthers, Catchings, Chatham, Cook, Doss, Eckles, Griffin, Harris, Kelsey, Lamb, Mitchell, Montgomery of Quitman, Potter, Quinn, Stowers of Jefferson, Terral, Wyatt, Mr. Speaker—Total, 23.

S. B. No. 82, an Act to make appropriation to pay the balance due by the State on account of the publication of Volume 70 of the Reports of the Decisions of the Supreme Court, was then read the third time, and agreeably to the provisions of the Constitution, the yeas and nays were taken, and the bill passed, title standing as stated, by the following vote:

**YEAS**—Messrs. Anderson, Arrington, Ballinger, Basham, Bellamy, Binford, Blanchard, Boggan, Bowles, Butler, Bynum, Caldwell of Monroe, Caldwell of Leake and Winston, Carr, Champion, Cotten, Davis, Denton, Dinsmore, Doss, Dulaney, Durham, Durrett, Enochs, Falkner, Farr, Fowler, Fox, Gardner, Gayles, Gewin, Glover, Gore, Goude-lock, Greaves, Graham, Griffin, Guynes, Hannah, Harper, Hart, Henry, Ivy, Jackson, Johnson, Keirn, Keith, Key, King, Lancaster, Love, Marshall, Mauffray, Maybin, McGuire, McKie, McSwine, Medford, Miller of Copiah, Miller of Washington, Morris, Murry, Nelson, Nix, Odom, O'Neill, Packwood, Payne, Peatross, Perkins, Potter, Puckett, Ratliff, Redhead, Rice, Roberts, Robertson, Rodgers of Tishomingo, Rogers of Yalobusha, Ryan, Simmons, Simpson, Smith of Jones, Smith of Wayne, Spencer, Stinson of Lauderdale, Stinson of Lowndes, Stowers of Jefferson, Stowers of Lafayette, Street, Stutts, Talbert, Tate, Taylor of Montgomery, Terral, Thomas, Thrasher, Touchstone, Turner of Greene, Turner of Madison, Underwood, Ventress, Wade, Walton, Watson, Williams, Williamson, Wilson, Worthington, Mr. Speaker. Total yeas, 110.

**ABSENT AND THOSE NOT VOTING**—Messrs. Arnold, Buntin, Burkitt, Campbell, Carothers, Catchings, Chatham, Cook, Eckles, Harris, Hinton, Kelsey, Lamb, Mitchell, Montgomery of Quitman, Montgomery of Washington, Newman, Peery, Quinn, Reeves, Stewart, Taylor of Yalobusha, Wyatt.  
—Total 23.

S. B. No. 78, An act to be entitled An act to provide for the relief of the Natchez Hospital by an appropriation, was considered.

The Committee offered to amend by adding at end of section 1: Provided that no person shall be admitted as a patient into the hospital who is able to pay a reasonable charge for board and medical attention, and it shall be the duty of the officers in charge of the hospital to use all necessary and proper efforts to prevent the admission of any person who is not, on account of poverty, a proper subject of charity, unless satisfactory arrangement shall be made by such person for the payment of a reasonable charge for board and medical attention, and all fees collected from such persons shall be accounted for and applied to the support of the hospital.

Mr. McGuire moved the previous question on the adoption of the amendment, which was sustained, and the committee's amendment was adopted.

The second amendment offered by the committee was, by unanimous consent, withdrawn.

#### MINORITY REPORT.

**MR. SPEAKER:** The undersigned, a minority of the Appropriation Committee, beg leave to dissent from the action of the majority in reference to the appropriation made to the Natchez Hospital. After mature deliberation we are of the opinion that the State will have done its whole duty in the premises when it shall have contributed to the support of this institution, the same amount allowed for the years 1892 and 1893.

The minority, therefore, recommend that the Charity Hospital at Natchez be given \$5,000 for the year 1894, and the same amount for the year 1895, to be expended under the provisions and restrictions appended to the appropriation bill for this institution the past two years.

THOS. A. STINSON,  
A. CARR,  
W. H. STINSON,  
J. D. DUBRETT,  
FRANK BURKETT,

of Appropriation Committee.

Mr. Burkitt, for the minority of the committee, moved to strike out \$6,250 wherever the same occurs in said bill, and insert in lieu thereof \$5,000.

Mr. Miller of Copiah, moved the previous question on the adoption of the amendment and the passage of the bill, which motion prevailed, and the call for the yeas and nays being sustained, the Clerk called the roll, whereupon the amendment was lost by the following vote:

**YEAS**—Messrs. Anderson, Ballinger, Basham, Bellamy, Boggan, Burkitt, Caldwell of Monroe, Caldwell of Leake and Winston, Carr, Doss, Durrett, Eckles, Fowler, Fox, Gardner, Gewin, Gore, Goude-lock, Griffin, Harper, Hinton, Keith, Key, King, Medford, Morris, Newman, Quinn, Ratliff, Reeves, Roberts, Ryan, Simpson, Stewart, Stinson of Lauderdale, Stinson of Lowndes, Taylor of Yalobusha, Turner of Greene, Wade, Walton, Wilson, Wyatt—Total yeas, 42.

**NAYS**—Messrs. Arrington, Binford, Bowles, Butler, Bynum, Campbell, Champion, Cotten, Davis, Denton, Dinsmore, Dulaney, Durham, Enochs, Falkner, Farr, Gayles, Glover, Greaves, Graham, Guynes, Hannah, Hart, Henry, Ivy, Jackson, Johnson, Keirn, Lancaster, Love, Marshall, Mauffray, Maybin, McGuire, McKie, McSwine, Miller of Copiah, Miller of Washington, Montgomery of Washington, Murry, Odom, O'Neill, Packwood, Payne, Peatross, Potter, Puckett, Redhead, Rice, Robertson, Rodgers of Tishomingo, Rogers of Yalobusha, Smith of Jones, Smith of Wayne, Spencer, Stowers of Jefferson, Stowers of Lafayette, Street, Talbert, Taylor of Montgomery, Terral, Thomas, Thrasher, Turner of Madison, Ventress, Watson, Williams, Williamson, Worthington, Mr. Speaker—Total nays, 70.

**ABSENT AND THOSE NOT VOTING**—Messrs. Arnold, Blanchard, Buntin, Caruthers, Catchings, Chatham, Cook, Harris, Kelsey, Lamb, Mitchell, Montgomery of Quitman, Nelson, Nix, Peery, Perkins, Simmons, Stutts, Tate, Touchstone, Underwood—Total 21.

The bill as amended was then considered engrossed, read the third time and agreeably to the provisions of the Constitution, the yeas and nays were taken and the bill passed, title standing as stated, by the following vote:

**YEAS**—Messrs. Arrington, Ballinger, Bellamy, Binford, Blanchard, Boggan, Bowles, Butler, Bynum, Caldwell of Monroe, Caldwell of Leake and Winston, Campbell, Champion, Cotten, Davis, Denton, Dinsmore, Doss, Dulaney, Durham, Enochs, Falkner, Farr, Fox, Gayles, Glover, Goude-lock, Greaves, Graham, Guynes, Hannah, Harper, Hart, Henry, Hinton, Ivy, Jackson, Johnson, Keirn, Keith, Key, Lancaster, Love, Marshall, Mauffray, Maybin, McGuire, McKie, McSwine, Miller of Copiah, Miller of Washington,

Morris, Montgomery of Washington, Murry, Odom, O'Neill, Packwood, Payne, Peatross, Potter, Puckett, Quinn, Redhead, Reeves, Rice, Robertson, Rodgers of Tishomingo, Rogers of Yalobusha, Ryan, Simpson, Smith of Jones, Smith of Wayne, Spencer, Stowers of Jefferson, Stowers of Lafayette, Street, Talbert, Tate, Taylor of Montgomery, Terral, Thomas, Thrasher, Turner of Madison, Ventress, Wade, Watson, Williams, Williamson, Wilson, Worthington, Mr. Speaker—Total yeas, 91.

NAYS—Messrs. Anderson, Basham, Burkitt, Carr, Durrett, Fowler, Gardner, Gewin, Gore, Griffin, King, Medford, Ratliff, Roberts, Stewart, Stinson of Lauderdale, Stinson of Lowndes, Taylor of Yalobusha, Turner of Greene, Walton—Total nays, 20.

ABSENT AND THOSE NOT VOTING—Messrs. Arnold, Buntin, Caruthers, Catchings, Chatham, Cook, Eckles, Harris, Kelsey, Lamb, Mitchell, Montgomery of Quitman, Nelson, Newman, Nix, Peery, Perkins, Simmons, Stutts, Touchstone, Underwood and Wyatt—Total 22.

MESSAGE FROM THE GOVERNOR.

EXECUTIVE OFFICE, JACKSON, MISS. }  
January 25, 1894. }

*To the Senate and House of Representatives :*

GENTLEMEN: I have the honor to submit for your consideration, and for such action as you may deem proper, the following matters, to-wit :

A bill to amend section 2056 of the Annotated Code so as to authorize the stock law put in force in parts of two or more townships or other than township and range lines, and to authorize additions of any parts of a county or counties to that or those in which the stock law is now or may hereafter be declared in force.

A bill for the relief of Mrs. M. E. Clarke of Lee county, from the consequences of the default of W. J. Lacey in the payment of privilege taxes as a lawyer and to render enforceable a certain contract made by the late firm of Lacey & Clark with Alice McIver, which contract is now the property of the said Mrs. M. E. Clarke.

A bill to refund to J. C. Carter, sheriff of Prentiss county, twenty-five dollars for privilege taxes overpaid into the State treasury.

I also submit for your consideration the claim of H. D. Camerson, of Lauderdale county, formerly special agent of the State in the location and survey of Lowry Island, for



moneys paid into the State treasury, as he alleges, improperly, and under protest. Mr. Cameron thinks he can satisfy the proper committees and your honorable body that his claim is just, and that his honor is involved; and that by proper investigation he will not only be reimbursed for moneys improperly demanded of him and paid into the treasury, but vindicated against unjust imputations of his integrity and honor.

Respectfully,

J. M. STONE.

#### Report of Committee on Enrolled Bills:

**MR. SPEAKER**—Your Committee on Enrolled Bills have examined the following entitled bills and find that they are correctly enrolled, and we herewith present them to the Speaker for his signature, to-wit:

H. B. No. 32, an Act to further carry into effect the contract made under chapter 385, Acts 1888, being an act to better secure safety and health in the State Institutions, approved March 10, 1888, and to defray the expense thereof.

H. B. No. 58, an Act providing that goods and chattels shall not be removed from leased premises under execution or other process until rent is paid.

H. B. No. 47, an Act to make an appropriation to defray the expenses of the Institution for the Deaf and Dumb.

T. N. TOUCHSTONE, Chairman.

At 12:30 Mr. Ivy moved to adjourn until 10 o'clock a. m. to-morrow. Lost.

Mr. Street called up for third reading and final passage House Concurrent Resolution No. 5, submitting to the qualified electors of the State, for ratification or rejection, an amendment to the Constitution in relation to the common school fund.

Whereupon, according to the Constitution, the yeas and nays were taken and the resolution was adopted by the following vote:

**YEAS**—Messrs. Arrington, Binford, Boggan, Bowles, Bynum, Campbell, Champion, Cotten, Davis, Denton, Dinsmore, Dulaney, Eekles, Enochs, Falkner, Farr, Gardner, Glover, Goude-lock, Greaves, Graham, Guynes, Hannah, Harper, Hart, Henry, Hinton, Jackson, Keirn, Keith, Key, Lamb, Lancaster, Love, Marshall, Mauffray, Maybin, McGuire, McKie, McSwine, Miller of Copiah, Morris, Murry, Nelson, Odom, O'Neill, Packwood, Payne, Peatross, Potter, Puckett, Redhead, Rice, Robertson, Rodgers of Tishomingo, Rogers of Yalobusha, Ryan, Simmons, Smith of Jones, Smith of Wayne, Spencer, Stewart, Stinson of Lauderdale, Stinson of Lowndes, Stowers of Lafayette, Street, Talbert, Tate, Taylor of Montgomery, Taylor of Yalobusha, Terral, Thrasher,

Turner of Greene, Turner of Madison, Ventress, Wade, Walton, Watson, Williams, Williamson, Wilson and Mr. Speaker—Total 82.

**NAYS**—Messrs. Anderson, Ballinger, Basham, Bellamy, Burkitt, Butler, Caldwell of Monroe, Caldwell of Leake and Winston, Carr, Doss, Durham, Durrett, Fowler, Fox, Gayles, Gewin, Gore, Ivy, King, Medford, Miller of Washington, Newman, Nix, Quinn, Ratliff, Reeves, Roberts, Simpson, Stowers of Jefferson, Thomas, Wyatt and Worthington—Total 82.

**ABSENT AND THOSE NOT VOTING**—Messrs. Arnold, Buntin, Blanchard, Caruthers, Catchings, Chatham, Cook, Griffin, Harris, Johnson, Kelsey, Mitchell, Montgomery of Quitman, Montgomery of Washington, Peery, Perkins, Stutts, Touchstone and Underwood—Total 19.

At 12:45 Mr. Henry moved to adjourn until 10 o'clock a. m. to-morrow. Lost.

H. B. No. 86, an Act to provide for the State Charity Hospital at Vicksburg for the years 1894 and 1895.

The committee offered to amend by striking out \$10,000 wherever the same appears in said bill, and inserting in lieu thereof \$8,500. Adopted.

The committee also offered to amend by adding in section 2, after the word "hospital," in the eleventh line, the following: "And the place of residence of each." Which was also adopted.

#### MINORITY REPORT.

**MR. SPEAKER**—The undersigned, a minority of the Appropriations Committee, beg leave to dissent from the action of the majority in reference to the appropriation made to the Vicksburg Hospital.

After mature deliberation we are of the opinion that the State will have done its whole duty in the premises when it shall have contributed to the support of this institution the same amounts allowed for the years 1892 and 1893.

The minority therefore recommend that the Vicksburg Hospital be given \$7,500 for 1894 and \$7,500 for the year 1895, to be expended under the provisions and restrictions appended to the appropriation bill for this institution the past two years.

THOS. A. STINSON,  
A. CARR,  
W. H. STINSON,  
J. D. DUBBETT,  
FRANK BURKITT.

Mr. Burkitt, for the minority of the committee, moved to amend by striking out \$8,500 wherever the same occurs and

insert in lieu thereof \$7,500, and moved the previous question on the adoption of the amendment and the passage of the bill. Which was sustained.

The call for the yeas and nays being sustained, the Clerk called the roll and the amendment was lost by the following vote:

**YEAS**—Messrs. Anderson, Ballinger, Basham, Bellamy, Boggan, Burkitt, Caldwell of Monroe, Carr, Durrett, Fowler, Fox, Gardner, Gewin, Gore, Goudelock, Hinton, King, Lamb, Medford, Morris, Nelson, Newman, Nix, Ratliff, Reeves, Roberts, Stinson of Lauderdale, Stinson of Lowndes, Taylor of Yalobusha, Wyatt—Total yeas, 30.

**NAYS**—Messrs. Arrington, Binford, Blanchard, Bowles, Butler, Bynum, Caldwell of Leake and Winston, Campbell, Champion, Cotten, Davis, Denton, Dinsmore, Doss, Dulaney, Durham, Falkner, Farr, Gayles, Glover, Greaves, Graham, Griffin, Guynes, Hannah, Hart, Henry, Ivy, Jackson, Keirn, Keith, Key, Lancaster, Love, Marshall, Mauffray, Maybin, McGuire, McKie, McSwine, Miller of Copiah, Miller of Washington, Montgomery of Washington, Murry, Odom, O'Neill, Packwood, Payne, Peatross, Potter, Puckett, Quinn, Redhead, Rice, Rodgers of Tishomingo, Rogers of Yalobusha, Ryan, Simmons, Simpson, Smith of Jones, Smith of Wayne, Spencer, Stowers of Jefferson, Stowers of Lafayette, Street, Talbert, Tate, Taylor of Montgomery, Terral, Thrasher, Turner of Greene, Turner of Madison, Ventress, Wade, Walton, Watson, Williams, Williamson, Wilson, Worthington, Mr. Speaker—Total nays, 81.

**ABSENT AND THOSE NOT VOTING**—Messrs. Arnold, Buntin, Caruthers, Catchings, Chatham, Cook, Eckles, Enochs, Harper, Harris, Johnson, Kelsey, Mitchell, Montgomery of Quitman, Peery, Perkins, Robertson, Stewart, Stutts, Thomas, Touchstone, Underwood—Total, 22.

The bill, as amended, was then considered engrossed, read the third time, and agreeably to the provisions of the Constitution, the yeas and nays were taken, and the bill passed, title standing as stated, by the following vote:

**YEAS**—Messrs. Arrington, Ballinger, Bellamy, Binford, Blanchard, Boggan, Bowles, Butler, Bynum, Caldwell, of Monroe, Caldwell, of Leake and Winston, Campbell, Champion, Cotten, Davis, Denton, Dinsmore, Doss, Dulaney, Durham, Enochs, Falkner, Farr, Fox, Gayles, Glover, Goudelock, Greaves, Guynes, Hannah, Harper, Hart, Henry, Hinton, Ivy, Jackson, Keirn, Keith, Key, Lancaster, Love, Marshall, Mauffray, Maybin, McGuire, McKie, McSwine, Miller of Copiah, Miller of Washington, Montgomery of Washington, Murry, Nelson, Newman, Nix, Odom, O'Neill,

Packwood, Payne, Peatross, Potter, Puckett, Quinn, Redhead, Rice, Robertson, Rodgers of Tishomingo, Rogers of Yalobusha, Ryan, Simmons, Simpson, Smith, of Jones, Smith of Wayne, Spencer, Stowers, of Jefferson, Stowers of Lafayette, Street, Talbert, Tate, Taylor of Montgomery, Taylor of Yalobusha, Terral, Thrasher, Touchstone, Turner of Greene, Turner of Madison, Ventress, Wade, Walton, Watson, Williams, Williamson, Wilson, Worthington, Mr. Speaker—Total yeas, 94.

**NAYS**—Messrs. Anderson, Basham, Burkitt, Carr, Durrett, Fowler, Gardner, Gewin, Gore, Griffin, King, Medford, Ratliff, Reeves, Roberts, Stinson of Lauderdale, Stinson of Lowndes, Wyatt—Total nays, 18.

**ABSENT AND THOSE NOT VOTING**—Messrs. Arnold, Buntin, Caruthers, Catchings, Chatham, Cook, Eckles, Graham, Harris, Johnson, Kelsey, Lamb, Mitchell, Morris, Montgomery of Quitman, Peery, Perkins, Stewart, Stutts, Thomas, Underwood—Total 21.

At 1:15 the House, on motion of Mr. Touchstone, adjourned until 10 o'clock A. M. to-morrow.

L. PINK SMITH,

Clerk of the House of Representatives.

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## TWENTY SECOND DAY.

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FRIDAY, January 26, 1894.

The House was called to order at 10 A. M. by Speaker Vardaman. Prayer by Rev. Mr. Watkins.

The roll being called, the following members answered to their names:

**PRESENT**—Messrs. Anderson, Arrington, Ballinger, Basham, Bellamy, Binford, Blanchard, Boggan, Bowles, Burkitt, Bynum, Caldwell of Monroe, Caldwell of Leake and Winston, Campbell, Carr, Caruthers, Catchings, Champion, Cook, Cotten, Davis, Denton, Dinmore, Durham, Durrett, Eckles, Falkner, Farr, Fowler, Fox, Gardner, Gayles, Gewin, Glover, Gore, Goudelock, Greaves, Graham, Griffin, Guynes, Hannah, Harper, Hart, Henry, Ivy, Jackson, Johnson, Keirn, Keith, Kelsey, Key, King, Lamb, Lancaster, Love, Marshall, Mauffray, Maybin, McGuire, McKie, McSwine, Medford, Miller of Copiah, Miller of Washington, Mitchell, Morris, Montgomery of Washington, Murry, Nelson, Newman, Odom, O'Neill, Packwood, Payne, Peatross, Perkins,

Potter, Puckett, Quinn, Ratliff, Redhead, Reeves, Rice, Roberts, Robertson, Rodgers of Tishomingo, Rogers of Yalobusha, Ryan, Simmons, Simpson, Smith of Jones, Smith of Wayne, Spencer, Stewart, Stinson, of Lauderdale, Stinson of Lowndes, Stowers of Jefferson, Stowers of Lafayette, Street, Stutts, Talbert, Tate, Taylor of Montgomery, Taylor of Yalobusha, Terral, Thomas, Thrasher, Touchstone, Turner, of Greene, Turner of Madison, Underwood, Ventress, Wade, Walton, Watson, Williams, Williamson, Wilson, Worthington, Wyatt, Mr. Speaker—Total present, 121.

ABSENT—Messrs. Arnold, Buntin, Butler, Chatham, Doss, Dulaney, Enochs, Harris, Hinton, Montgomery of Quitman, Nix, Peery—Total absent, 12.

Leave of absence granted Mr. Nix for two days and Messrs. Mauffray and Butler from day to day.

Reading of Journal dispensed with and stood approved.

S. B. No. 15, an Act to amend sections 449 and 450 of the Annotated Code of Mississippi in reference to fixing the time of holding chancery court in the first and second districts of the State.

Was read twice, and referred to Special Committee on Judicial Districts.

S. B. No. 84, an Act to raise revenue by making contracts valid which were null under previous laws for non-payment of five years dues, within ninety days from the passage of this act.

Was read twice and referred to Committee on Ways and Means.

The following communication and statement was received from the State Treasurer :

JACKSON, MISS., January 18, 1894.

HON. JAS. K. VARDAMAN,

*Speaker House of Representatives :*

SIR—I have the honor to submit to you and through you to your honorable body, a report of all monies received into the Treasury and disbursed by months from January 6th, 1890, to December 31st, 1893.

Also, amount of monthly receipts of the Common School fund on account of Licence to Retail.

Yours very respectfully,

J. J. EVANS,  
State Treasurer.

STATEMENT SHOWING RECEIPTS AND DISBURSEMENTS, 1890.

	Receipts.	Disbursements.
To amount received from W. L. Hemingway.	\$ 276,835 90	
To receipts and disbursements, January.....	362,968 53	\$ 47,443 28
To receipts and disbursements, February.....	96,903 91	240,335 46

To receipts and disbursements, March.....	77,431 07	147,431 66
To receipts and disbursements, April.....	79,651 35	114,811 30
To receipts and disbursements, May.....	40,437 19	57,952 05
To receipts and disbursements, June.....	47,368 13	27,136 19
To receipts and disbursements, July.....	25,412 02	104,557 55
To receipts and disbursements, August.....	20,697 48	46,768 26
To receipts and disbursements, September...	23,022 32	67,424 71
To receipts and disbursements, October.....	59,448 58	36,798 60
To receipts and disbursements, November....	63,507 68	33,134 21
To receipts and disbursements, December....	344,772 36	136,478 00
To amount paid insurance companies.....		135,000 00
Balance to account, 1891.....		323,185 25
	<u>\$1,518,456 52</u>	<u>\$1,518,456 52</u>

## STATEMENT SHOWING RECEIPTS AND DISBURSEMENTS, 1891.

	Receipts.	Disbursements.
To balance, account 1890.....	\$ 323,185 25	
To receipts and disbursements, January.....	331,504 22	\$ 110,328 69
To receipts and disbursements, February.....	184,147 42	162,041 17
To receipts and disbursements, March.....	113,732 37	174,384 26
To receipts and disbursements, April.....	58,549 84	65,283 86
To receipts and disbursements, May.....	73,102 33	213,520 44
To receipts and disbursements, June.....	42,050 59	54,314 48
To receipts and disbursements, July.....	27,484 64	56,892 01
To receipts and disbursements, August.....	16,147 18	94,203 04
To receipts and disbursements, September....	43,403 94	50,856 58
To receipts and disbursements, October.....	64,198 72	29,857 77
To receipts and disbursements, November....	76,552 98	101,191 95
To receipts and disbursements, December....	242,971 19	63,758 12
Balance account 1892.....		420,398 30
	<u>\$1,597,030 67</u>	<u>\$1,597,030 67</u>

## STATEMENT SHOWING RECEIPTS AND DISBURSEMENTS, 1892.

	Receipts.	Disbursements.
Balance from account 1891.....	\$ 420,398 30	
To receipts and disbursements, January.....	350,615 84	\$ 249,253 77
To receipts and disbursements, February.....	153,288 28	135,678 90
To receipts and disbursements, March.....	79,549 97	117,254 31
To receipts and disbursements, April.....	64,072 68	131,388 86
To receipts and disbursements, May.....	115,677 10	43,514 23
To receipts and disbursements, June.....	29,196 65	80,231 23
To receipts and disbursements, July.....	16,977 97	35,294 97
To receipts and disbursements, August.....	31,339 75	48,759 97
To receipts and disbursements, September....	16,953 64	62,576 98
To receipts and disbursements, October.....	30,186 40	107,096 74
To receipts and disbursements, November....	37,190 39	136,526 44
To receipts and disbursements, December....	129,127 58	84,908 95
Balance to account 1893.....		242,089 20
	<u>\$1,474,574 55</u>	<u>\$1,474,574 55</u>

## STATEMENT SHOWING RECEIPTS AND DISBURSEMENTS, 1893.

	Receipts.	Disbursements.
Balance from account 1892 .....	\$ 242,089 20	
To receipts and disbursements, January.....	515,447 53	23,317 10
To receipts and disbursements, February.....	191,678 55	470,367 27
To receipts and disbursements, March.....	81,628 71	123,582 53
To receipts and disbursements, April.....	70,393 06	59,299 45
To receipts and disbursements, May.....	47,070 16	63,792 24
To receipts and disbursements, June.....	25,697 04	234,808 07
To receipts and disbursements, July.....	16,929 80	70,179 27
To receipts and disbursements, August.....	30,390 14	37,868 06
To receipts and disbursements, September.....	35,971 10	165,979 92
Balance to account of new fiscal year 1893 and 1894.....		\$ 8,101 38
	\$ 1,257,295 29	\$1,257,295 29

STATEMENT SHOWING RECEIPTS AND DISBURSEMENTS FROM OCTOBER 1,  
1893, TO DECEMBER 31, 1893.

	Receipts.	Disbursements.
To balance from 1893 .....	\$ 8,101 38	
To receipts and disbursements, October.....	19,507 86	\$ 25,492 24
To receipts and disbursements, November....	37,822 74	38,226 79
To receipts and disbursements, December....	136,804 33	32,566 29
Balance on hand January 1, 1894.....		105,950 99
	\$ 202,236 31	\$ 202,236 31

## STATEMENT SHOWING RECEIPTS FROM COMMON SCHOOL FUND.

## ON ACCOUNT OF LICENSE TO RETAIL.

1890.		
Amount Receipts January .....	\$ 14,100 00	
Amount Receipts February.....	11,250 00	
Amount Receipts March.....	8,823 53	
Amount Receipts April.....	17,350 00	
Amount Receipts May.....	14,450 00	
Amount Receipts June.....	14,286 42	
Amount Receipts July.....	13,500 00	
Amount Receipts August.....	7,000 00	
Amount Receipts September.....	11,768 39	
Amount Receipts October.....	18,600 00	
Amount Receipt November.....	16,300 00	
Total Receipts for 1890.....	\$ 163,306 37	
1891.		
Amount Receipts January.....	\$ 11,075 00	
Amount Receipts February.....	11,400 00	
Amount Receipts March.....	11,514 00	
Amount Receipts April.....	13,775 00	
Amount Receipts May.....	15,800 00	

Amount Receipts June.....	12,600 00
Amount Receipts July.....	11,962 50
Amount Receipts August.....	6,800 00
Amount Receipts September.....	11,050 00
Amount Receipts October.....	16,800 00
Amount Receipts November.....	20,800 00
Amount Receipts December.....	14,508 15

Total Receipts for 1891.....\$ 158,085 26

1892.

Amount Receipts January.....\$	11,500 00
Amount Receipts February.....	13,750 00
Amount Receipts March.....	13,945 00
Amount Receipts April.....	21,750 00
Amount Receipts June.....	249 75

Total Receipts until law changed and made liquor license  
in privileges account.....\$ 61,195 07

On motion of Mr. McGuire 250 copies were ordered  
printed for use of members.

MESSAGES FROM THE SENATE.

MR. SPEAKER—I am directed to inform the House that the Senate has passed the following entitled bills, viz :

S. B. No. 74, an Act to authorize Board of Mississippi  
Levee Commissioners to issue \$200,000 of bonds.

S. B. No. 25, an Act to amend section 3995 and 3996,  
chapter 119 of the Annotated Code of Mississippi in refer-  
ence to the location of school districts.

S. B. No. 92, an Act to appropriate money to supplement  
the Peabody Fund donated for the maintenance of teachers'  
normal institutes in Mississippi.

S. B. No. 89, an Act to amend section 3330 of the Annot-  
ated Code of Mississippi in reference to privilege tax on  
Building and Loan Associations and repealing the separate  
tax on each Branch or Foreign Building and Loan Associa-  
tion doing business in this State under certain circumstances.

H. B. No. 73, an Act to provide for the protection of  
the property of the State at the Capital from damage or  
destruction by fire and to appropriate money therefor.

H. B. No. 52, An act making an appropriation for the  
support of the Agricultural and Mechanical College for the  
years 1894 and 1895.

MR. SPEAKER.—I am instructed to inform the House that  
the Senate has agreed to a conference to consider—

H. B. No. 79, an Act to establish a penitentiary farm, to  
appropriate money to pay therefor, and to authorize the em-  
ployment of the State convicts—

And named on part of the Senate, Messrs. Dean, Sherard  
and Critz.

WILLIAM HENRY, Secretary.



**Report of Committee on Appropriations :**

**MR. SPEAKER:** The Committee on Appropriations has had under consideration the following bill, referred to them, and have instructed me to report it back with the following recommendation, to-wit:

H. B. No. 108, For the relief of Cyrus Newkirk, and making an appropriation for refunding the purchase money with interest at six per cent. for eight years for land to which the title has failed, and they find the title sufficient, and recommend that said bill do pass.

JOHN R. DINSMORE, Chairman.

**Report of Committee on Pensions :**

**MR. SPEAKER—**The Committee on Pensions have had under consideration H. B. No. 110, an Act to amend section 3227 of the Annotated Code of 1892 in reference to who are entitled to pensions, and also, H. B. No. 111, an Act to amend section 3226 of Annotated Code of 1892 in reference to the time of distribution of pension fund, and have instructed me to report bills back to the House with recommendation that they do not pass; titles thereto are sufficient.

J. W. ODOM, Chairman.

**Report of Committee on Census and Apportionment :**

**MR. SPEAKER:** The Committee on Census and Apportionment has had under consideration the following bill, referred to them, and have instructed me to report it back with the following recommendation, to-wit:

H. B. No. 119, to be entitled an Act to repeal chapter 19 of the Annotated Code of Mississippi of 1892 on the subject of census, and to provide for the enumeration of the whole number inhabitants and the qualified electors of the State, as required by section 105 of the Constitution, and to make appropriation therefor.

That the title is sufficient and that the bill do pass.

Respectfully submitted,

MILLER of Copiah, Chairman.

**Report of Committee on Public Health and Quarantine :**

**MR. SPEAKER—**The committee on Public Health and Quarantine has had under consideration the following bill referred to them, and have instructed me to report it back with the following recommendations, to-wit:

S. B. No. 95, An act to amend chapter 60 of the Annotated Code of Mississippi in reference to the creation of an Executive Committee of State Board of Health.

Your Committee find title sufficient and recommend said bill do pass.

T. A. BOGGAN, Chairman.

## MESSAGE FROM THE GOVERNOR.

EXECUTIVE OFFICE, JACKSON, MISS., }  
 January 25, 1894. }

MR. SPEAKER: I am directed by his Excellency, the Governor, to inform the House of Representatives that he has approved the following entitled bills, to-wit:

H. B. No. 32, An act to further carry into effect the contract made under chapter 385, Acts of 1888, being An act to better secure safety and health in the State institutions, etc., approved March 10, 1888, and to defray the expense thereof.

H. B. No. 47, An act to make an appropriation to defray the expenses of the institution for the Deaf and Dumb.

H. B. No. 58, An act providing that goods and chattles shall not be removed from leased premises under execution or other process until rent is paid.

Respectfully,

J. J. COMAN, Private Secretary.

## INTRODUCTION OF BILLS.

By Mr. Street—

H. B. No. 182, an Act to authorize the city of Meridian to issue bonds and to purchase or construct waterworks and for other purposes.

Was read twice and referred to Committee on Local and Private Legislation.

By Mr. Gewin—

H. B. No. 188, an Act entitled an act to amend sections 2361 and 2365 and to repeal section 2371 of the Annotated Code so as to cause a more equitable distribution of grand jurors and for other purposes.

Was read twice and referred to Committee on Judiciary.

By Mr. Keith—

House Concurrent Resolution No. 11, submitting to the qualified electors of the State for ratification or rejection, an amendment to the Constitution in relation to the manner of selecting judges of the circuit courts and of the chancery courts.

Was read twice and referred to Committee on Judiciary.

The Speaker announced as a committee to co-operate with the Committee of the Senate in preparing designs for State coat of arms and a flag as suggested in the Governor's Message, the following: Messrs. Mitchell, McGuire, Keirn, O'Neil and Marshall.

H. B. No. 68, an Act to provide for the appropriation of money for the purchase of one piano for the Institute for the Blind, was taken up.

On motion of Mr. Dinsmore the bill was then considered engrossed, read the third time, and agreeably to the provisions of the Constitution the yeas and nays were taken and the bill passed, title standing as stated by the following vote:

**YEAS**—Messrs. Anderson, Arrington, Binford, Blanchard, Boggan, Bowles, Burkitt, Bynum, Caldwell of Monroe, Caldwell of Leake and Winston, Carr, Caruthers, Catchings, Champion, Cotten, Denton, Dinsmore, Doss, Durham, Durrett, Eckles, Falkner, Farr, Fowler, Fox, Gayles, Goudelock, Greaves, Graham, Guynes, Hannah, Harper, Hart, Henry, Ivy, Jackson, Johnson, Keirn, Keith, Kelsey, Key, King, Lamb, Lancaster, Love, Maybin, McGuire, McKie, McSwine, Medford, Miller of Copiah, Miller of Washington, Mitchell, Montgomery of Washington, Murry, Nelson, Newman, Odom, O'Neill, Packwood, Payne, Peatross, Perkins, Puckett, Quinn, Ratliff, Redhead, Reeves, Rice, Robertson, Rodgers of Tishomingo, Rogers of Yalobusha, Ryan, Simmons, Simpson, Smith of Jones, Spencer, Stewart, Stinson of Lauderdale, Stinson of Lowndes, Stowers of Jefferson, Stowers of Lafayette, Street, Stutts, Talbert, Tate, Taylor of Montgomery, Taylor of Yalobusha, Terral, Thomas, Thrasher, Touchstone, Turner of Greene, Turner of Madison, Underwood, Ventress, Wade, Walton, Watson, Williams, Williamson, Wilson, Worthington, Wyatt—Total yeas, 104.

**NAYS**—Messrs. Ballinger, Basham, Bellamy, Davis, Gewin, Gore, Griffin—Total nays, 7.

**ABSENT AND THOSE NOT VOTING**—Messrs. Arnold, Buntin, Butler, Campbell, Chatham, Cook, Dulaney, Enochs, Gardner, Glover, Harris, Hinton, Marshall, Mauffray, Morris, Montgomery of Quitman, Nix, Peery, Potter, Roberts, Smith of Wayne, Mr. Speaker—Total 22.

H. B. No. 104, an act to make an appropriation to defray the expenses of the State Board of Health and for other purposes.

Committee offered to amend by striking out \$25,000 wherever it occurs in said bill and inserting \$20,000 in lieu thereof, which was adopted.

The bill, as amended, was then considered engrossed, read the third time, and agreeably to the provisions of the Constitution, the yeas and nays were taken, and the bill passed, title standing as stated, by the following vote:

**YEAS**—Messrs. Anderson, Arnold, Arrington, Ballinger, Bellamy, Blanchard, Binford, Bowles, Burkitt, Bynum, Caldwell of Leake and Winston, Carr, Caruthers, Catchings, Champion, Cook, Cotten, Davis, Denton, Dinsmore, Doss, Durham, Durrett, Eckles, Falkner, Farr, Fowler, Fox,

Gayles, Glover, Goude-lock, Greaves, Graham, Griffin, Guynes, Hannah, Hart, Henry, Jackson, Johnson, Keirn, Keith, Key, Lamb, Lancaster, Love, Maybin, McGuire, McKie, McSwine, Miller of Copiah, Miller of Washington, Mitchell, Morris, Montgomery of Washington, Murry, Nelson, Newman, O'Neill, Packwood, Payne, Peatross, Perkins, Puckett, Quinn, Redhead, Rice, Robertson, Rodgers of Tishomingo, Rogers, of Yalobusha, Ryan, Simmons, Smith of Jones, Stewart, Stinson, of Lowndes, Stowers of Jefferson, Stowers of Lafayette, Street, Talbert, Tate, Taylor of Montgomery, Taylor of Yalobusha, Terral, Thomas, Thrasher, Touchstone, Turner of Greene, Turner of Madison, Underwood, Ventress, Wade, Walton, Watson, Williams, Williamson, Wilson, Worthington, Wyatt, Mr. Speaker—Total yeas, 99.

**NAYS**—Messrs. Basham, Caldwell of Monroe, Gardner, Gewin, Gore, Harper, King, Medford, Ratliff, Reeves, Roberts, Simpson, Stinson, of Lauderdale—Total nays, 18.

**ABSENT AND THOSE NOT VOTING**—Messrs. Binford, Buntin, Butler, Campbell, Chatham, Dulaney, Enochs, Harris, Hinton, Ivy, Kelsey, Marshall, Mauffray, Montgomery of Quitman, Nix, Odom, Peery, Potter, Smith of Wayne, Spencer, Stutts—Total, 21.

H. B. No. 20, an Act to appropriate money for the support and maintenance of the Industrial Institute and College for the years 1894 and 1895.

Was, on motion of Mr. Dinsmore, referred back to Committee on Appropriations.

At 12:55 o'clock, the House, on motion of Mr. Goude-lock adjourned until 10 o'clock A. M., to-morrow.

L. PINK SMITH,  
Clerk of the House of Representatives.

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## TWENTY-THIRD DAY.

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SATURDAY, January 27, 1894.

The House was called to order at 10 A. M. by Speaker Vardaman.

Prayer by Mr. Durham.

The roll being called, the following members answered to their names:

**PRESENT**—Messrs. Anderson, Arrington, Ballinger, Basham, Bellamy, Binford, Blanchard, Boggan, Bowles, Burkitt, But-

ler, Bynum, Caldwell of Monroe, Caldwell of Leake and Winston, Campbell, Carr, Caruthers, Catchings, Champion, Cotten, Davis, Denton, Dinsmore, Doss, Durham, Durrett, Eckles, Enochs, Farr, Fowler, Fox, Gardner, Gayles, Gewin, Glover, Gore, Goudelock, Greaves, Graham, Griffin, Guynes, Hannah, Harper, Hart, Henry, Hinton, Ivy, Jackson, Johnson, Keirn, Keith, Kelsey, Key, King, Lamb, Lancaster, Love, Marshall, Mauffray, Maybin, McGuire, McKie, McSwine, Medford, Miller of Copiah, Miller of Washington, Mitchell, Morris, Montgomery of Quitman, Montgomery of Washington, Murry, Nelson, Newman, Odom, O'Neill, Packwood, Payne, Peatross, Peery, Perkins, Potter, Quinn, Ratliff, Redhead, Reeves, Rice, Roberts, Robertson, Rodgers of Tishomingo, Rogers of Yalobusha, Ryan, Simmons, Simpson, Smith of Jones, Smith of Wayne, Stewart, Stinson of Lauderdale, Stinson of Lowndes, Stowers of Jefferson, Stowers of Lafayette, Street, Stutts, Talbert, Tate, Taylor of Montgomery, Taylor of Yalobusha, Terral, Thomas, Touchstone, Turner of Greene, Turner of Madison, Underwood, Wade, Walton, Watson, Williams, Williamson, Wilson, Worthington, Wyatt and Mr. Speaker—Total 121.

Those absent were: Messrs. Arnold, Buntin, Chatham, Cook, Dulaney, Falkner, Harris, Nix, Puckett, Spencer, Thrasher and Ventress—Total 12.

Leave of absence granted Mr. Thrasher from day to day.

Reading of Journal dispensed with and stood approved.

S. B. No. 25, an Act to amend sections 3995 and 3996, chapter 119, of the Annotated Code of Mississippi, in reference to the location of school districts.

Read twice and referred to Committee on Public Education.

S. B. No. 92, an Act to appropriate money to supplement the Peabody fund, donated for the maintenance of teachers in normal institutes in Mississippi.

Was read twice and referred to the Committee on Appropriations.

S. B. No. 89, an Act to amend section 3330 of the Annotated Code of Mississippi, in reference to privilege tax on building and loan associations, and repealing the separate tax on each branch of foreign building and loan associations doing business in this State, under certain circumstances.

Was read twice and referred to Committee on Ways and Means.

S. B. No. 74, an Act to authorize the Board of Mississippi Levee Commissioners to issue two hundred thousand dollars of bonds, and for other purposes.

Was read twice and referred to Committee on Levees.

**Report of Committee on Appropriations:**

**MR. SPEAKER:** The Committee on Appropriations has had under consideration the following bills referred to them, and have instructed me to report them back with the following recommendations, to-wit:

H. B. No. 20, an Act to appropriate moneys for the support and maintenance of the Industrial Institute and College for the years 1894 and 1895.

Title sufficient, and recommend that it do pass, with amendments.

H. B. No. 48, an Act to make appropriation for Alcorn A. & M. College for the years 1894 and 1895.

Title sufficient, and that bill do pass, with amendments.

H. B. No. 127, an Act to make an appropriation to defray the expenses of the Institute for the Blind, and for other purposes.

Recommend that the title is sufficient and bill do pass.

JOHN R. DINSMORE, Chairman.

**Reports of Committee on Local and Private Legislation:**

**MR. SPEAKER:** Your Committee on Local and Private Legislation, having had under consideration H. B. No. 182, to be entitled an Act to authorize the city of Meridian to purchase the Meridian water-works, or to construct a water-works system, and to issue bonds, and for other purposes, beg leave to report that they find the title of the bill sufficient, and recommend that said bill do pass, with an amendment. Your committee say that the relief sought cannot be obtained by general legislation or a proceeding in court, and that from the evidence adduced before your committee they are of the opinion that it is right and proper that said bill should pass.

Respectfully submitted,

S. E. PACKWOOD, Chairman.

**MR. SPEAKER—**Your Committee on Local and Private Legislation, having had under consideration H. B. No 98, to be entitled an "Act to authorize the board of supervisors of Tishomingo county to pay to the county superintendent and teachers in the public schools of said county, the sum of \$318.25, for services rendered in their respective duties for the year 1893," beg leave to report that they find the title of said bill sufficient, but recommend that said bill do not pass; but your committee recommend that the following substitute do pass: to be entitled an "Act to provide for the payment of an outstanding indebtedness in maintaining the public schools in the county of Tishomingo for the scholastic year 1892 and 1893," and said committee find the title of said substitute sufficient, and that the relief sought cannot be

provided for by general legislation or a proceeding in court, and from the evidence adduced before your committee, they say that it is in their opinion equitable and just that said bill should pass.

Respectfully submitted,  
S. E. PACKWOOD, Chairman.

#### INTRODUCTION OF BILLS.

By Mr. Street—

H. B. No. 184, an Act making an appropriation to purchase typewriters for the use and instruction of the pupils of the Institute for the Blind.

Was read twice, and referred to Committee on Appropriations.

By Mr. Street—

H. B. No. 185, an Act to amend section 2056 of the Annotated Code of 1892, in reference to proceedings to declare stock law in force.

Was read twice, and referred to Committee on Agriculture.

By Mr. Wilson—

House Concurrent Resolution No. 12, submitting to the qualified electors the question of striking out section 204, article viii, of the Constitution.

Was read twice, and referred to Committee on Public Education.

By Mr. Henry—

House Concurrent Resolution No. 13, submitting to the qualified electors for adoption or rejection an amendment to the Constitution in regard to the sale of vinous, alcoholic, malt, intoxicating or spirituous liquor.

Was read twice and referred to Committee on Liquor Traffic.

By Mr. Jackson—

House Concurrent Resolution No. 14, proposing an amendment to the Constitution as to the collection and distribution of the common school fund, additional school tax and poll tax to be retained in the counties.

Was read twice and referred to Committee on Ways and Means.

Mr. Bellamy offered the following :

*Resolved by the House, the Senate concurring.* That the Librarian be required to prepare a catalogue, as required by section 4165 of the Annotated Code, and that the public printer be required to print the same.

On motion of Mr. McGuire, was referred to Committee on Public Library.

H. B. No. 20, an Act to appropriate moneys for the sup-

port and maintenance of the Industrial Institute and College for the years 1894 and 1895, was considered.

The committee offered to amend the bill with the following substitute:

There is appropriated out of any moneys in the treasury not otherwise appropriated the following sums of money for the support and maintenance of the Industrial Institute and College for each of the years 1894 and 1895, to-wit:

Secretary of the board of trustees.....	\$	50	00
President of the College.....		2250	00
Mistress of Mathematics.....		1080	00
Mistress of English.....		1080	00
Mistress of Latin.....		1080	00
Mistress of Hist'y, Mental and Moral Philosophy		1080	00
Mistress of Industrial and Decorative Art.....		1080	00
Mistress of Natural History, Physics and Chem-			
istry.....		1080	00
Mistress of Modern Languages.....		1080	00
Mistress of Book-keeping and Penmanship.....		900	00
Mistress of Phonography and Telegraphy.....		900	00
Mistress of Dress-making.....		900	00
Assistant in Mathematics.....		720	00
Assistant in English.....		720	00
Assistant in Industrial and Decorative Art.....		900	00
Matron.....		500	00
Assistant Matron.....		450	00
Proctor.....		1080	00
Housekeeper.....		450	00
Superintendent of laundry three months.....		100	00
Wages of employees for three months (vacation).		200	00
	\$	17,680	00
Water works (in all).....	\$	800	00
For keeping up equipments in scientific, art, and			
industrial departments (in all).....		500	00
For general repairs, two years.....		3000	00
Incidental expenses, such as trustees, commence-			
ment exercises, printing catalogues, reports,			
etc., (for two years).....		1000	00
	\$	5800	00

All of such amount to be drawn by draft of the President of the college, audited by the Board of Trustees, and approved by the Governor, on the Auditor of Public Accounts, and said Auditor of Public Accounts shall issue his warrant on the State Treasurer for said amounts.



The Committee then offered to amend the substitute as follows :

Strike out in section 1 all of lines 9 to 29 inclusive (that is, strike out all after "to-wit:." in the 8th line, down to the word "waterworks" on second page) and insert in lieu thereof the following :

Salary of President.....	\$ 2250 00
Salary and wages of other teachers and employes	15,430 00
	<hr/>
	\$ 17,680 00

Mr. Dinsmore moved the previous question on the adoption of the Committee's substitute, amendment and the passage of the bill, which motion prevailed.

Mr. Cook moved to reconsider the vote by which the previous question was ordered.

On motion of Mr. Underwood, the motion to reconsider was laid on the table.

The call for the yeas and nays being sustained, the Clerk called the roll, whereupon the Committee amendment to the substitute was adopted by the following vote :

**YEAS**—Messrs. Anderson, Arrington, Ballinger, Basham, Bellamy, Blanchard, Boggan, Burkitt, Bynum, Caldwell of Monroe, Caldwell of Leake and Winston, Carr, Cook, Cotten, Davis, Denton, Dinsmore, Doss, Durham, Durrett, Falkner, Farr, Fowler, Fox, Gardner, Gewin, Gore, Goude-lock, Graham, Griffin, Guynes, Hannah, Harper, Hart, Hinton, Johnson, Keirn, Keith, Kelsey, Key, King, Lamb, Marshall, McKie, Medford, Mitchell, Morris, Murry, Nelson, Newman, Odom, O'Neill, Packwood, Peatross, Perkins, Quinn, Ratliff, Redhead, Reeves, Roberts, Robertson, Rodgers of Tishomingo, Rogers of Yalobusha, Ryan, Simmons, Simpson, Smith of Wayne, Stewart, Stinson of Lauderdale, Stinson of Lowndes, Stowers of Jefferson, Talbert, Tate, Taylor of Montgomery, Taylor of Yalobusha, Terral, Thomas, Touchstone, Turner of Greene, Underwood, Wade, Walton, Williamson, Wilson, Worthington, Wyatt—Total yeas, 86.

**NAYS**—Messrs. Bowles, Butler, Campbell, Caruthers, Catchings, Champion, Eckles, Enochs, Gayles, Glover, Greaves, Henry, Jackson, Lancaster, Love, Mauffray, Maybin, McGuire, McSwine, Miller of Copiah, Miller of Washington, Montgomery of Washington, Payne, Rice, Stowers of Lafayette, Street, Stutts, Turner of Madison, Watson, Williams—Total nays, 30.

**ABSENT AND THOSE NOT VOTING**—Messrs. Arnold, Binford, Buntin, Chatham, Dulaney, Harris, Ivy, Montgomery of

Quitman, Nix, Peery, Potter, Puckett, Smith of Jones, Spencer, Thrasher, Ventress, Mr. Speaker—Total, 17.

The Committee substitute was then adopted.

Whereupon, the bill as amended was considered engrossed, read the third time, and agreeably to the provisions of the Constitution, the yeas and nays were taken and the bill was passed, title standing as stated, by the following vote:

**YEAS**—Messrs. Arrington, Ballinger, Bellamy, Blanchard, Boggan, Bowles, Butler, Bynum, Caldwell of Monroe, Caldwell, of Leake and Winston, Campbell, Carr, Caruthers, Catchings, Champion, Cook, Cotten, Davis, Denton, Dinsmore, Doss, Durham, Durrett, Eckles, Enochs, Falkner, Farr, Fowler, Fox, Gayles, Glover, Goudelock, Greaves, Graham, Griffin, Guynes, Hannah, Harper, Hart, Henry, Hinton, Ivy, Jackson, Johnson, Keirn, Keith, Kelsey, Key, Lamb, Lancaster, Love, Marshall, Mauffray, Maybin, McGuire, McKie, McSwine, Medford, Miller of Copiah, Miller of Washington, Mitchell, Morris, Montgomery of Washington, Murry, Nelson, Newman, Odom, O'Neill, Packwood, Payne, Peatross, Perkins, Quinn, Ratliff, Redhead, Reeves, Rice, Robertson, Rodgers of Tishomingo, Rogers of Yalobusha, Ryan, Simmons, Simpson, Smith of Wayne, Stewart, Stinson of Lauderdale, Stinson of Lowndes, Stowers of Jefferson, Stowers of Lafayette, Street, Stutts, Talbert, Tate, Taylor of Montgomery, Taylor of Yalobusha, Terral, Thomas, Touchstone, Turner of Greene, Turner of Madison, Wade, Walton, Williamson, Wilson, Worthington, Wyatt—Total yeas, 106.

**NAYS**—Messrs. Basham, Gardner, Gewin, Gore, Roberts, Smith of Jones—Total nays, 6.

**ABSENT AND THOSE NOT VOTING**—Messrs. Anderson, Arnold, Binford, Buntin, Burkitt, Chatham, Dulaney, Harris, King, Montgomery of Quitman, Nix, Peery, Potter, Puckett, Spencer, Thrasher, Underwood, Ventress, Watson, Williams, and Mr. Speaker.—Total, 21.

MESSAGE FROM THE GOVERNOR.

EXECUTIVE OFFICE, }  
JACKSON, MISS., January 26, 1894. }

*To the Senate and House of Representatives :*

**GENTLEMEN**—I respectfully submit for your consideration, and for such action as you may deem proper, the following matters, to-wit :

A bill to authorize the city of Meridian to issue bonds for the purpose of purchasing or constructing water works, electric light plants, school houses and for paving the streets.

A bill to authorize the board of supervisors of Jefferson county to levy an additional tax for the years of 1894 and 1895 to pay off all outstanding warrants and to meet the necessary current expenses of the county.

J. M. STONE.

On motion of Mr. Street the rules were suspended and H. B. No. 132, an Act to authorize the city of Meridian to issue bonds and to purchase or construct water works and for other purposes, was taken up.

Mr. Street moved to amend by striking out section 11 of said bill. Adopted.

The committee offered to amend by striking out in line 8 on page 17, the words "State and," which was also adopted.

The bill as amended, was then considered engrossed, read the third time, and agreeably to the provisions of the Constitution the yeas and nays were taken and the bill passed, title standing as stated, by the following vote:

YEAS—Messrs. Anderson, Arrington, Basham, Bellamy, Blanchard, Boggan, Bowles, Butler, Bynum, Caldwell of Monroe, Caldwell of Leake and Winston, Campbell, Carr, Caruthers, Catchings, Champion, Davis, Denton, Dinsmore, Does, Durham, Durrett, Falkner, Farr, Fowler, Gardner, Gayles, Gewin, Glover, Goudecock, Greaves, Graham, Griffin, Hannah, Harper, Hart, Henry, Hinton, Ivy, Jackson, Johnson, Keirn, Keith, Kelsey, Key, King, Lancaster, Love, Marshall, Mauffray, Maybin, McGuire, McKie, McSwine, Medford, Miller of Copiah, Mitchell, Morris, Montgomery of Washington, Murry, Nelson, Odom, O'Neill, Packwood, Payne, Perkins, Quinn, Ratliff, Redhead, Reeves, Rice, Roberts, Robertson, Rodgers of Tishomingo, Rogers of Yalobusha, Ryan, Simmons, Simpson, Smith, of Jones, Smith of Wayne, Stewart, Stinson of Lauderdale, Stinson of Lowndes, Stowers of Jefferson, Stowers of Lafayette, Street, Stutts, Tate, Taylor of Montgomery, Taylor of Yalobusha, Terral, Thomas, Touchstone, Turner of Greene, Turner of Madison, Wade, Walton, Watson, Williams, Williamson, Wilson, Worthington—Total yeas, 102.

Total nays, 0.

ABSENT AND THOSE NOT VOTING—Messrs. Arnold, Ballinger, Binford, Buntin, Burkitt, Chatham, Cook, Cotten, Dulaney, Eckles, Enochs, Fox, Gore, Guynes, Harris, Lamb, Miller of Washington, Montgomery of Quitman, Newman, Nix, Peatross, Peery, Potter, Puckett, Spencer, Talbert, Thrasher, Underwood, Ventress, Wyatt and Mr. Speaker—Total, 31.

The Clerk was by unanimous instruction authorized to carry H. B. No. 132, an Act to authorize the city of Meri-

dian to issue bonds and to purchase or construct waterworks and for other purposes, over to the Senate at once.

H. B. No. 48, an Act to make appropriation for Alcorn A. & M. College for the years 1894 and 1895, was considered.

The committee offered to amend by striking out \$8000 wherever it occurs in said bill and inserting \$7000; also to strike out \$2000 wherever it occurs and insert \$1500.

Adopted.

The bill as amended was then considered engrossed, read the third time, and agreeably to the provisions of the Constitution, the yeas and nays were taken, and the bill passed, title standing as stated, by the following vote:

**YEAS**—Messrs. Arrington, Ballinger, Bellamy, Blanchard, Boggan, Bowles, Burkitt, Butler, Bynum, Caldwell of Monroe, Caldwell of Leake and Winston, Campbell, Carr, Caruthers, Catchings, Champion, Davis, Denton, Dinsmore, Doss, Durham, Durrett, Eckles, Falkner, Farr, Fowler, Gayles, Gwin, Glover, Gore, Goudelock, Greaves, Graham, Griffin, Guynes, Hannah, Harper, Hart, Henry, Hinton, Ivy, Jackson, Johnson, Keirn, Keith, Kelsey, Key, Lamb, Lancaster, Love, Marshall, Mauffray, Maybin, McGuire, McKie, McSwine, Medford, Miller of Copiah, Mitchell, Morris, Montgomery of Washington, Murry, Nelson, Newman, Odum, O'Neill, Packwood, Payne, Perkins, Quinn, Redhead, Reeves, Rice, Roberts, Robertson, Rodgers of Tishomingo, Rogers of Yalobusha, Ryan, Simmons, Simpson, Smith of Jones, Smith of Wayne, Stewart, Stinson of Lauderdale, Stinson of Lowndes, Stowers of Jefferson, Stowers of Lafayette, Street, Stutts, Tate, Taylor of Yalobusha, Terral, Thomas, Touchstone, Turner of Greene, Turner of Madison, Wade, Walton, Watson, Williams, Williamson, Wilson, Worthington, Wyatt and Mr. Speaker—Total yeas, 105.

**NAYS**—Messrs. Basham, Gardner—Total nays, 2.

**ABSENT AND THOSE NOT VOTING**—Messrs. Anderson, Arnold, Binford, Buntin, Chatham, Cook, Cotten, Dulaney, Enochs, Fox, Harris, King, Miller of Washington, Montgomery of Quitman, Nix, Peatross, Peery, Potter, Puckett, Ratliff, Spencer, Talbert, Taylor of Montgomery, Thrasher, Underwood, Ventress—Total, 26.

On motion of Mr. Rodgers of Tishomingo, the rules were suspended and H. B. No. 93, an Act to authorize the board of supervisors of Tishomingo county to pay to the county superintendent and teachers in the public schools of said county the sum of \$318.25 for services rendered in their respective duties for the year 1893, was taken up.

The Committee offered to amend by substituting H. B. No. 93, an Act to provide for the payment of an outstanding indebtedness in maintaining the public schools in the

county of Tishomingo for the scholastic year 1892-93, which was adopted.

On motion of Mr. Rodgers of Tishomingo, the bill as amended was then considered engrossed, read the the third time, and agreeably to the provisions of the Constitution the yeas and nays were taken and the bill passed, title standing as stated, by the following vote :

**YEAS**—Messrs. Anderson, Arrington, Ballinger, Basham, Bellamy, Binford, Blanchard, Boggan, Burkitt, Bynum, Caldwell of Monroe, Caldwell of Leake and Winston, Carr, Caruthers, Catchings, Cook, Davis, Denton, Dinsmore, Doss, Durham, Durrett, Eckles, Falkner, Farr, Fowler, Fox, Gardner, Gayles, Gewin, Glover, Gore, Goudelock, Graham, Griffin, Guynes, Hannah, Harper, Hart, Henry, Hinton, Ivy, Jackson, Keirn, Keith, Kelsey, Key, Lancaster, Love, Marshall, Maufray, Maybin, McGuire, McKie, McSwine, Medford, Miller of Copiah, Mitchell, Morris, Murry, Nelson, Newman, Odom, Packwood, Payne, Perkins, Quinn, Ratliff, Redhead, Reeves, Rice, Roberts, Robertson, Rodgers of Tishomingo, Rogers of Yalobusha, Ryan, Simmons, Simpson, Smith of Jones, Smith of Wayne, Stinson of Lauderdale, Stinson of Lowndes, Stowers of Jefferson, Stowers of Lafayette, Street, Stutts, Tate, Taylor of Yalobusha, Terral, Thomas, Touchstone, Turner of Greene, Turner of Madison, Underwood, Ventress, Wade, Walton, Watson, Williams, Williamson, Wilson, Worthington, Wyatt, and Mr. Speaker—Total yeas, 104.

**ABSENT AND THOSE NOT VOTING**—Messrs. Arnold, Bowles, Buntin, Butler, Campbell, Champion, Chatham, Cotten, Dulaney, Enochs, Greaves, Harris, Johnson, King, Lamb, Miller of Washington, Montgomery of Quitman, Montgomery of Washington, Nix, O'Neill, Peatross, Peery, Potter, Puckett, Spencer, Stewart, Talbert, Taylor of Montgomery, Thrasher,—Total, 29.

H. B. No. 108, an Act for the relief of Cyrus Newkirk and making an appropriation for refunding the purchase money, with interest at 6 per cent. for eight years, for land to which the title has failed, was taken up.

Whereupon, the bill was considered engrossed, read the third time, and agreeably to the provisions of the Constitution the yeas and nays were taken and the bill passed, title standing as stated, by the following vote :

**YEAS**—Messrs. Anderson, Arrington, Ballinger, Basham, Bellamy, Binford, Blanchard, Boggan, Bowles, Burkitt, Bynum, Caldwell of Monroe, Caldwell of Leake and Winston, Campbell, Carr, Caruthers, Catchings, Champion, Davis, Denton, Dinsmore, Doss, Durham, Durrett, Enochs, Falk-

ner, Farr, Fowler, Gardner, Gayles, Gewin, Glover, Gore, Greaves, Graham, Griffin, Guynes, Hannah, Harper, Hart, Henry, Hinton, Ivy, Jackson, Keirn, Keith, Kelsey, Key, King, Lancaster, Love, Marshall, Mauffray, Maybin, McGuire, McKie, McSwine, Medford, Miller of Copiah, Mitchell, Morris, Murry, Nelson, Newman, Odom, Packwood, Payne, Perkins, Quinn, Redhead, Reeves, Rice, Roberts, Rodgers of Tishomingo, Rogers of Yalobusha, Ryan, Simmons, Simpson, Smith of Jones, Stewart, Stinson of Lauderdale, Stinson, of Lowndes, Stowers of Jefferson, Stowers, of Lafayette, Street, Stutts, Tate, Taylor of Yalobusha, Terral, Thomas, Touchstone, Turner of Greene, Turner of Madison, Underwood, Ventress, Wade, Walton, Watson, Williams, Williamson, Wilson, Worthington, Wyatt and Mr. Speaker—Total yeas, 104.

**ABSENT AND THOSE NOT VOTING**—Messrs. Arnold, Buntin, Butler, Chatham, Cook, Cotten, Dulaney, Eckles, Fox, Goudelock, Harris, Johnson, Lamb, Miller of Washington, Montgomery of Quitman, Montgomery of Washington, Nix, O'Neill, Peery, Peatross, Potter, Puckett, Ratliff, Robertson, Smith of Wayne, Spencer, Talbert, Taylor of Montgomery, Thrasher—Total 29.

On motion of Mr. Falkner, the rules were suspended and H. B. No. 100, an Act to provide for the issuance of pay certificates and for the payment thereof against the Chickasaw fund of Yalobusha county, was taken up.

On motion of Mr. Rogers of Yalobusha, the bill was considered engrossed, read the third time, and agreeably to the provisions of the Constitution, the yeas and nays were taken and the bill passed, title standing as stated, by the following vote:

**YEAS**—Messrs. Anderson, Arrington, Ballinger, Basham, Bellamy, Binford, Blanchard, Boggan, Bowles, Burkitt, Butler, Bynum, Caldwell of Monroe, Caldwell of Leake and Winston, Campbell, Carr, Caruthers, Catchings, Champion, Davis, Denton, Dinsmore, Doss, Durrett, Enochs, Falkner, Farr, Fowler, Gardner, Gayles, Gewin, Glover, Gore, Goudelock, Greaves, Graham, Griffin, Guynes, Hannah, Harper, Hart, Henry, Hinton, Jackson, Keirn, Keith, Key, Lancaster, Love, Marshall, Mauffray, Maybin, McGuire, McKie, McSwine, Medford, Miller of Copiah, Mitchell, Murry, Nelson, Newman, Odom, O'Neill, Packwood, Payne, Perkins, Quinn, Ratliff, Redhead, Reeves, Rice, Roberts, Robertson, Rogers of Yalobusha, Ryan, Simmons, Simpson, Smith of Jones, Stinson of Lauderdale, Stinson of Lowndes, Stowers of Jefferson, Stowers of Lafayette, Street, Stutts, Taylor of Yalobusha, Thomas, Touchstone, Turner of Greene,

Turner of Madison, Underwood, Ventress, Wade, Walton, Watson, Williams, Williamson, Wilson, Worthington, Wyatt and Mr. Speaker—Total 100.

**ABSENT AND THOSE NOT VOTING**—Messrs. Arnold, Buntin, Chatham, Cook, Cotten, Dulaney, Durham, Eckles, Fox, Harris, Ivy, Johnson, Kelsey, King, Lamb, Miller of Washington, Morris, Montgomery of Quitman, Montgomery of Washington, Nix, Peatross, Peery, Potter, Puckett, Rodgers of Tishomingo, Smith of Wayne, Spencer, Stewart, Talbert, Tate, Taylor of Montgomery, Terral, Thrasher—Total 88.

Mr. Simpson, at 12:20 moved to adjourn until Monday 10 o'clock A. M. Lost.

Mr. Hinton called up motion entered by Mr. Stowers of Lafayette, on the 24th inst., to reconsider vote by which H. B. No. 67, an Act for the support and maintenance of the State Normal School at Holly Springs, Miss., was passed, and moved to lay said motion to reconsider on the table.

Adopted.

The motion of Mr. Binford to suspend the rules for consideration of H. B. No. 90, an Act to amend section 2017 of the Annotated Code of 1892 in reference to compensation of tax assessors, was lost.

Mr. Jackson at 12:21 moved to adjourn until Monday morning, 10 o'clock. Lost.

H. B. No. 88, an act to amend section 2178 of the Annotated Code of 1892, ceding certain acquired lands to the United States, was on motion of Mr. Cook indefinitely postponed.

Mr. Jackson at 12:22 moved to adjourn until 10 o'clock A. M. Monday. Lost.

H. B. No. 115, an Act to amend section 816 of the Annotated Code of Mississippi, in reference to holding inquests and form of precept therein, was taken up.

Whereupon the bill was considered engrossed, read the third time, and agreeably to the provisions of the Constitution the yeas and nays were taken, and the bill passed, title standing as stated, by the following vote:

**YEAS**—Messrs. Anderson, Ballinger, Basham, Bellamy, Binford, Blanchard, Boggan, Bowles, Burkitt, Butler, Bynum, Caldwell of Monroe, Caldwell of Leake and Winston, Campbell, Carr, Caruthers, Catchings, Champion, Davis, Denton, Dinsmore, Doss, Durham, Durrett, Knochs, Falkner, Farr, Fowler, Gardner, Gayles, Gewin, Glover, Gore, Greaves, Graham, Griffin, Guynes, Hannah, Harper, Hart, Henry, Hinton, Ivy, Jackson, Keirn, Keith, Kelsey, Key, King, Lancaster, Love, Marshall, Maybin, McGuire, McKie,

McSwine, Medford, Miller of Copiah, Mitchell, Morris, Montgomery of Washington, Murry, Nelson, Newman, O'Neill, Packwood, Perkins, Quinn, Ratliff, Redhead, Reeves, Rice, Roberts, Rogers of Yalobusha, Ryan, Simmons, Simpson, Stewart, Stinson of Lauderdale, Stowers of Jefferson, Stowers of Lafayette, Street, Stutts, Tate, Taylor of Montgomery, Taylor of Yalobusha, Terral, Thomas, Turner of Greene, Turner of Madison, Underwood, Ventress, Walton, Watson, Williams, Williamson, Wilson, Worthington, Wyatt, Mr. Speaker—Total yeas, 100.

NAYS—Mr. Goudelock—Total nays, 1.

ABSENT AND THOSE NOT VOTING—Messrs. Arnold, Arrington, Buntin, Chatham, Cook, Cotten, Dulaney, Eckles, Fox, Harris, Johnson, Lamb, Mauffray, Miller of Washington, Montgomery of Quitman, Nix, Odom, Payne, Peatross, Peery, Potter, Puckett, Robertson, Rodgers of Tishomingo, Smith of Jones, Smith of Wayne, Spencer, Stinson of Lowndes, Talbert, Thrasher, Touchstone, Wade—Total, 82.

At 12:35 the House, on motion of Mr. Jackson, adjourned until Monday, 10 o'clock A. M.

L. PINK SMITH,  
Clerk of the House of Representatives.

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## TWENTY-FOURTH DAY.

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MONDAY, January 29, 1894.

The House was called to order at 10 A. M. by Speaker Vardaman; prayer by Rev. Dr. Hunter.

The roll being called, the following members answered to their names:

PRESENT—Messrs. Anderson, Arrington, Ballinger, Basham, Bellamy, Blanchard, Boggan, Buntin, Burkitt, Butler, Caldwell of Monroe, Caldwell of Leake and Winston, Campbell, Carr, Caruthers, Chatham, Cotten, Davis, Denton, Dinsmore, Doss, Durham, Durrett, Eckles, Enochs, Falkner, Farr, Fowler, Fox, Gardner, Gayles, Gewin, Glover, Gore, Goudelock, Greaves, Graham, Griffin, Guynes, Hannah, Harper, Hart, Henry, Hinton, Ivy, Jackson, Johnson, Keirn, Keith, Kelsey, Key, King, Lamb, Lancaster, Love, Marshall, Mauffray, Maybin, McGuire, McKie, McSwine, Medford, Miller of Copiah, Miller of Washington, Mitchell, Morris, Montgomery of Washington, Murry, Nelson, Newman, Nix, Odom, O'Neill, Packwood, Payne, Peery, Perkins,



Potter, Puckett, Ratliff, Redhead, Reeves, Rice Robertson, Rodgers of Tishomingo, Rogers of Yalobusha, Ryan, Simmons, Simpson, Smith of Jones, Smith of Wayne, Stewart, Stinson of Lauderdale, Stinson of Lowndes, Stowers of Jefferson, Stowers of Lafayette, Street, Stutts, Talbert, Tate, Terral, Thrasher, Touchstone, Turner of Greene, Turner of Madison, Underwood, Ventress, Wade, Walton, Watson, Williams, Williamson, Wilson, Worthington, Wyatt, Mr. Speaker—Total present, 117.

ABSENT—Messrs. Arnold, Binford, Bowles, Bynum, Catchings, Champion, Cook, Dulaney, Harris, Montgomery of Quitman, Peatross, Quinn, Roberts, Spencer, Taylor of Montgomery, Taylor of Yalobusha—Total absent, 16.

Leave of absence granted Messrs. Bynum, Montgomery of Quitman, Bowles and Roberts on account of sickness and Taylor of Yalobusha, from day to day.

Reading of Journal dispensed with and stood approved.

#### MESSAGE FROM THE SENATE.

MR. SPEAKER: I am directed to inform the House that the Senate has passed the following entitled bill, viz:

S. B. No. 110, an Act to amend section 8 of an act to incorporate the Vicksburg Electric Street Railway Company, approved March 6, 1888.

WILLIAM HENRY, Secretary.

S. B. No. 110, to be entitled an Act to amend section 8 of an Act entitled an Act to incorporate the Vicksburg Electric Street Railway Company, approved March 6, 1888.

Was read twice and referred to Committee on Local and Private Legislation.

#### MESSAGE FROM THE SENATE.

MR. SPEAKER: I am directed to inform the House that the Senate has passed the following entitled bills, viz:

S. B. No. 105, an Act to amend section 2391 of the Code in reference to inspections by court and jury of such property, place, object or things as may be connected with or involved in a civil or criminal trial.

S. B. No. 102, an Act to amend sections 620, 623, 625 and 627, chapter 27 of Code of 1892, in reference to fixing time of holding circuit courts in first, fourth, sixth and eighth districts.

S. B. No. 85, an Act to amend section 816 of Code in reference to holding inquests and to provide certain exceptions thereto.

S. B. No. 114, an Act to amend sections 2276 and 2285 of Code in reference to duties and compensation of health officers.

S. B. No. 99, an Act to amend section 3510 of Code in reference to protests.

MR. SPEAKER—I am directed to inform the House that the Senate has concurred in House amendments to the following entitled bills, viz :

S. B. No. 78, an Act to provide for the relief of the Natchez Hospital by an appropriation.

S. B. No. 63, an Act making appropriation for payment of salaries and allowances for special judges and chancellors and district attorneys pro tempore for 1892, 1893, 1894 and 1895.

WM. HENRY, Secretary.

Report of Special Committee on Judicial Districts :

MR. SPEAKER—The Special Committee on Judicial Districts has had under consideration the following bill referred to them, and have instructed me to report it back with the following recommendations, to-wit :

S. B. No. 15, an Act to amend section 449 and 450 of the Annotated Code of Mississippi in reference to fixing the time of holding chancery court in the first and second districts of the State.

That the title of said bill is sufficient and they recommend that it do pass.

W. H. POTTER, Chairman on Part of House.

J. P. ALLEN, Chairman on Part of Senate.

Report of Committee on Appropriations :

MR. SPEAKER: The Committee on Appropriations has had under consideration the following bills, and have instructed me to report them back with the following recommendations, to-wit :

H. B. No. 54, An act for the support and maintenance of State Normal School at Holly Springs, for the years 1894 and 1895.

Title sufficient ; do not pass.

H. B. No. 74, an Act entitled an Act appropriating monies for purchasing musical instruments for the use of the Blind Institute of this State.

Title sufficient ; do not pass.

H. B. No. 62, To appropriate money for the support and maintenance of the Industrial Institute and College for the years 1894 and 1895.

Title sufficient ; do not pass.

S. B. No. 92, an Act to appropriate money to supplement

the Peabody fund donated for the maintenance of Teachers Normal Institute in Mississippi.

Title sufficient; do pass.

H. B. No. 184, an Act making an appropriation to purchase type writers for the use and instruction of the pupils of the Institute for the Blind.

Title sufficient; do pass.

JOHN R. DINSMORE, Chairman.

Report of Committee on Local and Private Legislation :

MR. SPEAKER—Your Committee on Local and Private Legislation having had under consideration the following bills, viz :

H. B. No. 91, an Act for the relief of J. N. Jackson and W. S. Stribbling, teachers in the public schools of Neshoba county during the year 1892; also

H. B. No. 117, to be entitled an Act to refund to J. M. Welborn taxes overpaid by him in the year 1891.

H. B. No. 180, to be entitled an Act for the relief of J. C. Carter, sheriff and tax collector of Prentiss county, Miss.

S. B. No. 76, To be entitled an Act to repeal so much of section 2 of act to pay off and fund outstanding debt of Bolivar county, and provide revenue therefor, approved February 8, 1890, as provides that warrants, scrip or certificates shall be paid by the treasurer, and received by the tax-collector only in the order of their true dates of issue.

And find the titles of said bills sufficient, and that the relief sought by said bills cannot be obtained by general laws, or by proceedings in courts, and your committee say that from the evidence adduced before them they are of the opinion that said bills should pass.

Respectfully submitted,

S. E. PACKWOOD, Chairman.

Report of Committee on Roads, Ferries and Bridges :

MR. SPEAKER: The Committee on Roads, Ferries and Bridges has had under consideration the following bill referred to them, and have instructed me to report it back with the following recommendations, to-wit :

H. B. No. 7, and Act to amend section 8935 of the Annotated Code of Mississippi in reference to members of the board of supervisors inspecting roads, ferries and bridges, by striking out the words "road and roads" where the same occurs in said section.

Title sufficient; do pass.

T. J. Fox, Chairman pro tem.

#### INTRODUCTION OF BILLS.

By Mr. Glover—

H. B. No. 186, an Act entitled an Act to repeal section 8

of an act approved March 16, 1888, entitled an act to amend an act to incorporate the board of levee commissioners for the Yazoo-Mississippi Delta, and for other purposes, and in lieu thereof to enact an act entitled an act to levy a privilege tax on certain callings, business and professions, and for other purposes.

Was read twice and referred to Committee on Levees.

By Mr. Farr—

H. B. No. 187, an Act entitled an act to provide for supplying the records of the various counties in this State destroyed by fire or otherwise and to regulate the fees of chancery clerks for recording same.

Was read twice, and referred to Committee on County Affairs.

By Mr. Stowers of Jefferson—

H. B. No. 188, an Act entitled an act to authorize the board of supervisors of Jefferson county to make an additional levy for the years 1894 and 1895 to pay off all outstanding county warrants and to meet the necessary current expenses of the county.

Was read twice and referred to Committee on Local and Private Legislation.

S. B. No. 102, To be entitled an act entitled an act to amend sections 620, 623, 625, and 627, chapter 21, of the Annotated Code of Mississippi in reference to fixing the time of holding the circuit courts in the first, fourth sixth and eighth districts.

Was read twice and referred to Committee on Judicial Districts.

S. B. No. 99, To be entitled an Act to amend section 3510 of the Annotated Code in reference to protests.

Was read twice, and referred to Committee on Judiciary.

S. B. No. 85, To be entitled an Act to amend section 816 of the Annotated Code in reference to holding of inquests, and to provide certain exceptions thereto.

Was read twice, and referred to Committee on Judiciary.

S. B. No. 114, to be entitled an Act to amend sections 2276 and 2285 of the Annotated Code of Mississippi in reference to the duties and compensation of county health officers.

Was read twice and referred to Committee on Public Health and Quarantine.

Mr. O'Neill called up motion entered by Mr. Henry, on the 24th inst., to reconsider vote by which S. B. No. 57, an act appropriating money for the support and maintenance of the National Guard, was passed and moved to lay said motion to reconsider on the table.

The call for the yeas and nays being sustained the clerk called the roll, whereupon the motion to lay on the table was adopted by the following vote:

**YEAS**—Messrs. Arrington, Blanchard, Campbell, Carr, Davis, Denton, Dinsmore, Durham, Enochs, Gayles, Glover, Greaves, Guynes, Hannah, Hinton, Ivy, Jackson, Johnson, Keirn, Keith, Lancaster, Love, Marshall, Mauffray, Maybin, McKie, McSwine, Miller of Copiah, Miller of Washington, Mitchell, Montgomery of Washington, Nelson, Odom, O'Neill, Packwood, Payne, Potter, Redhead, Rice, Rodgers of Tishomingo, Smith of Jones, Smith of Wayne, Stinson of Lowndes, Stowers of Jefferson, Stowers of Lafayette, Street, Tate, Terral, Thrasher, Turner of Greene, Turner of Madison, Ventress, Walton, Watson, Williams, Williamson, Wilson, Worthington, Mr. Speaker—Total yeas, 59.

**NAYS**—Messrs. Anderson, Ballinger, Basham, Bellamy, Boggan, Buntin, Burkitt, Caldwell of Monroe, Caldwell of Leake and Winston, Chatham, Cotten, Doss, Durrett, Fowler, Fox, Gardner, Gewin, Gore, Goude-lock, Graham, Griffin, Harper, Henry, Kelsey, Key, King, McGuire, Medford, Morris, Murry, Newman, Nix, Perkins, Puckett, Ratliff, Reeves, Robertson, Rogers of Yalobusha, Ryan, Simmons, Simpson, Stewart, Stinson of Lauderdale, Stutts, Talbert, Thomas, Touchstone, Underwood, Wade, Wyatt—Total nays, 50.

**ABSENT AND THOSE NOT VOTING**—Messrs. Arnold, Binford, Bowles, Butler, Bynum, Caruthers, Catchings, Champion, Cook, Dulaney, Eekles, Falkner, Farr, Harris, Hart, Lamb, Montgomery of Quitman, Peatross, Peery, Quinn, Roberts, Spencer, Taylor of Montgomery and Taylor of Yalobusha—Total, 24.

On motion of Mr. Dinsmore the rules were suspended and the report of the Committee on Appropriations was considered.

H. B. No. 134, an Act making an appropriation to purchase type-writers for the use and instruction of the pupils of the Institute for the Blind, was taken up.

On motion of Mr. Dinsmore the bill was considered engrossed, read the third time and agreeably to the provisions of the Constitution, the yeas and nays were taken and the bill passed, title standing as stated, by the following vote:

**YEAS**—Messrs. Anderson, Arrington, Ballinger, Basham, Bellamy, Blanchard, Boggan, Buntin, Burkitt, Butler, Caldwell of Monroe, Caldwell of Leake and Winston, Campbell, Carr, Caruthers, Chatham, Cotten, Davis, Denton, Dinsmore, Doss, Durham, Durrett, Enochs, Fowler, Fox, Gardner, Gayles, Gewin, Glover, Gore, Goude-lock, Greaves, Graham, Griffin, Guynes, Hannah, Harper, Henry, Hinton, Ivy,

Keirn, Keith, Kelsey, Key, King, Lancaster, Love, Marshall, Mauffray, Maybin, McGuire, McKie, McSwine, Medford, Miller of Washington, Mitchell, Morris, Montgomery of Washington, Murry, Nelson, Newman, Nix, Odom, O'Neill, Packwood, Payne, Perkins, Potter, Puckett, Ratliff, Redhead, Reeves, Rice, Robertson, Rodgers of Tishomingo, Rogers of Yalobusha, Ryan, Simmons, Simpson, Smith of Jones, Smith of Wayne, Stewart, Stinson of Lauderdale, Stinson of Lowndes, Stowers of Jefferson, Street, Stutts, Talbert, Tate, Terral, Thomas, Thrasher, Touchstone, Turner of Greene, Turner of Madison, Underwood, Ventress, Wade, Walton, Watson, Williams, Williamson, Wilson, Worthington, Wyatt and Mr. Speaker—Total yeas, 107.

NAYS—0.

ABSENT AND THOSE NOT VOTING—Messrs. Arnold, Binford, Bowles, Bynum, Catchings, Champion, Cook, Dulaney, Eckles, Falkner, Farr, Harris, Hart, Jackson, Johnson, Lamb, Miller of Copiah, Montgomery of Quitman, Peatross, Peery, Quinn, Roberts, Spencer, Stowers of Lafayette, Taylor of Montgomery, Taylor of Yalobusha—Total 26.

H. B. No. 127, an Act to make an appropriation to defray the expenses of the Institute for the Blind, was considered.

Whereupon the bill was then considered engrossed, read the third time, and, agreeably to the provisions of the Constitution, the yeas and nays were taken and the bill passed, title standing as stated, by the following vote :

YEAS—Messrs. Anderson, Arrington, Ballinger, Basham, Bellamy, Blanchard, Boggan, Butler, Caldwell of Monroe, Caldwell of Leake and Winston, Campbell, Carr, Caruthers, Chatham, Cotten, Davis, Denton, Dinsmore, Doss, Durham, Durrett, Eckles, Enochs, Fowler, Fox, Gardner, Gayles, Glover, Gore, Goude-lock, Greaves, Graham, Griffin, Guynes, Hannah, Harper, Hart, Henry, Hinton, Ivy, Jackson, Johnson, Keirn, Keith, Kelsey, Key, Lancaster, Love, Marshall, Mauffray, Maybin, McGuire, McKie, McSwine, Miller of Washington, Mitchell, Morris, Montgomery of Washington, Murry, Nelson, Newman, Nix, Odom, O'Neill, Packwood, Payne, Perkins, Potter, Puckett, Ratliff, Redhead, Reeves, Rice, Robertson, Rodgers of Tishomingo, Rogers of Yalobusha, Ryan, Simmons, Simpson, Smith of Jones, Smith of Wayne, Stewart, Stinson of Lauderdale, Stinson of Lowndes, Stowers of Jefferson, Stowers of Lafayette, Street, Stutts, Talbert, Tate, Terral, Thomas, Thrasher, Touchstone, Turner of Greene, Turner of Madison, Underwood, Ventress, Wade, Walton, Watson, Williams, Williamson, Wilson, Worthington, Wyatt, Mr. Speaker—Total yeas, 107.

ABSENT AND THOSE NOT VOTING—Messrs. Arnold, Binford,

Bowles, Buntin, Burkitt, Bynum, Catchings, Champion, Cook, Dulaney, Falkner, Farr, Gewin, Harris, King, Lamb, Medford, Miller of Copiah, Montgomery of Quitman, Peatross, Peery, Quinn, Roberts, Spencer, Taylor of Montgomery, Taylor of Yalobusha—Total, 26.

S. B. No. 92, an Act to appropriate money to supplement the Peabody fund donated for the maintenance of teachers' normal institutes in Mississippi, was taken up.

The bill was read the third time, and agreeably to the provisions of the Constitution, the yeas and nays were taken and the bill passed, title standing as stated, by the following vote:

**YEAS**—Messrs. Arrington, Ballinger, Basham, Bellamy, Blanchard, Boggan, Buntin, Butler, Caldwell of Monroe, Caldwell of Leake and Winston, Campbell, Carr, Caruthers, Cotten, Davis, Denton, Dinsmore, Doss, Durham, Durrett, Eckles, Enochs, Fowler, Fox, Gardner, Gayles, Gewin, Glover, Gore, Goudelock, Greaves, Graham, Guynes, Hannah, Harper, Henry, Hinton, Ivy, Jackson, Johnson, Keirn, Keith, Key, Lamb, Lancaster, Love, Marshall, Mauffray, Maybin, McGuire, McKie, McSwine, Miller of Copiah, Miller of Washington, Mitchell, Morris, Montgomery of Washington, Murry, Nelson, Newman, Odom, O'Neill, Packwood, Payne, Peery, Perkins, Puckett, Ratliff, Redhead, Reeves, Rice, Robertson, Rodgers of Tishomingo, Ryan, Simmons, Simpson, Smith of Jones, Smith of Wayne, Stinson of Lauderdale, Stinson of Lowndes, Stowers of Jefferson, Stowers of Lafayette, Stutts, Talbert, Tate, Taylor of Yalobusha, Terral, Thomas, Thrasher, Touchstone, Turner of Greene, Turner of Madison, Underwood, Ventress, Wade, Walton, Watson, Williams, Williamson, Wilson, Worthington, Wyatt, Mr. Speaker.—Total yeas, 108.

**NAYS**—Messrs. Anderson, Burkitt, King, Medford, Nix—Total nays, 5.

**ABSENT AND THOSE NOT VOTING**—Messrs. Arnold, Binford, Bowles, Bynum, Catchings, Champion, Chatham, Cook, Dulaney, Falkner, Farr, Griffin, Harris, Hart, Kelsey, Montgomery of Quitman, Peatross, Potter, Quinn, Roberts, Rogers of Yalobusha, Spencer, Stewart, Street, Taylor of Montgomery—Total, 25.

On motion of Mr. Dinsmore, H. B. No. 62, an act to appropriate moneys for the support and maintenance of the Industrial Institute and College for the years 1894 and 1895, was indefinitely postponed.

On motion of Mr. Dinsmore, H. B. No. 74, an Act appropriating monies for purchasing musical instruments for the use of the Blind Institute of this State, was indefinitely postponed.

On motion of Mr. Dinsmore, H. B. No. 54, an Act for the support and maintenance of the State Normal school at Holly Springs for the years 1894 and 1895, was indefinitely postponed.

H. B. No. 8, An act to repeal section 2153 of the Annotated Code of Mississippi in reference to compensation of garnishees when allowed, was taken up.

Senate's amendment striking out in lines eleven and twelve the words "at the return term of the attachment, judgment or decree," was concurred in by the following vote:

YEAS—Messrs. Anderson, Arrington, Ballinger, Basham, Bellamy, Blanchard, Boggan, Buntin, Butler, Caldwell of Monroe, Caldwell of Leake and Winston, Campbell, Caruthers, Cotten, Davis, Denton, Dinsmore, Doss, Durham, Durrett, Eckles, Fowler, Fox, Gardner, Gayles, Glover, Gore, Goudelock, Greaves, Graham, Griffin, Guynes, Hannah, Harper, Hart, Henry, Ivy, Jackson, Johnson, Keirn, Keith, Kelsey, Lancaster, Love, Marshall, Maybin, McGuire, McKie, McSwine, Medford, Miller of Copiah, Miller of Washington, Mitchell, Morris, Montgomery of Washington, Murry, Nelson, Newman, Nix, Odom, O'Neill, Packwood, Perkins, Redhead, Reeves, Rice, Robertson, Rogers of Yalobusha, Ryan, Simmons, Simpson, Smith of Jones, Smith of Wayne, Stewart, Stinson of Lauderdale, Stinson of Lowndes, Stowers of Jefferson, Stowers of Lafayette, Street, Stutts, Tate, Terral, Thrasher, Touchstone, Turner of Greene, Turner of Madison, Ventress, Wade, Walton, Watson, Williamson, Wilson, Worthington, Wyatt, Mr. Speaker—Total yeas, 95.

NAYS—0.

ABSENT AND THOSE NOT VOTING—Messrs. Arnold, Binford, Bowles, Burkitt, Bynum, Carr, Catchings, Champion, Chat-ham, Cook, Dulaney, Enochs, Falkner, Farr, Gewin, Harris, Hinton, Key, King, Lamb, Mauffray, Montgomery of Quitman, Payne, Peatross, Peery, Potter, Puckett, Quinn, Ratliff, Roberts, Rodgers of Tishomingo, Spencer, Talbert, Taylor of Montgomery, Taylor of Yalobusha, Thomas, Underwood and Williams—Total, 38.

Privileges and courtesies of the House extended Messrs. B. G. Humphreys of Greenwood and W. A. Haden of Kosciusko.

H. B. No. 116, an Act to amend section 4151 of the Annotated Code of 1892 in reference to how funds loaned and secured arising from any disposition of sixteenth section, was considered.

The committee offered to amend by striking out all after the word "loan" in 2d line on 2d page down to and including the word "title" in 7th line of same page and insert in lieu thereof the following, viz:



"And that the certificate of the county attorney or of some reputable attorney, be attached to said abstract setting forth that in his opinion the reputed owner of said land has a perfect title.

Mr. Street moved to amend the committee's amendment by inserting after the word "attorney" the words "satisfactory to the board of supervisors." Adopted.

Recurring to the amendment offered by the committee the same was adopted as amended.

Mr. Dinsmore moved to amend the bill by inserting after the word "furnished" in next to the last line on page 1, the words, "at his own expense." Adopted.

Mr. Stewart moved to amend by striking out 6 per cent. and inserting 5 per cent., to enable the borrower to pay attorney's fees. Lost.

The bill as amended was then considered engrossed, read the third time and agreeably to the provisions of the Constitution, the yeas and nays were taken, the bill passed, title standing as stated, by the following vote :

**YEAS**—Messrs. Arrington, Blanchard, Boggan, Buntin, Butler, Caldwell of Leake and Winston, Carr, Caruthers, Chatham, Davis, Denton, Dinsmore, Doss, Durham, Durrett, Eckles, Enochs, Fowler, Gayles, Glover, Goude-lock, Greaves, Guynes, Harper, Henry, Hinton, Jackson, Johnson, Keirn, Keith, Lancaster, Love, Marshall, Mauffray, Maybin, McGuire, Medford, Miller of Copiah, Mitchell, Montgomery of Washington, Murry, Odom, O'Neill, Packwood, Payne, Perkins, Potter, Ratliff, Redhead, Rice, Rodgers of Tishomingo, Rogers of Yalobusha, Ryan, Simmons, Smith of Jones, Stinson of Lowndes, Stowers of Jefferson, Stowers of Lafayette, Street, Stutts, Tate, Terral, Thrasher, Touchstone, Turner of Madison, Ventress, Walton, Williams, Williamson, Wilson, Worthington, Wyatt, Mr. Speaker—Total yeas, 78.

**NAYS**—Messrs. Anderson, Ballinger, Basham, Bellamy, Burkitt, Caldwell of Monroe, Cotten, Fox, Gardner, Gewin, Gore, Griffin, Hart, Key, Lamb, McKie, Morris, Newman, Nix, Reeves, Simpson, Smith of Wayne, Stewart, Stinson of Lauderdale, Turner of Greene, Wade—Total nays, 26.

**ABSENT AND THOSE NOT VOTING**—Messrs. Arnold, Binford, Bowles, Bynum, Campbell, Catchings, Champion, Cook, Dulaney, Falkner, Farr, Graham, Hannah, Harris, Ivy, Kelsey, King, McSwine, Miller of Washington, Montgomery of Quitman, Nelson, Peatross, Peery, Puckett, Quinn, Roberts, Robertson, Spencer, Talbert, Taylor of Montgomery, Taylor of Yalobusha, Thomas, Underwood and Watson—Total 84.

Report of Committee on Enrolled Bills:

**MR. SPEAKER:** Your Committee on Enrolled Bills have examined the following entitled bills, and find that they are correctly enrolled, and we herewith present them to the Speaker for his signature, to-wit:

S. B. No. 63, An act making appropriations for payment of salaries of special judges and chancellors and allowances to district attorneys pro tempore.

S. B. No. 78, an Act for the relief of the Natchez Hospital by an appropriation.

S. B. No. 82, an Act to make appropriation to pay the balance due by the State on account of the publication of volume 70 of the reports of decisions of the Supreme Court.

T. N. TOUCHSTONE, Chairman.

Whereupon all business was suspended and the Speaker signed the bills, calling the attention of the House thereto.

Mr. Jackson moved to suspend the rules and take up for consideration, H. B. No. 91, an Act for the relief of J. N. Jackson and W. S. Stribbling, teachers in the public schools of Neshoba county during the year 1892.

Lost.

H. B. No. 125, an Act to amend section 2354 in regard to who are competent jurors, was taken up.

Mr. Murry moved to amend by inserting after the word "juror" in — line the words, "provided, that no one who is, nor has been within twelve months, the overseer of a public road, shall be competent to serve as a grand juror.

Mr. Talbert offered to amend the amendment by adding in proper place the following: "Because the appointment of citizens as road overseers makes them willing to commit perjury. Lost."

By unanimous consent the amendment offered by Mr. Murry was withdrawn.

Mr. Henry moved to indefinitely postpone the bill.

Mr. Greaves moved the previous question on the indefinite postponement of the bill, which motion prevailed. The call for the yeas and nays being sustained the clerk called the roll and the motion to indefinitely postpone was adopted by the following vote:

**YEAS**—Messrs. Anderson, Blanchard, Burkitt, Carr, Caruthers, Cotten, Davis, Dinsmore, Doss, Durham, Durrett, Farr, Fowler, Fox, Gayles, Gewin, Glover, Guynes, Harper, Hart, Henry, Hinton, Jackson, Johnson, Keirn, Kelsey, Key, King, Lamb, Mauffray, Maybin, McGuire, McKie, McSwine, Montgomery of Washington, Murry, Nelson, Perkins, Puckett, Ratliff, Rice, Robertson, Rodgers of Tishomingo, Rogers of Yalobusha, Smith of Wayne, Stewart,

Stinson of Lauderdale, Stinson of Lowndes, Stowers of Lafayette, Terral, Thomas, Thrasher, Turner of Greene, Underwood, Wade, Williams, Wilson—Total yeas, 57.

**NAYS**—Messrs. Arrington, Ballinger, Bellamy, Boggan, Buntin, Butler, Caldwell of Monroe, Caldwell of Leake and Winston, Campbell, Chatham, Denton, Enochs, Gardner, Gore, Goudelock, Greaves, Graham, Hannah, Keith, Love, Marshall, Medford, Mitchell, Morris, Newman, Odom, O'Neill, Packwood, Payne, Peery, Potter, Redhead, Reeves, Ryan, Simmons, Simpson, Smith of Jones, Stowers of Jefferson, Street, Stutts, Talbert, Tate, Turner of Madison, Ventress, Walton, Williamson, Worthington, Wyatt, Mr. Speaker—Total nays, 49.

**ABSENT AND THOSE NOT VOTING**—Messrs. Arnold, Basham, Binford, Bowles, Bynum, Catchings, Champion, Cook, Dulaney, Eckles, Falkner, Griffin, Harris, Ivy, Lancaster, Miller of Copiah, Miller of Washington, Montgomery of Quitman, Nix, Peatross, Quinn, Roberts, Spencer, Taylor of Montgomery, Taylor of Yalobusha, Touchstone and Watson—Total 27.

At 12:39 Mr. Talbert moved to adjourn until to-morrow 10 o'clock, A. M. Lost.

MESSAGE FROM THE GOVERNOR.

EXECUTIVE OFFICE, JACKSON, MISSISSIPPI,  
JACKSON, January 29, 1894. }

*To the Senate and House of Representatives :*

**GENTLEMEN:** I have the honor to submit for your consideration, and for such action as you may deem proper, the following matters, to-wit :

A bill to repeal sections 1948 and 2224 of the Annotated Code, and to repeal sections 2196 and 2197 of the Annotated Code, or to substitute section 2111 of the Code of 1880 for the latter two sections. It is apprehended that 1948 and 2224 may lead to much trouble and complication in the affairs of minors in the hands of guardians.

A bill to amend section 1076 so as to read as follows : "If any person sentenced to the Penitentiary for a term less than for life shall escape therefrom, or shall escape from custody before or after confinement therein, he shall, upon conviction, be punished by imprisonment in such prison for a term not exceeding five years, to commence from and after the expiration of the original term of imprisonment, as extended in consequence of such escape."

It has been held that the word "break," in the second line of the section, implies force or violence, and that unless

force or violence is employed by the prisoner he is not liable to indictment under this section. I do not accept this construction of the law, but recommend that all doubt be removed by the adoption of the amendment suggested. I was informed by the district attorney that C. O. Summers, the express robber, escaped indictment at the present term of circuit court in Jackson by reason of construction mentioned.

I also submit for your consideration the propriety of so amending the Insurance laws as to prohibit any insurance company that belongs to an insurance trust or association, the purpose of which is to fix uniform rates for all companies, from doing business in this State.

Respectfully,

J. M. STONE.

At 12:40, on motion of Mr. Talbert, the House adjourned until 10 o'clock A. M. to-morrow.

L. PINK SMITH,

Clerk of the House of Representatives.

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## TWENTY-FIFTH DAY.

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THURSDAY, January 30, 1894.

The House was called to order at 10 A. M., by Speaker Vardaman; Prayer by Rev. Dr. Williams.

The roll being called, the following members answered to their names:

**PRESENT**—Messrs. Anderson, Arrington, Ballinger, Basham, Bellamy, Binford, Blanchard, Boggan, Bowles, Buntin, Burkitt, Butler, Caldwell of Monroe, Caldwell of Leake and Winston, Campbell, Carr, Caruthers, Catchings, Champion, Chatham, Cotten, Davis, Denton, Dinsmore, Doss, Durham, Durrett, Eckles, Enochs, Falkner, Farr, Fowler, Fox, Gardner, Gayles, Gewin, Glover, Gore, Goudelock, Greaves, Graham, Griffin, Guynes, Hannah, Harper, Hart, Henry, Hinton, Ivy, Jackson, Johnson, Keirn, Keith, Kelsey, Key, King, Lamb, Lancaster, Love, Marshall, Mauffray, Maybin, McGuire, McKie, McSwine, Medford, Miller of Copiah, Miller of Washington, Mitchell, Morris, Montgomery of Washington, Murry, Newman, Nix, Odom, O'Neill, Packwood, Payne, Peatross, Peery, Perkins, Puckett, Quinn, Ratliff, Redhead, Reeves, Roberts, Robertson, Rodgers of Tishomingo, Rogers of Yalobusha, Ryan, Simmons, Simpson, Smith of Jones, Smith of Wayne, Stewart, Stinson of Lauderdale,

Stowers of Jefferson, Stowers of Lafayette, Street, Stutts, Talbert, Tate, Taylor of Montgomery, Taylor of Yalobusha, Terral, Thomas, Thrasher, Touchstone, Turner of Greene, Turner of Madison, Underwood, Ventress, Wade, Walton, Watson, Williams, Williamson, Wilson, Worthington, Wyatt.  
Mr. Speaker—Total present, 122.

ABSENT—Messrs. Arnold, Bynum, Cook, Dulaney, Harris, Montgomery of Quitman, Nelson, Potter, Rice, Spencer, Stinson of Lowndes—Total absent, 11.

Leave of absence was granted Messrs. Stinson of Lowndes and Wilson, on account of sickness from day to day.

Reading of Journal dispensed with and stood approved.

Mr. Street offered the following:

*Resolved*, That 12 o'clock noon be fixed as the hour of voting for United States Senator to fill the unexpired term of Gen. E. C. Walthall, resigned.

Adopted.

Mr. Champion, by unanimous consent, offered the following:

House Concurrent Resolution, No. 15, submitting to the qualified electors for adoption or rejection an amendment to the Constitution.

Was read twice, and referred to Committee on Census and Apportionment.

By unanimous consent, the Special Committee to investigate the Alcorn A. & M. College, was granted permission to sit during the session of the House.

S. B. No. 105, To be entitled an Act to amend section 2381 of the Annotated Code of 1892, in reference to inspections by court and jury of such property, place, object or thing as may be connected with or involved in a civil or criminal trial.

Was read twice and referred to Committee on Judiciary.

Report of Committee on Mississippi Levees:

MR. SPEAKER—The Committee on Mississippi Levees has had under consideration the following bills referred to them, and have instructed me to report them back with the following recommendations, to-wit:

H. B. No. 45, an Act to amend section 3 of an act approved March 16th, 1888, entitled an act to amend an act to incorporate the board of levee commissioners for the Yazoo-Mississippi Delta, and for other purposes.

Title sufficient; do pass with amendments.

S. B. No. 74, to authorize the Board of Mississippi Levee Commissioners to issue two hundred thousand dollars of bonds, and for other purposes.

Do pass as amended; title sufficient.

WALTER L. KEIRN, Chairman.

## MESSAGE FROM THE SENATE.

**MR. SPEAKER:** I am directed to inform the House that the Senate has passed the following entitled bills, viz:

S. B. No 113, an Act to be entitled an act to authorize the board of supervisors of Perry county to levy a special school tax to pay the outstanding school debts of the years 1892 and 1893.

H. B. No. 85, an Act to provide for repairs upon the public buildings of the State University.

H. B. No. 86, an Act to appropriate money for the relief of the Adjutant General.

H. B. No. 70, an Act to make an appropriation to defray the expenses of the State Lunatic Asylum for the years of 1894 and 1895.

H. B. No. 84, an Act to appropriate money for the relief of certain officers, soldiers, widows and servants of the late war.

H. B. No. 46, an Act to make an appropriation to defray the expenses of the East Mississippi Insane Asylum for the years 1894 and 1895.

And has indefinitely postponed

H. B. No. 6, to amend section 3395 of the Code, entitled the same, separate school districts for the races, description of districts, etc.

WILLIAM HENRY, Secretary.

## INTRODUCTION OF BILLS.

By Mr. Dinsmore—

H. B. No. 139, an Act to appropriate money to defray the expenses of the Legislative, Executive and Judicial Departments of the State Government, to pay interest on the State debt and to support the common schools.

Was read twice, and referred to Committee on Appropriations.

By Mr. Henry—

H. B. No. 140, an Act entitled an act to amend section 2682 of the Annotated Code so as to give overseers a lien for their wages.

Was read twice and referred to Committee on Agriculture.

By Mr. Street—

H. B. No. 141, an Act to increase the revenue by imposing a tax on the privilege of carrying a pistol.

Was read twice and referred to Committee on Ways and Means.

Report of Committee on Enrolled Bills:

**MR. SPEAKER:** Your Committee on Enrolled Bills have

examined the following bills, and find that they are correctly enrolled, and we herewith present them to the Speaker for his signature, to-wit:

H. B. 52, an Act making an appropriation for the support of the Agricultural and Mechanical Collage for the years 1894 and 1895.

H. B. No. 78, an Act to provide for the protection of the property of the State at the capital from damage or destruction by fire, and to appropriate money therefor.

T. N. TOUCHSTONE, Chairman.

Whereupon, the Speaker suspended all business and signed the bills, calling the attention of the House thereto.

Unanimous consent granted Appropriation Committee to sit during the session of the House.

Report of Judiciary Committee was taken up.

Whereupon, S. B. No. 53, an Act to amend section 2175 of the Annotated Code of Mississippi so as to authorize the cession of jurisdiction to the United States over all lands acquired by the United States for the purpose of making, building or constructing levees, canals, or any other works in connection with the improvement of rivers and harbors, and for other purposes.

On motion of Mr. O'Neill, the bill was read the third time, and agreeably to the provisions of the Constitution, the yeas and nays were taken and the bill passed, title standing as stated, by the following vote:

YEAS—Messrs. Anderson, Arrington, Ballinger, Basham, Bellamy, Binford, Blanchard, Boggan, Bowles, Buntin, Burkitt, Caldwell of Monroe, Caldwell of Leake and Winston, Campbell, Carr, Caruthers, Catchings, Champion, Chatham, Cotten, Davis, Denton, Dinsmore, Doss, Dulaney, Durham, Durrett, Eckles, Enochs, Falkner, Farr, Fowler, Fox, Gardner, Gayles, Gewin, Glover, Gore, Goude-lock, Greaves, Graham, Griffin, Guynes, Harper, Hart, Henry, Ivy, Jackson, Johnson, Keirn, Keith, Kelsey, Key, Lamb, Lancaster, Love, Marshall, Mauffray, Maybin, McGuire, McKie, McSwine, Medford, Miller of Copiah, Miller of Washington, Mitchell, Morris, Montgomery of Washington, Murry, Nelson, Newman, Nix, Odom, O'Neill, Packwood, Payne, Peery, Perkins, Puckett, Quinn, Ratliff, Reeves, Rice, Roberts, Robertson, Rodgers of Tishomingo, Rogers of Yalobusha, Ryan, Simmons, Simpson, Smith of Jones, Smith of Wayne, Stinson of Lauderdale, Stowers of Jefferson, Stowers of Lafayette, Street, Stutts, Talbert, Tate, Taylor of Montgomery, Terral, Thomas, Touchstone, Turner of Greene, Turner of Madison, Underwood, Wade, Walton, Watson, Williams, Williamson, Wilson, Worthington, Wyatt—Total yeas, 114.

**ABSENT AND THOSE NOT VOTING**—Messrs. Arnold, Butler, Bynum, Cook, Hannah, Harris, Hinton, King, Montgomery of Quitman, Peatross, Potter, Redhead, Spencer, Stewart, Stinson of Lowndes, Taylor of Yalobusha, Thrasher, Ventress, and Mr. Speaker—Total, 19.

Mr Jackson moved to suspend the rules for the consideration of H. B. No. 91, an Act for the relief of J. N. Jackson and W. S. Stribling, teachers in the public schools of Neshoba county during the year 1892. Lost.

S. B. No. 96, entitled an Act to amend section 3488 of the Annotated Code in reference to the service of process upon corporations and receivers.

Was, on motion of Mr. O'Neill, read the third time, and agreeably to the provisions of the Constitution, the yeas and nays were taken, and the bill passed, title standing as stated, by the following vote:

**YEAS**—Messrs. Anderson, Arrington, Ballinger, Basham, Bellamy, Binford, Blanchard, Boggan, Bowles, Buntin, Caldwell of Monroe, Caldwell of Leake and Winston, Carr, Caruthers, Champion, Chatham, Cotten, Davis, Denton, Dinsmore, Doss, Durham, Enochs, Falkner, Farr, Fowler, Fox, Gardner, Gayles, Gewin, Glover, Gore, Goudelock, Greaves, Graham, Griffin, Guynes, Hannah, Harper, Hart, Henry, Ivy, Jackson, Johnson, Keirn, Keith, Kelsey, King, Lancaster, Love, Marshall, Mauffray, McGuire, McKie, McSwine, Medford, Miller of Copiah, Miller, of Washington, Mitchell, Morris, Montgomery of Washington, Murry, Nelson, Newman, Nix, Odom, O'Neill, Packwood, Peery, Perkins, Puckett, Quinn, Reeves, Rice, Roberts, Rodgers of Tishomingo, Simmons, Simpson, Smith of Jones, Smith of Wayne, Stinson of Lauderdale, Stowers of Lafayette, Street, Stutts, Talbert, Tate, Taylor of Montgomery, Taylor of Yalobusha, Terral, Thomas, Thrasher, Touchstone, Turner of Greene, Turner of Madison, Underwood, Wade, Walton, Watson, Williams, Williamson, Worthington, Wyatt—Total yeas, 102.

**NAYS**—None.

**ABSENT AND THOSE NOT VOTING**—Messrs. Arnold, Burkitt, Butler, Bynum, Campbell, Catchings, Cook, Dulaney, Durrett, Eckles, Harris, Hinton, Key, Lamb, Maybin, Montgomery of Quitman, Payne, Peatross, Potter, Ratliff, Redhead, Robertson, Rogers of Yalobusha, Ryan, Spencer, Stewart, Stinson of Lowndes, Stowers of Jefferson, Ventress, Wilson, Mr. Speaker—Total, 31.

By unanimous consent Mr. Jackson called up H. B. No. 91, an Act for the relief of J. N. Jackson and W. S. Stribling, teachers in the public schools of Neshoba county during the year 1892.



Whereupon the bill was considered engrossed, read the third time, and agreeably to the provisions of the Constitution, the yeas and nays were taken, and the bill passed, title standing as stated, by the following vote:

**YEAS**—Messrs. Anderson, Arrington, Ballinger, Bellamy, Blanchard, Boggan, Bowles, Caldwell of Monroe, Caldwell of Leake and Winston, Caruthers, Catchings, Chatham, Cotten, Davis, Denton, Dinsmore, Durham, Durrett, Enochs, Falkner, Farr, Fowler, Fox, Gardner, Gayles, Gewin, Glover, Gore, Goude-lock, Greaves, Graham, Guynes, Harper, Hart, Henry, Ivy, Jackson, Johnson, Keirn, Keith, Kelsey, Key, King, Lancaster, Love, Marshall, Mauffray, Maybin, McGuire, McKie, McSwine, Medford, Miller of Copiah, Miller of Washington, Murry, Nelson, Newman, Nix, Odom, O'Neill, Packwood, Payne, Peatross, Peery, Perkins, Puckett, Quinn, Reeves, Rice, Roberts, Robertson, Rodgers of Tishomingo, Rogers of Yalobusha, Ryan, Simmons, Simpson, Smith of Wayne, Stinson of Lauderdale, Stowers of Lafayette, Street, Stutts, Talbert, Tate, Taylor of Montgomery, Taylor of Yalobusha, Terral, Thomas, Touchstone, Turner of Greene, Turner of Madison, Underwood, Ventress, Wade, Walton, Watson, Williams, Williamsen, Worthington, Wyatt—Total yeas, 99.

**NAYS**—None.

**ABSENT AND THOSE NOT VOTING**—Messrs. Arnold, Basham, Binford, Buntin, Burkitt, Butler, Bynum, Campbell, Carr, Champion, Cook, Doss, Dulaney, Eckles, Griffin, Hannah, Harris, Hinton, Lamb, Mitchell, Morris, Montgomery of Quitman, Montgomery of Washington, Potter, Ratliff, Redhead, Smith of Jones, Spencer, Stewart, Stinson of Lowndes, Stowers of Jefferson, Thrasher, Wilson, Mr. Speaker—Total, 84.

**MESSAGE FROM THE GOVERNOR.**

THE STATE OF MISSISSIPPI, }  
EXECUTIVE DEPARTMENT. }

**WHEREAS**, Section 36 of the Constitution of the State of Mississippi provides that the special sessions of the Legislature shall not continue longer than thirty days, unless the Governor, deeming the public interest to require it, shall extend the sitting, by proclamation in writing, to be sent to, and entered upon the journals of each House, for a specific number of days, and then it may continue in session to the expiration of that time; and

**WHEREAS**, It is manifest that the important business of the Legislature cannot be completed within the time fixed by the

Constitution, and deeming the public interest to require it, I do issue this my

PROCLAMATION,

and send it to each House of the Legislature to be entered upon the journal thereof, and do hereby extend the sitting of the Legislature for ten days from the 31st day of January, 1894.

In testimony whereof, I have hereunto set my hand  
[SEAL] and caused the great seal of the State to be affixed, this the 30th day of January, A. D. 1894.

By the Governor :

J. M. STONE.

GEO. M. GOVAN, Sec'y of State.

Mr. Miller of Copiah, moved to suspend the rules and take up for consideration the report of the Committee on Census and Apportionment.

Lost.

(Mr. Mitchell in the chair.)

S. B. No. 55, an Act to amend section 3681 of Annotated Code, providing for filling vacancies in State offices, was taken up.

Whereupon the bill was read the third time, and agreeably to the provisions of the Constitution, the yeas and nays were taken and the bill passed, title standing as stated, by the following vote :

YEAS—Messrs. Arrington, Ballinger, Basham, Bellamy, Blanchard, Boggan, Bowles, Buntin, Caldwell of Monroe, Caldwell of Leake and Winston, Caruthers, Champion, Chatham, Cotten, Davis, Denton, Dinsmore, Doss, Durham, Durrett, Enochs, Falkner, Farr, Fowler, Fox, Gardner, Gayles, Gewin, Glover, Graham, Griffin, Guynes, Hannah, Harper, Hart, Henry, Ivy, Jackson, Johnson, Keirn, Keith, Kelsey, Key, Lancaster, Love, Marshall, Mauffray, Maybin, McGuire, McKie, Medford, Miller of Copiah, Mitchell, Murry, Nelson, Nix, Odom, O'Neill, Packwood, Payne, Peatross, Perkins, Puckett, Quinn, Rice, Roberts, Robertson, Rodgers of Tishomingo, Rogers of Yalobusha, Ryan, Simmons, Simpson, Smith of Jones, Smith of Wayne, Stewart, Stinson of Lauderdale, Stowers of Lafayette, Street, Stutts, Terral, Thomas, Thrasher, Touchstone, Turner of Greene, Turner of Madison, Underwood, Walton, Watson, Williams, Williamson, Worthington—Total yeas, 91.

NAYS—Mr. Wade—Total nays, 1.

ABSENT AND THOSE NOT VOTING—Messrs. Anderson, Arnold, Binford, Burkitt, Butler, Bynum, Campbell, Carr, Catchings, Cook, Dulaney, Eckles, Gore, Goude-lock, Greaves, Harris, Hinton, King, Lamb, McSwine, Miller of Washing-

ton, Morris, Montgomery of Quitman, Montgomery of Washington, Newman, Peery, Potter, Ratliff, Redhead, Reeves, Spencer, Stinson of Lowndes, Stowers of Jefferson, Talbert, Tate, Taylor of Montgomery, Taylor of Yalobusha, Ventress, Wilson, Wyatt and Mr. Speaker—Total 41.

S. B. No. 56, entitled an Act to amend section 3686 of Annotated Code providing for filling vacancies in county district offices in certain cases.

Was on motion of M. O'Neill, read the third time, and agreeably to the provisions of the Constitution, the yeas and nays were taken, and the bill passed, title standing as stated, by the following vote:

**YEAS**—Messrs. Arrington, Ballinger, Bellamy, Blanchard, Boggan, Bowles, Buntin, Caldwell of Monroe, Caldwell, of Leake and Winston, Caruthers, Catchings, Cotten, Davis, Denton, Dinsmore, Doss, Enochs, Falkner, Farr, Fowler, Fox, Gayles, Glover, Griffin, Guynes, Hannah, Henry, Ivy, Johnson, Keirn, Keith, Lancaster, Love, Mauffray, McGuire, McKie, McSwine, Medford, Mitchell, Murry, Nelson, Odom, O'Neill, Packwood, Payne, Peatross, Perkins, Puckett, Quinn, Reeves, Rice, Rodgers of Tishomingo, Rogers of Yalobusha, Ryan, Simmons, Smith, of Jones, Stowers of Lafayette, Street, Stutts, Tate, Taylor of Montgomery, Taylor of Yalobusha, Terral, Thomas, Thrasher, Touchstone, Turner of Greene, Turner of Madison, Underwood, Ventress, Walton, Watson, Williamson, Worthington—Total yeas, 74.

**NAYS**—Messrs. Anderson, Basham, Burkitt, Durrett, Gewin, Gore, Harper, Hart, Roberts, Stinson of Lauderdale, Wade, Wyatt—Total nays, 12.

**ABSENT AND THOSE NOT VOTING**—Messrs. Arnold, Binford, Butler, Bynum, Campbell, Carr, Champion, Chatham, Cook, Dulaney, Durham, Eckles, Gardner, Goude-lock, Greaves, Graham, Harris, Hinton, Jackson, Kelsey, Key, King, Lamb, Marshall, Maybin, Miller, of Copiah, Miller, of Washington, Morris, Montgomery of Quitman, Montgomery of Washington, Newman, Nix, Peery, Potter, Ratliff, Redhead, Robertson, Simpson, Smith of Wayne, Spencer, Stewart, Stinson of Lowndes, Stowers, of Jefferson, Talbert, Williams, Wilson, and Mr. Speaker—Total 47.

On motion of Mr. Kelsey, the rules were suspended and H. B. No. 80, an Act to repeal an Act of 1882 providing for the payment of twenty dollars per month out of the treasury of Marshall county for a janitor to keep the court house, was taken up.

Mr. McKie moved to lay said bill on the table subject to call. Lost.

On motion of Mr. Kelsey, the bill was then considered

engrossed, read the third time, and agreeably to the provisions of the Constitution, the yeas and nays were taken, and the bill passed, title standing as stated, by the following vote:

**YEAS**—Messrs. Anderson, Arrington, Basham, Bellamy, Blanchard, Bowles, Buntin, Burkitt, Caldwell of Monroe, Caldwell of Leake and Winston, Campbell, Carr, Catchings, Champion, Chatham, Davis, Denton, Dinsmore, Doss, Durrett, Falkner, Fowler, Fox, Gardner, Gewin, Glover, Gore, Goudehook, Greaves, Graham, Griffin, Guynes, Hannah, Harper, Hart, Henry, Ivy, Jackson, Johnson, Kelsey, Key, King, Lamb, Lancaster, Love, Mauffray, McGuire, McSwine, Miller of Copiah, Mitchell, Morris, Montgomery of Washington, Nelson, Newman, Nix, Odom, O'Neill, Packwood, Perkins, Quinn, Ratliff, Reeves, Rice, Roberts, Robertson, Rodgers of Tishomingo, Rogers, of Yalobusha, Ryan, Simpson, Smith of Jones, Stewart, Stinson of Lauderdale, Stowers of Jefferson, Stutts, Tate, Taylor of Montgomery, Taylor of Yalobusha, Terral, Thomas, Thrasher, Touchstone, Turner of Greene, Underwood, Ventress, Wade, Worthington, Wyatt—Total yeas, 87.

**NAYS**—Messrs. Ballinger, Binford, Caruthers Enochs, Keith, Marshall, McKie, Payne, Stowers of Lafayette, Street, Turner of Madison—Total nays, 11.

**ABSENT AND THOSE NOT VOTING**—Messrs. Arnold, Boggan, Butler, Bynum, Cook, Cotten, Dulaney, Durham, Eckles, Farr, Gayles, Harris, Hinton, Keirn, Maybin, Medford, Miller of Washington, Montgomery of Quitman, Murry, Peatross, Peery, Potter, Puckett, Redhead, Simmons, Smith of Wayne, Spencer, Stinson, of Lowndes, Talbert, Walton, Watson, Williams, Williamson, Wilson, Mr. Speaker—Total, 85.

By unanimous consent Committee on Appropriations made report as follows:

Report of Committee on Appropriations:

**MR. SPEAKER:** The Committee on Appropriations has had under consideration the following bill referred to them, and have instructed me to report it back with the following recommendations, to wit:

H. B. No. 139, an Act to appropriate money to defray the expenses of the Legislative, Executive and Judicial Departments of the State government, pay interest on the State debt and to support the common schools.

The title sufficient, and recommend that it do pass.

JOHN R. DINSMORE, Chairman.

Report of Committee on Enrolled Bills:

**MR. SPEAKER:** Your Committee on Enrolled Bills desire

to report that the following House Bills having been signed by the Speaker of the House and President of the Senate, have been delivered to the Governor, to-wit :

H. B. No. 52, an Act making an appropriation for the support of the Agricultural and Mechanical College for the years 1894 and 1895.

H. B. No. 73, an Act to provide for the protection of the property of the State at the capital from damage or destruction by fire, and to appropriate money therefor.

Respectfully submitted,

T. N. TOUCHSTONE, Chairman.

(Speaker Vardaman in the chair.)

At 11:45 Mr. Greaves moved to take recess until 12 o'clock m. Lost.

On motion of Mr. Henry, the following bills, reported adversely by the Penitentiary Committee, were indefinitely postponed:

H. B. No. 57, an Act to dispose of misdemeanor or pauper convicts confined in the county jails in this state, and for other purposes.

H. B. No. 105, an Act the better to collect fines and forfeitures in criminal and penal cases, and to be supplemental to chapter 84 of the Annotated Code of 1892.

H. B. No. 60, An act to amend sections 775, 777, 786, 791, and 800, chapter 23, of the Code of 1892, so that convicts under sentence may be self-sustaining, and to enlarge the authority of the board of supervisors in relation to county convicts, and to repeal sections 788, 785, 801, 802, and 803 of said chapter.

H. B. No. 18, an Act to establish a penitentiary farm, and to appropriate money therefor.

H. B. No. 44, An act to amend certain sections therein mentioned of the Annotated Code of 1892, in relation to disposing of county convicts who are poor and not able to pay fines, costs and jail fees.

H. B. No. 59, an Act to establish a penitentiary farm, to provide employment for convicts, and appropriate money therefor.

House resolution No. 1, in regard to completion of Gulf & Ship Island Railroad, was also indefinitely postponed.

Report of Committee on Agriculture was considered.

H. B. No. 92, An act to amend section 2061 of the Annotated Code of 1892, in reference to fences on county lines so as to apply to fences on township and other lines, was taken up.

Mr. Goude-lock moved to suspend the rules and consider the bill engrossed, and that it be put on its final passage.

This being the day, to-wit: The second Tuesday after the notification by the Governor of the existence of a vacancy in the United States Senate, as fixed by an Act of Congress, approved July 25th, 1866, for the election of a Senator of the United States for the vacancy caused by the resignation of Senator E. C. Walthall, and taking effect on the 24th day of January, 1894, the House of Representatives proceeded, in accordance with law, and by a *vive voce* vote to the election of a United States Senator for the term ending on the third day of March, 1895. The Clerk called the roll and—

Messrs. Campbell, Caruthers, Champion, Dinsmore, Fox, Glover, Guynes, Jackson, Keirn, Miller of Copiah, Odom, O'Neill, Quinn, Stutts, Thomas, Thrasher, Underwood, Ventress and Watson—19, voted for J. A. P. Campbell.

Messrs. Basham, Blanchard, Caldwell of Monroe, Caldwell of Leake and Winston, Doss, Dulaney, Enochs, Greaves, Graham, Ivy, Keith, Morris, Puckett, Robertson, Ryan, Simmons, Smith of Jones, Smith of Wayne, Stewart, Stowers of Jefferson, Talbert and Touchstone—22, voted for A. J. McLaurin.

Messrs. Ballinger, Binford, Cotten, Durham, Durrett, Eckles, Falkner, Goude-lock, Hinton, Johnson, Kelsey, Lamb, McGuire, McSwine, Murry, Packwood, Rogers of Yalobusha, Simpson, Stowers of Lafayette, Taylor of Montgomery, Taylor of Yalobusha and Wade—22, voted for R. H. Taylor.

Messrs. Boggan, Chatham, Denton, Farr, Hannah, Henry, Love, Medford, Miller of Washington, Montgomery of Washington, Payne, Rice, Terral, Turner of Greene, Williams and Worthington—16, voted for Robert Lowry.

Messrs. Arrington, Bellamy, Davis, Lancaster, Mauffray, Maybin, Mitchell, Nelson, Rodgers of Tishomingo, Street, Tate, Walton and Williamson—13, voted for John M. Stone.

Messrs. Anderson, Buntin, Carr, Fowler, Gardner, Gewin, Gore, Griffin, Harper, King, Newman, Nix, Perkins, Ratliff, Reeves, Roberts, Stinson of Lauderdale and Wyatt—18, voted for Frank Burkitt.

Messrs. Peatross and Vardaman—2, voted for T. Marshall Miller.

Mr. Bowles—1, voted for W. T. Martin.

Mr. Burkitt—1, voted for R. T. Love.

Mr. Butler—1, voted for W. W. Miller.

Mr. Gayles—1, voted for John R. Lynch.

Mr. Hart—1, voted for R. H. Thompson.

Mr. Key—1, voted for T. P. Bell.

Mr. Marshall—1, voted for T. C. Catchings.

Mr. McKie—1, voted for James T. Fant.

Mr. Peery—1, voted for Stephen Thrasher.

Mr. Catchings—1, voted for S. S. Calhoun.

Mr. Turner of Madison—1, voted for John R. Cameron.

ABSENT AND THOSE NOT VOTING—Messrs. Arnold, Bynum, Cook, Harris, Montgomery of Quitman, Potter, Redhead, Spencer, Stinson of Lowndes, and Wilson—10.

No one person having received a majority of all the votes of the members present and voting, which the Speaker so announced.

At 12:25 Mr. Greaves moved to adjourn.

The call for the yeas and nays on the motion to adjourn being sustained, the House refused to adjourn by the following vote:

YEAS—Messrs. Ballinger, Binford, Blanchard, Caldwell of Monroe, Campbell, Carr, Catchings, Champion, Chatham, Denton, Enochs, Gardner, Gayles, Glover, Greaves, Graham, Griffin, Guynes, Hart, Ivy, Jackson, Johnson, Keith, King, Lancaster, Marshall, Maybin, McKie, Medford, Miller of Washington, Morris, Murry, Newman, O'Neill, Peatross, Puckett, Rice, Robertson, Rodgers of Tishomingo, Ryan, Simpson, Stowers of Jefferson, Stowers of Lafayette, Street, Stutts, Talbert, Tate, Taylor of Montgomery, Thrasher, Touchstone, Turner of Greene, Turner of Madison, Ventress, Walton, Watson, Williams, Williamson, Worthington—Total yeas, 58

NAYS—Messrs. Anderson, Arrington, Basham, Bellamy, Boggan, Bowles, Buntin, Burkitt, Butler, Caldwell of Leake and Winston, Caruthers, Cotten, Davis, Dinsmore, Doss, Durham, Durrett, Falkner, Farr, Fowler, Fox, Gewin, Gore, Goudelock, Hannah, Harper, Henry, Hinton, Keirn, Kelsey, Love, Mauffray, McGuire, McSwine, Miller of Copiah, Mitchell, Montgomery of Washington, Nelson, Nix, Odom, Packwood, Payne, Peery, Perkins, Quinn, Reeves, Roberts, Rogers of Yalobusha, Simmons, Smith of Jones, Stewart, Stinson of Lauderdale, Taylor of Yalobusha, Terral, Thomas, Underwood, Wade, Wyatt—Total nays, 58.

ABSENT AND THOSE NOT VOTING—Messrs. Arnold, Bynum, Cook, Dulaney, Eckles, Harris, Key, Lamb, Montgomery of Quitman, Potter, Ratliff, Redhead, Smith of Wayne, Spencer, Stinson of Lowndes, Wilson, Mr. Speaker—Total 17.

At 12:40 Mr. Underwood moved to take recess until 3 o'clock P. M. Lost.

Consideration of H. B. 92, an Act to amend section 2061 of the Annotated Code of 1892, in reference to fences on county lines so as to apply to fences on township and other lines, was resumed.

Mr. Greaves moved to indefinitely postpone the bill, and moved the previous question on the adoption of the motion, which the House refused to sustain.

Mr. Jackson moved to amend as follows: Strike out that portion of this bill where it requires the whole county to pay the cost of district line fences and insert "that on a range or township or supervisor's district line, where the stock law is desired or is now in existence in not more than a township, range or supervisor's district, and on the opposite side of the said line the stock law is not in force and is not desired on a petition of the majority of the electors, as provided for in this act, who are residents of the townships, ranges or supervisors' districts immediately on and bordering the said township, range or supervisor's district line, the board of supervisors are authorized to build the fence at the cost of the residents of the said districts, ranges and townships so petitioning."

Mr. Burkitt offered to amend the amendment by striking out in thirteenth line beginning with the word "when" and insert "when stock law districts are hereafter established in part of a county all necessary fences except those on or near the county line, shall be maintained by the district with the stock law, and those without in the county in equal proportion."

Pending consideration of the bill, the House at 1:05, on motion of Mr. Street, adjourned until 10 o'clock A. M. tomorrow.

L. PINK SMITH,  
Clerk of the House of Representatives.

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. TWENTY-SIXTH DAY.

WEDNESDAY, January 31, 1894.

The House was called to order at 10 A. M. by Speaker Vardaman. Prayer by Rev. Dr. West.

The roll being called, the following members answered to their names:

**PRESENT**—Messrs. Anderson, Arrington, Ballinger, Basham, Bellamy, Binford, Blanchard, Boggan, Bowles, Buntin, Burkitt, Butler, Caldwell of Monroe, Caldwell of Leake and Winston, Campbell, Carr, Caruthers, Catchings, Champion, Chatham, Cotten, Davis, Denton, Dinsmore, Doss, DuJaney, Durham, Durrett, Eckles, Enochs, Falkner, Farr,



Fowler, Fox, Gardner, Gayles, Gewin, Glover, Gore, Goude-  
lock, Greaves, Graham, Griffin, Guynes, Hannah, Harper,  
Hart, Henry, Hinton, Ivy, Jackson, Johnson, Keirn, Keith,  
Kelsey, Key, King, Lamb, Lancaster, Love, Marshall,  
Mauffray, Maybin, McGuire, McKie, McSwine, Medford,  
Miller of Copiah, Miller of Washington, Mitchell, Morris,  
Montgomery of Washington, Murry, Nelson, Newman, Nix,  
Odom, O'Neill, Packwood, Payne, Peatross, Peery, Potter,  
Puckett, Quinn, Ratliff, Reeves, Rice, Roberts, Robertson,  
Rogers of Tishomingo, Rogers of Yalobusha, Ryan, Sim-  
mons, Simpson, Smith of Jones, Spencer, Stewart, Stinson  
of Lauderdale, Stowers of Jefferson, Stowers of Lafayette,  
Street, Stutts, Talbert, Tate, Taylor of Montgomery, Taylor  
of Yalobusha, Terral, Thrasher, Touchstone, Turner, of  
Greene, Turner of Madison, Underwood, Ventress, Wade,  
Walton, Watson, Williams, Williamson, Wilson, Worthing-  
ton, Wyatt, Mr. Speaker—Total present, 123.

ABSENT—Messrs. Arnold, Bynum, Cook, Harris, Mont-  
gomery of Quitman, Perkins, Redhead, Smith of Wayne,  
Stinson of Lowndes, Thomas—Total absent, 10.

Leave of absence granted Messrs Redhead, Perkins, Smith  
of Wayne, and Thomas, on account of sickness, from day to  
day.

Reading of Journal dispensed with and stood approved. .

Privileges and courtesies of the House extended N. A.  
Taylor and P. N. Raiford, of Senatobia, Capt. N. S. Walker,  
of Port Gibson, and Col. W. H. Stovall, of Coahoma county.

Special Committee to investigate Alcorn A. & M. College  
was granted permission to sit during the session of the  
House.

S. B. 118, an Act to be entitled an act to authorize the  
board of supervisors of Perry county to levy a special school  
tax to pay the outstanding school debts for the years 1892  
and 1893.

Was read twice and referred to Committee on Local and  
Private Legislation.

Reports of Committee on Apportionment of the Governor's  
Message :

MR. SPEAKER: Your Committee on Apportionment of the  
Governor's Message, to whom was referred the Governor's  
message, respectfully report as follows :

That the several subjects therein enumerated be referred  
to the Judiciary Committee.

That the message of January 25, 1894, in relation to the  
claims of H. D. Cameron, J. C. Carter and Mrs. M. E. Clark  
be referred to the Committee on Local and Private Legisla-  
tion.

That so much of said message as suggests an amendment to section 2056, Annotated Code, be referred to Committee on County Affairs.

That the message of January 25, 1894, in relation to levying a special tax to pay certain outstanding school claims of Simpson county for the years 1892 and 1893, be referred to Committee on Local and Private Legislation.

Respectfully,

T. J. O'NEILL, Chairman.

#### Report of Committee on Mississippi Levees:

MR. SPEAKER—The Committee on Mississippi Levees has had under consideration the following bills referred to them and has instructed me to report them back with the following recommendations, to-wit:

S. B. No. 52, an Act to create and establish the Vicksburg Levee District, and define its duties and powers.

Title sufficient and do pass, with amendment.

H. B. No. 99, an Act to amend an Act entitled an Act to incorporate the Board of Levee Commissioners for the Yazoo-Mississippi Delta and for other purposes, approved February 28, 1884, and to fix the fees of tax collectors for the collection of levee taxes.

That the title is sufficient and that the bill do not pass.

WALTER L. KEIEN, Chairman.

#### Report of Committee on Local and Private Legislation:

MR. SPEAKER—The Committee on Local and Private Legislation has had under consideration—

H. B. No. 106, an Act to authorize the board of supervisors of Perry county to join the board of supervisors of Covington county in the erection of a bridge near the county line on Bouie river and to appropriate money therefor.

H. B. No. 118, an Act to authorize the board of supervisors of Simpson county to pay certain outstanding school claims therein mentioned.

H. B. No. 122, to be entitled an Act for the relief of D. R. Hearn.

H. B. No. 87, to be entitled an Act to authorize the board of supervisors of Warren county to reimburse Bernard Foster to whatever amount the said board may be convinced upon proper proof the said Bernard Foster has expended out of his own funds, in ferretting out and landing in the custody of the law, the band of robbers and thieves alleged to have murdered Benson Blake.

H. B. No. 102, entitled an Act to refund to D. H. Wallace in Holmes county, money due him in consequence of the annulment of the license for the sale of liquor before the expiration of the same.

H. B. No. 113, an Act to repeal chapter 278 of the sheet acts of 1890, entitled an Act to provide for the better working of the public roads in the county of Panola and for other purposes.

And your committee find the titles of said bills sufficient, and that the relief sought cannot be obtained advantageously by general bills, nor by proceedings in the courts.

And your committee further aver that from the evidence adduced before them, that, in their opinion, it is right and proper that said bills should pass.

Respectfully submitted,

S. E. PACKWOOD, Chairman.

#### Reports of Committee on Local and Private Legislation :

**MR. SPEAKER**—Your Committee on Local and Private Legislation having had under consideration H. B. No. 138, to be entitled an Act to authorize the board of supervisors of Jefferson county to make an additional levy for the years 1894 and 1895, to pay off all outstanding county warrants and to meet the necessary current expenses of the county.

H. B. No. 82, to be entitled an Act to repeal section 11, chapter 126, of sheet acts of 1890, so as to make the stock law of Chickasaw county to conform to the law as laid down in section 2061 in Annotated Code.

H. B. No. 75, An act entitled an act to amend section 18, chapter 148 of the acts of the Legislature of the State of Mississippi of 1892, entitled an Act to amend and consolidate the act incorporating the city of West Point and the several acts amendatory thereto, in relation to city attorney, his duties and compensation.

S. B. No. 110, entitled an Act to incorporate the Vicksburg Electric Street Railway Company, approved March 6th, 1888.

And find the titles of said bills sufficient, but recommend said bills do not pass.

Respectfully submitted,

S. E. PACKWOOD, Chairman.

#### Report of Committee on Fees and Salaries :

**MR. SPEAKER** : The committee on Fees and Salaries has had under consideration the following bill referred to them, and have instructed me to report it back with the following recommendations, to-wit :

H. B. No. 120, To be entitled an Act to amend section 2021 of the Annotated Code in relation to fees for collecting delinquent taxes.

Title sufficient; do pass.

Respectfully submitted,

J. R. BINFORD, Chairman.

## MESSAGE FROM THE SENATE.

**MR. SPEAKER**—I am directed to inform the House that the Senate has passed the following entitled bills, viz :

S. B. 117, an Act to amend sections 1909 and 1910 of the Annotated Code in reference to administration of partnership estates.

H. B. No. 132, an Act to authorize the city of Meridian to issue bonds and to purchase or construct waterworks and for other purposes.

WILLIAM HENRY, Secretary.

Report of Committee on Census and Apportionment :

**MR. SPEAKER** : The Committee on Census and Apportionment has had under consideration House Concurrent Resolution No. 15, submitting to the qualified electors, for adoption or rejection an amendment to the Constitution, and recommend that the title of resolution is sufficient and that the resolution do pass.

Respectfully,

MILLER of Copiah, Chairman.

Report of Special Committee on Judicial Districts :

**MR. SPEAKER**—The Committee on Judicial Districts has had under consideration the following bills referred to them, and have instructed me to report them back with the following recommendations, to wit :

S. B. No. 102, an Act entitled an Act to amend sections 620, 623, 625, and 627, chapter 21, of the Annotated Code of Mississippi in reference to fixing the time of holding the circuit courts in the first, fourth, sixth, and eighth districts.

That the title of said bill is sufficient and recommend that the same do pass.

Your committee has also had under consideration H. B. No. 34, H. B. No. 43, H. B. No. 50, and H. B. No. 56.

Find that the titles of said bills are sufficient, and recommend that they do not pass.

W. H. POTTER, Ch'n on part of House.

ALLEN, Ch'n on part of Senate.

Report of Committee on Enrolled Bills :

**MR. SPEAKER**—Your Committee on Enrolled Bills have examined the following entitled bills and find that they are correctly enrolled, and we herewith present them to the Speaker for his signature, to-wit :

H. B. No. 35, An act to provide for repairs upon the public buildings of the State University.

H. B. No. 84, an Act to appropriate money for the relief of certain officers, soldiers, sailors, widows, and servants of the late war.

H. B. No. 8, an Act entitled an Act to repeal section 2153 of Annotated Code of 1892 in reference to compensation when allowed garnishees, and to re-enact section 2448 of Code of 1880.

T. N. TOUCHSTONE, Chairman.

Whereupon the Speaker suspended all business and signed the bills, calling the attention of the House thereto.

#### INTRODUCTION OF BILLS.

By Mr. Caldwell of Leake and Winston—

H. B. No. 142, an Act to repeal sections 1948 and 2248 of the Annotated Code of 1892 in reference to vouchers of executors, administrators and guardians.

Was read twice and referred to Committee on Judiciary.

By Mr. Caldwell of Leake and Winston—

H. B. No. 143, an Act to expedite the trial of capital offences.

Was read twice, and referred to Committee on Judiciary.

By Mr. Doss—

H. B. No. 144, an Act to repeal section 8615 of Annotated Code of 1892 as to when and where registration made.

Was read twice and referred to Committee on Local and Private Legislation.

By Mr. Glover—

H. B. No. 145, an Act to authorize the Board of Levee Commissioners for the Yazoo-Mississippi Delta to construct and maintain a line of telephone along its levees, with suitable spurs or branches therefrom, and to operate the same commercially, and for other purposes.

Was read twice and referred to Committee on Local and Private Legislation.

By Mr. Gayles—

H. B. No. 146, an Act to provide for a House of Refuge for Juvenile offenders.

Was read twice and referred to Committee on Penitentiary.

By unanimous consent, Mr. Glover withdrew—

H. B. No. 136, an Act to repeal section 3 of An act approved March 16, 1888, entitled an Act to amend an Act to incorporate the Board of Levee Commissioners for the Yazoo-Mississippi Delta, and for other purposes, and in lieu thereof to enact an Act entitled an Act to levy a privilege tax on certain callings, business and professions, and for other purposes.

[Mr. Keirn in the chair.]

The business pending at close of yesterday's session being the consideration of H. B. No. 92, an Act to amend sec-

tion 2061 of the Annotated Code of 1892 in reference to fences on county lines so as to apply to fences on township and other lines, was resumed.

By unanimous consent, Mr. Burkitt withdrew the amendment to the bill offered by himself on yesterday, whereupon Mr. Street re-introduced said amendment.

Mr. Underwood moved to indefinitely postpone the bill and amendments.

Mr. Underwood moved the previous question on the adoption of the motion to indefinitely postpone, which motion prevailed. The call for the yeas and nays being sustained, the Clerk called the roll, whereupon the bill and amendments were indefinitely postponed by the following vote :

**YEAS**—Messrs. Arrington, Ballinger, Bellamy, Boggan, Caldwell of Monroe, Caldwell of Leake and Winston, Carr, Caruthers, Cotten, Denton, Dinsmore, Doss, Falkner, Farr, Fowler, Fox, Gardner, Glover, Gore, Greaves, Guynes, Henry, Hinton, Johnson, Keirn, Keith, Kelsey, Lamb, Lancaster, Love, Manfray, McKie, McSwine, Medford, Montgomery of Washington, Murry, Odom, Packwood, Quinn, Ratliff, Reeves, Rice, Roberts, Rogers of Yalobusha, Ryan, Simmons, Simpson, Smith of Jones, Stowers of Lafayette, Stutts, Talbert, Tate, Taylor of Montgomery, Taylor of Yalobusha, Terral, Touchstone, Turner of Madison, Underwood, Ventress, Wade, Watson, Williams, Williamson, Wilson—Total yeas, 64.

**NAYS**—Messrs. Anderson, Basham, Blanchard, Bowles, Buntin, Campbell, Catchings, Champion, Davis, Dulaney, Durham, Enochs, Gayles, Gewin, Goude-lock, Graham, Hannah, Harper, Hart, Jackson, Marshall, McGuire, Miller of Copiah, Miller of Washington, Morris, Nelson, Newman, Nix, O'Neill, Payne, Puckett, Rodgers of Tishomingo, Stinson of Lauderdale, Stowers of Jefferson, Street, Turner of Greene, Walton, Wyatt—Total nays, 39.

**ABSENT AND THOSE NOT VOTING**—Messrs. Arnold, Binford, Burkitt, Butler, Bynum, Chatham, Cook, Durrett, Eckles, Griffin, Harris, Ivy, Key, King, Maybin, Mitchell, Montgomery of Quitman, Peatross, Peery, Perkins, Potter, Redhead, Robertson, Smith of Wayne, Stewart, Stinson of Lowndes, Thomas, Thrasher, Worthington and Mr. Speaker—Total 30.

[Speaker Vardaman in the chair.]

By unanimous consent, Mr. Terral called up—

S. B. No. 15, an Act to amend sections 449 and 450 of the Annotated Code of Mississippi in reference to fixing the time of holding chancery courts in the first and second districts of the State.

Whereupon the bill was read the third time and agreeably to the provisions of the Constitution, the yeas and nays were taken, and the bill passed, title standing as stated, by the following vote :

**YEAS**—Messrs. Anderson, Arrington, Ballinger, Bellamy, Binford, Blanchard, Boggan, Bowles, Buntin, Caldwell of Monroe, Caldwell of Leake and Winston, Campbell, Carr, Caruthers, Catchings, Champion, Chatham, Cotten, Denton, Dinsmore, Doss, Dulaney, Durham, Eckles, Enochs, Falkner, Farr, Fowler, Fox, Gardner, Gayles, Gewin, Glover, Gore, Goudelock, Greaves, Graham, Griffin, Guynes, Harper, Hart, Henry, Jackson, Johnson, Keirn, Keith, Kelsey, Key, King, Lancaster, Love, Marshall, McGuire, McKie, Medford, Morris, Montgomery of Washington, Murry, Nelson, Newman, Nix, Odom, O'Neill, Packwood, Payne, Peatross, Puckett, Quinn, Ratliff, Rice, Roberts, Robertson, Rodgers of Tishomingo, Rogers of Yalobusha, Ryan, Simmons, Simpson, Smith of Jones, Stewart, Stinson of Lauderdale, Stowers of Jefferson, Stowers of Lafayette, Street, Stutts, Tate, Taylor of Montgomery, Taylor of Yalobusha, Terral, Touchstone, Turner of Greene, Turner of Madison, Underwood, Ventress, Wade, Walton, Watson, Williams, Williamson, Wilson, Worthington—Total yeas, 100.

**ABSENT AND THOSE NOT VOTING**—Messrs. Arnold, Basham, Burkitt, Butler, Bynum, Cook, Davis, Durrett, Hannah, Harris, Hinton, Ivy, Lamb, Mauffray, Maybin, McSwine, Miller of Copiah, Miller of Washington, Mitchell, Montgomery of Quitman, Peery, Perkins, Potter, Redhead, Reeves, Smith of Wayne, Spencer, Stinson of Lowndes, Talbert, Thomas, Thrasher, Wyatt, Mr. Speaker—Total 28.

**MESSAGE FROM THE GOVERNOR.**

EXECUTIVE OFFICE, JACKSON, MISS., }  
January 30, 1894. }

**MR. SPEAKER:** I am directed by his Excellency, the Governor, to inform the House of Representatives that he has approved the following entitled bills, to-wit:

H. B. No. 52, an Act making an appropriation for the support of the Agricultural and Mechanical College for the years 1894 and 1895.

H. B. No. 78, an Act to provide for the protection of the property of the State at the Capitol from damage or destruction by fire and to appropriate money therefor.

Respectfully,

J. J. COMAN, Private Secretary.

**Report of Committee on Enrolled Bills:**

**MR. SPEAKER:** Your Committee on Enrolled Bills desire to report that the following House bills having been signed by the Speaker of the House and President of the Senate, have been delivered to the Governor, to-wit:

H. B. No. 8, an Act entitled an Act to repeal section 2158 of the Annotated Code of 1892 in reference to compensation when allowed garnishees, and to re-enact section 2448 of Code of 1880.

H. B. No. 84, an Act to appropriate money for the relief of certain officers, soldiers, sailors, widows and servants of the late war.

H. B. No. 85, an Act to provide for repairs upon the public buildings of the State University.

Respectfully submitted,

T. N. TOUCHSTONE, Chairman.

Mr. Binford moved to suspend the rules for the consideration of—

H. B. No. 120, an Act to amend section 2021 of the Annotated Code, in relation to fees for collecting delinquent taxes.

Lost.

Mr. Dinsmore moved to suspend the rules and take up for consideration, H. B. No. 189, an Act to appropriate money to defray the expenses of the Legislative, Executive and Judicial Departments of the State Government, to pay interest on the State debt and to support the common schools.

On motion of Mr. Dinsmore, the bill was considered by paragraphs.

Mr. Medford moved to amend by striking out \$300 traveling expenses and clerk's hire in Superintendent Education's office.

Pending consideration, the House on motion of Mr. Henry, took a recess until 11:58 o'clock.

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At 11:58 the House re-convened with Speaker Vardaman in the chair.

Mr. Street offered the following:

*Resolved,* That a committee of three be appointed by the Speaker to inform the Senate that the House is now ready to receive the members of the Senate in joint convention for the election of a United States Senator to fill the vacancy caused by the resignation of Senator E. C. Walthall.

Adopted.

Committee: Messrs. Falkner, Simpson and Ryan.



The committee soon reported that it had performed its duty, and was then discharged.

This being the day for the joint convention of the House and Senate of the State of Mississippi to compare the votes cast in said Houses for a Senator from Mississippi for the unexpired term created by the resignation of Senator E. C. Walthall, taking effect on January 24th, 1894; thereupon, at the hour of twelve, meridian, the Senate of the State of Mississippi entered with the House of Representatives, in the hall of the House of Representatives, into joint convention, for the purpose of comparing the vote of the two houses taken on yesterday, to-wit: the second Tuesday after the notification by the Governor of the existence of a vacancy in the United States Senate, and in accordance with an act of Congress approved April 25th, 1866, the two Houses convened in the hall of the House at the hour of twelve, meridian, and the following proceedings were had:

The roll of the Senate being called by the Secretary, Senators answered to their names as follows:

**PRESENT**—Messrs. Allen, Baker, Bloomfield, Broyles, Byrd, Carmichael, Caruthers, Coffey, Critz, Davis, Dean, Dockery, East, Hamilton, Harrison, Heidelberg, Hicks, Hill, Jayne, Jones, Kearney, Kendrick, Kiger, Love, Martin, McGehee, Moore, Prince, Purvis, Roane, Rush, Scudder, Sherrard, Simonton, Stephens, Sullivan, Tenuisson, Totten, Watkins, Watts, Wharton, Willing, Winter—Total present, 43.

**ABSENT**—Messrs. Freeman and Williamson—Total absent, 2.

The roll of the House being called by the Clerk, members answered to their names as follows:

**PRESENT**—Messrs. Anderson, Arrington, Ballinger, Basham, Bellamy, Binford, Blanchard, Boggan, Bowles, Buntin, Burkitt, Butler, Caldwell of Monroe, Caldwell of Leake and Winston, Campbell, Carr, Caruthers, Catchings, Champion, Chatham, Cotten, Davis, Denton, Dinsmore, Doss, Dulaney, Durham, Eckles, Enochs, Falkner, Farr, Fowler, Fox, Gardner, Gayles, Gewin, Glover, Gore, Goude-lock, Greaves, Graham, Griffin, Guynes, Hannah, Harper, Hart, Henry, Hinton, Ivy, Jackson, Johnston, Keirn, Keith, Kelsey, Key, King, Lamb, Lancaster, Love, Marshall, Mauffray, Maybin, McGuire, McKie, McSwine, Medford, Miller of Copiah, Miller of Washington, Mitchell, Morris, Montgomery of Washington, Murry, Nelson, Newman, Nix, Odum, O'Neill, Packwood, Payne, Peatross, Potter, Puckett, Quinn, Ratliff, Rice, Roberts, Robertson, Rodgers of Tishomingo, Rogers of Yalobusha, Ryan, Simmons, Simpson, Smith of

Jones, Smith of Wayne, Spencer, Stinson of Lauderdale, Stowers of Jefferson, Stowers of Lafayette, Street, Stutts, Talbert, Tate, Taylor of Montgomery, Taylor of Yalobusha, Terral, Thrasher, Touchstone, Turner of Madison, Underwood, Ventress, Wade, Walton, Watson, Williams, Williamson, Wilson, Worthington, Wyatt, Mr. Speaker—Total present, 119.

ABSENT—Messrs. Arnold, Bynum, Cook, Durrett, Harris, Montgomery of Quitman, Peery, Perkins, Redhead, Reeves, Stewart, Stinson of Lowndes, Thomas, Turner of Greene—Total absent, 14.

A quorum of both Houses being present the President of the Senate announced the object of the joint convention to be to compare the votes taken on yesterday by the two Houses for a United States Senator to succeed Senator E. C. Walthall, resigned.

Thereupon, the Journals of the two Houses of yesterday were read, when it appeared from the reading and comparison of the two Journals, that in the vote taken on yesterday by the two Houses separately for United Senator, to represent Mississippi in the Congress of the United States, to succeed Senator E. C. Walthall, resigned, that in the Senate:

J. A. P. Campbell received.....	7 votes
A. J. McLaurin received.....	11 votes
R. H. Taylor received.....	7 votes
Robert Lowry received.....	8 votes
T. M. Miller received.....	2 votes
B. F. Ward received.....	1 vote
J. M. Stone received.....	1 vote
T. C. Catchings received.....	1 vote
Frank Burkitt received.....	4 votes
M. M. Evans received.....	1 vote

And that in the House:

J. A. P. Campbell received.....	19 votes
A. J. McLaurin received.....	22 votes
R. H. Taylor received.....	22 votes
Robert Lowry received.....	16 votes
T. M. Miller received.....	2 votes
J. M. Stone received.....	18 votes
T. C. Catchings received.....	1 vote
Frank Burkitt received.....	18 votes
W. T. Martin received.....	1 vote
R. T. Love received.....	1 vote
W. W. Miller received.....	1 vote
Jno. R. Lynch received.....	1 vote
R. H. Thompson received.....	1 vote
T. P. Bell received.....	1 vote

Jas. T. Fant received . . . . . 1 vote  
 Stephen Thrasher received . . . . . 1 vote  
 S. S. Calhoun received . . . . . 1 vote  
 John R. Cameron received . . . . . 1 vote

Thereupon, the President of the Senate announced that the Journals of the Senate and House of Representatives for Tuesday, the 30th day of January, A. D., 1894, having been in the presence of the two house, convened in joint assembly, and it appearing that no one person having received a majority of the votes cast in each House on said day, that no election had taken place.

Thereupon the joint assembly proceeded in accordance with the law and by a *viva voce* vote to the election of a Senator for the term ending on the 3d day of March, 1895.

The Secretary called the roll of the Senate and

Messrs. Bloomfield, Broyles, Byrd, Heidelberg, Hill, Jones, McGehee, Scudder, and Watkins—total 9—voted for A. J. McLaurin.

Messrs. Baker, Carmichael, Critz, Hamilton, Jayne, Kendrick, Martin, Roane, Simonton, Sullivan, Wharton and Harrison—total 12—voted for Robert Lowry.

Messrs. Davis, Love, Purvis and Winter—total 4—voted for Frank Burkitt.

Mr. Moore voted for J. M. Stone.

Messrs. Caruthers, Dean, Dockery, East, Sherrard, Stevens and Totten—total 7—voted for R. H. Taylor.

Messrs. Allen, Coffey, Hicks, Kearney, Rush, Watts and Willing—total 7—voted for J. A. P. Campbell.

Mr. Tennisson voted for T. C. Catchings.

Mr. Kiger voted for T. M. Miller.

Mr. Prince voted for W. H. Hardy.

The Clerk then called the roll of the House and

Messrs. Blanchard, Boggan, Caldwell of Leake and Winston, Doss, Dulaney, Enochs, Greaves, Graham, Hart, Ivy, Keith, Key, Medford, Morris, Puckett, Robertson, Ryan, Simmons, Smith of Jones, Stowers of Jefferson, Talbert, Touchstone, Underwood—total 23—voted for A. J. McLaurin.

Messrs. Bellamy, Caldwell of Monroe, Chatham, Denton, Farr, Henry, Love, Miller of Washington, Payne, Rice, Terral, Walton, Williams, Worthington—total 14—voted for Robert Lowry.

Messrs. Anderson, Buntin, Carr, Fowler, Gardner, Gewin, Gore, Griffin, Harper, King, Newman, Nix, Ratliff, Roberts, Stinson of Lauderdale, Wyatt—total 16—voted for Frank Burkitt.

Messrs. Arrington, Hannah, Lancaster, Mauffray, Maybin,

McKie, Mitchell, Rodgers of Tishomingo, Street, Williamson, Vardaman—total 11—voted for John M. Stone.

Messrs. Ballinger, Basham, Binford, Cotten, Durham, Eckles, Falkner, Goude-lock, Hinton, Johnson, Kelsey, Lamb, McGuire, McSwine, Murry, Nelson, Packwood, Rogers of Yalobusha, Simpson, Stowers of Lafayette, Tate, Taylor of Montgomery, Taylor of Yalobusha, Wade—total 24—voted for R. H. Taylor.

Messrs. Campbell, Caruthers, Champion, Davis, Dinsmore, Fox, Glover, Guynes, Keirn, Miller of Copiah, Odom, O'Neil, Potter, Quinn, Spencer, Stutts, Thrasher, Ventress, Watson—total 19—voted for J. A. P. Campbell.

Mr. Bowles—1—voted for Gen. W. T. Martin.

Mr. Burkitt—1—voted for J. T. Gewin.

Mr. Butler—1—voted for W. W. Miller.

Mr. Catchings—1—voted for R. N. Miller.

Mr. Gayles—1—voted for John R. Lynch.

Mr. Jackson—1—voted for W. L. Nugent.

Mr. Marshall—1—voted for T. C. Catchings.

Messrs. Montgomery of Washington and Peatross—2—voted for T. M. Miller.

Mr. Turner of Madison—1—voted for John R. Cameron.

The total vote of the joint assembly resulting as follows:

For A. J. McLaurin.....	32
For Robert Lowry.....	26
For Frank Burkitt.....	20
For John M. Stone.....	12
For R. H. Taylor.....	81
For J. A. P. Campbell.....	26
For W. T. Martin.....	1
For J. T. Gewin.....	1
For W. W. Miller.....	1
For R. N. Miller.....	1
For John R. Lynch.....	1
For W. L. Nugent.....	1
For T. C. Catchings.....	2
For T. Marshall Miller.....	3
For John R. Cameron.....	1
For W. H. Hardy.....	1

Total vote cast.....160

Necessary to a choice..... 81

Whereupon the President of the Senate announced that no one having received a majority of all the votes of the members of the joint assembly present and voting, that the same had failed to elect a Senator of the United States.

At 12:55 p. m., on motion of Senator Dean, the joint assembly was dissolved, and the Senate repaired to its Chamber.

MESSAGE FROM THE GOVERNOR.

EXECUTIVE OFFICE, }  
JACKSON, MISS. January 31, 1894. }

*To the Senate and House of Representatives :*

GENTLEMEN: I have the honor to submit for your consideration, and for such action as you may deem proper, the following matters, to-wit :

A bill to repeal section 1572 of the Annotated Code, in relation to doubtful claims. The claims described in this section cannot be regarded as doubtful, but worthless, and the effect of the section is to prevent, rather than to facilitate the compromising of doubtful claims.

A bill to amend sections 3999 and 4000 of the Annotated Code, so as to provide for a perpetual board of trustees for public schools.

A bill to repeal an Act entitled "an Act to prevent live stock from running at large in certain portions of Chickasaw county in said State, and to provide for the enforcement of the same," Approved February 29, 1890.

A bill to refund to N. Batson, of Pearl River county, the sum of four hundred and eighty-three dollars and thirty-two cents, amount paid through a misapprehension, by Mr. E. M. Parker, of Jackson, Miss., for the purchase of certain lands from the Land Commissioner, which amount, including the fee for patent, was paid into the State treasury, and for the cancellation of the patent therefor.

A bill to amend section 2805 of the Annotated Code, so as to require destroyed records to be again placed on record within one year after destruction.

Respectfully, J. M. STONE.

[Mr. Mitchell in the chair.]

By unanimous consent the following bill was introduced :  
By Mr. Vardaman—

H. B. No. 147, an Act to admit security companies to be received as sureties on official and other bonds, and to authorize the incorporation of domestic security companies.

Was read twice and referred to Committee on Judiciary.

At 12:57 the House, on motion of Mr. Binford, adjourned until 10 o'clock a. m. to-morrow.

L. PINK SMITH,  
Clerk of the House of Representatives.

TWENTY-SEVENTH DAY.

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THURSDAY, February 1, 1894.

The House was called to order at 10 A. M. by Speaker Vardaman.

Prayer by Rev. M. F. Harmon.

The roll being called, the following members answered to their names:

**PRESENT**—Messrs. Anderson, Arrington, Ballinger, Basham, Bellamy, Binford, Blanchard, Boggan, Bowles, Buntin, Burkitt, Butler, Caldwell of Monroe, Caldwell of Leake and Winston, Campbell, Caruthers, Catchings, Champion, Chatham, Cotten, Davis, Denton, Dinsmore, Doss, Dulaney, Durham, Eckles, Enochs, Falkner, Farr, Fowler, Fox, Gardner, Gayles, Gewin, Glover, Gore, Goude-lock, Greaves, Graham, Griffin, Guynes, Hannah, Harper, Hart, Henry, Hinton, Ivy, Jackson, Johnson, Keirn, Keith, Kelsey, Key, King, Lamb, Lancaster, Love, Marshall, Mauffray, Maybin, McGuire, McKie, McSwine, Medford, Miller of Copiah, Miller of Washington, Mitchell, Morris, Montgomery of Washington, Murry, Nelson, Newman, Nix, Odom, O'Neill, Packwood, Payne, Peatross, Potter, Quinn, Ratliff, Reeves, Rice, Roberts, Robertson, Rodgers of Tishomingo, Rogers of Yalobusha, Ryan, Simmons, Simpson, Smith of Jones, Stewart, Stinson of Lauderdale, Stinson of Lowndes, Stowers of Jefferson, Stowers of Lafayette, Street, Stutts, Talbert, Tate, Taylor of Montgomery, Taylor of Yalobusha, Terral, Turner of Madison, Underwood, Ventress, Wade, Walton, Watson, Williams, Williamson, Wilson, Worthington, Wyatt, Mr. Speaker—Total present, 116.

**ABSENT**—Messrs. Arnold, Bynum, Carr, Cook, Durrett, Harris, Montgomery of Quitman, Peery, Perkins, Puckett, Redhead, Smith of Wayne, Spencer, Thomas, Thrasher, Touchstone, Turner of Greene—Total absent, 17.

Leave of absence granted Messrs. Thrasher, Carr, Thomas, Touchstone, Turner of Greene, and Smith of Wayne, on account of sickness, from day to day.

Reading of Journal dispensed with and stood approved.

S. B. No. 117, an Act to amend sections 1909 and 1910 of the Annotated Code, in reference to administration of partnership estates.

Was read twice and referred to Committee on Judiciary.

By unanimous consent, the committee to investigate the Alcorn A. & M. College was granted permission to sit during the session of the House.

**Report of Committee on Ways and Means :**

**MR. SPEAKER**—The Committee on Ways and Means has had under consideration the following bill referred to them, and have instructed me to report it back with the following recommendations, to-wit :

H. B. No. 72, an Act to amend section 3744 of the Annotated Code of Mississippi, in relation to what property exempt from taxation.

That title is sufficient, and that said bill do pass.

H. M. STREET, CHAIRMAN.

**Report of Committee on Judiciary :**

**MR. SPEAKER**—The Committee on Judiciary has had under consideration the following bills referred to them, and have instructed me to report them back with the following recommendations, to-wit :

S. B. No. 87, an Act to amend section 142 of the Annotated Code, in reference to attachment for debts not due, so as to extend the number of grounds of attachment; also

S. B. No. 99, an Act to amend section 3510 of the Annotated Code in reference to protests; also

S. B. No. 105, an Act to amend section 2391 of the Annotated Code of 1892 in reference to inspection by court and jury of such property, place, object or thing as may be connected with or involved in a civil or criminal trial; also

H. B. No. 126, an Act to amend section 1960 of the Annotated Code of 1892, in relation to opening the accounts of executors, administrators or guardians.

They find the titles of said bills sufficient and recommend that the same do pass.

O'NEILL, Acting Chairman.

**Report of Committee on Agriculture :**

**MR. SPEAKER**—The Committee on Agriculture has had under consideration the following bills referred to them and have instructed me to report them back with the following recommendations, to-wit :

H. B. No. 135, an Act to amend section 2056 of the Annotated Code of 1892 in reference to proceedings to declare stock law in force.

Title sufficient; do pass.

H. B. No. 140, an Act to amend section 2682 of the Annotated Code so as to give overseers a lien for their wages.

Title sufficient; do pass, as amended.

Respectfully submitted,

Z. P. STUTTS, Chairman.

**Report of Committee on Public Education :**

**MR. SPEAKER**—The Committee on Public Education has had under consideration the following bill referred to them

and have instructed me to report it back with the following recommendations, to-wit :

Committee substitute for S. B. No. 25 ; That the title as amended is sufficient and the bill as amended by committee do pass.

LANCASTER, Chairman.

Mr. Kelsey offered the following :

*Resolved*, That when we adjourn, we adjourn to meet at 8 o'clock this evening.

Lost.

#### INTRODUCTION OF BILLS.

By Mr. Stutts—

H. B. No. 148, an Act to secure correct information as to the acreage in cotton in this State.

Was read twice and referred to Committee on Agriculture.

On motion of Mr. Street the rules were suspended for the consideration of H. B. No. 72, an Act to amend section 3744 of the Annotated Code of Mississippi in relation to what property exempt from taxation.

Whereupon, the bill, was considered engrossed, read the third time, and agreeably to the provisions of the Constitution, the yeas and nays were taken, and the bill passed, title standing as stated, by the following vote :

YEAS—Messrs. Arrington, Ballinger, Binford, Blanchard, Bowles, Caldwell of Leake and Winston, Caruthers, Catchings, Champion, Chatham, Cotten, Davis, Denton, Dinsmore, Doss, Durham, Enochs, Falkner, Farr, Fox, Gayles, Gewin, Glover, Goudelock, Greaves, Graham, Guynes, Hannah, Hart, Henry, Ivy, Jackson, Johnson, Keirn, Keith, Kelsey, Key, Lamb, Lancaster, Love, Mauffray, McGuire, McKie, McSwine, Mitchell, Morris, Montgomery of Washington, Murry, Nelson, Nix, Odom, O'Neill, Packwood, Payne, Peatross, Quinn, Rice, Rodgers of Tishomingo, Rogers of Yalobusha, Ryan, Simmons, Simpson, Smith of Jones, Stowers of Jefferson, Stowers of Lafayette, Street, Stutts, Talbert, Tate, Taylor of Montgomery, Taylor of Yalobusha, Turner of Madison, Wade, Walton, Watson, Williams, Williamson, Wilson, Worthington, Wyatt. Mr. Speaker—Total yeas, 81.

NAYS—Messrs. Anderson, Basham, Bellamy, Boggan, Buntin, Burkitt, Caldwell of Monroe, Campbell, Fowler, Gardner, Gore, Griffin, Harper, King, Marshall, Medford, Newman, Ratliff, Reeves, Roberts, Robertson, Stinson of Lauderdale, Stinson of Lowndes, Terral, Underwood—Total nays, 25.

ABSENT AND THOSE NOT VOTING—Messrs. Arnold, Butler,



Bynum, Carr, Cook, Dulaney, Durrett, Eckles, Harris, Hinton, Maybin, Miller of Copiah, Miller of Washington, Montgomery of Quitman, Peery, Perkins, Potter, Puckett, Redhead, Smith of Wayne, Spencer, Stewart, Thomas, Thrasher, Touchstone, Turner of Greene and Ventress—  
—Total, 27.

The Clerk was directed by a vote of the House to carry said bill over to the Senate at once.

MESSAGE FROM THE GOVERNOR.

EXECUTIVE DEPARTMENT,  
JACKSON, MISS., January 31, 1894. }

MR. SPEAKER: I am directed by his Excellency, the Governor, to inform the House of Representatives that he has approved the following entitled bills, to-wit:

H. B. No. 8, an Act entitled an Act to repeal section 2153 of Annotated Code of 1892, in reference to compensation when allowed garnishees, and to re-enact section 2448 of Code of 1880.

H. B. No. 35, an Act to provide for repairs upon the public buildings of the State University.

H. B. No. 84, an Act to appropriate money for the relief of certain officers, sailors, widows and servants of the late war.

Respectfully,  
J. J. COMAN, Private Secretary.

MESSAGE FROM THE SENATE.

MR. SPEAKER—I am directed to inform the House that the Senate has passed the following entitled bill, viz:

S. B. 126, an Act authorizing the Superintendents to expend annually for two years, one hundred dollars (\$100), or as much thereof as necessary, each to the State Lunatic Asylum and the East Mississippi Insane Asylum, out of the appropriation, for the purchase books and reading matter for the inmates thereof.

WM. HENRY, Secretary.

The business pending at the close of yesterday's session, to-wit: H. B. No. 189, an Act to appropriate money to defray the expenses of the Legislative, Executive and Judicial departments of the State government, to pay interest on the State debt, and to support the common schools, was resumed.

Whereupon Mr. Arrington moved the previous question on the adoption of the amendment offered by Mr. Medford, which motion prevailed.

The call for the yeas and nays being sustained, the Clerk called the roll and the amendment was lost by the following vote:

**YEAS**—Messrs. Anderson, Ballinger, Basham, Bellamy, Boggan, Buntin, Burkitt, Caldwell of Monroe, Caldwell of Leake and Winston, Campbell, Catchings, Champion, Cotten, Doss, Enochs, Fowler, Gardner, Gewin, Gore, Goudelock, Griffin, Harper, Hart, Henry, Keith, Kelsey, Key, King, Lamb, Medford, Morris, Murry, Newman, Nix, Puckett, Ratliff, Reeves, Roberts, Robertson, Ryan, Simmons, Stewart, Stinson of Lauderdale, Stinson of Lowndes, Stowers of Jefferson, Terral, Turner of Madison, Underwood, Wade, Walton, Wilson, Worthington, Wyatt—Total yeas, 52.

**NAYS**—Messrs. Arrington, Binford, Blanchard, Bowles, Caruthers, Davis, Denton, Dinsmore, Durham, Eckles, Falkner, Farr, Fox, Gayles, Glover, Greaves, Graham, Guynes, Hannah, Jackson, Johnson, Keirn, Lancaster, Love, Marshall, McGuire, McKie, McSwine, Miller of Copiah, Miller of Washington, Mitchell, Montgomery of Washington, Nelson, Odom, O'Neill, Packwood, Payne, Peatross, Peery, Potter, Quinn, Rice, Rodgers of Tishomingo, Rogers of Yalobusha, Smith of Jones, Spencer, Stowers of Lafayette, Street, Stutts, Talbert, Tate, Taylor of Montgomery, Taylor of Yalobusha, Watson, Williams, Williamson, Wyatt and Mr. Speaker—Total nays, 58.

**ABSENT AND THOSE NOT VOTING**—Messrs. Arnold, Butler, Bynum, Carr, Chatham, Cook, Dulaney, Durrett, Harris, Hinton, Ivy, Mauffray, Maybin, Montgomery of Quitman, Perkins, Redhead, Simpson, Smith of Wayne, Thomas, Thrasher, Touchstone, Turner of Greene and Ventress—Total, 23.

The bill was then considered engrossed, read the third time, agreeably to the provisions of the Constitution, the yeas and nays were taken, and the bill passed, title standing as stated, by the following vote:

**YEAS**—Messrs. Arrington, Ballinger, Bellamy, Binford, Blanchard, Boggan, Bowles, Butler, Caldwell of Monroe, Caldwell of Leake and Winston, Campbell, Caruthers, Catchings, Champion, Cotten, Davis, Denton, Dinsmore, Doss, Dulaney, Durham, Eckles, Enochs, Falkner, Farr, Fowler, Fox, Gayles, Glover, Goudelock, Greaves, Graham, Guynes, Hannah, Hart, Henry, Hinton, Ivy, Jackson, Johnson, Keirn, Keith, Kelsey, Key, Lamb, Lancaster, Love, Marshall, Mauffray, Maybin, McGuire, McKie, McSwine, Medford, Miller of Copiah, Mitchell, Morris, Montgomery of Washington, Murry, Nelson, Odom, O'Neill, Packwood, Payne, Peatross, Potter, Puckett, Quinn, Rice, Robertson,

Rodgers of Tishomingo, Rogers of Yalobusha, Ryan, Simmons, Simpson, Smith of Jones, Spencer, Stinson of Lowndes, Stowers of Jefferson, Street, Stutts, Tate, Taylor of Montgomery, Taylor of Yalobusha, Terral, Turner of Madison, Underwood, Wade, Walton, Watson, Williams, Williamson, Wilson Worthington, Wyatt and Mr. Speaker—Total yeas, 96.

**NAYS**—Messrs. Anderson, Burkitt, Gardner, Gewin, Gore, Griffin, Harper, King, Newman, Nix, Reeves, Roberts Stinson of Lauderdale—Total nays, 13.

**ABSENT AND THOSE NOT VOTING**—Messrs. Arnold, Basham, Buntin, Bynum, Carr, Chatham, Cook, Durrett, Harris, Miller of Washington, Montgomery of Quitman, Peery, Perkins, Ratliff, Redhead, Smith of Wayne, Stewart, Stowers of Lafayette, Talbert, Thomas, Thrasher, Touchstone, Turner of Greene, Ventress—Total 24.

#### Report of Committee on Enrolled Bills:

**MR. SPEAKER**—Your Committee on Enrolled bills have examined the following entitled bill, and find that it is correctly enrolled, and we herewith present it to the Speaker for his signature to wit:

S. B. No. 92, an Act to appropriate money to supplement the Peabody Fund donated for the maintenance of Teachers' Normal Institutes in Mississippi.

R. R. BUNTIN, Chairman pro tem.

Whereupon, the Speaker suspended all business and signed the bill, calling the attention of the House thereto.

On motion of Mr. Packwood, the rules were suspended and S. B. No. 102, an Act to amend sections 620, 623, 625 and 627, chapter 21 of Annotated Code of 1892, in reference to fixing time of holding circuit courts in first, fourth, sixth and eighth districts, was taken up.

At 11:50 Mr. Henry moved to take recess until 11:58. Lost.

At the hour of 12 m., the Senate of the State of Mississippi entered with the House of Representatives, in the hall of the House of Representatives, into joint convention for the purpose of electing a Senator of the United States to succeed E. C. Walthall, resigned.

The roll of the Senate being called by the Secretary, the members answered to their names as follows:

Messrs. Allen, Baker, Bloomfield, Broyles, Byrd, Carmichael, Caruthers, Critz, Davis, Dean, Dockery, East, Freeman, Hamilton, Harrison, Heidelberg, Hicks, Hill, Jayne, Jones, Kearney, Kendrick, Kiger, Love, Martin, McGehee, Moore, Prince, Purvis, Roane, Rush, Scudder, Sherrard.

Simonton, Stephens, Sullivan, Teunisson, Totten, Watkins, Watts, Wharton, Williamson, Willing, Winter.

ABSENT—Mr. Coffey.

The roll of the House being called by the Clerk, members answered to their names as follows:

Messrs. Anderson, Arrington, Ballinger, Basham, Belamy, Binford, Blanchard, Boggan, Bowles, Buntin, Burkitt, Butler, Caldwell of Mouroe, Caldwell of Leake and Winston, Campbell, Caruthers, Catchings, Champion, Chatham, Cotten, Davis, Denton, Dinsmore, Doss, Dulaney, Durham, Durrett, Eckles, Enochs, Falkner, Farr, Fowler, Fox, Gardner, Gayles, Gewin, Glover, Gore, Goudelock, Greaves, Graham, Griffin, Guynes, Hannah, Harper, Hart, Henry, Hinton, Ivy, Jackson, Johnston, Keirn, Keith, Kelsey, Key, King, Lamb, Lancaster, Love, Marshall, Mauffray, Maybin, McGuire, McKie, McSwine, Medford, Miller of Copiah, Miller of Washington, Mitchell, Morris, Montgomery of Quitman, Montgomery of Washington, Murry, Nelson, Newman, Nix, Odom, O'Neill, Packwood, Payne, Peatross, Peery, Perkins, Potter, Puckett, Quinn, Ratliff, Reeves, Rice, Roberts, Robertson, Rodgers of Tishomingo, Rogers of Yalobusha, Ryan, Simmons, Simpson, Smith, of Jones, Spencer, Stewart, Stinson of Lauderdale, Stinson of Lowndes, Stowers of Jefferson, Stowers of Lafayette, Street, Stutts, Talbert, Tate, Taylor of Montgomery, Taylor of Yalobusha, Terral, Turner of Madison, Underwood, Ventress, Wade, Walton, Watson, Williams, Williamson, Wilson, Worthington, Wyatt, Mr. Speaker.—122.

ABSENT—Messrs. Arnold, Bynum, Carr, Cook, Harris, Redhead, Smith of Wayne, Thomas, Thrasher, Touchstone, Turner of Greene—Total 11.

A quorum of both houses being present, the joint assembly proceeded in accordance with law, and by a *viva voce* vote, to the election of a Senator of the United States for the term ending on the 3d day of March, 1895.

The Secretary called the roll of the Senate; and

Messrs. Caruthers, Dean, Dockery, East, Sherrard, Stephens, Taylor and Wharton—8, voted for R. H. Taylor.

Messrs. Baker, Carmichael, Critz, Hamilton, Harrison, Jayne, Kendrick, Martin, Roane, Simonton and Sullivan—11, voted for Robert Lowry.

Messrs. Bloomfield, Byrd, Freeman, Heidleberg, Hill, Jones, McGehee, Scudder and Watkins—9, voted for A. J. McLaurin.

Messrs. Davis, Love, Purvis and Winter—4, voted for Frank Burkitt.

Mr. Broyles voted for R. A. Dean.

Mr. Kiger voted for T. Marshall Miller.

Mr. Moore voted for John M. Stone.

Mr. Prince voted for W. H. Hardy.

Mr. Teunisson voted for T. C. Catchings.

Messrs. Allen, Hicks, Kearney, Rush, Watts, Williamson Willing—7, voted for J. A. P. Campbell.

The Clerk then called the roll of the House and—

Messrs. Ballinger, Binford, Cotten, Durham, Eckles, Falkner, Goude-lock, Hinton, Johnston, Kelsey, Lamb, McSwine, Murry, Nelson, Packwood, Rogers of Yalobusha, Simpson, Stowers of Lafayette, Tate, Taylor of Montgomery, Taylor of Yalobusha, Underwood and Wade—23, voted R. H. Taylor.

Messrs. Arrington, Bellamy, Chatham, Henry, Love, Montgomery of Washington, Payne, Peery, Rice, Rodgers of Tishomingo, Stinson of Lowndes, Street, Terral, Walton, Williams and Worthington—16, voted for Robert Lowry.

Messrs. Blanchard, Boggan, Doss, Enochs, Farr, Greaves, Graham, Hart, Ivy, Keith, Key, Medford, Morris, Puckett, Robertson, Ryan, Smith of Jones, Stowers of Jefferson—18, voted for A. J. McLaurin.

Messrs. Campbell, Caruthers, Champion, Davis, Fox, Glover, Guynes, Jackson, Keirn, Miller of Copiah, Odom, O'Neill, Potter, Quinn, Spencer, Stutts, Watson—17, voted for J. A. P. Campbell.

Messrs. Anderson, Buntin, Fowler, Gardner, Gewin, Gore, Griffin, Harper, King, Newman, Nix Ratliff, Roberts, Stinson of Lauderdale, Wyatt—15, voted for Frank Burkitt.

Mr. Bowles voted for W. T. Martin.

Messrs. Butler and Campbell—2, voted for M. Dabney.

Mr. Caldwell of Monroe, voted for R. A. Dean.

Messrs. Caldwell of Leake and Winston, Catchings, Hannab, Lancaster, Mauffray, Maybin, Mitchell, Peatross, Williamson—9, voted for John M. Stone.

Mr. Denton voted for W. H. Hardy.

Mr. Dinsmore voted for G. D. Shands.

Messrs. Dulaney and Simmons—2, voted for John R. Dinsmore.

Mr. Gayles voted for John R. Lynch.

Messrs. McGuire and Talbert voted for E. C. Walthall.

Mr. McKie voted for D. M. Featherston.

Mr. Reeves voted for W. H. Stinson.

Mr. Turner of Madison, voted for John R. Cameron.

Mr. Wilson voted for C. B. Mitchell.

Mr. Vardaman voted for Thos. J. O'Neill.

Mr. Burkitt voted for John E. Gore.

The total vote of the joint assembly resulting as follows :

For R. H. Taylor.....	31 votes
For Robert Lowry.....	27 votes
For A. J. McLaurin.....	27 votes
For J. A. P. Campbell....	24 votes
For Frank Burkitt.....	19 votes
For W. T. Martin.....	1 vote
For M. Dabney.....	2 votes
For R. A. Dean.....	2 votes
For John M. Stone.....	10 votes
For W. H. Hardy.....	2 votes
For G. D. Shands.....	1 vote
For John R. Dinsmore....	2 votes
For John R. Lynch.....	1 vote
For E. C. Walthall....	2 votes
For D. M. Featherston.....	1 vote
For T. Marshall Miller.....	1 vote
For W. H. Stinson.....	1 vote
For John R. Cameron.....	1 vote
For T. C. Catchings.....	1 vote
For C. B. Mitchell....	1 vote
For Thos. J. O'Neill.....	1 vote
For John E. Gore.....	1 vote

Thereupon the President of the Senate announced that as no one person had received a majority of all the votes cast in the joint assembly, that the same had failed to elect a Senator of the United States.

At 12:40, on motion of Mr. Dean, the joint assembly was dissolved, and the Senate returned to its chamber.

The consideration of S. B. No. 102, an Act entitled an Act to amend sections 620, 623, 625, an 627, chapter 21, of the Annotated Code of Mississippi, in reference to fixing the time of holding the circuit courts in the first, fourth, sixth and eighth districts, which was pending when the joint session convened, was resumed.

Whereupon, the bill was considered engrossed, read the third time, and agreeably to the provisions of the Constitution the yeas and nays were taken and the bill passed, title standing as stated, by the following vote:

**YEAS**—Messrs. Anderson, Arrington, Ballinger, Bellamy, Blanchard, Boggan, Bowles, Buntin, Burkitt, Butler, Caldwell of Monroe, Caldwell of Leake and Winston, Campbell, Caruthers, Catchings, Champion, Cotten, Davis, Denton, Dinsmore, Doss, Durham, Falkner, Fowler, Fox, Gardner, Gayles, Gewin, Glover, Gore, Goudelock, Graham, Griffin, Guynes, Hannah, Harper, Hart, Hinton, Ivy, Jackson, Johnson, Keith, Kelsey, Key, King, Lancaster, Love, Mauf-ray, McGuire, McKie, McSwine, Medford, Miller of Co-

piah, Mitchell, Morris, Montgomery of Washington, Murry, Nelson, Nix, Odom, O'Neill, Packwood, Payne, Potter, Quinn, Ratliff, Reeves, Rice, Roberts, Robertson, Rodgers of Tishomingo, Rogers of Yalobusha, Ryan, Simmons, Simpson, Smith of Jones, Spencer, Stinson of Lauderdale, Stinson of Lowndes, Stowers of Jefferson, Stowers of Lafayette, Street, Stuttz, Talbert, Tate, Taylor of Montgomery, Taylor of Yalobusha, Terral, Turner of Madison, Underwood, Wade, Walton, Watson, Williamson, Worthington, Wyatt—Total yeas, 96.

ABSENT AND THOSE NOT VOTING—Messrs. Arnold, Basham, Binford, Bynum, Carr, Chatham, Cook, Dulaney, Durrett, Eckles, Enochs, Farr, Greaves, Harris, Henry, Keirn, Lamb, Marshall, Maybin, Miller of Washington, Montgomery of Quitman, Newman, Peatross, Peery, Perkins, Puckett, Redhead, Smith of Wayne, Stewart, Thomas, Thrasher, Touchstone, Turner of Greene, Ventress, Williams, Wilson and Mr. Speaker—Total, 37.

At 1:05 the House, on motion of Mr. Street, adjourned until 10 A. M. tomorrow.

L. PINK SMITH,  
Clerk of the House of Representatives.

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## TWENTY-EIGHTH DAY.

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FRIDAY, February 2, 1894.

The House was called to order at 10 A. M., by Mr. Street. Prayer by Mr. W. H. M. Durham.

The roll being called the following members answered to their names:

PRESENT—Messrs. Anderson, Arnold, Arrington, Ballinger, Basham, Bellamy, Binford, Blanchard, Boggan, Bowles, Buntin, Burkitt, Butler, Bynum, Caldwell of Monroe, Caldwell of Leake and Winston, Campbell, Carr, Caruthers, Catchings, Champion, Chatham, Cotten, Davis, Denton, Dinsmore, Doss, Dulaney, Durham, Durrett, Eckles, Enochs, Farr, Fowler, Fox, Gardner, Gayles, Gewin, Glover, Gore, Goude-lock, Greaves, Graham, Griffin, Guynes, Hannah, Harper, Hart, Henry, Hinton, Ivy, Jackson, Johnston, Keirn, Keith, Kelsey, Key, King, Lamb, Lancaster, Love, Marshall, Mauffray, Maybin, McGuire, McKie, McSwine, Medford, Miller of Copiah, Miller of Washington, Mitchell, Morris, Montgomery of Washington, Murry, Nelson, New-

man, Nix, Odom, O'Neill, Packwood, Payne, Peery, Potter, Peatross, Puckett, Quinn, Ratliff, Reeves, Rice, Roberts, Robertson, Rodgers of Tishomingo, Rogers of Yalobusha, Ryan, Simmons, Simpson, Smith of Jones, Smith of Wayne, Stewart, Stinson of Lauderdale, Stinson of Lowndes, Stowers of Lafayette, Street, Stutts, Talbert, Tate, Taylor of Montgomery, Taylor of Yalobusha, Terral, Thomas, Thrasher, Turner of Greene, Turner of Madison, Underwood, Wade, Watson, Williams, Williamson, Wilson, Worthington, Wyatt, Mr. Speaker—Total present, 122.

ABSENT—Messrs. Cook, Falkner, Harris, Montgomery of Quitman, Perkins, Redhead, Spencer, Stowers of Jefferson, Touchstone, Ventress, Walton—Total absent, 11.

Leave of absence granted Messrs. Walton and Stowers of Jefferson on account of sickness from day to day.

Reading of Journal dispensed with and stood approved.

#### INTRODUCTION OF BILLS.

S. B. No. 126, an Act authorizing the superintendents to expend annually for two years, one hundred dollars, or as much thereof as necessary each to the State Lunatic Asylum and the East Mississippi Insane Asylum, out of the appropriation for the purchase of books and reading matter for the inmates thereof.

Was read twice and referred to Committee on Benevolent Institutions.

Report of Committee on Ways and Means :

MR. SPEAKER—The Committee on Ways and Means has had under consideration to following bill referred to them, and have instructed me to report it back with the following recommendations, to-wit :

S. B. No. 64, an Act to provide for the election of a State Revenue Agent, to prescribe his powers and duties,, and to repeal sections 4187, 4190, 4191, 4192, 4193, and 4195, in chapter 126, Annotated Code of Mississippi.

Title sufficient ; do pass with amendments.

H. M. STREET, Chairman.

Report of Committee on Judiciary :

MR. SPEAKER : The Committee on Judiciary has had under consideration the following bills referred to them, and have instructed me to report them back with the following recommendations, to-wit :

H. B. No. 133, to amend sections 2361 and 2365 and to repeal section 2371 of the Annotated Code so as to cause a more equitable distribution of grand jurors, and for other purposes ; also,



H. B. No. 128, an Act to amend section 1122 of the Annotated Code of 1892, in relation to gambling, and to provide for the punishment of the same.

Your committee find that the titles to said bills are sufficient, but they recommend that they do not pass; also,

House Concurrent Resolution No. 11, submitting to the qualified electors of the State for ratification or rejection an amendment to the Constitution in relation to the manner of selecting judges of the circuit and chancery courts.

Your committee find that the title to said bill is sufficient, and they recommend that the same do pass.

O'NEILL, Acting Chairman.

**Report of Committee on Public Education :**

**MR. SPEAKER:** The Committee on Public Education has had under consideration the following bills referred to them, and have instructed me to report them back with the following recommendations, to-wit:

H. B. No. 124, an Act to provide for a clerk in the office of the State Superintendent of Education, and fixing salary of said clerk.

Find the title sufficient, and recommend the bill do pass.

House Concurrent Resolution No. 12.

Find the title sufficient, and recommend the resolution do not pass.

LANCASTER, Chairman.

**Report of Committee on Agriculture :**

**MR. SPEAKER:** The Committee on Agriculture has had under consideration the following bill, referred to them, and have instructed me to report it back with the following recommendations, to-wit:

H. B. No. 148, to secure correct information as to the acreage in cotton in this State,

And recommend that the same do pass; the title is sufficient.

Respectfully submitted,

Z. P. STUTTS, Chairman.

**Report of Committee on Public Health and Quarantine :**

**MR. SPEAKER:** The Committee on Public Health and Quarantine has had under consideration the following bill referred to them, and have instructed me to report it back with the following recommendations, to-wit:

S. B. No. 114, an Act to amend sections 2276 and 2285 of the Annotated Code of Mississippi, in reference to the duties and compensation of county health officers.

Do pass; title sufficient.

T. A. BOGGAN, Chairman.

## INTRODUCTION OF BILLS.

By Mr. Falkner—

H. B. No. 149, an Act to appropriate money for the pay of the I. C. R. R. for transporting the Mississippi National Guard from Crystal Springs and Hazlehurst and Brookhaven.

Was read twice and referred to Committee on Appropriations.

By Mr. Potter—

H. B. No. 150, an Act to provide for clearing out the old library and to appropriate therefor.

Was read twice and referred to Committee on Appropriations.

By Mr. Simmons—

H. B. No. 151, an Act to make an appropriation to pay assessors of the various counties of the State the deficit in their fees growing out of the poll tax assessments for 1892 and 1893.

Was read twice and referred to Committee on Appropriations.

By Mr. Durrett—

H. B. No. 152, an Act to amend section 2017 of Annotated Code in reference to compensations of assessors.

Was read twice and referred to Committee on Fees and Salaries.

[Mr. O'Neill in the chair.]

On motion of Mr. Ballinger, the rules were suspended and H. B. No. 90, an Act to amend section 2017 of the Annotated Code of 1892, in reference to compensation of tax assessor, was taken up.

The committee offered to amend by striking out all of section 2. Adopted.

On motion of Mr. Underwood, the bill and amendment was recommitted to Committee on Appropriations.

[Speaker Vardaman in the chair.]

By unanimous consent the rules were suspended and S. B. No. 25, an Act to amend sections 3995 and 3996, chapter 119 of Annotated Code, in reference to location of school districts.

Committee offered to amend as follows: By striking out the words "cannot be passed" in line sixteen, and insert in lieu thereof the words, "which are not crossed." Adopted.

By inserting in line 21, between the words "water" and "provided," the words "or who are prevented from attending school by other impassable obstructions." Adopted.

By striking out the words "or with less than five square miles of territory" in lines twenty-three and twenty-four, and

insert in lieu thereof the words, "but such special district may contain less than nine square miles of Territory." Adopted.

By striking out the words "one-eight" in line twenty-seven, and insert in lieu thereof the words "one-sixth." Adopted.

By striking out "and 3996" from the title of the bill, and the last letter "s" from the word sections. Adopted.

By striking out section 2 of the bill. Adopted.

By striking out in line four "3596," also the word "and," also the last letter of the word sections. Adopted.

The bill as amended was then read the third time, and agreeably to the provisions of the Constitution, the yeas and nays were taken, and the bill passed, title standing as stated, by the following vote :

**YEAS**—Messrs. Anderson, Arnold, Arrington, Ballinger, Basham, Bellamy, Binford, Blanchard, Boggan, Buntin, Butler, Bynum, Caldwell of Monroe, Carr, Caruthers, Catchings, Champion, Cotten, Davis, Denton, Dinsmore, Dulaney, Durham, Durrett, Enochs, Falkner, Farr, Fowler, Fox, Gardner, Gayles, Gewin, Glover, Gore, Gondelock, Greaves, Graham, Guynes, Hannah, Harper, Hart, Henry, Hinton, Ivy, Jackson, Johnson, Keirn, Keith, Kelsey, Key, Lancaster, Love, Mauffray, Maybin, McGuire, McKie, McSwine, Medford, Miller of Copiah, Montgomery of Washington, Murry, Newman, Nix, Odom, O'Neill, Packwood, Payne, Peatross, Peery, Quinn, Ratliff, Reeves, Rice, Roberts, Robertson, Rodgers of Tishomingo, Rogers of Yalobusha, Ryan, Simmons, Simpson, Smith of Jones, Smith of Wayne, Spencer, Stewart, Stinson of Lowndes, Stowers of Lafayette, Stutts, Tate, Taylor of Montgomery, Taylor of Yalobusha, Terral, Thomas, Thrasher, Turner of Greene, Turner of Madison, Underwood, Wade, Watson, Wilson, Worthington, Wyatt—Total yeas, 101.

**NAYS**—Messrs. Bowles, Caldwell of Leake and Winston, Doss, Nelson, Stinson of Lauderdale, Street—Total nays, 6.

**ABSENT AND THOSE NOT VOTING**—Messrs. Burkitt, Campbell, Chatham, Cook, Eckles, Griffin, Harris, King, Lamb, Marshall, Miller of Washington, Mitchell, Morris, Montgomery of Quitman, Perkins, Potter, Puckett, Redhead, Stowers of Jefferson, Talbert, Touchstone, Ventress, Walton, Williams, Williamson, Mr. Speaker—Total, 26.

Report of Committee on Enrolled Bills :

**MR. SPEAKER** : Your Committee on Enrolled Bills have examined the following entitled bills, and find that they are correctly enrolled, and we herewith present them to the Speaker for his signature, to-wit :

H. B. No. 93, an Act to provide for the payment of an outstanding indebtedness in maintaining the public schools in the county of Tishomingo for the scholastic years 1892 and 1893.

H. B. No. 104, an Act to make an appropriation to defray the expenses of the State Board of Health, and for other purposes.

H. B. No. 68, an Act to provide for an appropriation for the purchase of one piano for the Institute for the Blind.

H. B. No. 85, an Act to be entitled an act to appropriate money for the relief of the Adjutant-General of Mississippi.

H. B. No. 70, an Act to make an appropriation to defray the expenses of State Lunatic Asylum for the years 1894 and 1895.  
R. R. BUNTIN, Acting Chairman.

#### Report of Committee on Enrolled Bills:

S. B. No. 53, an Act to amend section 2178 of the Annotated Code of Mississippi so as to authorize the cession of jurisdiction to the United States over all lands acquired by the United States for the purpose of making, building or constructing levees, canals, or any other works in connection with the improvement of rivers and harbors, and for other purposes.

S. B. No. 55, an Act to amend section 3681 of Annotated Code of 1892, providing for filling vacancies in State offices.

S. B. No. 56, an Act to amend section 3686 of Annotated Code of 1892, providing for filling vacancies in county district offices in certain cases.

S. No. 96, An act to amend section 3433 of the Annotated Code in reference to service of process on corporations and receivers.

T. N. TOUCHSTONE, Chairman.

By W. S. CATCHINGS, Acting Chairman.

Whereupon, the Speaker suspended all business and signed the bills, calling the attention of the house thereto.

By unanimous consent H. B. No. 138, an Act to authorize the board of supervisors of Jefferson county to make an additional levy for the years 1894 and 1895 to pay off all outstanding county warrants and to meet the necessary current expenses of the county, was recommitted to Committee on Local and Private Legislation.

Report of Committee on Census and Apportionment was considered—

Whereupon, H. B. No. 119, an Act to repeal chapter 19 of the Annotated Code of Mississippi of 1892, on the subject of census, and to provide for the enumeration of the whole number of inhabitants, etc., the qualified electors of the

State, as required by section 105 of the Constitution, and to make appropriation therefor, was taken up.

On motion of Mr. Underwood; the bill was laid on the table subject to call.

MESSAGE FROM THE SENATE.

MR. SPEAKER—I am directed to inform the House that the Senate has concurred in House amendment to S. B. No. 57, an Act appropriating money for the support and maintenance of the National Guard.

WILLIAM HENRY, Secretary.

Mr. Street moved to reconsider the vote by which H. B. No. 90, an Act to amend section 2017 of the Annotated Code of 1892 in reference to compensation of tax assessors, with amendment, was recommitted to Committee on Local and Private Legislation. Adopted.

On motion of Mr. Street, the rules were suspended and H. B. No. 90, an Act to amend section 2017 of the Annotated Code of 1892 in reference to compensation of tax assessors, was taken up.

Mr. Street offered to amend by inserting after the word "treasury," 1st line, 2d page, "Provided, That no commission or other allowance shall be paid by the State for assessing poll tax." Adopted.

Mr. Dinsmore offered to amend by inserting between the words "assessor" and "ten-cents" the following, "not exceeding." Adopted.

Mr. Burkitt offered to amend by inserting "for each individual against whom a poll is assessed and collected."

At the hour of 12 m., the Senate of the State of Mississippi entered with the House of Representatives, in the hall of the House of Representatives, into joint convention for the purpose of electing a Senator of the United States to succeed E. C. Walthall, resigned.

The roll of the Senate being called by the Secretary, the members answered to their names as follows:

PRESENT—Messrs. Allen, Baker, Bloomfield, Broyles, Byrd, Carmichael, Caruthers, Coffey, Critz, Davis, Dean, Dockery, East, Hamilton, Harrison, Heidelberg, Hicks, Hill, Jayne, Jones, Kearney, Kiger, Love, Martin, McGehee, Moore, Prince, Purvis, Roane, Rush, Scudder, Sherrard, Simonton, Stephens, Sullivan, Tennison, Totten, Watkins, Watts, Wharton, Williamson, Willing, Winter—44.

ABSENT—Mr. Freeman.

The roll of the House being called by the Clerk, members answered to their names as follows:

**PRESENT**—Messrs. Anderson, Arrington, Ballinger, Basham, Bellamy, Binford, Blanchard, Boggan, Bowles, Buntin, Burkitt, Butler, Bynum, Caldwell of Monroe, Caldwell of Leake and Winston, Carr, Caruthers, Catchings, Champion, Chatham, Cotten, Davis, Denton, Dinsmore, Doss, Dulaney, Durham, Durrett, Eckles, Falkner, Farr, Fowler, Fox, Gardner, Gayles, Gewin, Glover, Gore, Goude-lock, Graham, Griffin, Guynes, Hannah, Harper, Hart, Henry, Hinton, Ivy, Jackson, Johnson, Keirn, Keith, Kelsey, Key, King, Lamb, Lanncaster, Love, Marshall, Mauffray, Maybin, McGuire, McKie, McSwine, Medford, Miller of Copiah, Mitchell, Morris, Montgomery of Washington, Murry, Nelson, Newman, Nix, Odom, O'Neill, Packwood, Payne, Peatross, Peery, Potter, Puckett, Quinn, Ratliff, Reeves, Rice, Roberts, Robertson, Rodgers of Tishomingo, Rogers of Yalobusha, Ryan, Simmons, Simpson, Smith of Jones, Stewart, Stinson of Lauderdale, Stinson of Lowndes, Stowers of Lafayette, Street, Stutts, Talbert, Tate, Taylor of Montgomery, Taylor of Yalobusha, Terral, Thomas, Thrasher, Turner of Greene, Turner of Madison, Underwood, Ventress, Wade, Watson, Williams, Williamson, Wilson, Worthington, Wyatt and Mr. Speaker—119.

**ABSENT**—Messrs. Campbell, Cook, Enochs, Greaves, Harris, Miller of Washington, Montgomery of Quitman, Perkins, Redhead, Smith of Wayne, Spencer, Stowers of Jefferson, Touchstone, Walton—Total absent, 14.

A quorum of both houses being present, the joint assembly proceeded in accordance with law and by a *viva voce* vote, to the election of a Senator of the United States for the term ending on the 3d day of March, 1895.

The Secretary called the roll of the Senate; and Mr. Scudder voted for A. J. McLaurin.

Messrs. Caruthers, Deau, Dockery, East, Sherrard, Stephens and Totten—total 7—voted for R. H. Taylor.

Messrs. Allen, Coffey, Hicks, Kearney, Rush, Watts, Williamson and Willing—total 8—voted for J. A. P. Campbell.

Messrs. Baker, Carmichael, Critz, Hamilton, Harrison, Jayne, Kendrick, Martin, Roane, Simonton and Sullivan—total 11—voted for Robert Lowry.

Messrs. McGehee and Stone—total 2—voted for J. M. Stone.

Messrs. Davis, Purvis and Winter—total 3—voted for Frank Burkitt.

Messrs. Bloomfield, Broyles, Jones, Love, Teunisson and Wharton—total 6—voted for R. A. Dean.

Messrs. Byrd and Prince—total 2—voted for W. H. Hardy.

Messrs. Hill and Watkins—total 2—voted for T. S. Ford.

Mr. Heidelberg voted for B. F. Ward.

Mr. Kiger voted for T. M. Miller.

The Clerk then called the roll of the house; and

Messrs. Blanchard, Durrett, Enochs, Farr, Greaves, Graham, Hart, Keith, Key, Morris, Puekett, Simmons, Smith of Jones, and Talbert—total 14—voted for A. J. McLaurin.

Messrs. Arnold, Ballinger, Cotten, Durham, Eckles, Falkner, Goudelock, Johnston, Kelsey, Lamb, McGuire, McSwine, Medford, Nelson, Packwood, Rogers of Yalobusha, Simpson, Stowers of Lafayette, Tate, Taylor, of Yalobusha, Wade, Williamson and Wilson—total 23—voted for R. H. Taylor.

Messrs. Caruthers, Champion, Fox, Glover, Guynes, Keirn, Miller of Copiah, Odom, O'Neill, Potter, Quinn, Ventress, Spencer—13, voted for J. A. P. Campbell.

Messrs. Arrington, Bellamy, Henry, Love, Payne, Peery, Rice, Rodgers of Tishomingo, Stinson of Lowndes, Turner of Greene, Williams—11, voted for Robert Lowry.

Messrs. Bynum, Catchings, Jackson, Lancaster, Maybin, Mitchell—6, voted for J. M. Stone.

Messrs. Anderson, Buntin, Carr, Fowler, Gardner, Gewin, Gore, Griffin, Harper, King, Newman, Nix, Ratliff, Roberts, Stinson of Lauderdale, Wyatt—16, voted for Frank Burkitt.

Mr. Marshall voted for T. C. Catchings.

Messrs. Basham, Boggan, Caldwell of Monroe, Doss, Hannah, Hinton, Street, Taylor of Montgomery, Underwood—9, voted for R. A. Dean.

Messrs. Binford, Dulaney, Miller of Washington, Montgomery of Washington, Thrasher, Worthington, Vardaman—7, voted for W. G. Yerger.

Mr. Bowles voted for W. T. Martin.

Mr. Burkitt voted for J. H. Jamison.

Mr. Caldwell of Leake and Winston, voted for R. C. Jones.

Mr. Davis voted for F. M. Weed.

Messrs. Denton, Dinsmore, Ryan, Thomas—4, voted for W. H. Hardy.

Mr. Gayles voted for J. R. Lynch.

Mr. Ivy voted for C. M. Williamson.

Mr. Mauffray voted for E. J. Bowers.

Mr. McKie voted for Adison Craft.

Mr. Murray voted for G. D. Shands.

Mr. Peatross voted for T. M. Miller.

Mr. Reaves voted for W. H. Stinson.

Messrs. Robertson, Terral, Watson—total 3, voted for T. S. Ford.

Messrs. Stutts, Turner of Madison—total 2 voted for S. S. Calhoon.

The total vote of the joint Assembly resulted as follows:

For A. J. McLaurin.....	15
For R. H. Taylor.....	30
For J. A. P. Campbell.....	21
For Robert Lowry.....	22
For J. M. Stone.....	8
For Frank Burkitt.....	19
For T. C. Catchings.....	1
For R. A. Dean.....	15
For W. G. Yerger.....	7
For W. T. Martin.....	1
For J. H. Jamison.....	1
For R. C. Jones.....	1
For F. M. Ward.....	1
For W. H. Hardy.....	6
For John R. Lynch.....	1
For C. M. Williamson.....	1
For E. J. Bowers.....	1
For A. Craft.....	1
For G. D. Shands.....	1
For T. M. Miller.....	2
For W. H. Stinson.....	1
For T. S. Ford.....	5
For S. S. Calhoun.....	2

Thereupon, the President of the Senate announced that as no one person had received a majority of all the votes cast in the joint Assembly, that the same had failed to elect a Senator of the United States.

At 12:45, on motion of Mr. Jones, the joint Assembly was dissolved, and the Senate returned to its chamber.

At 12:50 Mr. Stowers of Jefferson moved to adjourn until 10 o'clock A. M. tomorrow. Lost.

The consideration of H. B. No. 90, an Act to amend section 2017 of the Annotated Code of 1892, in reference to compensation of tax assessors, which was pending when the joint session convened, was resumed.

Whereupon Mr. Burkitt's amendment was lost.

The bill, as amended, was then considered engrossed, read the third time, and agreeably to the provisions of the Constitution, the yeas and nays were taken and the bill passed, title standing as stated, by the following vote:

YEAS—Messrs. Ballinger, Basham, Bellamy, Binford, Blanchard, Boggan, Bowles, Butler, Caldwell of Monroe, Caldwell of Leake and Winston, Carr, Caruthers, Catchings, Champion, Cotten, Davis, Denton, Dinsmore, Dulaney, Durham, Durrett, Eckles, Enochs, Falkner, Fowler, Fox, Gayles, Glover, Gore, Goudelock, Greaves, Graham,



Guynes, Hannah, Hart, Henry, Hinton, Ivy, Jackson, Johnson, Keith, Kelsey, Key, Lancaster, Love, Marshall, Mauffray, McGuire, McKie, McSwine, Medford, Miller of Copiah, Morris, Montgomery of Washington, Murry, Nelson, Nix, Odom, O'Neill, Packwood, Payne, Peatross, Peery, Potter, Puckett, Quinn, Ratliff, Rice, Roberts, Robertson, Rodgers of Tishomingo, Rogers of Yalobusha, Ryan, Simons, Simpson, Smith of Jones, Spencer, Stinson of Lowndes, Street, Stutts, Tate, Taylor of Yalobusha, Thomas, Thrasher, Turner of Greene, Turner of Madison, Underwood, Ventress, Wade, Watson, Williams, Williamson, Wilson, Worthington, Wyatt, Mr. Speaker.—Total yeas, 96.

**NAYS**—Messrs. Anderson, Arrington, Buntin, Doss, Gardner, Gewin, Harper, King, Mitchell, Reeves, Stinson of Lauderdale—Total nays, 11.

**ABSENT AND THOSE NOT VOTING**—Messrs. Arnold, Burkitt, Bynum, Campbell, Chatham, Cook, Farr, Griffin, Harris, Keirn, Lamb, Maybin, Miller of Washington, Montgomery of Quitman, Newman, Perkins, Redhead, Smith of Wayne, Stewart, Stowers of Jefferson, Stowers of Lafayette, Talbert, Taylor of Montgomery, Terral, Touchstone, Walton—Total, 25.

At 1:05 Mr. Binford moved to take recess until 3 o'clock P. M. Lost.

S. B. No. 74, an Act to authorize the Board of Mississippi Levee Commissioners to issue two hundred thousand dollars of bonds, and for other purposes, was taken up.

Mr. Arrington moved that 300 copies of the bill be printed for the use of the members.

On motion of Mr. Glover the motion was laid on the table.

Mr. Keith moved the previous question on the final passage of the bill, which motion prevailed.

Whereupon, on motion of Mr. Montgomery of Washington, the rules were suspended, and the bill read the third time, and agreeably to the provisions of the Constitution, the yeas and nays were taken and the bill passed, title standing as stated, by the following vote:

**YEAS**—Messrs. Ballinger, Bellamy, Binford, Blanchard, Boggan, Bowles, Buntin, Butler, Caldwell of Monroe, Caldwell of Leake and Winston, Campbell, Carr, Caruthers, Catchings, Champion, Cotten, Denton, Dinsmore, Doss, Durham, Dulaney, Eckles, Falkner, Fowler, Fox, Gardner, Gayles, Glover, Goudelock, Graham, Harper, Hart, Henry, Hinton, Ivy, Jackson, Keith, Lancaster, Marshall, Mauffray, McGuire, McKie, McSwine, Medford, Mitchell, Montgomery of Washington, Murry, Nelson, Odom, O'Neill, Packwood, Peatross, Peery, Puckett, Reeves, Roberts, Rodgers of Tishomingo, Rogers of Yalobusha, Ryan, Simpson, Smith

of Jones, Spencer, Stinson of Lauderdale, Stowers of Lafayette, Stutts, Tate, Taylor of Montgomery, Thrasher, Turner of Madison, Underwood, Ventress, Wade, Watson, Williamson, Wilson, Worthington, Wyatt and Mr. Speaker—Total yeas, 78.

**NAYS**—Messrs. Arrington, Gewin, Gore, Guynes, Key, King and Ratliff—Total nays, 7.

**ABSENT AND THOSE NOT VOTING**—Messrs. Anderson, Arnold, Basham, Burkitt, Bynum, Chatham, Cook, Davis, Durrett, Enochs, Farr, Greaves, Griffin, Hannah, Harris, Johnston, Keirn, Kelsey, Lamb, Love, Maybin, Miller of Copiah, Miller of Washington, Morris, Montgomery of Quitman, Newman, Nix, Payne, Perkins, Potter, Quinn, Redhead, Rice, Robertson, Simmons, Smith of Wayne, Stewart, Stinson of Lowndes, Stowers of Jefferson, Street, Talbert, Taylor of Yalobusha, Terral, Thomas, Touchstone, Turner of Greene, Walton and Williams—Total, 48.

At 1:35 the House, on motion of Mr. Stowers of Jefferson, adjourned until 10 o'clock A. M., tomorrow.

L. PINK SMITH,  
Clerk of the House of Representatives.

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## TWENTY-NINTH DAY.

SATURDAY, February 3, 1894.

The House was called to order at 10 A. M. by Speaker Vardaman. Prayer by Rev. Mr. Gore.

The roll being called, the following members answered to their names:

**PRESENT**—Messrs. Anderson, Arnold, Basham, Bellamy, Binford, Blanohard, Boggan, Bowles, Buntin, Burkitt, Butler, Bynum, Caldwell of Monroe, Caldwell of Leake and Winston, Campbell, Carr, Caruthers, Champion, Chatham, Davis, Denton, Dinsmore, Doss, Durham, Durrett, Eckles, Enochs, Falkner, Farr, Fowler, Fox, Gardner, Gayles, Gewin, Glover, Gore, Goudelock, Greaves, Graham, Griffin, Guynes, Hannah, Harper, Hart, Hinton, Ivy, Jackson, Johnston, Keirn, Keith, Kelsey, Key, King, Lamb, Lancaster, Love, Marshall, Manffray, McGuire, McKie, McSwine, Medford, Miller of Copiah, Miller of Washington, Mitchell, Morris, Montgomery of Washington, Murry, Nelson, Newman, Nix, Odom, O'Neill, Packwood, Payne, Peery, Puckett, Quinn, Ratliff, Reeves, Rice, Roberts, Robertson, Rodgers

of Tishomingo, Rogers of Yalobusha, Ryan, Simmons, Simpson, Smith of Jones, Smith of Wayne, Spencer, Stewart, Stinson of Lauderdale, Stinson of Lowndes, Stowers of Lafayette, Street, Stutts, Talbert, Tate, Taylor of Montgomery, Taylor of Yalobusha, Terral, Thomas, Thrasher, Turner of Greene, Turner of Madison, Underwood, Wade, Watson, Williams, Williamson, Wilson, Wyatt, Mr. Speaker—Total present, 114.

**ABSENT**—Messrs. Arrington, Ballinger, Catchings, Cook, Cotten, Dulaney, Harris, Henry, Maybin, Montgomery of Quitman, Peatross, Perkins, Potter, Redhead, Stowers of Jefferson, Touchstone, Ventress, Walton, Worthington—Total absent, 19.

Leave of absence granted Messrs Ballinger and Worthington, on account of sickness, and Maybin, Catchings, Cotten, Arrington and Peatross from day to day.

Privileges and courtesies of the House extended Rev. B. F. Wiley, of Carroll county.

Reading of Journal dispensed with and stood approved.

**Report of Committee on Appropriations :**

**MR. SPEAKER**—The Committee on Appropriations has had under consideration the following bills referred to them, and have instructed me to report them back with the following recommendations, to-wit:

H. B. No. 149, to appropriate money for the pay of the I. C. R. R. for transporting the Mississippi National Guard from Crystal Springs and Hazlehurst to Brookhaven.

Title sufficient; do pass.

H. B. No. 150, To provide for the cleaning out of the old library, and to appropriate money therefor.

Title sufficient; do pass.

JOHN R. DINSMORE, Chairman.

**Report of Committee on Judiciary :**

**MR. SPEAKER:** The Committee on Judiciary has had under consideration the following bills referred to them and have instructed me to report them back with the following recommendations, to-wit:

\*Concurrent Resolution No 10, Submitting to the qualified electors of the State for ratification or rejection, an amendment to the Constitution, in relation to the poll tax; also.

H. B. No. 142, an Act to repeal sections 1948 and 2248 of the Annotated Code of 1892, in reference to vouchers of executors, administrators and guardians.

Your committee find that the titles of same are sufficient, but they recommend that said bills do not pass.

O'NEILL, Acting Chairman.

**MR. SPEAKER:** The Committee on Judiciary having had under consideration sundry bills referred to them have instructed me to report as follows :

H. B. No. 147, an Act to admit security companies to be received as sureties on official and other bonds, and to authorize the incorporation of Domestic Security Companies.

Your Committee find the title sufficient, and recommend that the bill do pass with amendments.

THOMAS J. O'NEILL, Acting Chairman.

**Report of Committee on Local and Private Legislation :**

**MR. SPEAKER—**Your Committee on Local and Private Legislation having had under consideration H. B. No. 145, to be entitled an Act to authorize the Board of Levee Commissioners for the Yazoo-Mississippi Delta to construct and maintain a line of telephone along its levees, with suitable spurs or branch lines therefrom, and to operate the same commercially, and for other purposes, find the title of said bill sufficient and recommend that said bill do pass.

Your Committee say that the relief sought by said bill cannot be obtained advantageously by general legislation or by a proceeding in court. And your committee aver that from the evidence adduced they believe that it is equitable and just that said bill should pass.

Respectfully submitted,

S. E. PACKWOOD, Chairman.

#### INTRODUCTION OF BILLS.

**By Mr. Farr—**

H. B. No. 153, an Act entitled an Act to amend section 2805 of the Annotated Code of 1892 providing for constructive notice of one year in case of lost, stolen or destroyed records.

Was read twice and referred to Committee on Judiciary.

**By Mr. Watson—**

H. B. No. 154, an Act entitled an Act to prevent damage to public roads and bridges by log carts.

Read twice and referred to Committee on Roads, Ferries and Bridges.

**By Mr. Bellamy—**

H. B. No. 155, an Act to be entitled an Act to amend section 3373 of the Annotated Code of 1892 in regard to privilege taxes or patent medicines.

Read twice and referred to Committee on Ways and Means.

**By Mr. Street—**

H. B. No. 156, an Act to authorize the city of Meridian to borrow money.

Was read twice, and referred to Committee on Local and Private Legislation.

By Mr. Keith—

H. B. No. 157, an Act to repeal sections 3468 and 3469 of the Code of 1892 and to reenact section 1770 of the Code of 1880.

Was read twice and referred to Committee on Judiciary.

On motion of Mr. Dinsmore, the vote by which—

H. B. No. 90, an Act to amend section 2017 of the Annotated Code of 1892 in reference to compensation of tax assessors was passed yesterday, was reconsidered and the motion was then tabled.

On motion of Mr. Dinsmore, the rules were suspended for the consideration of the report of the Committee on Appropriations, whereupon H. B. No. 149, an Act to appropriate money for the pay of the I. C. R. R. for transporting the Mississippi National Guard from Crystal Springs and Hazlehurst to Brookhaven, was considered engrossed, read the third time and agreeably to the provisions of the Constitution, the yeas and nays were taken and the bill passed, title standing as stated, by the following vote:

**YEAS**—Messrs. Anderson, Arnold, Basham, Bellamy, Binford, Blanchard, Boggan, Bowles, Buntin, Butler, Bynum, Caldwell of Monroe, Caldwell of Leake and Winston, Campbell, Carr, Caruthers, Chatham, Davis, Denton, Dinsmore, Doss, Durham, Enochs, Falkner, Farr, Fowler, Fox, Gardner, Gayles, Glover, Goude-lock, Greaves, Graham, Guynes, Hannah, Harper, Hart, Hinton, Jackson, Johnston, Keirn, Keith, Kelsey, Key, Lamb, Lancaster, Love, Marshall, Mauffray, McGuire, McKie, McSwine, Miller of Copiah, Morris, Montgomery of Washington, Murry, Nelson, Newman, Odom, O'Neill, Packwood, Payne, Puckett, Quinn, Ratliff, Rice, Roberts, Rodgers of Tishomingo, Rogers of Yalobusha, Ryan, Simmons, Simpson, Smith of Jones, Smith of Wayne, Spencer, Stewart, Stinson of Lowndes, Street, Stutts, Talbert, Tate, Taylor of Montgomery, Taylor of Yalobusha, Terral, Thomas, Thrasher, Turner of Greene, Turner of Madison, Underwood, Watson, Williamson, Wilson, Wyatt, Mr. Speaker—Total yeas, 94.

**NAYS**—Messrs. Gewin, Gore, Griffin, King, Medford, Nix, Peery, Reeves—Total nays, 8.

**ABSENT AND THOSE NOT VOTING**—Messrs. Arrington, Balinger, Burkitt, Catchings, Champion, Cook, Cotten, Dulaney, Durrett, Eckles, Harris, Henry, Ivy, Maybin, Miller of Washington, Mitchell, Montgomery of Quitman, Peatross, Perkins, Potter, Redhead, Robertson, Stinson of Lauderdale, Stowers of Jefferson, Stowers of Lafayette, Touch-

tone, Ventress, Wade, Walton, Williams, Worthington—Total 31.

H. B. No. 150, an Act to provide for the cleaning out of the old library and to appropriate therefor.

Was considered engrossed, read the third time, and agreeably to the provisions of the Constitution, the yeas and nays were taken, the bill passed, title standing as stated, by the following vote:

**YEAS**—Messrs. Arnold, Bellamy, Binford, Blanchard, Bogan, Bowles, Buntin, Butler, Bynum, Caldwell of Monroe, Caldwell of Leake and Winston, Campbell, Carr, Caruthers, Chatham, Davis, Denton, Dinsmore, Doss, Durham, Enochs, Falkner, Farr, Fox, Gayles, Glover, Goude-lock, Greaves, Graham, Guynes, Hannah, Hart, Hinton, Jackson, Johnson, Keirn, Keith, Key, Lamb, Lancaster, Love, Marshall, Mauffray, McGuire, McKie, McSwine, Medford, Miller of Copiah, Morris, Montgomery of Washington, Murry, Nelson, Odom, O'Neill, Packwood, Payne, Peery, Puckett, Quinn, Reeves, Rice, Rodgers of Tishomingo, Rogers of Yalobusha, Ryan, Simmons, Smith of Jones, Spencer, Stewart, Stinson of Lowndes, Street, Stutts, Talbert, Tate, Taylor of Montgomery, Taylor of Yalobusha, Terral, Thomas, Turner of Greene, Turner of Madison, Underwood, Wade, Watson, Williamon, Wilson, Wyatt and Mr. Speaker—Total yeas, 86.

**NAYS**—Messrs. Anderson, Basham, Burkitt, Durrett, Fowler, Gardner, Gewin, Gore, Griffin, Harper, King, Newman, Nix, Roberts, Simpson, Stinson of Lauderdale—Total nays, 16.

**ABSENT AND THOSE NOT VOTING**—Messrs. Arrington, Balingier, Catchings, Champion, Cook, Cotten, Dulaney, Eckles, Harris, Henry, Ivy, Kelsey, Maybin, Miller of Washington, Mitchell, Montgomery of Quitman, Peatross, Perkins, Potter, Ratliff, Redhead, Robertson, Smith of Wayne, Stowers of Jefferson, Stowers of Lafayette, Thrasher, Touchstone, Ventress, Walton, Williams, Worthington—Total 31.

Mr. Greaves moved to suspend the rules for the consideration of H. B. No. 120, an Act to amend section 2021 of the Annotated Code, in relation to the fees for collecting delinquent taxes, which motion was lost.

S. B. No. 68, an Act to authorize Board of Levee Commissioners Yazoo and Mississippi Delta, to appropriate and pay over to Inter-State River Improvement and Levee Association the sum of \$1560, and for other purposes, was taken up.

Whereupon the bill was read the third time and agreeably to the provisions of the Constitution, the yeas and nays were taken, and the bill passed, title standing as stated, by the following vote:

**YEAS**—Messrs. Anderson, Basham, Bellamy, Binford, Blanchard, Boggan, Bowles, Buntin, Butler, Bynum, Caldwell of Monroe, Caldwell of Leake and Winston, Campbell, Carr, Caruthers, Champion, Chatham, Davis, Denton, Dinsmore, Doss, Durham, Durrett, Falkner, Farr, Fowler, Fox, Gardner, Gayles, Gewin, Glover, Goudelock, Greaves, Graham, Griffin, Guynes, Hannah, Harper, Hart, Hinton, Jackson, Johnston, Keirn, Keith, Kelsey, Key, Lancaster, Love, Marshall, Mauffray, McGuire, McKie, McSwine, Medford, Miller of Copiah, Mitchell, Morris, Montgomery of Quitman, Montgomery of Washington, Murry, Nelson, Newman, Nix, O'Neill, Packwood, Payne, Peery, Puckett, Quinn, Ratliff, Reeves, Rice, Roberts, Robertson, Rodgers of Tishomingo, Rogers of Yalobusha, Ryan, Simmons, Simpson, Smith of Jones, Spencer, Stewart, Stinson of Lauderdale, Stinson of Lowndes, Stowers of Lafayette, Street, Stutts, Tate, Taylor of Montgomery, Taylor of Yalobusha, Terral, Thomas, Thrasher, Turner of Greene, Turner of Madison, Underwood, Wade, Williams, Williamson, Wilson, Wyatt, Mr. Speaker—Total yeas, 108.

**NAYS**—0.

**ABSENT AND THOSE NOT VOTING**—Messrs. Arrington, Balinger, Burkitt, Catchings, Cook, Cotten, Dulaney, Eekles, Enochs, Gore, Harris, Henry, Ivy, King, Lamb, Maybin, Miller of Washington, Odom, Peatross, Perkins, Potter, Redhead, Smith of Wayne, Stowers of Jefferson, Talbert, Touchstone, Ventress, Walton, Watson, Worthington —Total 80.

#### MESSAGE FROM THE SENATE.

**MR. SPEAKER**—I am directed to inform the House that the Senate has passed the following entitled bills, viz :

H. B. No. 48, an Act to make appropriation for Alcorn A. and M. College for the years 1894 and 1895.

H. B. No. 104, an Act to make an appropriation to defray the expenses of the State Board of Health, and for other purposes.

H. B. No. 98, an Act to provide for the payment of an outstanding indebtedness in maintaining the public schools in the county of Tishomingo for the scholastic years 1892 and 1893.

H. B. No. 96, an Act to furnish the counties of Lincoln and Holmes with certain books from the State and provide for the payment of the chancery clerks of said counties for recording records destroyed ; with amendment thereto.

H. B. No. 68, an Act to provide for an appropriation for the purchase of one piano for the Institute for the Blind.

H. B. No. 112, an Act for the relief of J. C. Howard of Claiborne county.

H. B. No. 100, an Act to provide for the issuance of pay certificates and for the payment thereof against the Chickasaw fund of Yalobusha county.

H. B. No. 20, an Act to appropriate money to support I. I. & C. for years 1894 and 1895, with amendment thereto.

The Senate has adopted the report of the Conference Committee on the disagreement between the Senate and House on H. B. No. 79, an Act to establish a Penitentiary farm, to appropriate money to pay therefor, and to authorize employment of State convicts.

WILLIAM HENBY, Secretary.

MESSAGES FROM THE GOVERNOR.

EXECUTIVE OFFICE, JACKSON, MISS., }  
February 8, 1894. }

*To the Senate and House of Representatives :*

GENTLEMEN: I have the honor to submit for your consideration, and for such action as you may deem proper, the following matters, to-wit:

A bill to amend chapter 187 of the Annotated Code so as to secure by lien, compensation for rafting timber and logs, and for the use of boom facilities.

A bill to prevent damage to public roads by log carts.

Respectfully,

J. M. STONE.

EXECUTIVE OFFICE, JACKSON, MISS., }  
January 31, 1894. }

*To the Senate and House of Representatives :*

GENTLEMEN: I have the honor to submit for your consideration, and for such action as you may deem proper, the following matters, to-wit:

A bill to amend section 2682 of the Annotated Code, so as to give overseers and others a lien for their wages.

A bill to refund to L. Cohn, of Jefferson county, the amount improperly paid by him into the State Treasury as privilege tax as a dealer in cotton seed.

I also present for your consideration, without recommendation, a bill to provide for the maintenance of the Mississippi Weather Service, and to appropriate money for that purpose.

Respectfully,

J. M. STONE.



S. B. No. 70, an Act to authorize the Board of Levee Commissioners for Yazoo-Mississippi Delta to bond their officers, employees and levee tax collectors in guarantee companies, was taken up.

Mr. McGuire moved the previous question on the passage of the bill, which motion prevailed.

Whereupon the bill was read the third time, and agreeably to the provisions of the Constitution, the yeas and nays were taken and the bill passed; title standing as stated by the following vote:

**YEAS**—Messrs. Anderson, Arnold, Blanchard, Boggan, Bowls, Burkitt, Bynum, Campbell, Carr, Davis, Denton, Durham, Durrett, Eckles, Farr, Fowler, Fox, Gardner, Gayles, Gwin, Glover, Gore, Goudelock, Greaves, Graham, Griffin, Guynes, Hinton, Ivy, Jackson, Johnston, Keirn, Keith, Kelsey, King, Lancaster, Love, Marshall, McKie, McSwine, Medford, Miller of Copiah, Mitchell, Morris, Montgomery of Washington, Nelson, Odom, O'Neill, Packwood, Peery, Puckett, Ratliff, Rice, Roberts, Rodgers of Tishomingo, Rogers of Yalobusha, Ryan, Simmons, Simpson, Smith of Jones, Stinson of Lowndes, Stowers of Lafayette, Taylor of Yalobusha, Thomas, Thrasher, Turner of Madison, Underwood, Williams, Williamson, Wilson, Mr. Speaker—Total yeas, 71.

**NAYS**—Messrs. Basham, Bellamy, Buntin, Caldwell of Monroe, Caruthers, Dinsmore, Falkner, Hannah, Lamb, McGuire, Murry, Newman, Nix, Quinn, Reeves, Robertson, Stinson of Lauderdale, Stutts, Taylor of Montgomery, Terral, Wade, Wyatt—Total nays, 22.

**ABSENT AND THOSE NOT VOTING**—Messrs. Arrington, Ballinger, Binford, Butler, Caldwell of Leake and Winston, Catchings, Champion, Chatham, Cook, Cotten, Doss, Dulaney, Enochs, Harper, Harris, Hart, Henry, Key, Mauffray, Maybin, Miller of Washington, Montgomery of Quitman, Payne, Peatross, Perkins, Potter, Redhead, Smith of Wayne, Spencer, Stewart, Stowers of Jefferson, Street, Talbert, Tate, Touchstone, Turner of Greene, Ventress, Walton, Watson, Worthington—Total, 40.

On motion of Mr. Street, House Concurrent Resolution No. 15, submitting to the qualified electors for adoption or rejection an amendment to the Constitution, was made special order for consideration this day, immediately after dissolution of the joint assembly of the House and Senate.

By unanimous consent H. B. No. 133, an Act to amend sections 2361 and 2365 and to repeal section 2371 of the Annotated Code so as to cause a more equitable distribution

of grand jurors, and for other purposes, was recommitted to Judiciary Committee.

Mr. Murry offered the following :

*Resolved*, That the chairman of the special committee to investigate the charges touching the alleged mismanagement of the Institution for the Blind, be requested to submit the report of said committee to the House.

On Motion, the resolution was laid on the table, subject to call.

At the hour of 12 m. the Senate of the State of Mississippi entered with the House of Representatives in the hall of the House of Representatives into joint convention, for the purpose of electing a Senator of the United States, to succeed E. C. Walthall, resigned.

The roll of the Senate being called by the Secretary, members answered to their names as follows :

**PRESENT**—Messrs. Allen, Baker, Bloomfield, Broyles, Byrd, Carmichael, Caruthers, Coffey, Critz, Davis, Dean, Dookery, East, Freeman, Hamilton, Harrison, Heidelberg, Hicks, Hill, Jayne, Jones, Kearney, Kendrick, Kiger, Love, Martin, McGehee, Moore, Prince, Purvis, Roane, Rush, Scudder, Sherrard, Simonton, Stephens, Sullivan, Teunisson, Totten, Watkins, Watts, Wharton, Willing, Winter—Total present, 44.

**ABSENT**—Mr. Williamson—1.

The roll of the House being called by the Clerk, members answered to their names as follows :

**PRESENT**—Messrs. Anderson, Arnold, Basham, Bellamy, Binford, Blanchard, Boggan, Bowles, Buntin, Burkitt, Bynum, Caldwell of Monroe, Caldwell of Leake and Winston, Campbell, Carr, Caruthers, Champion, Chatham, Davis, Denton, Dinsmore, Doss, Durham, Durrett, Eekles, Enochs, Falkner, Farr, Fowler, Fox, Gardner, Gayles, Gewin, Glover, Gore, Goudelock, Greaves, Graham, Griffin, Guynes, Hannah, Harper, Hart, Hinton, Ivy, Jackson, Johnston, Keirn, Keith, Kelsey, Key, King, Lamb, Lancaster, Love, Marshall, Maufrey, McGuire, McKie, McSwine, Medford, Miller of Copiah, Miller of Washington, Mitchell, Morris, Montgomery of Quitman, Murry, Nelson, Newman, Nix, Odom, O'Neill, Packwood, Payne, Peery, Quinn, Ratliff, Rice, Roberts, Robertson, Rodgers of Tishomingo, Rogers of Yalobusha, Ryan, Simmons, Simpson, Smith of Jones, Stewart, Stinson of Lauderdale, Stinson of Lowndes, Stowers of Lafayette, Street, Stutts, Tate, Taylor of Montgomery, Taylor of Yalobusha, Terral, Thomas, Thrasher, Turner of Greene, Turner of Madison, Underwood, Ventress, Wade, Williams, Williamson, Wilson, Wyatt, Mr. Speaker—Total present, 108.

**ABSENT**—Messrs. Arrington, Ballinger, Butler, Catchings, Cook, Cotten, Dulaney, Harris, Henry, Maybin, Montgomery of Washington, Peatross, Perkins, Potter, Puckett, Redhead, Reeves, Smith of Wayne, Spencer, Stowers of Jefferson, Talbert, Touchstone, Walton, Watson, Worthington—Total absent, 25.

A quorum of both houses being present, the joint assembly proceeded in accordance with law, and by a *viva voce* vote, to the election of a Senator of the United States for the term ending on the 3d day of March, 1895.

The Secretary called the roll of the Senate; and

Messrs. Freeman and Watkins—total 2—voted for A. J. McLaurin.

Messrs. East, Stephens and Caruthers—total 3—voted for R. H. Taylor.

Messrs. Allen, Kearney, Rush and Watts—total 4—voted for J. A. P. Campbell.

Messrs. Hamilton, Jayne, Kendrick, Sullivan and Roane—total 5—voted for Robert Lowry.

Messrs. Davis, Love, Purvis and Winter—total 4—voted for Frank Burkitt.

Messrs. Baker, Bloomfield, Broyles, Byrd, Coffey, Carmichael, Dockery, Heidelberg, Hicks, Hill, Jones, McGehee, Moore, Prince, Scudder, Simonton, Totten, Wharton, Willing, Critz and Sherrard—total 21—voted for W. T. Martin.

Mr. Dean voted for A. M. Byrd.

Mr. Harrison voted for W. H. Sims.

Mr. Kiger voted for T. M. Miller.

Mr. Teunisson voted for T. C. Catchings.

The Clerk then called the roll of the House and

Messrs. Blanchard, Boggan, Caldwell of Leake and Winston, Doss, Farr, Keith, Key, Medford, Puckett, Robertson, Ryan, Simmons and Smith of Jones—total 13—voted for A. J. McLaurin.

Messrs. Arnold, Basham, Durham, Eckles, Goudelock, Johnston, Kelsey, Lamb, McSwine, Nelson, Packwood, Rogers of Yalobusha, Stowers of Lafayette, Tate, Taylor of Montgomery and Taylor of Yalobusha—total 16—voted for R. H. Taylor.

Messrs. Campbell, Caruthers, Champion, Davis, Fox, Keirn, O'Neill, Quinn, Thrasher, Underwood and Spencer—total 11—voted for J. A. P. Campbell.

Messrs. Bellamy, Chatham, Montgomery of Washington, Payne, Rodgers of Tishomingo and Williams—total 6—voted for Robert Lowry.

Messrs. Dinsmore, Lancaster, Mitchell and Thomas—total 4—voted for J. M. Stone.

Messrs. Anderson, Buntin, Carr, Fowler, Gardner, Gewin,

Gore, Griffin, Harper, King, Newman, Nix, Ratliff, Roberts, Stinson of Lauderdale and Wyatt—total 16—voted for Frank Burkitt.

Mr. Bintord voted for — Lancaster.

Messrs. Bowles, Bynum, Falkner, Greaves, Love, McGuire, Miller of Copiah, Peery, Rice, Street, Terral, Ventress, Williamson—13, voted for W. T. Martin.

Mr. Burkitt voted for W. P. Ratliff.

Messrs. Caldwell of Monroe, Denton, Graham, Guynes, Hannah, Hart, Morris, Simpson, Stinson of Lowndes—9, voted for Stephen Thrasher.

Mr. Durrett voted for Jno. R. Dinsmore.

Mr. Gayles voted for John R. Lynch.

Messrs. Glover and Marshall voted for Edward Mayes.

Mr. Hinton voted for Geo. M. Govan.

Mr. Ivy voted for Jno. W. T. Falkner.

Mr. Jackson voted for Jas. K. Vardaman.

Mr. Mauffray voted for S. Lesley Rodgers.

Mr. McKie voted for Wm. M. Strickland.

Messrs. Murry and Odom—2, voted for G. D. Shands.

Mr. Stutts voted for W. D. Gibbs.

Mr. Turner of Madison, voted for John R. Cameron.

Mr. Wade voted for L. Pink Smith.

Mr. Wilson voted for Jno. M. Simonton.

Mr. Vardaman voted for T. J. O'Neill.

The total vote of the joint assembly resulting as follows:

For A. J. McLaurin.....	15
For J. A. P. Campbell.....	15
For R. H. Taylor.....	19
For Robert Lowry.....	12
For Frank Burkitt.....	20
For W. T. Martin.....	84
For A. M. Byrd.....	1
For W. H. Sims.....	1
For T. M. Miller.....	1
For T. C. Catchings.....	1
For J. M. Stone.....	4
For J. K. Vardaman.....	1
For S. L. Rodgers.....	1
For W. M. Strickland.....	1
For G. D. Shands.....	2
For W. D. Gibbs.....	1
For John R. Cameron.....	1
For L. P. Smith.....	1
For Jno. M. Simonton.....	1
For T. J. O'Neill.....	1
For C. D. Lancaster.....	1

For Stephen Thrasher.....	9
For Jno. R. Dinsmore.....	1
For John R. Lynch.....	1
For Edward Mayes.....	2
For Geo. M. Govan.....	1
For Jno. W. T. Falkner.....	1

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Thereupon, the President of the Senate announced that as no one person had received a majority of all the votes cast in the joint assembly, that the same had failed to elect a Senator of the United States.

At 12:45, on motion of Mr. Simonton, the joint assembly was dissolved, and the Senate returned to its chamber.

Report of Committee on Enrolled Bills:

**MR. SPEAKER:** Your Committee on Enrolled Bills have examined the following entitled bills, and find that they are correctly enrolled, and we herewith present them to the Speaker for his signature, to-wit:

S. B. No. 15, an Act to amend sections 449 and 450 of the Annotated Code of Mississippi, in reference to fixing time of holding chancery courts in the counties of the first and second chancery districts of the State.

S. B. No. 57, an Act making an appropriation for the support and maintenance of the Mississippi National Guard.

S. B. No. 102, an Act to amend sections 620, 623, 625, and 627, chapter 21, of the Annotated Code of Mississippi, in reference to fixing the time of holding the circuit courts in the counties of the first, fourth, sixth, and eighth districts of Mississippi.

R. R. BUNTIN, Chairman.

Report of Committee on Enrolled Bills:

**MR. SPEAKER—**Your Committee on Enrolled Bills have examined the following entitled bills and find that they are correctly enrolled, and we herewith present them to the Speaker for his signature, to-wit:

H. B. No. 46, an Act to make an appropriation to defray the expenses of the East Mississippi Insane Asylum for the years 1894 and 1895.

H. B. No. 100, an Act to provide for the issuance of pay certificates and for the payment of the same, for services rendered by certain teachers in the Chickasaw portion of Yalobusha county, during the scholastic years 1892 and 1893.

H. B. No. 112, an Act for the relief of I. C. Howard of Claiborne county.

H. B. No. 48, an Act to make appropriation for Alcorn A. and M. College for the years 1894 and 1895.

R. R. BUNTIN, Chairman.

Whereupon the Speaker suspended all business and signed the bills, calling the attention of the House thereto.

[Mr. Bellamy in the chair.]

The special order, House Concurrent Resolution, No. 15, submitting to the qualified electors for adoption or rejection an amendment to the Constitution.

Whereupon the resolution was read, and agreeably to the provisions of the Constitution, the yeas and nays were taken and the resolution was adopted by the following vote :

YEAS—Messrs. Anderson, Arnold, Basham, Bellamy, Binford, Blanchard, Boggan, Bowles, Buntin, Butler, Bynum, Caldwell of Monroe, Caldwell of Leake and Winston, Campbell, Carr, Caruthers, Champion, Denton, Dinsmore, Doss, Durham, Durrett, Eckles, Falkner, Fowler, Fox, Gardner, Gayles, Gewin, Glover, Gore, Goudelock, Griffin, Guynes, Hannah, Harper, Hart, Hinton, Ivy, Jackson, Johnston, Keirn, Keith, Kelsey, Key, King, Lamb, Lancaster, Love, Marshall, Mauffray, McGuire, McKie, McSwine, Medford, Miller of Copiah, Mitchell, Morris, Montgomery of Washington, Murry, Nelson, Newman, Nix, Odom, O'Neill, Packwood, Payne, Peery, Quinn, Ratliff, Reeves, Rice, Roberts, Robertson, Rodgers of Tishomingo, Rogers of Yalobusha, Ryan, Simmons, Simpson, Smith of Jones, Spencer, Stinson of Lauderdale, Stinson of Lowndes, Stowers of Lafayette, Street, Stutts, Talbert, Taylor of Montgomery, Taylor of Yalobusha, Terral, Thrasher, Turner of Madison, Underwood, Ventress, Wade, Williams, Williamson, Wilson, Wyatt, Mr. Speaker—Total yeas, 100.

NAYS—0.

ABSENT AND THOSE NOT VOTING—Messrs. Arrington, Balinger, Burkitt, Catchings, Chatham, Cook, Cotten, Davis, Dulaney, Enochs, Farr, Greaves, Graham, Harris, Henry, Maybin, Miller of Washington, Montgomery of Quitman, Peatross, Perkins, Potter, Puckett, Redhead, Smith of Wayne, Stewart, Stowers of Jefferson, Tate, Thomas, Touchstone, Turner of Greene, Walton, Watson, Worthington—Total, 33.

Mr. Vardaman moved to reconsider the vote by which S. B. No. 70, an Act to authorize Board of Levee Commissioners for Yazoo-Mississippi Delta to bond their officers, employes and levee tax collectors in guarantee companies, was passed.

Adopted.

On motion of Mr. Vardaman, S. B. No. 70, an Act to authorize Board of Levee Commissioners for Yazoo-Mississippi Delta to bond their officers, employes and Levee tax col-

lectors in guarantee companies, was recommitted to Committee on Local and Private Legislation.

MESSAGE FROM THE GOVERNOR.

EXECUTIVE DEPARTMENT, }  
JACKSON, MISS., February 3, 1894. }

MR. SPEAKER: I am directed by his Excellency, the Governor, to inform the House of Representatives that he has approved the following entitled bills, to-wit:

H. B. No. 68, an Act to provide for an appropriation for the purchase of one piano for the Institute for the Blind.

H. B. No. 70, an Act to make an appropriation to defray the expenses of State Lunatic Asylum for the years 1894 and 1895.

H. B. No. 85, an Act to be entitled an Act to appropriate money for the relief of the Adjutant-General of Mississippi.

H. B. No. 93, an Act to provide for the payment of an outstanding indebtedness in maintaining the public schools in the county of Tishomingo for the scholastic year 1892 and 1893.

H. B. No. 104, an Act to make an appropriation to defray the expenses of the State Board of Health, and for other purposes.

Respectfully,

J. J. COMAN, Private Secretary.

Report of Committee on Enrolled Bills:

MR. SPEAKER: Your Committee on Enrolled Bills desire to report that the following House bills having been signed by the Speaker of the House and President of the Senate, have been delivered to the Governor, to-wit:

H. B. No. 104, an Act to make an appropriation to defray the expenses of the State Board of Health, and for other purposes.

H. B. No. 68, an Act to provide for an appropriation for the purchase of one piano for the Institute for the Blind.

H. B. No. 70, an Act to make an appropriation to defray the expenses of State Lunatic Asylum for the years 1894 and 1895.

H. B. No. 85, an Act to be entitled an act to appropriate money for the relief of the Adjutant-General of Mississippi.

H. B. No. 93, an Act to provide for the payment of an outstanding indebtedness in maintaining the public schools in the county of Tishomingo for the scholastic years 1892 and 1893.

Respectfully submitted,

R. R. BUNTIN, Chairman.

## MESSAGE FROM THE SENATE.

**MR. SPEAKER:** I am directed to inform the House that the Senate has passed the following entitled bills, viz:

H. B. No. 127, an Act making appropriation to defray expenses of Institute for Blind and for other purposes.

H. B. No. 86, an Act to provide for State Charity Hospital at Vicksburg for years 1894 and 1895.

H. B. No. 108, an Act for the relief of Cyrus Newkirk and making appropriation for refunding purchase money, with interest at 6 per cent, for eight years, for land to which title has failed.

H. B. No. 94, an Act to refund to Bank of Oxford certain taxes overpaid the State.

H. B. No. 65, an Act to refund to Western Union Telegraph Co. an excess in payment of privilege tax, year 1892.

S. B. No. 120, an Act to amend Chapter 23 of Code in reference to convicts in county jails.

H. B. No. 67, an Act for support and maintenance of State Normal School, Holly Springs, with amendments.

S. B. No. 67, an Act to amend section 355 of Code in reference to county line between Carroll and Leflore counties.

S. B. No. 121, an Act to amend section 2354 of Code in reference to qualifications of jurors, so as to allow road overseers to serve.

S. B. No. 115, an Act to amend section 4012 in reference to separate school districts.

H. B. No. 134, an Act making appropriation to purchase type-writers for use and instruction of pupils of Institute for Blind.

S. B. No. 97, an Act to amend an act creating a board of commissioners for Tallahatchie river levee district in county of Panola, and for other purposes.

WILLIAM HENRY, Secretary.

## MESSAGE FROM THE SENATE.

**MR. SPEAKER**—I am directed to inform the House that the Senate has adopted:

Senate Joint Resolution No. 6, memorializing the Congress of the United States to make an appropriation to improve the navigation of the Homachitto river.

WM. HENRY, Secretary.

On motion of Mr. Street the rules were suspended for the consideration of said report.

Whereupon House Concurrent Resolution No. 14, proposing an amendment to the Constitution as to the collection and distribution of the common school fund, additional



school tax and poll tax to be retained in the counties, was read, and agreeably to the provisions of the Constitution, the yeas and nays were taken, and the resolution was lost by the following vote:

**YEAS**—Messrs. Bellamy, Buntin, Caldwell of Monroe, Caldwell of Leake and Winston, Caruthers, Denton, Dinsmore, Doss, Durham, Durrett, Eckles, Falkner, Fowler, Fox, Gardner, Glover, Graham, Guynes, Hannah, Harper, Hart, Ivy, Jackson, Keith, Lancaster, Love, McGuire, McKie, McSwine, Miller of Copiah, Mitchell, Morris, Murry, O'Neill, Quinn, Reeves, Roberts, Robertson, Rodgers of Tishomingo, Rogers of Yalobusha, Simmons, Smith, of Jones, Stinson of Lauderdale, Stinson of Lowndes, Stowers of Lafayette, Street, Stutts, Taylor of Yalobusha, Terral, Thrasher, Ventress, Wade, Watson, Williamson—Total yeas, 54.

**NAYS**—Messrs. Anderson, Arnold, Blanchard, Boggan, Bowles, Butler, Bynum, Campbell, Carr, Davis, Gayles, Gewin, Gore, Griffin, Hinton, Key, Lamb, Marshall, Medford, Montgomery of Washington, Nelson, Odom, Packwood, Ratliff, Rice, Ryan, Simpson, Taylor of Montgomery, Turner of Madison, Underwood, Williams, Wilson, Wyatt, Mr. Speaker—Total nays, 34.

**ABSENT AND THOSE NOT VOTING**—Messrs. Arrington, Balingier, Basham, Binford, Burkitt, Catchings, Champion, Chatham, Cook, Cotten, Dulaney, Enochs, Farr, Goude-lock, Greaves, Harris, Henry, Johnston, Keirn, Kelsey, King, Mauffray, Maybin, Miller of Washington, Montgomery of Quitman, Newman, Nix, Payne, Peatross, Peery, Perkins, Potter, Puckett, Redhead, Smith of Wayne, Spencer, Stewart, Stowers of Jefferson, Talbert, Tate, Thomas, Touchstone, Turner of Greene, Walton, Worthington,—Total 45.

Mr. Keith moved to suspend the rules for the consideration of House Concurrent Resolution No 11, submitting to the qualified electors of the State for ratification or rejection, an amendment to the Constitution in relation to the manner of selecting judges of the circuit and chancery courts. Lost.

Mr. Odom moved to reconsider the vote by which House Concurrent Resolution No. 14, proposing an amendment to the Constitution as to the collection and distribution of the common school fund, additional school tax and poll tax to be retained in the counties, was lost.

Mr. Street moved that the special order for the afternoon be the consideration of bills reported from the Committee on Local and Private Legislation.

At 1:25, the House, on motion of Mr. Miller of Copiah, took recess until 3 o'clock P. M.

## AFTERNOON SESSION.

The House was called to order at 8 p. m. by Speaker Vardaman.

[A quorum present.]

On motion of Mr. Dinsmore, the Clerk was directed to carry over at once, to the Senate, H. B. No. 149, an Act to appropriate money for the pay of the I. C. R. R. for transporting the Mississippi National Guard from Crystal Springs and Hazlehurst to Brookhaven, and H. B. No. 150, an Act to provide for the cleaning out of the old library and to appropriate money therefor.

The report of the Committee on Local and Private Legislation was considered.

Whereupon H. B. No. 117, an Act to refund to J. M. Wilborn taxes overpaid by him in year 1891, was considered engrossed, read the third time, and agreeably to the provisions of the Constitution, the yeas and nays were taken and the bill passed, title standing as stated, by the following vote :

YEAS—Messrs. Anderson, Arnold, Basham, Bellamy, Blanchard, Boggan, Bowles, Buntin, Butler, Bynum, Caldwell of Monroe, Caldwell of Leake and Winston, Davis, Denton, Dinsmore, Doss, Durham, Falkner, Farr, Fowler, Gardner, Gayles, Gewin, Goudelock, Greaves, Hannah, Harper, Hinton, Ivy, Johnston, Keirn, Keith, Kelsey, King, Lamb, Lancaster, Marshall, McGuire, McKie, McSwine, Miller of Copiah, Mitchell, Morris, Montgomery of Washington, Murry, Nelson, Odom, Packwood, Peery, Redhead, Reeves, Rice, Robertson, Rodgers of Tishomingo, Rogers of Yalobusha, Smith of Jones, Stinson of Lauderdale, Stinson of Lowndes, Street, Stutts, Taylor of Yalobusha, Terrel, Thrasher, Turner of Madison, Underwood, Wade, Watson, Williams, Williamson, Wilson, Worthington, Mr. Speaker—Total yeas, 72.

NAYS—Mr. Medford—Total nays, 1.

ABSENT AND THOSE NOT VOTING—Messrs. Arrington, Balingier, Binford, Burkitt, Campbell, Carr, Caruthers Catchings, Champion, Chatham, Cook, Cotten, Dulaney, Durrett, Eekles, Enochs, Fox, Glover, Gore, Graham, Griffin, Guynes, Harris, Hart, Henry, Jackson, Key, Love, Mauffray, Maybin, Miller of Washington, Montgomery of Quitman, Newman, Nix, O'Neill, Payne, Peatross, Perkins, Potter, Puckett, Quinn, Ratliff, Roberts, Ryan, Simmons, Simpson, Smith of Wayne, Spencer, Stewart, Stowers of Jefferson, Stowers of Lafayette, Talbert, Tate, Taylor of Montgomery, Thomas, Touchstone, Turner of Greene, Ventress, Walton, Wyatt—Total, 60.

H. B. No. 113, an Act to repeal chapter 278 of the sheet acts of 1890, entitled an Act to provide for the better working of the public roads in the county of Panola and for other purposes.

Was considered engrossed, read the third time, and agreeably to the provisions of the Constitution, the yeas and nays were taken, and the bill passed, title standing as stated, by the following vote:

**YEAS**—Messrs. Anderson, Arnold, Basham, Bellamy, Blanchard, Boggan, Bowles, Buntin, Butler, Bynum, Caldwell of Monroe, Caldwell of Leake and Winston, Campbell, Champion, Davis, Denton, Dinsmore, Doss, Durham, Falkner, Farr, Fowler, Gardner, Gayles, Gewin, Goudelock, Greaves, Graham, Griffin, Hannah, Harper, Hart, Hinton, Ivy, Johnston, Keirn, Keith, Kelsey, Key, King, Lamb, Lancaster, Marshall, McGuire, McKie, McSwine, Medford, Miller of Copiah, Mitchell, Morris, Montgomery of Washington, Murry, Nelson, Nix, Odom, Packwood, Peery, Redhead, Rice, Robertson, Rodgers of Tishomingo, Rogers of Yalobusha, Smith of Jones, Spencer, Stinson of Lauderdale, Stinson of Lowndes, Stutts, Taylor of Montgomery, Taylor of Yalobusha, Terral, Thrasher, Turner of Madison, Underwood, Wade, Watson, Williams, Williamson, Wilson, Mr. **Speaker**—Total yeas, 79.

**NAYS**—None.

**ABSENT AND THOSE NOT VOTING**—Messrs. Arrington, Ballinger, Binford, Burkitt, Carr, Caruthers, Catchings, Chatam, Cook, Cotten, Dulaney, Durrett, Eckles, Enochs, Fox, Glover, Gore, Guynes, Harris, Henry, Jackson, Love, Mauffray, Maybin, Miller of Washington, Montgomery of Quitman, Newman, O'Neill, Payne, Peatross, Perkins, Potter, Puckett, Quinn, Ratliff, Reeves, Roberts, Ryan, Simmons, Simpson, Smith of Wayne, Stewart, Stowers of Jefferson, Stowers of Lafayette, Street, Talbert, Tate, Thomas, Touchstone, Turner of Greene, Ventress, Walton, Worthington, Wyatt—Total, 54.

S. B. No. 79, an Act to restore the rights of suffrage to J. E. Holliday, of Hinds county, was taken up.

Whereupon the bill was read the third time, and agreeably to the provisions of the Constitution, the yeas and nays were taken, and the bill passed, title standing as stated, by the following vote:

**YEAS**—Messrs. Anderson, Arnold, Basham, Bellamy, Blanchard, Boggan, Bowles, Buntin, Butler, Bynum, Caldwell of Monroe, Caldwell of Leake and Winston, Campbell, Champion, Davis, Denton, Dinsmore, Doss, Durham, Falkner, Farr, Fowler, Gardner, Gayles, Gewin, Glover,

Gondelock, Greaves, Griffin, Hannah, Harper, Hart, Hinton, Ivy, Johnston, Keirn, Keith, Kelsey, Key, King, Lamb, Lancaster, Marshall, McGuire, McKie, McSwine, Medford, Miller of Copiah, Mitchell, Morris, Montgomery of Washington, Murry, Nelson, Nix, Odom, O'Neill, Packwood, Peery, Potter, Redhead, Reeves, Rice, Robertson, Rodgers of Tishomingo, Rogers of Yalobusha, Smith of Jones, Spencer, Stinson of Lauderdale, Stinson of Lowndes, Street, Talbert, Taylor of Montgomery, Taylor of Yalobusha, Terral, Thomas, Thrasher, Turner of Madison, Underwood, Wade, Watson, Williams, Williamson, Wilson, Worthington, Mr. Speaker—Total yeas, 85.

**NAYS**—None.

**ABSENT AND THOSE NOT VOTING**—Messrs. Arrington, Balingier, Binford, Burkitt, Carr, Caruthers, Catchings, Chat-ham, Cook, Cotten, Dulaney, Durrett, Eukles, Enochs, Fox, Gore, Graham, Guynes, Harris, Henry, Jackson, Love, Mauffray, Maybin, Miller of Washington, Montgomery of Quitman, Newman, Payne, Peatross, Perkins, Puckett, Quinn, Ratliff, Roberts, Ryan, Simmons, Simpson, Smith of Wayne, Stewart, Stowers of Jefferson, Stowers of Lafayette, Stutts, Tate, Touchstone, Turner of Greene, Ventress, Walton, Wyatt—Total 48.

Mr. Glover moved to suspend the rules for the consideration of H. B. No. 45, an Act to amend section 3 of an Act approved March 16, 1888, entitled an Act to amend an Act to incorporate the Board of Levee Commissioners for the Yazoo Mississippi Delta, and for other purposes. Lost.

**Report of Committee on Enrolled Bills:**

**MR. SPEAKER**—Your Committee on Enrolled Bills desire to report that the following House bills having been signed by the Speaker of the House and President of the Senate, have been delivered to the Governor:

H. B. No. 100, an Act to provide for the issuance of pay certificates and for the payment of the same for services rendered by certain teachers in the Chickasaw portion of Yalobusha county during the scholastic years 1892 and 1893.

H. B. No. 112, an Act for the relief of I. C. Howard, of Claiborne county.

H. B. No. 46, an Act to be entitled an Act to make an appropriation to defray the expenses of the East Mississippi Insane Asylum for the years 1894 and 1895.

H. B. No. 48, an Act to make appropriations for Alcorn A. & M. College for the years 1894 and 1895.

Respectfully submitted,

R. R. BUNTIN, Chairman.

H. B. No. 88, an Act authorizing the board of supervisors of Warren county to pay J. M. A. Brennan, out of the county funds, the sum of eleven hundred and eighty-eight and 10-100 dollars, due said J. M. A. Brennan from said county, was, on motion of Mr. Marshall, considered engrossed, read the third time, and agreeably to the provisions of the Constitution, the yeas and nays were taken, and the bill passed, title standing as stated, by the following vote:

**YEAS**—Messrs. Anderson, Arnold, Basham, Bellamy, Blanchard, Boggan, Bowles, Buntin, Butler, Bynum, Caldwell of Monroe, Caldwell of Leake and Winston, Champion, Davis, Denton, Dinsmore, Doss, Durham, Durrett, Falkner, Farr, Fowler, Gardner, Gayles, Gewin, Glover, Gore, Goude-lock, Greaves, Graham, Griffin, Hannah, Harper, Hart, Hinton, Ivy, Johnston, Keirn, Keith, Kelsey, King, Lamb, Lancaster, Marshall, McGuire, McKie, McSwine, Medford, Miller of Copiah, Morris, Montgomery of Washington, Murry, Nelson, Nix, Odom, O'Neill, Packwood, Peery, Potter, Redhead, Rice, Robertson, Rodgers of Tishomingo, Rogers of Yalobusha, Smith of Jones, Spencer, Stinson of Lauderdale, Stinson of Lowndes, Stutts, Taylor of Montgomery, Taylor of Yalobusha, Terral, Thomas, Thrasher, Underwood, Wade, Watson, Williams, Williamson, Wilson, Worthington, Wyatt and Mr. Speaker—Total yeas, 88.

**ABSENT AND THOSE NOT VOTING**—Messrs. Arrington, Balingier, Binford, Burkitt, Campbell, Carr, Caruthers, Catchings, Chatham, Cook, Cotten, Dulaney, Eckles, Enochs, Fox, Guynes, Harris, Henry, Jackson, Key, Love, Mauffray, Maybin, Miller of Washington, Mitchell, Montgomery of Quitman, Newman, Payne, Peatross, Perkins, Puckett, Quinn, Ratliff, Reeves, Roberts, Ryan, Simmons, Simpson, Smith of Wayne, Stewart, Stowers of Jefferson, Stowers of Lafayette, Street, Talbert, Tate, Touchstone, Turner of Greene, Turner of Madison, Ventress and Walton—Total, 50.

On motion of Mr. Falkner, the rules were suspended for the consideration of House Concurrent Resolution No. 11, submitting to the qualified electors of the State, for ratification or rejection, an amendment to the Constitution in relation to the manner of selecting judges of the circuit and chancery courts.

Mr. Caldwell of Leake and Winston moved the previous question on the passage of the resolution, which motion prevailed.

Whereupon, the resolution was read and agreeably to the provisions of the Constitution, the yeas and nays were taken and the resolution passed by the following vote:

**YEAS**—Messrs. Anderson, Basham, Bellamy, Blanchard,

Boggan, Buntin, Butler, Caldwell of Monroe, Caldwell, of Leake and Winston, Campbell, Champion, Davis, Denton, Dinsmore, Doss, Durham, Durrett, Falkner, Farr, Fowler, Gardner, Gayles, Gewin, Gore, Goude-lock, Graham, Griffin, Harper, Hart, Ivy, Johnston, Keith, Kelsey, Key, King, Lamb, McSwine, Medford, Miller of Copiah, Morris, Montgomery of Washington, Murry, Nelson, Newman, Nix, O'Neill, Packwood, Peery, Reeves, Robertson, Rogers of Yalobusha, Simmons, Simpson, Smith of Jones, Stinson of Lauderdale, Stinson of Lowndes, Stutts, Taylor of Montgomery, Taylor of Yalobusha, Terral, Thomas, Thrasher, Wade, Watson, Worthington and Wyatt—Total yeas, 66.

**NAYS**—Messrs. Arnold, Bowles, Bynum, Glover Greaves, Hannah, Keirn, Lancaster, Love, Marshall, McGuire, McKie, Odom, Potter, Redhead, Rice, Rodgers of Tishomingo, Spencer, Stewart, Underwood, Ventress, Williams, Williamson, and Mr. Speaker—Total nays, 24.

**ABSENT AND THOSE NOT VOTING**—Messrs. Arrington, Ballinger, Binford, Burkitt, Carr, Carnthers, Catchings, Chatham, Cook, Cotten, Dulaney, Eckles, Enochs, Fox, Guynes, Harris, Henry, Hinton, Jackson, Mauffray, Maybin, Miller of Washington, Mitchell, Montgomery of Quitman, Payne, Peatross, Perkins, Puckett, Quinn, Ratliff, Roberts, Ryan, Smith of Wayne, Stowers of Jefferson, Stowers of Lafayette, Street, Talbert, Tate, Touchstone, Turner of Greene, Turner of Madison, Walton and Wilson—Total, 43.

On motion of Mr. Tate, H. B. No. 97, an Act authorizing the board of supervisors of Lincoln county to transfer certain moneys from the general county fund to the school fund of said county, was considered engrossed, read the third time, and agreeably to the provisions of the Constitution the yeas and nays were taken and the bill passed, title standing as stated, by the following vote:

**YEAS**—Messrs. Anderson, Basham, Bellamy, Blanchard, Boggan, Bowles, Buntin, Butler, Bynum, Caldwell of Monroe, Caldwell of Leake and Winston, Campbell, Champion, Davis, Denton, Dinsmore, Durham, Farr, Fowler, Gardner, Gayles, Gewin, Glover, Gore, Goude-lock, Greaves, Graham, Griffin, Hannah, Harper, Hart, Hinton, Ivy, Johnston, Keirn, Keith, Kelsey, Key, King, Lancaster, Marshall, McGuire, McKie, McSwine, Medford, Miller of Copiah, Morris, Montgomery of Washington, Murry, Nelson, Newman, Nix, Odom, O'Neill, Packwood, Peery, Potter, Redhead, Rice, Roberts, Robertson, Rodgers of Tishomingo, Rogers of Yalobusha, Simmons, Smith of Jones, Stewart, Stinson of Lauderdale, Stinson of Lowndes, Taylor of Montgomery, Taylor of Yalobusha, Terral, Thomas, Thrasher, Underwood,

Ventress, Wade, Watson, Williams, Williamson, Wilson, Worthington, Wyatt, Mr. Speaker—Total yeas, 83.

NAYS—0.

ABSENT AND THOSE NOT VOTING—Messrs. Arnold, Arrington, Ballinger, Binford, Burkitt, Carr, Caruthers, Catchings, Chatham, Cook, Cotten, Doss, Dulaney, Durrett, Eckles, Enochs, Falkner, Fox, Guynes, Harris, Henry, Jackson, Lamb, Love, Mauffray, Maybin, Miller of Washington, Mitchell, Montgomery of Quitman, Payne, Peatross, Perkins, Puckett, Quinn, Ratliff, Reeves, Ryan, Simpson, Smith of Wayne, Spencer, Stowers of Jefferson, Stowers of Lafayette, Street, Stutts, Talbert, Tate, Touchstone, Turner of Greene, Turner of Madison, Walton—Total, 50.

[Mr. Potter in the chair.]

On motion of Mr. Glover, the rules were suspended for the consideration of H. B. No. 45, an Act to amend section 3 of an Act approved March 16, 1888, entitled an Act to amend an Act to incorporate the Board of Levee Commissioners for the Yazoo-Mississippi Delta, and for other purposes.

On motion of Mr. Vardaman, the bill was referred to Committee on Local and Private Legislation.

On motion of Mr. Vardaman, H. B. No. 45, an Act to amend section 3 of an Act approved March 16, 1888, entitled an Act to amend an Act to incorporate the Board of Levee Commissioners for the Yazoo-Mississippi Delta and for other purposes, was made special order for Monday, directly after dissolution of the joint session of the House and Senate for the election of a U. S. Senator.

At 4:30 the House, on motion of Mr. O'Neill, adjourned until Monday, 10 o'clock A. M.

L. PINK SMITH,  
Clerk of the House of Representatives.

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### THIRTIETH DAY.

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MONDAY, February 5, 1894.

The House was called to order at 10 A. M. by Mr. O'Neill. Prayer by Rev. Mr. Durrett.

The roll being called, the following members answered to their names:

PRESENT—Messrs. Anderson, Arnold, Basham, Bellamy, Blanchard, Bowles, Buntin, Burkitt, Butler, Bynum, Caldwell of Monroe, Caldwell of Leake and Winston, Camp-

bell, Carr, Caruthers, Champion, Chatham, Denton, Dinsmore, Doss, Dulaney, Durham, Durrett, Eckles, Falkner, Farr, Fowler, Fox, Gardner, Gayles, Gewin, Glover, Gore, Goude-lock, Graham, Griffin, Guynes, Hannah, Harper, Hart, Henry, Hinton, Ivy, Jackson, Johnston, Keirn, Keith, Kelsey, Key, King, Lamb, Lancaster, Love, Marshall, Mauffray, Maybin, McGuire, McKie, McSwine, Medford, Miller of Copiah, Miller of Washington, Mitchell, Morris, Montgomery of Washington, Murry, Nelson, Newman, Nix, Odom, O'Neill, Packwood, Payne, Peatross, Peery, Potter, Quinn, Ratliff, Redhead, Reeves, Rice, Roberts, Robertson, Rodgers of Tishomingo, Rogers of Yalobusha, Ryan, Simmons, Simpson, Smith of Jones, Smith of Wayne, Spencer, Stewart, Stinson of Larderdale, Stinson of Lowndes, Stowers of Jefferson, Stowers of Lafayette, Street, Stutts, Talbert, Tate, Taylor of Montgomery, Taylor of Yalobusha, Terral, Thomas, Thrasher, Turner of Greene, Turner of Madison, Underwood, Ventress, Wade, Watson, Williams, Williamson, Wilson, Worthington, Wyatt—Total present, 116.

**ABSENT**—Messrs. Arrington, Ballinger, Binford, Boggan, Catchings, Cook, Cotten, Davis, Enochs, Greaves, Harris, Montgomery of Quitman, Perkins, Puckett, Touchstone, Walton, Mr. Speaker—Total absent, 17.

Leave of absence granted to Messrs. Arrington, Greaves, Davis and Binford, and to Mr. Boggan from day to day, on account of sickness.

On motion, the reading of the Journal of Saturday was dispensed with and the same stood approved.

On motion of Mr. Morris, the rules were suspended and H. B. No. 106, an Act to authorize the board of supervisors of Perry county to join the board of supervisors of Covington county in the erection of a bridge near the county line on Bouie river and to appropriate money therefor, was considered; and the bill was considered engrossed, read the third time, and agreeably to the provisions of the Constitution, the yeas and nays were taken and the bill passed, title standing as stated, by the following vote:

**YEAS**—Messrs. Anderson, Arnold, Basham, Bellamy, Blanchard, Bowles, Buntin, Burkitt, Butler, Bynum, Caldwell of Monroe, Caldwell of Leake and Winston, Campbell, Carr, Caruthers, Champion, Chatham, Denton, Dinsmore, Doss, Durham, Durrett, Falkner, Farr, Fowler, Fox, Gardner, Gayles, Gewin, Glover, Gore, Goude-lock, Graham, Griffin, Guynes, Hannah, Harper, Hart, Henry, Hinton, Ivy, Jackson, Johnston, Keirn, Keith, Kelsey, Key, King, Lancaster, Love, Marshall, Mauffray, Maybin, McGuire, McKie, McSwine, Medford, Miller of Copiah, Morris, Montgomery of Washington, Murry, Nelson, Newman, Nix, Odom,



O'Neill, Packwood, Payne, Peatross, Peery, Potter, Quinn, Ratliff, Redhead, Reeves, Rice, Roberts, Robertson, Rodgers of Tishomingo, Rogers of Yalobusha, Ryan, Simmons, Simpson, Smith of Jones, Smith of Wayne, Spencer, Stewart, Stinson of Lauderdale, Stinson of Lowndes, Stowers of Jefferson, Stowers of Lafayette, Street, Stuttz, Talbert, Tate, Taylor of Montgomery, Taylor of Yalobusha, Terral, Thomas, Thrasher, Turner of Greene, Turner of Madison, Underwood, Ventress, Wade, Williams, Williamson, Wilson, Worthington, Wyatt—Total yeas, 110.

ABSENT AND THOSE NOT VOTING—Messrs. Arrington, Balingier, Binford, Boggan, Catchings, Cook, Cotten, Davis, Dulaney, Eckles, Enochs, Greaves, Harris, Lamb, Miller of Washington, Mitchell, Montgomery of Quitman, Perkins, Puckett, Touchstone, Walton, Watson, Mr. Speaker—Total, 23.

By unanimous consent the Clerk was directed to carry over to the Senate at once the last named bill.

On motion of Mr. Spencer, the rules were suspended for the consideration of S. B. No. 64, To be entitled an Act to amend sections 4187, 4191 and 4192 of the Annotated Code in relation to the powers, duties and compensation of State Revenue Agent.

The Committee on Ways and Means offered to amend the bill as follows :

Amend section 2 by inserting in the 2d line after the word "Deputies" the following: "Not exceeding seven." Lost.

Amend by striking out in the 6th and 7th lines the words "for all past due obligations and indebtedness of any character whatever." Lost.

Amend section 2 by inserting at the end of said section, "But the revenue agent shall only have the right to sue in case the board of supervisors refuse to do so in case of violation of county contracts." Lost.

Mr. Street offered the following :

No suit shall be brought by the revenue agent for violation of any contract until six months after default thereon. Lost.

The Committee offered the following :

Amend section 5 by inserting the word "public" before the word "officer" in the last line. Lost.

The committee also offered the following :

Amend section 6 by striking out the figures "1886" in the last line, and insert "1890" in lieu thereof. Lost.

Mr. Henry moved the previous question on the passage of the bill, which was sustained.

The bill was then read the third time, and, agreeably to

the provisions of the Constitution, the yeas and nays were taken and the bill passed, title standing as stated, by the following vote:

**YEAS**—Messrs. Anderson, Arnold, Basham, Buntin, Burkitt, Butler, Bynum, Caldwell of Monroe, Caldwell of Leake and Winston, Campbell, Carr, Caruthers, Champion, Chatham, Denton, Dinsmore, Doss, Durham, Eckles, Falkner, Farr, Fowler, Fox, Gardner, Gewin, Gore, Graham, Griffin, Guynes, Hannah, Harper, Hart, Henry, Ivy, Johnson, Keirn, Key, King, Lamb, Lancaster, Love, Marshall, Mauffray, McGuire, McKie, McSwine, Miller of Copiah, Mitchell, Montgomery of Washington, Murry, Newman, Nix, Odom, O'Neill, Payne, Potter, Ratliff, Redhead, Reeves, Rice, Roberts, Rogers of Yalobusha, Ryan, Simmons, Smith of Jones, Smith of Wayne, Spencer, Stinson of Lauderdale, Stinson of Lowndes, Stowers of Jefferson, Stowers of Lafayette, Stutts, Talbert, Tate, Taylor of Montgomery, Taylor of Yalobusha, Terral, Thrasher, Turner of Greene, Turner of Madison, Underwood, Watson, Williams, Wilson, Worthington, Wyatt—Total yeas, 86.

**NAYS**—Bellamy, Blanchard, Bowles, Cook, Dulaney, Durrett, Gayles, Glover, Goude-lock, Hinton, Jackson, Keith, Kelsey, Maybin, Medford, Nelson, Packwood, Peatross, Quinn, Robertson, Rodgers of Tishomingo, Simpson, Stewart, Street, Ventress, Wade, Williamson—Total nays, 27.

**ABSENT AND THOSE NOT VOTING**—Messrs. Arrington, Balingier, Binford, Boggan, Catchings, Cotten, Davis, Enochs, Greaves, Harris, Miller of Washington, Morris, Montgomery of Quitman, Peery, Perkins, Puckett, Thomas, Touchstone, Walton, Mr. Speaker—Total, 20.

Mr. Marshall moved to reconsider the vote by which the bill was passed.

#### MESSAGE FROM THE SENATE.

**MR. SPEAKER**—I am directed by the Senate to request the return of S. B. No. 120, an Act to amend chapter 23 of Code in reference to convicts in county jails.

WILLIAM HENRY, Secretary.

On motion of Mr. McGuire the request was granted and the bill was returned by the Clerk to the Secretary of the Senate.

#### MESSAGES FROM THE SENATE.

**MR. SPEAKER**—I am directed to inform the House that the Senate has indefinitely postponed the following entitled bills, viz:

H. B. No. 80, an Act to repeal Act of 1882, providing for

payment of \$20 per month out of treasury of Marshall county for janitor to keep courthouse.

H. B. No. 72, an Act to amend section 3744 of Code, in relation to what property exempt from taxation.

**MR. SPEAKER:** I am directed to inform the House that the Senate has passed the following entitled bills, viz:

S. B. No. 180, an Act supplemental to an Act making appropriation to defray expenses of East Mississippi Insane Asylum for 1894 and 1895 and increasing same.

H. B. No. 115, an Act entitled an Act to amend section 816 of the Annotated Code of Mississippi in reference to holding inquests and form of precept therein.

H. B. No. 87, an Act to amend section 2987 of the Annotated Code, in regard to qualifications of mayors of municipalities. Substitute adopted.

H. B. No. 91, an Act for the relief of J. N. Jackson and W. S. Stribbling, teachers in the public schools of Neshoba county during the year 1892.

WILLIAM HENRY, Secretary.

At the hour of 12 m., the Senate of the State of Mississippi entered the hall of the House of Representatives into joint convention for the purpose of electing a Senator of the United States to succeed E. C. Walthall, resigned.

The Secretary called the roll of the Senate and the following members answered to their names:

**PRESENT**—Messrs. Bloomfield, Broyles, Carmichael, Coffey, Critz, Davis, Dean, Dockery, East, Freeman, Hamilton, Harrison, Heidelberg, Hicks, Hill, Jayne, Jones, Kearney, Kendrick, Kiger, Love, Martin, McGehee, Moore, Prince, Purvis, Rush, Scudder, Sherrard, Simonton, Stephens, Sullivan, Teunisson, Totten, Watkins, Watts, Wharton, Willing, Winter—Total, 89.

**ABSENT**—Messrs. Allen, Baker, Byrd, Caruthers, Roane, Williamson—Total, 6.

The roll of the House being called by the Clerk, members answered to their names as follows:

**PRESENT**—Messrs. Anderson, Arnold, Basham, Bellamy, Blanchard, Bowles, Buntin, Burkitt, Butler, Bynum, Caldwell of Monroe, Caldwell of Leake and Winston, Campbell, Carr, Caruthers, Champion, Chatham, Cook, Denton, Dinmore, Doss, Dulaney, Durham, Durrett, Eckles, Enochs, Falkner, Farr, Fowler, Fox, Gardner, Gayles, Gewin, Glover, Gore, Goude-lock, Graham, Griffin, Guynes, Hannah, Harper, Hart, Henry, Hinton, Ivy, Jackson, Johnston, Keirn, Keith, Kelsey, Key, King, Lamb, Lancaster, Love, Marshall, Mauffray, Maybin, McGuire, McKie, McSwine, Medford, Mitchell, Morris, Montgomery of Washington, Murry, Nelson, Newman, Nix, Odom, O'Neill, Packwood,

Payne, Peatross, Peery, Potter, Quinn, Ratliff, Redhead, Reeves, Rice, Roberts, Robertson, Rodgers of Tishomingo, Rogers of Yalobusha, Ryan, Simmons, Simpson, Smith of Jones, Stewart, Stinson of Lauderdale, Stinson of Lowndes, Stowers of Jefferson, Stowers of Lafayette, Street, Stutts, Talbert, Tate, Taylor of Montgomery, Taylor of Yalobusha, Terral, Thomas, Thrasher, Turner of Greene, Turner of Madison, Underwood, Ventress, Wade, Watson, Williams, Williamson, Wilson, Worthington, Wyatt—Total present, 114.

ABSENT—Messrs. Arrington, Ballinger, Binford, Boggan, Catchings, Cotten, Davis, Greaves, Harris, Miller of Copiah, Miller of Washington, Montgomery of Quitman, Perkins, Puckett, Smith of Wayne, Spencer, Touchstone, Walton, Mr. Speaker—Total absent, 19.

A quorum of both Houses being present, the joint assembly proceeded, in accordance with law, to the election of a United States Senator for the term ending on the 3rd day of March, 1895.

The Secretary called the roll of the Senate; and

Messrs. Coffey, Rush, Watts, Wharton and Willing—5, voted for J. A. P. Campbell.

Messrs. Freeman, Heidelberg, McGehee and Watkins—4, voted for A. J. McLaurin.

Messrs. Dean, East, Sherrard, Stephens, and Totten—5, voted for R. H. Taylor.

Messrs. Jayne, Kendrick, Martin, and Sullivan—4, voted for Robert Lowry.

Messrs. Davis, Purvis and Winter—3, voted for Frank Burkitt.

Messrs. Bloomfield, Doekery, Hamilton and Jones—4, voted for D. M. Watkins.

Messrs. Broyles and Critz—2, voted for J. M. Simonton.

Messrs. Carmichael and Love—2, voted for J. H. Jones.

Messrs. Harrison, Hill, Moore, Prince, Scudder and Simonton—6, voted for Jno. M. Stone.

Messrs. Hicks and Kearney—2, voted for S. S. Calhoon.

Mr. Kiger voted for T. M. Miller.

Mr. Teunisson voted for T. C. Catchings.

The Clerk called the roll of the House and

Messrs. Blanchard, Caldwell of Leake and Winston, Doss, Farr, Graham, Key, Morris, Puckett, Robertson, Ryan, Simmons, Stowers of Jefferson and Talbert—total 13—voted for A. J. McLaurin.

Messrs. Arnold, Durham, Eckles, Falkner, Goudelock, Johnston, Kelsey, Lamb, McGuire, McSwine, Medford, Nelson, Packwood, Rogers of Yalobusha, Simpson, Stowers of

Lafayette, Taylor of Montgomery, Taylor of Yalobusha, Underwood, Wade and Williamson—total 21—voted for R. H. Taylor.

Messrs. Caldwell of Monroe, Campbell, Champion, Dinsmore, Jackson, Keirn, Miller of Copiah, Odom, O'Neill, Potter, Quinn and Thrasher—total 12—voted for J. A. P. Campbell.

Messrs. Bellamy, Chatham, Denton, Henry, Montgomery of Washington, Rice, Rodgers of Tishomingo, Terral, Turner of Greene and Williams—total 11—voted for Robert Lowry.

Mr. Worthington voted for W. G. Yerger.

Messrs. Bynum, Cook, Hart, Lancaster, Mauffray, Maybin, Mitchell, Peatross, Spencer and Tate—total 10—voted for John M. Stone.

Messrs. Anderson, Buntin, Carr, Gardner, Gewin, Gore, Griffin, Harper, King, Newman, Nix, Ratliff, Reeves, Roberts, Stinson of Lauderdale and Wyatt—total 16—voted for Frank Burkitt.

Mr. Wilson voted for J. S. Finley.

Mr. Turner of Madison voted for John R. Cameron.

Messrs. Basham, Caruthers and Stutts—total 3—voted for S. S. Calhoun.

Messrs. Bowles and Ventress—total 2—voted for W. T. Martin.

Mr. Burkitt voted for J. H. Griffin.

Mr. Butler voted for W. W. Miller.

Mr. Thomas voted for Jno. M. Allen.

Mr. Dulaney voted for Jno. R. Dinsmore.

Mr. Durrett voted for E. O. Sykes.

Messrs. Fowler, Hannah, Love and Stinson of Lowndes—total 4—voted for J. L. Power.

Messrs. Fox and Stewart—total 2—voted for S. D. Lee.

Mr. Gayles voted for Jno. R. Lynch.

Messrs. Glover and Marshall—total 2—voted for T. C. Catchings.

Mr. Guynes voted for Dan Moeke.

Mr. Hinton voted for C. B. Mitchell.

Messrs. Ivy and Watson—total 2—voted for Sam C. Cook.

Mr. Keith voted for T. J. Wharton.

Mr. McKie voted for William Lee.

Mr. Murry voted for Z. M. Stephens.

Mr. Payne voted for D. B. Arnold.

Mr. Redhead voted for H. M. Street.

Mr. Street voted for Jno. M. Simonton.

The total vote of the joint assembly was as follows:

For J. A. P. Campbell ..... 17 votes

For A. J. McLaurin.....	17 votes
For R. H. Taylor.....	26 votes
For Robert Lowry.....	15 votes
For Frank Burkitt.....	19 votes
For D. M. Watkins.....	4 votes
For J. M. Simonton.....	3 votes
For J. H. Jones.....	2 votes
For J. M. Stone.....	16 votes
For S. S. Calhoon.....	5 votes
For T. M. Miller.....	1 vote
For T. C. Catchings.....	3 votes
For W. G. Yerger.....	1 vote
For J. L. Finley.....	1 vote
For J. R. Cameron.....	1 vote
For W. T. Martin.....	2 votes
For W. H. Griffin.....	1 vote
For W. W. Miller.....	1 vote
For J. M. Allen.....	1 vote
For John R. Dinsmore....	1 vote
For E. O. Sykes.....	1 vote
For J. L. Power.....	5 votes
For S. D. Lee.....	2 votes
For J. R. Lynch.....	1 vote
For Dan Moeke.....	1 vote
For C. B. Mitchell.....	1 vote
For Sam C. Cook.....	2 votes
For T. J. Wharton.....	1 vote
For William Lee.....	1 vote
For Z. M. Stephens.....	1 vote
For D. B. Arnold.....	1 vote
For H. M. Street.....	1 vote

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Total vote cast.....155

Necessary to a choice..... 78

The President, pro tem., of the Senate (Senator Dean) thereupon announced that no election had occurred; and on motion, the joint convention at 12:45 was dissolved, and the Senate returned to its chamber.

By unanimous consent Mr. Bellamy was permitted to withdraw H. B. No. 180, an Act for the relief of J. C. Carter, sheriff and tax collector of Prentiss county.

Mr. Caldwell of Monroe introduced the following:

*Resolved*, That commencing on to-morrow, this House meet at 9 o'clock A. M., adjourn at 1 o'clock P. M. and meet at 3 o'clock P. M., and adjourn at will. That this be the rule for each day during the remaining part of the present session.

Was ordered to lie on the table for one day.

S. B. No. 67, an Act to amend section 355 of Code, in reference to county line between Carroll and Leflore counties.

Was read twice and referred to Committee on Local and Private Legislation.

Senate Concurrent Resolution No. 6, memorializing Congress to make an appropriation to improve Homochitto river.

Was read and referred to Committee on Judiciary.

S. B. No. 97, an Act to amend an Act entitled an Act creating a board of commissioners for Tallahatchie river levee district in the county of Panola, and for other purposes.

Was read twice, and referred to Committee on Local and Private Legislation.

S. B. No. 115, an Act to amend section 4012, in reference to separate school districts.

Was read twice, and referred to Committee on Public Education.

S. B. No. 121, an Act to amend section 2354 of the Annotated Code of 1892, in reference to the qualification of jurors so as to allow road overseers to serve.

Was read twice and referred to Committee on Judiciary.

S. B. No. 130, an Act supplemental to an Act making appropriation to defray expenses of East Mississippi Insane Asylum for 1894 and 1895, and increasing same.

Was read twice and referred to Committee on Appropriations.

At 1:05, on motion of Mr. Falkner, the House took recess until 3 o'clock P. M.

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#### AFTERNOON SESSION.

House called to order at 3 P. M. Mr. O'Neill in the chair.  
A quorum present.

On motion of Mr. Street the rules were suspended for consideration of H. B. No. 185, an Act to amend section 2056 of the Annotated Code of 1892 in reference to proceedings to declare stock law in force.

Whereupon, the bill, was considered engrossed, read the third time, and agreeably to the provisions of the Constitution, the yeas and nays were taken, and the bill passed, title standing as stated, by the following vote:

YEAS—Messrs. Anderson, Bellamy, Blanchard, Bowles, Buntin, Butler, Bynum, Caldwell of Monroe, Caldwell of Leake and Winston, Campbell, Caruthers, Chatham, Cook, Denton, Dinsmore, Doss, Dulaney, Durham, Durrett, Eckles, Falkner, Farr, Fowler, Fox, Gayles, Gewin, Glover, Graham, Griffin, Harper, Hinton, Ivy, Jackson, Johnson, Keirn,

Keith, Kelsey, Key, King, Lamb, Lancaster, Love, Marshall, Mauffray, Maybin, McGuire, McKie, McSwine, Medford, Morris, Montgomery of Washington, Murry, Nelson, Nix, Odom, O'Neill, Packwood, Peatross, Peery, Potter, Quinn, Ratliff, Redhead, Rice, Robertson, Rodgers of Tishomingo, Rogers of Yalobusha, Ryan, Simmons, Smith of Jones, Smith of Wayne, Spencer, Stewart, Stinson of Lauderdale, Stinson of Lowndes, Street, Talbert, Tate, Taylor of Montgomery, Taylor of Yalobusha, Terral, Thomas, Turner of Greene, Turner of Madison, Underwood, Wade, Watson, Williams, Williamson, Wilson, Worthington, Wyatt—Total yeas, 92.

**NAYS**—Messrs. Gore, Miller of Copiah, Reeves, Simpson—Total nays, 4.

**ABSENT AND THOSE NOT VOTING**—Messrs. Arnold, Arrington, Ballinger, Basham, Binford, Boggan, Burkitt, Carr, Catchings, Champion, Campbell, Cotten, Davis, Enochs, Gardner, Goude-lock, Greaves, Guynes, Hannah, Harris, Hart, Henry, Miller of Washington, Mitchell, Montgomery of Quitman, Newman, Payne, Perkins, Puckett, Roberts, Stowers of Jefferson, Stowers of Lafayette, Stutts, Thrasher, Touchstone, Ventress, Walton, Mr. Speaker—Total 37.

S. B. No. 52, to be entitled an Act to create and establish the Vicksburg Levee District and define its duties and powers.

Was on motion of Mr. Marshall recommitted to the Committee on Local and Private Legislation

Report of Committee on Local and Private Legislation :

**MR. SPEAKER** : Your Committee on Local and Private Legislation have had under consideration the following bill, viz :

S. B. No. 69, a bill to be entitled "an Act to repeal section 3 of the Act entitled an Act to incorporate the Board of Levee Commissioners for the Yazoo-Mississippi Delta and for other purposes, approved February 28, 1884," and find the title of said bill sufficient, and recommend that said bill do pass. Your committee say that the relief sought cannot be advantageously obtained by general legislation or by a proceeding in court. Your committee say further that from the evidence adduced before them they are of the opinion that it is right and proper that said bill should pass.

Respectfully submitted,

S. E. PACKWOOD, Chairman.

**MR. SPEAKER** : Your Committee on Local and Private Legislation having had under consideration the following bills, viz : House Bill, No. 45, to be entitled "an Act to amend section 3 of an Act approved March 16, 1888, entitled an Act to amend an Act to incorporate the Board of Levee



Commissioners for the Yazoo-Mississippi Delta, and for other purposes," and find the title of said bill sufficient and recommend that said bill do pass with amendment. Your committee say that the relief sought by said bill cannot be obtained advantageously by a general law or by a proceeding in court. Your committee aver that from the evidence adduced before them they believe it equitable and just that said bill should pass.

Respectfully submitted,

S. E. PACKWOOD, Chairman.

H. B. No. 55, to be entitled an Act to amend section 3 of an Act approved March 16, 1888, entitled an Act to amend an Act to incorporate the Board of Levee Commissioners for the Yazoo-Mississippi Delta, and for other purposes, was considered.

The Committee offered as an amendment to the bill to substitute, an Act to repeal section 3 of an Act approved March 16, 1888, entitled an Act to amend an Act to incorporate the Board of Levee Commissioners for the Yazoo-Mississippi Delta, and for other purposes, and in lieu thereof to enact an Act entitled an Act to levy a privilege tax on certain callings, business and professions, and for other purposes. The amendment was adopted.

Whereupon, the bill was considered engrossed, read the third time, and agreeably to the provisions of the Constitution, the yeas and nays were taken and the bill passed, title standing as stated, by the following vote:

**YEAS**—Messrs. Arnold, Bellamy, Blanchard, Bowles, Buntin, Burkitt, Butler, Bynum, Caldwell of Leake and Winston, Compbell, Carr, Caruthers, Champion, Chatham, Cook, Cotton, Denton, Dinsmore, Doss, Dulaney, Durham, Durrett, Eckles, Enochs, Falkner, Farr, Fowler, Fox, Gardner, Gayles, Gewin, Glover, Gore, Graham, Hannab, Harper, Hart, Hinton, Jackson, Johnston, Keirn, Keith, Kelsey, Lamb, Lancaster, Love, Marshall, Maybin, McGuire, McKie, McSwine, Medford, Miller of Copiah, Morris, Montgomery of Washington, Murry, Nelson, Nix, Odom, O'Neill, Packwood, Peatross, Peery, Potter, Quinn, Ratliff, Redhead, Reeves, Rice, Robertson, Rodgers of Tishomingo, Rogers of Yalobusha, Ryan, Simmons, Simpson, Smith of Jones, Spencer, Stewart, Stinson of Lowndes, Stowers of Jefferson, Street, Tate, Taylor of Montgomery, Taylor of Yalobusha, Terral, Thomas, Turner of Greene, Turner of Madison, Underwood, Ventress, Wade, Williams, Williamson, Wilson, Worthington—Total yeas, 95.

**NAYS**—Messrs. Key, King, Roberts, Stinson of Lauderdale, Stutts, Talbert, Thrasher, Wyatt—Total nays, 8.

**ABSENT AND THOSE NOT VOTING**—Messrs. Anderson, Arrington, Ballinger, Basham, Binford, Boggan, Caldwell of Monroe, Catchings, Davis, Goude-lock, Greaves, Griffin, Guynes, Harris, Henry, Ivy, Mauffray, Miller of Washington, Mitchell, Montgomery of Quitman, Newman, Payne, Perkins, Puckett, Smith of Wayne, Stowers of Lafayette, Touchstone, Walton and Mr. Speaker—Total 30.

The Clerk was directed to carry over to the Senate at once the two last bills passed.

[Speaker Vardaman in the chair.]

On Mr. Henry, the Report of the Conference Committee on H. B. No. 79, an Act to establish a Penitentiary farm, to appropriate money to pay therefor, and to authorize the employment of the State convicts, was adopted by the following vote:

**YEAS**—Messrs. Bellamy, Blanchard, Butler, Bynum, Caldwell of Leake and Winston, Campbell, Carr, Caruthers, Champion, Chatham, Cook, Cotten, Denton, Dinsmore, Doss, Durham, Durrett, Eckles, Falkner, Fox, Gayles, Glover, Goude-lock, Greaves, Graham, Guynes, Hannab, Harper, Hart, Henry, Hinton, Jackson, Johnston, Keirn, Keith, Lamb, Lancaster, Love, Marshall, Maybin, McGuire, McKie, McSwine, Medford, Miller of Copiah, Morris, Montgomery of Washington, Odom, O'Neill, Packwood, Peatross, Peery, Potter, Puckett, Quinn, Ratliff, Redhead, Rice, Robertson, Rodgers of Tishomingo, Rogers of Yalobusha, Ryan, Simmons, Smith of Jones, Smith of Wayne, Spencer, Stewart, Stinson of Lowndes, Stowers of Jefferson, Stutts, Talbert, Tate, Taylor of Montgomery, Taylor of Yalobusha, Terral, Thrasher, Turner of Greene, Turner of Madison, Underwood, Ventress, Wade, Williams, Williamson, Wilsch, Worthington, Wyatt—Total yeas, 86.

**NAYS**—Messrs. Anderson, Bowles, Burkitt, Dulaney, Fowler, Gardner, Gewin, Gore, Griffin, Ivy, King, Murry, Nelson, Newman, Nix, Reeves, Roberts, Simpson, Stinson of Lauderdale, Thomas—Total nays, 20.

**ABSENT AND THOSE NOT VOTING**—Messrs. Arnold, Arrington, Ballinger, Basham, Binford, Boggan, Buntin, Caldwell of Monroe, Catchings, Davis, Enochs, Farr, Harris, Kelsey, Key, Mauffray, Miller, of Washington, Mitchell, Montgomery of Quitman, Payne, Perkins, Stowers of Lafayette, Street, Touchstone, Walton, Watson, Mr. Speaker—Total, 27.

Privileges and courtesies of the House were extended Col. A. J. Baker.

Report of Committee on Enrolled Bills:

**MR. SPEAKER:** Your Committee on Enrolled Bills have examined the following bills, and find that they are cor-

rectly enrolled, and we herewith present them to the Speaker for his signature, to-wit:

S. B. No. 74, an Act to authorize the Board of Mississippi Levee Commissioners to issue (\$200,000) two hundred thousand dollars of bonds.

R. R. BUNTIN, Chairman.

Report of Committee on Enrolled Bills:

MR. SPEAKER—Your Committee on Enrolled bills have examined the following entitled bills, and find that they are correctly enrolled, and we herewith present it to the Speaker for his signature to-wit:

H. B. No. 127, an Act to make an appropriation to defray the expenses of the Institute for the Blind, and for other purposes.

H. B. No. 108, an Act for the relief of Cyrus Newkirk and making an appropriation for refunding the purchase money, with interest at 6 per cent. for eight years, for land to which the title has failed.

H. B. No. 94, an Act to refund to the bank of Oxford, Miss., certain taxes overpaid to the State.

H. B. No. 134, an Act making an appropriation to purchase type-writers for the use and instruction of the pupils of the Institute for the Blind.

H. B. No. 65, an Act to refund to the Western Union Telegraph Company an excess in payment of privilege tax for the year 1892.

H. B. No. 115, an Act to amend section 816 of the Annotated Code of Mississippi, in reference to inquests and form of precepts therein.

H. B. No. 91, an Act for the relief of J. N. Jackson and W. S. Stribbling, teachers in the public schools of Neshoba county during the year 1892.

R. R. BUNTIN, Chairman.

Report of Committee on Enrolled Bills:

MR. SPEAKER—Your Committee on Enrolled Bills have examined the following entitled bills, and find that they are correctly enrolled, and we herewith present them to the Speaker for his signature, to-wit:

H. B. No. 86, an Act to provide for the support of the State Charity Hospital, at Vicksburg, for the years 1894 and 1895.

H. B. No. 152, an Act to authorize the city of Meridian to issue bonds and to purchase or construct waterworks, and for other purposes.

R. R. BUNTIN, Chairman.

Whereupon the Speaker suspended all business and signed the bills, calling the attention of the House thereto.

S. B. No. 69, a bill to be entitled an Act to repeal section 8 of the Act entitled an Act to incorporate the Board of Levee Commissioners for the Yazoo-Mississippi Delta, and for other purposes, approved February 28, 1884, was on motion of Mr. Glover read the third time, and agreeably to the provisions of the Constitution, the yeas and nays were taken and the bill passed, by the following vote:

**YEAS**—Messrs. Anderson, Arnold, Bellamy, Blanchard, Bowles, Buntin, Burkitt, Butler, Caldwell of Monroe, Caldwell of Leake and Winston, Campbell, Carr, Caruthers, Cook, Cotten, Denton, Dinsmore, Doss, Dulaney, Durham, Falkner, Farr, Fowler, Fox, Gardner, Gayles, Gwin, Glover, Gore, Goudehook, Graham, Griffin, Hannah, Harper, Hart, Henry, Hinton, Ivy, Jackson, Johnston, Keirn, Keith, Kelsey, Key, Lamb, Lancaster, Love, Marshall, Maybin, McGuire, McKie, McSwine, Medford, Miller of Copiah, Morris, Montgomery of Washington, Murry, Nelson, Newman, Nix, Odom, O'Neill, Packwood, Payne, Peatross, Potter, Puckett, Quinn, Ratliff, Reeves, Rice, Roberts, Robertson, Rodgers of Tishomingo, Rogers of Yalobusha, Ryan, Simons, Simpson, Smith of Jones, Spencer, Stewart, Stinson of Lauderdale, Stinson of Lowndes, Stowers of Jefferson, Stowers of Lafayette, Street, Stutts, Talbert, Tate, Taylor of Montgomery, Taylor of Yalobusha, Thomas, Thrasher, Turner of Madison, Underwood, Ventress, Wade, Williams, Williamson, Wilson, Worthington and Wyatt—Total yeas, 102.

**ABSENT AND THOSE NOT VOTING**—Messrs. Arrington, Balinger, Basham, Binford, Boggan, Bynum, Catchings, Champion, Chatham, Davis, Durrett, Eckles, Enochs, Greaves, Guynes, Harris, King, Mauffray, Miller of Washington, Mitchell, Montgomery of Quitman, Peery, Perkins, Redhead, Smith of Wayne, Terral, Touchstone, Turner of Greene, Walton, Watson and Mr. Speaker—Total, 31.

H. B. No. 145, an Act authorizing the Board of Levee Commissioners for the Yazoo-Mississippi Delta to construct and maintain a line of telephone along its levees, with suitable spurs or branch lines therefrom, and to operate the same commercially, and for other purposes, was considered.

Mr. Thrasher moved the previous question on the final passage of the bill, which motion prevailed.

Whereupon, the bill was considered engrossed, read the third time, and agreeably to the provisions of the Constitution, the yeas and nays were taken, and the bill passed by the following vote:

**YEAS**—Messrs. Anderson, Arnold, Bellamy, Blanchard,

Bowles, Buntin, Burkitt, Butler, Caldwell of Monroe, Caldwell of Leake and Winston, Campbell, Carr, Champion, Chatham, Cook, Denton, Dinsmore, Doss, Dulaney, Durham, Falkner, Farr, Fowler, Fox, Gardner, Gayles, Gewin, Glover, Gore, Goudelock, Greaves, Graham, Griffin, Hannah, Harper, Hart, Hinton, Ivy, Jackson, Johnston, Keirn, Keith, Kelsey, Key, Lancaster, Love, Marshall, Mauffray, McKie, McSwine, Medford, Miller, of Copiah, Montgomery of Washington, Murry, Nix, Odom, O'Neill, Packwood, Payne, Peatross, Peery, Potter, Puckett, Quinn, Ratliff, Reeves, Rice, Roberts, Robertson, Rodgers of Tishomingo, Rogers of Yalobusha, Ryan, Simmons, Simpson, Smith of Jones, Spencer, Stewart, Stinson of Lowndes, Stowers of Jefferson, Street, Talbert, Tate, Taylor of Montgomery, Taylor of Yalobusha, Terral, Thomas, Thrasher, Turner of Greene, Turner of Madison, Underwood, Wade, Williams, Williamson, Wilson, Worthington, Wyatt and Mr. Speaker—Total yeas, 97.

**NAYS**—Messrs. Caruthers, Henry, McGuire and Stutts—Total nays, 4.

**ABSENT AND THOSE NOT VOTING**—Messrs. Arrington, Balingier, Basham, Binford, Boggan, Bynum, Catchings, Cotten, Davis, Durrett, Eckles, Enochs, Guynes, Harris, King, Lamb, Maybin, Miller of Washington, Mitchell, Morris, Montgomery of Quitman, Nelson, Newman, Perkins, Redhead, Smith of Wayne, Stinson of Lauderdale, Stowers of Lafayette, Touchstone, Ventress, Walton and Watson—Total 32.

By unanimous consent the Clerk was directed to carry over at once to the Senate the last above named bill.

On motion of Mr. Keirn, H. B. No. 99, an Act to amend an Act entitled an Act to incorporate the Board of Levee Commissioners for the Yazoo-Mississippi Delta, and for other purposes, approved February 28, 1884, and to fix the fees of tax collectors for the collection of levee taxes, was indefinitely postponed.

#### MESSAGE FROM THE SENATE.

**MR. SPEAKER**—I am directed to inform the House that the Senate has passed the following entitled bills, viz:

S. B. No. 134, an Act to adopt the Mississippi State flag and coat-of-arms and to provide for the expense of procuring the same, and for the preservation thereof.

S. B. No. 132, an Act to appropriate money to pay for insurance on property of Industrial Institute and College.

WILLIAM HENRY, Secretary.

Report of Committee on Enrolled Bills:

**MR. SPEAKER**—Your Committee on Enrolled Bills desire

to report that the following House bills having been signed by the Speaker of the House and President of the Senate, have been delivered to the Governor, to-wit:

H. B. No. 65, an Act to refund the Western Union Telegraph Company an excess in payment of privilege tax for the year 1892.

H. B. No. 86, an Act to provide for the support of the State Charity Hospital, at Vicksburg, for the years 1894 and 1895.

H. B. No. 91, an Act for the relief of J. N. Jackson and W. S. Stribbling, teachers in the public schools of Neshoba county during the year 1892.

H. B. No. 94, an Act to refund to the bank of Oxford, Miss., certain taxes overpaid to the State.

H. B. No. 108, an Act for the relief of Cyrus Newkirk, and making an appropriation for refunding the purchase money, with interest at 6 per cent. for eight years, for land to which the title has failed.

H. B. No. 115, an Act to amend section 816 of the Annotated Code of Mississippi, in reference to holding inquests and form of precept therein.

H. B. No. 127, an Act to make an appropriation to defray the expenses of the Institute for the Blind, and for other purposes.

H. B. No. 134, an Act making an appropriation to purchase type-writers for the use and instruction of the pupils of the Institute for the Blind.

H. B. No. 152, an Act to authorize the city of Meridian to issue bonds and to purchase or construct waterworks, and for other purposes.

Respectfully submitted,

R. R. BUNTIN, Chairman.

On motion of Mr. Hinton, the rules were suspended and H. B. No. 67, an Act for the support and maintenance of the State Normal School, at Holly Springs, Miss., was taken up.

The Senate offered to amend by striking out "for repairs and furnishing, \$500" and by striking out "\$1000 for maintenance and support," wherever it occurs, and insert in lieu thereof, \$2500.

Mr. Dinsmore moved to amend the amendment by striking out \$2500 and inserting \$2000, which was adopted.

The Senate amendment, as amended, was then adopted by the following vote:

YEAS—Messrs. Anderson, Bellamy, Blanchard, Bowles, Burkitt, Butler, Caldwell of Leake and Winston, Campbell, Carr, Caruthers, Champion, Chatham, Cook, Denton, Dinsmore, Doss, Dulaney, Durham, Falkner, Fowler, Fox,

Gayles, Gewin, Goude-lock, Greaves, Graham, Griffin, Guynes, Hannah, Harper, Hart, Henry, Hinton, Jackson, Johnston, Keirn, Keith, Kelsey, Lancaster, Love, Marshall, Mauffray, McGuire, McKie, McSwine, Medford, Miller of Copiah, Montgomery of Washington, Murry, Nelson, Odom, O'Neill, Packwood, Peery, Potter, Puckett, Quinn, Ratliff, Rice, Robertson, Rodgers of Tishomingo, Rogers of Yalobusha, Ryan, Simmons, Simpson, Spencer, Stewart, Stinson of Lauderdale, Stinson of Lowndes, Stowers of Jefferson, Street, Stutts, Talbert, Tate, Taylor of Montgomery, Taylor of Yalobusha, Terral, Thomas, Thrasher, Turner of Greene, Turner of Madison, Underwood, Ventress, Wade, Williams, Williamson, Wilson, Worthington, Wyatt, Mr. Speaker—Total yeas, 90.

**NAYS**—Messrs. Buntin, Caldwell of Monroe, Gore, King, Newman, Reeves, Roberts—Total nays, 7.

**ABSENT AND THOSE NOT VOTING**—Messrs. Arnold, Arrington, Ballinger, Basham, Binford, Boggan, Bynum, Catchings, Cotten, Davis, Durrett, Ecklos, Enochs, Farr, Gardner, Glover, Harris, Ivy, Key, Lamb, Maybin, Miller of Washington, Mitchell, Morris, Montgomery of Quitman, Nix, Payne, Peatross, Perkins, Redhead, Smith of Jones, Smith of Wayne, Stowers of Lafayette, Touchstone, Walton, Watson—Total, 36.

On motion of Mr. Miller of Copiah, the rules were suspended and House Concurrent Resolution No. 15, submitting to the qualified electors for adoption or rejection, an amendment to the Constitution, was considered, and passed the second reading by the following vote :

**YEAS**—Messrs. Anderson, Arnold, Bellamy, Blanchard, Bowles, Buntin, Burkitt, Butler, Caldwell of Monroe, Caldwell of Leake and Winston, Campbell, Carr, Caruthers, Chatham, Cook, Cotten, Denton, Dinsmore, Doss, Dulaney, Durham, Fowler, Fox, Gardner, Gayles, Gewin, Glover, Gore, Goude-lock, Greaves, Graham, Griffin, Guynes, Hannah, Harper, Hart, Henry, Hinton, Ivy, Jackson, Johnston, Keirn, Keith, Kelsey, Key, King, Lancaster, Love, Marshall, Mauffray, McGuire, McKie, McSwine, Medford, Miller of Copiah, Morris, Montgomery of Washington, Murry, Nelson, Newman, Nix, Odom, O'Neill, Packwood, Peatross, Potter, Puckett, Quinn, Ratliff, Reeves, Rice, Roberts, Robertson, Rodgers of Tishomingo, Rogers of Yalobusha, Ryan, Simmons, Simpson, Smith of Jones, Spencer, Stewart, Stinson of Lauderdale, Stinson of Lowndes, Stowers of Jefferson, Stowers of Lafayette, Street, Stutts, Talbert, Tate, Taylor of Montgomery, Taylor of Yalobusha, Terral, Thomas, Thrasher, Turner of Madison, Underwood,

Ventress, Wade, Williamson, Worthington, Wyatt—Total yeas, 101.

NAYS—0.

ABSENT AND THOSE NOT VOTING—Messrs. Arrington, Balingier, Basham, Binford, Boggan, Bynum, Catchings, Champion, Davis, Durrett, Eckles, Enochs, Falkner, Farr, Harris, Lamb, Maybin, Miller of Washington, Mitchell, Montgomery of Quitman, Payne, Peery, Perkins, Redhead, Smith of Wayne, Touchstone, Turner of Greene, Walton, Watson, Williams, Wilson, Mr. Speaker—Total 32.

At 5:20 Mr. McGuire moved to adjourn until 10 o'clock A. M. to-morrow.

On motion of Mr. Keith, the rules were suspended, and House Concurrent Resolution No. 11, submitting to the qualified electors of the State for ratification or rejection, an amendment to the Constitution in relation to the manner of selecting judges of the circuit and chancery courts, was taken up.

Mr. Keith then moved to strike out all after the resolving clause, and insert in lieu thereof the following:

*Resolved*, By the Legislature of the State of Mississippi, two-thirds of each house agreeing thereto, that section 153 of the Constitution of this State be abrogated, and that the following be substituted therefor, to-wit:

SEC. 153. The judges of the circuit courts and of the chancery courts shall be elected by the qualified electors of each judicial district, and hold their offices for the term of four years and reside in their respective districts. The Legislature shall provide by law for carrying out this change of the Constitution as soon as may be, and shall have all power necessary thereto.

Mr. Keith moved the previous question on the adoption of the amendment, which was sustained.

Mr. Street moved to reconsider the vote by which the previous question was called, which prevailed.

Mr. Cook then moved the previous question on the adoption of the amendment and the resolution.

At 6 P. M. Mr. Greaves moved to adjourn. Lost.

The amendment was then adopted.

Whereupon the Clerk called the roll, and the resolution, as amended, was adopted by the following vote:

YEAS—Messrs. Anderson, Bellamy, Blanchard, Buntin, Burkitt, Butler, Caldwell of Monroe, Caldwell of Leake and Winston, Campbell, Carr, Cook, Cotten, Denton, Dinsmore, Doss, Dulaney, Durham, Durrett, Enochs, Falkner, Fowler, Gardner, Gayles, Gewin, Gore, Goude-lock, Graham, Griffin, Guynos, Harper, Hart, Hinton, Ivy, Jackson, Keith,



Kelsey, Key, King, Lamb, Love, Medford, Morris, Murry, Nelson, Newman, Nix, O'Neill, Packwood, Payne, Peery, Puckett, Quinn, Ratliff, Reeves, Roberts, Robertson, Ryan, Simmons, Simpson, Smith of Jones, Stinson of Lauderdale, Stinson of Lowndes, Stowers of Lafayette, Taylor of Montgomery, Taylor of Yalobusha, Terral, Thrasher, Turner of Madison, Wade, Watson, Worthington, Wyatt—Total yeas, 72.

**NAYS**—Messrs. Bowles, Bynum, Caruthers, Champion, Fox, Glover, Greaves, Hannah, Henry, Johnston, Lancaster, Marshall, Mauffray, McGuire, McKie, McSwine, Montgomery of Washington, Odom, Peatross, Potter, Rice, Stewart, Street, Stutts, Tate, Underwood, Ventress, Williams, Williamson, Wilson, Mr. Speaker—Total, nays, 31.

**ABSENT AND THOSE NOT VOTING**—Messrs. Arnold, Arrington, Ballinger, Basham, Binford, Boggan, Catchings, Chatham, Davis, Eckles, Farr, Harris, Keirn, Maybia, Miller of Copiah, Miller of Washington, Mitchell, Montgomery of Quitman, Perkins, Redhead, Rodgers of Tishomingo, Rogers of Yalobusha, Smith of Wayne, Spencer, Stowers of Jefferson, Talbert, Thomas, Touchstone, Turner of Greene, Walton—Total 30.

On motion of Mr. Blanchard, S. B. No. 76, to be entitled an Act to repeal so much of section 2 of an Act to pay off and fund outstanding debts of Bolivar county, and provide revenue therefor, approved February 8, 1890, as provides that warrants, script or certificates shall be paid by the treasurer and received by the collector only in the order of their true dates of issuance.

Was read the third time, and agreeably to the provisions of the Constitution, the yeas and nays were taken, and the bill passed, title standing as stated, by the following vote:

**YEAS**—Messrs. Anderson, Blanchard, Bowles, Buntin, Burkitt, Butler, Caldwell of Monroe, Campbell, Carr, Caruthers, Champion, Chatham, Cook, Cotten, Denton, Dinsmore, Doss, Dulaney, Durham, Durrett, Falkner, Fowler, Fox, Gardner, Gayles, Gewin, Glover, Gore, Goudelock, Graham, Griffin, Guynes, Hannah, Harper, Hart, Henry, Hinton, Ivy, Keith, Key, King, Love, Marshall, Mauffray, McGuire, McSwine, Medford, Montgomery of Washington, Murry, Nelson, Newman, Odom, O'Neill, Packwood, Payne, Peatross, Quinn, Ratliff, Reeves, Rice, Roberts, Robertson, Ryan, Simmons, Simpson, Smith of Jones, Spencer, Stinson of Lauderdale, Stinson of Lowndes, Stowers of Lafayette, Street, Stutts, Tate, Taylor of Montgomery, Taylor of Yalobusha, Terral, Thrasher, Turner of Madison, Underwood, Ventress, Wade, Watson, Williams, Williamson, Wilson, Worthington, Wyatt, Mr. Speaker—Total yeas, 88.

ABSENT AND THOSE NOT VOTING—Messrs. Arnold, Arrington, Ballinger, Basham, Bellamy, Binford, Boggan, Bynum, Caldwell of Leake and Winston, Catchings, Davis, Eckles, Enochs, Farr, Greaves, Harris, Jackson, Johnston, Keirn, Kelsey, Lamb, Lancaster, Maybin, McKie, Miller of Copiah, Miller of Washington, Mitchell, Morris, Montgomery of Quitman, Nix, Peery, Perkins, Potter, Puckett, Redhead, Rodgers of Tishomingo, Rogers of Yalobusha, Smith of Wayne, Stewart, Stowers of Jefferson, Talbert, Thomas, Touchstone, Turner of Greene and Walton—Total, 45.

By unanimous consent, bills were introduced as follows :

By Mr. Jackson—

H. B. No. 158, To be entitled an Act to make an appropriation for the purpose of making and printing an indexed catalogue of the State Library.

Was read twice and referred to Committee on Appropriations.

By Mr. Spencer—

H. B. 159, To be entitled an Act to protect the State's domain, to provide for the classification of lands, and promote the land system of the State, and to appropriate money therefor.

Was read twice and referred to Committee on Public Lands.

By Mr. Stewart—

H. B. No. 160, To be entitled an Act for the relief of N. Batson of Pearl-River county, and to cancel a deed to certain lands executed by the Land Commissioner, and to return to him the purchase money thereof.

Was read twice and referred to Committee on Appropriations.

At 6:25 P. M., on motion of Mr. Caruthers, the House adjourned.

L. PINK SMITH,  
Clerk of the House of Representatives.

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THIRTY-FIRST DAY.

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TUESDAY, February 6, 1894.

The House was called to order at 10 A. M. by Speaker Vardaman ; prayer by Mr. Durham.

The roll being called, the following members answered to their names :

**PRESENT**—Messrs. Anderson, Arnold, Arrington, Basham, Bellamy, Bowles, Buntin, Burkitt, Butler, Bynum, Caldwell of Monroe, Caldwell of Leake and Winston, Campbell, Carr, Caruthers, Champion, Chatham, Cook, Cotten, Denton, Dinsmore, Doss, Dulaney, Durham, Durrett, Eckles, Enochs, Falkner, Farr, Fowler, Fox, Gardner, Gayles, Gewin, Glover, Gore, Goude-lock, Greaves, Graham, Griffin, Guynes, Hannah, Harper, Hart, Henry, Hinton, Ivy, Jackson, Johnston, Keirn, Keith, Kelsey, Key, King, Lancaster, Love, Marshall, Mauffray, Maybin, McGuire, McKie, McSwine, Medford, Miller of Copiah, Mitchell, Morris, Montgomery of Washington, Murry, Nelson, Newman, Nix, Odom, O'Neill, Packwood, Payne, Peatross, Peery, Puckett, Quinn, Ratliff, Redhead, Reeves, Rice, Roberts, Robertson, Rodgers of Tishomingo, Rogers of Yalobusha, Ryan, Simmons, Simpson, Smith of Jones, Smith of Wayne, Spencer, Stewart, Stinson of Lauderdale, Stinson of Lowndes, Stowers of Jefferson, Stowers of Lafayette, Street, Stutts, Talbert, Tate, Taylor of Montgomery, Taylor of Yalobusha, Thomas, Thrasher, Turner of Greene, Turner of Madison, Underwood, Ventress, Wade, Watson, Walton Williams, Williamson, Wilson, Worthington, Wyatt and Mr. Speaker—Total present, 119.

**ABSENT**—Messrs. Ballinger, Binford, Blanchard, Boggan, Catchings, Davis, Harris, Lamb, Miller of Washington, Montgomery of Quitman, Perkins, Potter, Terral, Touchstone—Total absent, 14.

Leave of absence was granted Messrs. Lamb, Binford and Blanchard on account of sickness from day to day.

Reading of Journal dispensed with and stood approved.

S. B. No. 134, an Act to adopt the Mississippi State flag and coat-of-arms, and to provide for the expense of procuring the same, and for the preservation of the same.

Was read twice and referred to Special Committee on flag and coat-of-arms.

Report of Joint Committee on Design for State Flag and Coat-of Arms :

**MR. PRESIDENT:** The Joint Committee on the preparation and report of designs for a State flag and coat-of-arms, has had under consideration the matters referred to them, and have instructed me to report them back with the following recommendations :

Accompanying this report the Committee submit designs as well prepared as the time allowed would permit. They recommend for the flag, one with width two-thirds of its length, with the union square in width, two-thirds of the width of the flag ; the ground of the union to be red and a broad blue saltier thereon bordered with white and em-

blazoned with thirteen (13) mullets or five-pointed stars, corresponding with the number of the original States of the Union; the field to be divided into three bars of equal width, the upper one blue, the center one white, the lower one red; the national colors; the staff surmounted with a spear-head and a battle-axe below; the flag to be fringed with gold, and the staff gilded with gold.

We recommend for the coat-of-arms a shield, in color blue, with an eagle upon it with extended pinions, holding in the right talon a palm-branch and a bundle of arrows in the left, with the word "Mississippi" above the eagle, the lettering on the shield and the eagle to be in gold; below the shield saltierwise as in submitted design, two branches of the cotton stalk and a scroll below, extending upward on each side three-fourths of the height of the shield. Upon the scroll, which is to be red, the motto to be printed in gold letters upon white spaces, as in design accompanying this report. The motto to be "Virtute et Armis."

Respectfully submitted,

WILL MARTIN, Chairman Senate Committee.

C. B. MITCHELL, Chairman House Committee.

The report of the Special Committee was adopted.

Mr. Thrasher moved to reconsider the vote by which the Special Committee's report was adopted.

On motion of Mr. McGuire, the motion to reconsider was laid on the table.

Mr. Street moved the previous question on the passage of the bill, which motion prevailed.

Whereupon S. B. No. 134, an Act to adopt the Mississippi State flag and coat-of-arms and to provide for the expense of procuring the same and for the preservation of the same, was read the third time and agreeably to the provisions of the Constitution, the yeas and nays were taken and the bill passed, title standing as stated, by the following vote:

YEAS—Messrs. Anderson, Arnold, Arrington, Basham, Bellamy, Butler, Bynum, Caldwell of Monroe, Caldwell of Leake and Winston, Campbell, Carr, Caruthers, Champion, Chatham, Cotten, Denton, Dinamore, Doss, Dalaney, Enochs, Farr, Fox, Gayles, Gewin, Glover, Goudelock, Graham, Griffin, Guynes, Hannah, Harper, Hart, Henry, Hinton, Ivy, Jackson, Johnston, Keirn, Keith, Kelsey, Key, Lancaster, Love, Mauffray, Maybin, McGuire, McKie, McSwine, Medford, Miller of Copiah, Mitchell, Morris, Montgomery of Washington, Murry, Nelson, Newman, Odom, O'Neill, Packwood, Payne, Peatross, Peery, Puckett, Quinn, Redhead, Reeves, Rice, Roberts, Robertson, Rodgers of Tishomingo, Rogers of Yalobusha, Ryan, Simmons, Simpson, Smith of

Jones, Smith of Wayne, Spencer, Stewart, Stinson of Lowndes, Stowers of Lafayette, Street, Talbert, Tate, Taylor of Montgomery, Taylor of Yalobusha, Thomas, Turner of Greene, Turner of Madison, Underwood, Ventress, Walton, Watson, Williams, Williamson, Wilson, Worthington, Wyatt, Mr. Speaker—Total yeas, 98.

**NAYS**—Messrs. Bowles, Durrett, Gore, King, Ratliff, Stinson of Lauderdale, Wade—Total nays, 7.

**ABSENT AND THOSE NOT VOTING**—Messrs. Ballinger, Binford, Blanchard, Boggan, Buntin, Burkitt, Catchings, Cook, Davis, Durham, Eckles, Falkner, Fowler, Gardner, Greaves, Harris, Lamb, Marshall, Miller of Washington, Montgomery of Quitman, Nix, Perkins, Potter, Stowers of Jefferson, Stutts, Terral, Thrasher, Touchstone—Total, 28.

On motion of Mr. Champion, the rules were suspended for the consideration of House Concurrent Resolution No. 15, submitting to the qualified electors for adoption or rejection, an amendment to the Constitution.

Whereupon it was read the third time, and agreeably to the provisions of the Constitution, the yeas and nays were taken and the resolution passed, by the following vote:

**YEAS**—Messrs. Anderson, Arnold, Arrington, Basham, Bellamy, Bowles, Buntin, Burkitt, Butler, Caldwell of Monroe, Caldwell of Leake and Winston, Campbell, Carr, Caruthers, Champion, Cotten, Denton, Dinsmore, Doss, Durham, Durrett, Enochs, Falkner, Farr, Fowler, Fox, Gardner, Gayles, Gewin, Gore, Goude-lock, Graham, Griffin, Guynes, Hannah, Harper, Hart, Henry, Hinton, Ivy, Jackson, Johnston, Keirn, Keith, Kelsey, Key, King, Lancaster, Love, Mauffray, Maybin, McGuire, McKie, McSwine, Medford, Miller of Copiah, Mitchell, Morris, Montgomery of Washington, Murry, Nelson, Newman, Nix, Odom, O'Neill, Packwood, Payne, Peery, Puckett, Quinn, Ratliff, Redhead, Reeves, Rice, Roberts, Robertson, Rodgers of Tishomingo, Rogers of Yalobusha, Ryan, Simmons, Simpson, Smith of Jones, Smith of Wayne, Stewart, Stinson of Lauderdale, Stinson of Lowndes, Stowers of Jefferson, Stutts, Tate, Taylor of Montgomery, Taylor of Yalobusha, Thomas, Thrasher, Turner of Greene, Turner of Madison, Underwood, Ventress, Wade, Walton, Watson, Williams, Williamson, Wilson, Worthington, Wyatt, Mr. Speaker—Total yeas, 106.

**NAYS**—0.

**ABSENT AND THOSE NOT VOTING**—Messrs. Ballinger, Binford, Blanchard, Boggan, Bynum, Catchings, Chatham, Cook, Davis, Dulaney, Eckles, Glover, Greaves, Harris, Lamb, Marshall, Miller of Washington, Montgomery of

Quitman, Peatross, Perkins, Potter, Spencer, Stowers of Lafayette, Street, Talbert, Terral, Touchstone—Total 27.

MESSAGES FROM THE GOVERNOR.

EXECUTIVE DEPARTMENT,  
JACKSON, MISS., February 5, 1894. }

**MR. SPEAKER:** I am directed by his Excellency, the Governor, to inform the House of Representatives that he has approved the following entitled bills, to-wit:

H. B. No. 46, an Act to be entitled an Act to make an appropriation to defray the expenses of the East Mississippi Insane Asylum for the years 1894 and 1895.

H. B. No. 48, an Act to make an appropriation for Alcorn A. and M. College for the years 1894 and 1895.

H. B. No. 100, an Act to provide for the issuance of pay certificates and for the payment of the same, for services rendered by certain teachers in the Chickasaw portion of Yalobusha county, during the scholastic years 1892 and 1893.

H. B. No. 112, an Act for the relief of J. C. Howard of Claiborne county.

Respectfully,  
J. J. COMAN, Private Secretary.

EXECUTIVE OFFICE,  
JACKSON, MISS., February 5, 1894. }

*To the Senate and House of Representatives :*

**GENTLEMEN:** I have the honor to submit for your consideration, and for such action as you may deem proper, the following matters, to-wit:

A bill to quiet titles to certain lands in the Yazoo-Mississippi Delta, held under deeds from the Liquidating Levee Commissioners, without recommendation.

A bill to amend section 1982 of the Annotated Code, in relation to the disposition of property exempt from attachment or execution.

A bill to refund to the widow of T. F. Decell, money paid by him, the said T. F. Decell, deceased, for license to retail in the village of Thornton, in the county of Holmes, or so much thereof as may be just and equitable.

A bill to repeal section 5 of an act entitled "an Act to authorize the Memphis and Vicksburg Railroad Company and the Mississippi Valley and Ship Island Railroad Company to effect a consolidation, approved March 3rd, 1892.

Respectfully,

J. M. STONE.

On motion of Mr. Keith, the rules were suspended and House Concurrent Resolution No. 11, submitting to the qualified electors of the State for ratification or rejection, an amendment to the Constitution, in relation to the manner of selecting judges of the circuit and chancery courts, was taken up, and on the second reading was lost by the following vote:

**YEAS**—Messrs. Anderson, Basham, Bellamy, Buntin, Burkitt, Butler, Caldwell of Monroe, Caldwell of Leake and Winston, Campbell, Carr, Chatham, Cotten, Denton, Dinsmore, Doss, Dulaney, Durham, Durrett, Enochs, Falkner, Farr, Fowler, Gardner, Gayles, Gewin, Gore, Goude-lock, Graham, Griffin, Guynes, Harper, Hart, Ivy, Jackson, Keith, Kelsey, Key, King, Love, Medford, Mitchell, Morris, Murry, Newman, Nix, O'Neill, Packwood, Peery, Quinn, Ratliff, Reeves, Roberts, Rogers of Yalobusha, Ryan, Sim-mons, Simpson, Smith of Jones, Stinson of Lauderdale, Stinson of Lowndes, Stowers of Jefferson, Talbert, Taylor of Montgomery, Taylor of Yalobusha, Thomas, Thrasher, Turner of Greene, Turner of Madison, Wade, Walton, Wat-son, Worthington, Wyatt—Total yeas, 72.

**NAYS**—Messrs. Arnold, Arrington, Bowles, Bynum, Ca-ruthers, Champion, Eckles, Fox, Glover, Hannah, Henry, Johnston, Keirn, Lancaster, Marshall, Mauffray, Maybin, McGuire, McKie, McSwine, Montgomery of Washington, Odom, Peatross, Puckett, Redhead, Rice, Rodgers of Tishom-ingo, Street, Stutts, Tate, Underwood, Ventress, Williams, Williamson, Wilson, Mr. Speaker—Total nays, 37.

**ABSENT AND THOSE NOT VOTING**—Messrs. Ballinger, Binford, Blanchard, Boggan, Catchings, Cook, Davis, Greaves, Har-ris, Hinton, Lamb, Miller of Copiah, Miller of Washington, Montgomery of Quitman, Nelson, Payne, Perkins, Potter, Robertson, Smith of Wayne, Spencer, Stowers of Lafay-ette, Terral, Touchstone—Total, 24.

By unanimous consent, bills were introduced as follows:  
By Mr. Wilson—

H. B. No. 161, an Act to amend the exemption laws of this State as provided in section 1892, chapter 45, Annotated Code 1892, as applied to debtors leaving the State.

Was read twice and referred to Committee on Judiciary.

By Mr. Newman—

H. B. No. 162, an Act to repeal section 5 of chapter 555 of the Acts of 1892.

Was read twice and referred to Committee on Local and Private Legislation.

By Mr. Peatross—

H. B. No. 163, an Act providing for the maintenance of the Mississippi Weather Service.

Was read twice and referred to Committee on Appropriations.

By Mr. Stowers of Jefferson—

H. B. No. 164, an Act for the relief of L. Cohn of Jefferson county.

Was read twice, and referred to Committee on Local and Private Legislation.

By unanimous consent, Mr. Eckles withdrew H. B. No. 123, an Act to authorize the issuance of promissory notes, payable to bearer on demand, by banks and banking institutions of the State of Mississippi, and to provide for an increase of revenue and for other purposes.

On motion of Mr. Henry, the Clerk was directed to inform the Senate that the House had adopted report of the Conference Committee on the Penitentiary Farm.

On motion of Mr. Thrasher, the rules were suspended and H. B. No. 87, an Act to authorize the board of supervisors of Warren county to reimburse Bernard Foster to whatever amount the said board may be convinced upon proper proof the said Bernard Foster has expended out of his own funds, in ferretting out and landing in the custody of the law, the band of robbers and thieves alleged to have murdered Benson Blake, was taken up.

Whereupon, the bill was considered engrossed, read the third time, and agreeably to the provisions of the Constitution, the yeas and nays were taken, and the bill passed, title standing as stated, by the following vote :

**YEAS**—Messrs. Anderson, Arnold, Arrington, Basham, Bellamy, Bowles, Butler, Caldwell of Leake and Winston, Campbell, Carr, Caruthers, Champion, Chatham, Cotten, Denton, Dinsmore, Doss, Dulaney, Durham, Durrett, Eckles, Farr, Fowler, Fox, Gardner, Gayles, Gewin, Gore, Goude-lock, Greaves, Graham, Griffin, Guynes, Hannah, Harper, Hart, Henry, Hinton, Ivy, Jackson, Johnston, Keirn, Keith, Kelsey, Key, King, Lancaster, Love, Marshall, Maybin, McGuire, McKie, McSwine, Medford, Miller of Copiah, Mitchell, Morris, Montgomery of Washington, Murry, Newman, Odom, O'Neill, Packwood, Payne, Peatross, Peery, Quinn, Ratliff, Redhead, Reeves, Rice, Roberts, Robertson, Rodgers of Tishomingo, Rogers of Yalobusha, Simpson, Smith of Jones, Spencer, Stewart, Stinson of Lauderdale, Stinson of Lowndes, Stowers of Jefferson, Stowers of Lafayette, Stutts, Talbert, Tate, Taylor of Montgomery, Taylor of Yalobusha, Thomas, Thrasher, Turner of Madison, Underwood, Ventress, Wade, Walton, Watson, Williamson, Wyatt and Mr. Speaker—Total yeas, 99.

**ABSENT AND THOSE NOT VOTING**—Messrs. Ballinger, Bin-



ford, Blanchard, Boggan, Buntin, Burkitt, Bynum, Caldwell of Monroe, Catchings, Cook, Davis, Enochs, Falkner, Glover, Harris, Lamb, Mauffray, Miller of Washington, Montgomery of Quitman, Nelson, Nix, Perkins, Potter, Puckett, Ryan, Simmons, Smith of Wayne, Street, Terral, Touchstone, Turner of Greene, Williams, Wilson and Worthington—Total, 34.

By unanimous consent, the Clerk was directed to carry over at once to the Senate the bill just passed.

By unanimous consent, the Committee on Local and Private Legislation reported as follows:

**MR. SPEAKER**—Your Committee on Local and Private Legislation having had under consideration S. B. No. 70, to be entitled an Act to authorize the Board of Levee Commissioners for the Yazoo-Mississippi Delta to bond their officers and employes and levee tax collectors in guaranty companies; and H. B. No. 138, to be entitled an Act to authorize the board of supervisors of Jefferson county to make an additional levy for the years 1894 and 1895 to pay off all outstanding county warrants, and to meet the necessary current expenses of the county; and find the titles of said bills sufficient, but recommend that said bills do not pass.

Respectfully submitted,

S. E. PACKWOOD, Chairman.

Reports of Committee on Local and Private Legislation:

**MR. SPEAKER**—The Committee on Local and Private Legislation having had under consideration the following entitled bill, viz: S. B. No. 110, to be entitled an Act to amend section 8 of the Act entitled an Act to incorporate the Vicksburg Electric Railway Company, approved March 6, 1888; and recommend that said bill do pass, as amended, and that they find the title of said bill sufficient.

Your committee say that the relief sought by said bill can not be advantageously obtained by a general law or by a proceeding in court. And your committee aver that from the evidence adduced before your committee, they are of the opinion that it is just and right that said bill should pass as aforesaid.

Respectfully submitted,

S. E. PACKWOOD, Chairman.

**MR. SPEAKER**: Your Committee on Local and Private Legislation have had under consideration the following bills, viz: S. B. No. 113, to be entitled an Act to authorize the board of supervisors of Perry county to levy a special school tax to pay the outstanding school debts of the years 1892 and 1893.

S. B. No. 52, to be entitled an Act to create and establish the Vicksburg Levee District, and to define its duties and powers.

And beg leave to report that they find the titles of said bill sufficient, and recommend that they do pass. The last mentioned bill do pass, as amended.

Your committee say that the relief sought cannot be advantageously obtained by general laws or proceedings in courts. Your committee aver that from the evidence adduced before them, they are of the opinion that it is right and proper that said bills should pass as aforesaid.

S. E. PACKWOOD, Chairman.

Mr. McGuire moved to table the motion to reconsider the vote by which S. B. No. 64, an Act to amend sections 4187, 4191 and 4192 of the Annotated Code, in relation to powers, duties and compensation of State Revenue Agent, was passed on yesterday. Adopted.

On motion of Mr. Greaves the rules were suspended and S. B. No. 22, an Act to amend section 2330 of the Annotated Code of Mississippi, in reference to valuation of property and measure of damages in suits upon insurance policies in cases of loss by fire, and to provide for the enforcement of judgment against insurance companies, was considered.

The committee offered to amend by adding the following to the last part of the first section after the word "policy" in the last line of said section, viz: "That any company having insurance on a building damaged or destroyed by fire may repair, rebuild or put the property in as good condition as before such loss or damage occurred, and be discharged thereby."

The call for the yeas and nays being sustained, the Clerk called the roll and the amendment was lost by the following vote.

**YEAS**—Messrs. Arnold, Arrington, Bowles, Butler, Campbell, Champion, Cotten, Dinsmore, Eckles, Enochs, Falkner, Farr, Fox, Gardner, Gayles, Hart, Ivy, Johnson, Keirn, Key, Lancaster, McGuire, Mitchell, Montgomery of Washington, Murry, Nelson, O'Neill, Packwood, Puckett, Quinn, Redhead, Rodgers of Tishomingo, Stewart, Stinson of Lowndes, Tate, Thomas, Turner of Greene, Turner of Madison, Ventress, Watson, Williamon and Wilson—Total yeas, 42.

**NAYS**—Messrs. Anderson, Basham, Bellamy, Buntin, Burkitt, Caldwell of Leake and Winston, Carr, Caruthers, Chatham, Denton, Doss, Fowler, Gewin, Glover, Gore, Goude-lock, Greaves, Griffin, Guynes, Hannah, Harper, Henry, Hinton, Jackson, Keith, Kelsey, King, Love, Marshall, Mauffray, Maybin, McKie, Medford, Miller of Gopiah, Morris, Newman, Odom, Peery, Ratliff, Reeves, Rice, Roberts, Rogers of Yalobusha, Simmons, Simpson, Smith of Jones, Spencer, Stinson of Lauderdale, Stowers of Jefferson, Stutts, Talbert, Taylor

of Montgomery, Taylor of Yalobusha, Thrasher, Underwood, Wade, Walton, Williams, Worthington, Wyatt—Total nays, 60.

**ABSENT AND THOSE NOT VOTING**—Messrs. Ballinger, Binford, Blanchard, Boggan, Bynum, Caldwell of Monroe, Catchings, Cook, Davis, Dulaney, Durham, Durrett, Graham, Harris, Lamb, McSwine, Miller of Washington, Montgomery of Quitman, Nix, Payne, Peatross, Perkins, Potter, Robertson, Ryan, Smith of Wayne, Stowers of Lafayette, Street, Terral, Touchstone and Mr. Speaker—Total 31.

At the hour of 12 m. the Senate of the State of Mississippi entered with the House of Representatives in the hall of the House of Representatives into joint convention, for the purpose of electing a Senator of the United States, to succeed E. C. Walthall, resigned.

The roll of the Senate being called by the Secretary, members answered to their names as follows :

**PRESENT**—Messrs. Baker, Bloomfield, Broyles, Carmichael, Coffey, Critz, Davis, Dean, Dockery, East, Freeman, Hamilton, Harrison, Heidelberg, Hicks, Hill, Jayne, Jones, Kearney, Kendrick, Kiger, Love, Martin, McGehee, Moore, Prince, Purvis, Rush, Scudder, Sherrard, Simonton, Stephens, Sullivan, Teunisson, Totten, Watkins, Watts, Williamson, Willing and Winter—Total present, 41.

**ABSENT**—Messrs. Allen, Byrd, Caruthers, Roane, and Wharton—Total 4.

The roll of the House being called by the Clerk, members answered to their names as follows :

**PRESENT**—Messrs. Anderson, Arnold, Arrington, Basham, Bellamy, Bowles, Buntin, Burkitt, Butler, Caldwell of Monroe, Caldwell of Leake and Winston, Campbell, Carr, Caruthers, Champion, Chatham, Cook, Cotten, Denton, Dinsmore, Doss, Dulaney, Durham, Durrett, Eckles, Enochs, Falkner, Farr, Fowler, Fox, Gardner, Gayles, Gewin, Glover, Gore, Goude-lock, Greaves, Graham, Griffin, Guynes, Hannah, Harper, Hart, Henry, Hinton, Ivy, Jackson, Johnston, Keirn, Keith, Kelsey, Key, King, Lancaster, Love, Marshall, Mauf-ray, Maybin, McGuire, McKie, McSwine, Medford, Mitchell, Morris, Montgomery of Washington, Murry, Nelson, Newman, Nix, Odom, O'Neill, Packwood, Peery, Puckett, Quinn, Ratliff, Redhead, Rice, Roberts, Robertson, Rodgers of Tishomingo, Rogers of Yalobusha, Ryan, Simmons, Simpson, Smith of Jones, Spencer, Stewart, Stinson of Lauderdale, Stinson of Lowndes, Stowers of Jefferson, Stowers of Lafayette, Street, Stutts, Talbert, Tate, Taylor of Montgomery, Taylor of Yalobusha, Thomas, Thrasher, Turner of Greene, Turner of Madison, Underwood, Ventress, Wade, Walton,

Watson, Williams, Williamson, Wilson, Worthington, Wyatt, Mr. Speaker—Total present, 118.

ABSENT—Messrs. Ballinger, Binford, Blanchard, Boggan, Bynum, Catchings, Davis, Harris, Lamb, Miller of Copiah, Miller of Washington, Montgomery of Quitman, Payne, Peatross, Perkins, Potter, Reeves, Smith of Wayne, Terral, Touchstone,—Total absent, 20.

A quorum of both houses being present, the joint assembly proceeded in accordance with law, to the election of a United States Senator for the term ending on the 3d day of March, 1895.

The Secretary called the roll of the Senate; and

Messrs. Coffey, Hicks, Kearney, Rush, Watts, Williamson and Willing—total 7—voted for J. A. P. Campbell.

Messrs. Bloomfield, Broyles, Freeman, Heidelberg, Hill, McGehee, Prince and Scudder—total 8—voted for A. J. McLaurin.

Messrs. Dean, Dockery, East, Sherrard, and Stephens—total 5—voted for R. H. Taylor.

Messrs. Baker, Carmichael, Critz, Hamilton, Jayne, Kendrick, Martin, Simonton and Sullivan—total 9—voted for Robert Lowry.

Messrs. Davis, Love, Purvis and Winter—total 4—voted for Frank Burkitt.

Mr. Harrison voted for G. D. Shands.

Messrs. Jones and Moore—total 2—voted for J. M. Stone.

Mr. Kiger voted for T. M. Miller.

Mr. Teunisson voted for T. C. Catchings.

Mr. Totten voted for W. H. Sims.

Mr. Watkins voted for H. Bloomfield.

The Clerk then called the roll of the House and

Messrs. Caldwell of Leake and Winston, Doss, Greaves, Graham, Ivy, Keith, Key, Medford, Puckett, Robertson, Ryan, Simmons, Smith of Jones, Stowers of Jefferson, Talbert, Thomas—total 16—voted for A. J. McLaurin.

Messrs. Arnold, Cotten, Durham, Eckles, Falkner, Goude-lock, Johnston, McGuire, McSwine, Nelson, Packwood, Rogers of Yalobusha, Simpson, Stowers of Lafayette, Tate, Taylor of Montgomery, Taylor of Yalobusha, Wade, Williamson—total 19—voted for R. H. Taylor.

Messrs. Arrington, Bellamy, Chatham, Henry, Peery, Rice, Rodgers of Tishomingo, Turner of Greene, Walton, Williams—total 10—voted for Robert Lowry.

Messrs. Campbell, Caruthers, Champion, Fox, Guynes, Keirn, Miller of Copiah, Odom, O'Neill, Quinn, Thrasher, Ventress—total 12—voted for J. A. P. Campbell.

Messrs. Jackson, Redhead, Watson—total 3—voted for J. K. Vardaman.

Mr. Mauffray voted for W. H. Maybin.

Mr. McKie voted for J. C. Totten.

Mr. Montgomery of Washington voted for R. B. Campbell.

Messrs. Anderson, Buntin, Carr, Fowler, Gardner, Gewin, Gore, Griffin, Harper, King, Newman, Nix, Ratliff, Roberts, Stinson of Lauderdale and Wyatt—total 16—voted for Frank Burkitt.

Messrs. Cook, Hart, Lancaster, Maybin, Mitchell, Wilson, Peatross and Spencer—total 8—voted for J. M. Stone.

Messrs. Basham, Caldwell of Monroe, Dulaney, Enochs, Farr, Hinton, Kelsey, Love, Morris, Payne, Stinson of Lowndes—total 11—voted for J. R. Dinsmore.

Mr. Bowles voted for W. T. Martin.

Mr. Burkitt voted for D. W. Fowler.

Mr. Butler voted for W. W. Miller.

Messrs. Bynum, Marshall—total 2—voted for T. C. Catchings.

Messrs. Denton, Hannah—total 2—voted for A. J. Russell.

Mr. Dinsmore voted for T. H. Woods.

Mr. Durrett voted for Oliver Clifton.

Mr. Gayles voted for John R. Lynch.

Mr. Glover voted for Edward Mayes.

Mr. Murry voted for Jas. T. Fant.

Mr. Street voted for S. E. Packwood.

Mr. Stutts voted for S. S. Calhoon.

Mr. Turner of Madison voted for Jno. R. Cameron.

Mr. Worthington voted for W. G. Yerger.

Mr. Vardaman voted for W. P. S. Ventress.

The total vote of the joint assembly was as follows:

For J. A. P. Campbell.....	19
For A. J. McLaurin.....	24
For R. H. Taylor.....	24
For Robert Lowry.....	19
For Frank Burkitt.....	20
For G. D. Shands.....	1
For J. M. Stone.....	10
For T. M. Miller.....	1
For T. C. Catchings.....	8
For W. H. Sims.....	1
For H. Bloomfield.....	1
For Jno. R. Dinsmore.....	11
For W. T. Martin.....	1
For B. W. Fowler.....	1
For W. W. Miller....	1
For A. J. Russell.....	2

For T. H. Woods.....	1
For Oliver Clifton.....	1
For J. R. Lynch.....	1
For Edward Mayes.....	1
For Jas. Fant.....	1
For S. E. Packwood.....	1
For S. S. Calhoon.....	1
For John R. Cameron.....	1
For W. G. Yerger.....	1
For W. S. Ventress.....	1
For R. B. Campbell.....	1
For J. C. Totten.....	1
For W. H. Maybin.....	1
For J. K. Vardaman.....	8

The President of the Senate thereupon announced that no election had occurred, and on motion of Mr. Teunnison, the joint convention dissolved, and the Senate returned to its chamber.

Consideration of S. B. No. 22, an Act to amend section 2830 of the Annotated Code of Mississippi, in reference to valuation of property and measure of damages in suits upon insurance policies, in case of loss by fire, and to provide for the enforcement of judgment against insurance companies, was resumed.

Mr. Street offered to amend as follows: Provided that money paid in excess of the value of a building burned shall be paid into the school fund of the county where the loss occurs.

Mr. Henry moved the previous question on the adoption of the amendment and the passage of the bill, which motion prevailed.

The amendment was then lost.

The bill was then read the third time, and agreeably to the provisions of the Constitution, the yeas and nays were taken, and the bill passed, title standing as stated, by the following vote:

**YEAS**—Messrs. Anderson, Arrington, Basham, Bellamy, Bowles, Buntin, Burkitt, Butler, Bynum, Caldwell of Monroe, Caldwell of Leake and Winston, Carr, Chatham, Denton, Dinsmore, Doss, Dulaney, Durham, Fowler, Gardner, Gayles, Gewin, Glover, Gore, Goude-lock, Greaves, Graham, Griffin, Guynes, Hannah, Harper, Henry, Hinton, Ivy, Jackson, Johnston, Keith, Kelsey, Key, King, Love, Marshall, Mauffray, McGuire, McSwine, Medford, Miller of Copiah, Morris, Montgomery of Washington, Murry, Newman, Nix, Odom, O'Neill, Peatross, Peery, Puckett, Quinn, Ratliff, Redhead, Rice, Roberts, Robertson, Ryan, Simmons, Smith

of Jones, Spencer, Stinson of Lauderdale, Stinson of Lowndes, Stowers of Jefferson, Stowers of Lafayette, Stutts, Talbert, Taylor of Montgomery, Taylor of Yalobusha, Thrasher, Turner of Madison, Ventress, Walton, Williams, Worthington—Total yeas, 81.

**NAYS**—Messrs Campbell, Champion, Cook, Durrett, Falkner, Lancaster, McKie, Nelson, Packwood, Rodgers of Tishomingo, Underwood, Wade, Watson, Williamson, Wilson—Total nays, 15.

**ABSENT AND THOSE NOT VOTING**—Messrs. Arnold, Ballinger, Binford, Blanchard, Boggan, Caruthers, Catchings, Cotten, Davis, Eckles, Enochs, Farr, Fox, Harris, Hart, Keirn, Lamb, Maybin, Miller of Washington, Mitchell, Montgomery of Quitman, Payne, Perkins, Potter, Reeves, Rogers of Yalobusha, Simpson, Smith of Wayne, Stewart, Street, Tate, Terral, Thomas, Touchstone, Turner of Greene, Wyatt, Mr. Speaker—Total, 37.

On motion of Mr. Miller of Copiah, the clerk was directed to carry over to the Senate at once House Concurrent Resolution No. 15, submitting to the qualified electors for adoption or rejection, an amendment to the Constitution.

By unanimous consent, the Committee on Appropriations made report, as follows :

**Report of Committee on Appropriations :**

**MR. SPEAKER**—The Committee on Appropriations has had under consideration the following bill referred to them, and have instructed me to report it back with the following recommendations, to-wit :

H. B. No. 151, to make an appropriation to pay assessors of the various counties of the State, the deficit in their fees growing out of the poll tax assessments for 1892 and 1893.

Title sufficient; do pass with amendments.

JOHN R. DINSMORE, Chairman.

Mr. Dinsmore moved to suspend the rules for the consideration of the report. Lost.

At 1:20 Mr. Cook moved to adjourn until 10 o'clock A. M. to-morrow. Lost.

Mr. Dinsmore moved to take recess until 3 P. M. Lost.

By unanimous consent, the Committee on County Affairs made report, as follows :

**Report of Committee on County Affairs :**

**MR. SPEAKER**—The Committee on County Affairs has had under consideration the following bills referred to them, and have instructed me to report them back with the following recommendations, to-wit :

S. B. No. 86, to be entitled an Act to repeal section 3935

of the Annotated Code, in reference to members of the board to inspect roads.

Title is sufficient; bill do not pass.

H. B. No. 89, to be entitled an Act to repeal section 3935 of the Annotated Code of 1892, in relation to boards of supervisors to inspect roads; also to repeal section 2019 of the Annotated Code of 1892, providing additional compensation for boards of supervisors.

Find title sufficient, but recommend that the bill do not  
WILLIAMSON, Chairman.

#### MESSAGES FROM THE SENATE.

MR. SPEAKER: I am directed to inform the House that the Senate has passed the following entitled bills, viz:

S. B. No. 111, an Act to be entitled an Act to protect Government lights and light-house stations on the navigable waters of this State, and to secure the safety of vessels navigating thereon, and persons and property in or upon said vessels.

H. B. No. 139, an Act to appropriate money to defray expenses of legislative and judicial departments of State government, to pay interest on State debt, and to support common school fund; with amendment thereto.

H. B. No. 72, an Act to amend section 3744 of the Annotated Code of Mississippi, in relation to what property exempt from taxation.

H. B. No 67, an Act for the support and maintenance of the State Normal School of Holly Springs. House amendment to Senate amendment concurred in.

H. B. No. 149, an Act to appropriate money for the pay of the I. C. R. R. for transporting the Mississippi National Guard from Crystal Springs and Hazlehurst to Brookhaven.

H. B. No. 90, an Act to amend section 2017 of the Annotated Code of 1892 in reference to compensation of tax assessors.

S. B. No 94, an Act to abolish the office of cotton tax collector in the Mississippi Levee District, and to provide for the collection of the cotton tax.

S. B. No. 124, an Act to amend section 1076 of the Annotated Code in reference to escape of certain penitentiary convicts, so as to extend the law to include simple escapes.

S. B. No. 120, an Act to amend chapter 23 of the Annotated Code of Mississippi, in reference to convicts in county jails.

S. B. No. 128, an Act to amend sections 3999 and 4000 of Code, in reference to school trustees, qualifications; how elected.



H. B. No. 150, an Act to provide for the cleaning out of the old library and to appropriate money therefor.

WILLIAM HENRY, Secretary.

MESSAGE FROM THE GOVERNOR.

EXECUTIVE DEPARTMENT,  
JACKSON, MISS., February 3, 1894. }

*To the Senate and House of Representatives :*

GENTLEMEN—I have the honor to submit for your consideration and for such action as you may deem proper, a bill to amend section 1021 of the Annotated Code so as to protect certain sea birds from target shooting, or shooting for amusement.

Respectfully,

J. M. STONE.

Senate Messages were taken up and—

H. B. No. 139, an Act to be entitled an Act to appropriate money to defray the expenses of the legislative, executive and judicial departments of the State government, to pay interest on the State debt and to support the common schools, which passed the Senate with an amendment.

Was read twice and referred to Committee on Appropriations.

H. B. No. 20, to be entitled an Act to appropriate moneys for the support and maintenance of the Industrial Institute and College for the years 1894 and 1895, which passed the Senate with an amendment.

Was referred to Committee on Appropriations.

S. B. No. 132, an Act to be entitled an Act to appropriate money to pay for insurance upon the property of the Industrial Institute and College.

Was read twice and referred to Committee on Appropriations.

H. B. No. 37, to be entitled an Act to amend section 2987 of the Annotated Code in regard to qualifications of mayors of municipalities; amended in the Senate.

Was referred to Committee on Corporations.

H. B. No. 96, to be entitled an Act to furnish the counties of Lincoln and Holmes with certain books from the State, and provide for the payment of the chancery clerks of said counties for recording records destroyed, with Senate amendment.

Was referred to Committee on Local and Private Legislation.

S. B. No. 124, to be entitled an Act to amend section 1076 of the Annotated Code in reference to escape of certain

penitentiary convicts, so as to extend the law to include simple escapes.

Was read twice and referred to Committee on Judiciary.

S. B. No. 111, to be entitled an Act to protect Government lights and light-house stations on the navigable waters of this State, and to secure the safety of vessels navigating thereon, and persons and property in or upon said vessels.

Was read twice and referred to Committee on Judiciary.

S. B. No. 120, to be entitled an Act to amend chapter 23 of the Annotated Code of Mississippi in reference to convicts in county jails.

Was read twice, and referred to the Committee on Penitentiary.

S. B. No. 128, to be entitled an Act to amend sections 3999 and 4000 of Code in reference to school trustees; qualifications; how elected.

Was read twice and referred to Committee on Education.

S. B. No. 94, to be entitled an Act to abolish the office of cotton tax collector in the Mississippi Levee District, and to provide for the collection of the cotton tax.

Was read twice and referred to Committee on Levees.

On motion of Mr. Spencer, H. B. No. 150, an Act to protect the State domain, to provide for the classification of land, to otherwise promote the land system of the State and to appropriate money therefor,

Was read twice and referred to Committee on Appropriations.

At 1:25 the House, on motion of Mr. Cook, adjourned until 10 o'clock to-morrow,

L. PINK SMITH,  
Clerk of the House of Representatives.

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### THIRTY-SECOND DAY.

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WEDNESDAY, February 7, 1894.

The House was called to order at 10 A. M. by Speaker Vardaman.

Prayer by Rev. Dr. Mounger.

The roll being called, the following members answered to their names:

PRESENT—Messrs. Anderson, Arnold, Arrington, Ballinger, Basham, Bellamy, Bowles, Buntin, Burkitt, Butler, Bynum, Caldwell of Monroe, Caldwell of Leake and Winston, Camp-

bell, Carr, Caruthers, Champion, Chatham, Cook, Cotten, Denton, Dinsmore, Doss, Dulaney, Durham, Durrett, Eckles, Falkner, Farr, Fowler, Fox, Gardner, Gayles, Gowin, Glover, Gore, Goude-lock, Greaves, Graham, Griffin, Guynes, Hannah, Harper, Hart, Henry, Hinton, Ivy, Jackson, Johnston, Keirn, Keith, Kelsey, Key, King, Lamb, Lancaster, Love, Marshall, Mauffray, Maybin, McGuire, McKie, McSwine, Medford, Miller of Copiah, Mitchell, Morris, Montgomery of Washington, Murry, Nelson, Newman, Nix, Odom, O'Neill, Packwood, Payne, Peatross, Peery, Perkins, Potter, Puckett, Quinn, Ratliff, Redhead, Reeves, Rice, Roberts, Robertson, Rodgers of Tishomingo, Rogers of Yalobusha, Ryan, Simmons, Simpson, Smith of Jones, Spencer, Stewart, Stinson of Lauderdale, Stinson of Lowndes, Stowers of Jefferson, Stowers of Lafayette, Street, Stutts, Talbert, Tate, Taylor of Montgomery, Taylor of Yalobusha, Terral, Thomas, Thrasher, Turner of Greene, Turner of Madison, Underwood, Ventress, Wade, Walton, Watson, Williams, Williamson, Wilson, Worthington, Wyatt, Mr. Speaker—Total present, 122.

**ABSENT**—Messrs. Binford, Blanchard, Boggan, Catchings, Davis, Enochs, Harris, Miller of Washington, Montgomery of Quitman, Smith of Wayne, Touchstone—Total absent, 11.

Leave of absence granted Mr. Smith of Wayne, on account of sickness, from day to day.

Reading of the Journal dispensed with and stood approved.

#### Report of Committee on Appropriations:

**MR. SPEAKER**—The Committee on Appropriations has had under consideration the following bills referred to them, and have instructed me to report them back with the following recommendations, to-wit:

S. B. No. 130. Supplemental to an Act making appropriation to defray expenses of East Mississippi Insane Asylum for 1894 and 1895.

Title sufficient.

S. B. No. 132, To appropriate money for insurance upon the property of Industrial Institute and College.

Title sufficient.

H. B. No. 158, To appropriate sufficient funds to have prepared an index and catalogue for the State Library.

Title sufficient.

And they recommend that said three bills do not pass.

H. B. No. 160, For the relief of N. Batson of Pearl-River county, and to cancel a deed to certain lands executed by the Land Commissioner, and to return to him the purchase price thereof.

They recommend that said bill be referred to the Committee on Local and Private Legislation.

H. B. No. 20, To appropriate money for the support and maintenance of the Industrial Institute and College for 1894 and 1895.

Title sufficient.

And they recommend that the House do not concur in the Senate amendment.

H. B. No. 139, To appropriate money to defray the expenses of the legislative, executive and judicial departments of the State Government, to pay interest on the State debt, and to support the common schools.

They find the title sufficient, and that the Senate amendment is really no change in the bill as the House understood it; so they recommend that the House concur in said Senate amendment.

H. B. No. 159, To protect the State domain, to provide for the classification of lands, to otherwise promote the land system of the State, and to appropriate money therefor.

Title sufficient; do pass.

H. B. No. 163, Providing for the maintenance of the Mississippi weather service.

Title sufficient; do not pass.

JOHN R. DINSMORE, Chairman.

#### Report of Committee on Judiciary:

MR. SPEAKER: The Committee on Judiciary has had under consideration the following bills referred to them and have instructed me to report them back with the following recommendations, to-wit:

H. B. No. 103, To amend section 2017 of the Annotated Code of 1892 in relation to assessors.

They find the title is sufficient, but recommend that the same do not pass.

Also Senate Joint Resolution No. 6, memorializing Congress to make appropriations to improve the Homochitto river; also,

H. B. No. 153, To amend section 2805 of the Annotated Code of 1892 providing for the constructive notice of one year in cases of lost, stolen or destroyed records; also,

H. B. No. 157, To repeal sections 3468 and 3469 of the Code of 1892, and to re-enact section 1770 of the Code of 1890; also,

S. B. No. 124, To amend section 1076 of the Annotated Code in reference to escape of certain penitentiary convicts, so as to extend the law to include simple escapes.

Your Committee find that the titles to said bills are sufficient, and recommend that the same do pass.

Also, S. B. No. 111, To protect Government lights and light-house stations on the navigable waters of this State, and to secure the safety of vessels navigating thereon, and persons and property in or upon said vessels; also,

S. B. No. 121, To amend section 2354 of the Annotated Code of 1892, in reference to the qualifications of jurors so as to allow road overseers to serve.

Your Committee find that the titles to same are sufficient, and recommend that the same do pass as amended.

Also, S. B. No. 117, To amend sections 1909 and 1910 of the Annotated Code of 1892, in reference to administration of partnership estates.

That the title to same is sufficient, but that the same do not pass.

COOK, Chairman.

Report of Committee on Public Education:

MR. SPEAKER—The Committee on Public Education has had under consideration the following bills referred to them and have instructed me to report them back with the following recommendations, to-wit:

S. B. No. 115, Entitled an Act to amend section 4012 in reference to separate school districts.

Recommend that the title is sufficient, and the bill do pass; and

S. B. No. 128, Entitled an Act to amend sections 3999 and 4000 of Code in reference to school trustees, qualifications; how elected.

Recommend the title sufficient, and the bill do pass.

LANCASTER, Chairman.

Report of Committee on Railroads:

MR. SPEAKER—The Committee on Railroads has had under consideration the following bill referred to them, and have instructed me to report it back with the following recommendations, to-wit:

H. B. No. 98, To amend section 3546 of the Annotated Code of 1892.

The Committee find the title to said bill insufficient, and recommend that it do pass as amended.

T. DABNEY MARSHALL, Chairman.

Report of Committee on Roads, Bridges and Ferries:

MR. SPEAKER—The Committee on Roads, Bridges and Ferries has had under consideration the following bills referred to them, and have instructed me to report them back with the following recommendations, to-wit:

H. B. No. 15, to amend section 3928 of Code 1892.

We find the title sufficient, and recommend it do not pass.

Also, H. B. No. 16, to amend section 3934 of Code 1892.

We find the title sufficient, and recommend it do not pass.

Also, H. B. No. 131, To amend section 2019 of Code 1892.

We find title sufficient, and recommend it do not pass.

Also, H. B. No. 114, to amend section 3905 of Code 1892.

We find title sufficient, and recommend it do not pass.

SPENCER, Chairman.

By unanimous consent Mr. Gewin withdrew H. B. No. 188, an Act to amend sections 2361 and 2365, and to repeal section 2371 of the Annotated Code so as to cause more equitable distribution of grand jurors, and for other purposes.

Mr. Caldwell of Monroe, moved to suspend the rules for the consideration of the resolution offered by himself on a previous day, as follows:

*Resolved*, That commencing on to-morrow, this House meet at 9 o'clock, A. M., adjourn at 1 o'clock P. M., and meet at 3 o'clock P. M., and adjourn at will. That this be the rule for each day during the remaining part of the present session.

Mr. Ventress moved to amend by striking out 9 and inserting 9:30. Adopted.

The resolution as amended was then adopted.

#### MESSAGES FROM THE GOVERNOR.

EXECUTIVE DEPARTMENT,  
JACKSON, MISS., February 7, 1894. }

*To the Senate and House of Representatives :*

GENTLEMEN—I respectfully submit for your consideration and for such action as you may think proper:

A bill to authorize the city of Meridian to borrow money for current expenses, and to provide for the payment thereof.

J. M. STONE.

EXECUTIVE DEPARTMENT,  
JACKSON, MISS., February 6, 1894. }

MR. SPEAKER—I am directed by his Excellency, the Governor, to inform the House of Representatives that he has approved the following entitled bills, to-wit:

H. B. No. 65, an Act to refund to the Western Union Telegraph Co. an excess in payment of privilege tax for the year 1892.

H. B. No. 86, an Act to provide for the support of the State Charity Hospital at Vicksburg for the years 1894 and 1895.

H. B. No 91, an Act for the relief of J. N. Jackson and W. S. Stribling, teachers in the public schools of Neshoba county during the year 1892.

H. B. No. 94, an Act to refund to the Bank of Oxford, Miss., certain taxes overpaid to the State.

H. B. No. 108, an Act for the relief of Cyrus Newkirk and making an appropriation for refunding the purchase money, with interest at 6 per cent, for eight years, for land to which the title has failed.

H. B. No. 115, an Act to amend section 816 of the Annotated Code of Mississippi, in reference to holding inquests, and form of precept therein.

H. B. No. 134, an Act making an appropriation to purchase type-writers for the use and instruction of the pupils of the Institute for the Blind.

H. B. No. 127, an Act making an appropriation to defray the expenses of the Institution for the Blind and for other purposes.

H. B. No. 152, an Act to authorize the city of Meridian to issue bonds and to purchase or construct water-works, and for other purposes.

Respectfully,

J. J. COMAN, Private Secretary.

Mr. Taylor of Montgomery offered the following:

*Resolved by the House, the Senate concurring, That the Speaker of the House and President of the Senate, shall on Saturday, the 10th day of February, 1894, at 12 o'clock m., adjourn their respective Houses sine die.*

On motion of Mr. Street, the resolution was laid on the table subject to call.

On motion of Mr. Dinsmore, the rules were suspended and the report of Committee on Appropriation was considered.

Whereupon, H. B. No. 189, an Act to appropriate money to defray the expenses of the legislative, executive and judicial departments of the State Government, to pay interest on the State debt and to support the common schools, was taken up, and the Senate amendment concurred in by the following vote:

YEAS—Messrs. Anderson, Arnold, Arrington, Ballinger, Basham, Bellamy, Bowles, Buntin, Burkitt, Butler, Bynum, Caldwell of Monroe, Caldwell of Leake and Winston, Campbell, Carr, Caruthers, Champion, Chatham, Cotten, Denton, Dinsmore, Doss, Dulaney, Durham, Durrett, Eckles, Enochs, Falkner, Farr, Fowler, Fox, Gardner, Gayles, Gewin, Glover, Gore, Goudelock, Graham, Griffin, Guynes, Hannah, Harper, Hart, Henry, Hinton, Jackson, Johnston, Keirn, Keith, Kelsey, Key, King, Lamb, Lancaster, Love, Marshall,

Mauffray, Maybin, McGuire, McKie, McSwine, Medford, Miller of Copiah, Mitchell, Morris, Montgomery of Washington, Murry, Nelson, Nix, Odom, O'Neill, Packwood, Payne, Peery, Perkins, Puckett, Quinn, Ratliff, Redhead, Reeves, Rice, Roberts, Rodgers of Tishomingo, Rogers of Yalobusha, Ryan, Simmons, Simpson, Smith of Jones, Stewart, Stinson of Lauderdale, Stinson of Lowndes, Stowers of Jefferson, Street, Stutts, Talbert, Tate, Taylor of Montgomery, Taylor of Yalobusha, Terral, Thomas, Thrasher, Turner of Greene, Turner of Madison, Underwood, Ventress, Wade, Williamson, Wilson, Worthington—Total yeas, 109.

**NAYS—0.**

**ABSENT AND THOSE NOT VOTING—**Messrs. Binford, Blanchard, Boggan, Catchings, Cook, Davis, Greaves, Harris, Ivy, Miller of Washington, Montgomery of Quitman, Newman, Peatross, Potter, Robertson, Smith of Wayne, Spencer, Stowers of Lafayette, Touchstone, Walton, Watson, Williams, Wyatt, Mr. Speaker—Total, 24.

H. B. No. 159, an Act to protect the State domains, to provide for the classification of lands, to otherwise promote the land system of the State and to appropriate money therefor, was on motion of Mr. Dinsmore, considered engrossed, read the third time, and agreeably to the provisions of the Constitution, the yeas and nays were taken, and the bill passed, title standing as stated, by the following vote:

**YEAS—**Messrs. Arnold, Arrington, Bowles, Buntin, Burkitt, Butler, Bynum, Caldwell of Monroe, Caldwell of Leake and Winston, Campbell, Carr, Caruthers, Champion, Cotten, Denton, Dinsmore, Doss, Durham, Durrett, Eckles, Falkner, Farr, Fowler, Fox, Gayles, Gewin, Glover, Goudelock, Guynes, Harper, Hart, Hinton, Jackson, Johnston, Keirn, Keith, Key, Lamb, Lancaster, Marshall, Mauffray, Maybin, McKie, McSwine, Miller of Copiah, Morris, Montgomery of Washington, Murry, Nelson, Odom, O'Neill, Packwood, Peery, Perkins, Quinn, Redhead, Reeves, Rice, Roberts, Rodgers of Tishomingo, Ryan, Simmons, Simpson, Smith of Jones, Spencer, Stewart, Stinson of Lauderdale, Street, Stutts, Talbert, Tate, Taylor of Montgomery, Taylor of Yalobusha, Terral, Thomas, Thrasher, Turner of Greene, Turner of Madison, Underwood, Ventress, Wade, Walton, Watson, Williams, Williamson, Wilson, Worthington, Wyatt—Total yeas, 88.

**NAYS—**Messrs. Anderson, Basham, Bellamy, Gore, Griffin, Henry, King, McGuire, Medford, Nix, Puckett, Ratliff, Stinson of Lowndes, Stowers of Jefferson—Total nays, 14.

**ABSENT AND THOSE NOT VOTING—**Messrs. Ballinger, Binford, Blanchard, Boggan, Catchings, Chatham, Cook, Davis,



Dulaney, Enochs, Gardner, Greaves, Graham, Hannah, Harris, Ivy, Kelsey, Love, Miller of Washington, Mitchell, Montgomery of Quitman, Newman, Payne, Peatross, Potter, Robertson, Rogers of Yalobusha, Smith of Wayne, Stowers of Lafayette, Touchstone, Mr. Speaker—Total, 31.

Mr. Taylor of Montgomery moved to reconsider the vote by which the bill passed.

H. B. No. 151, an Act to make an appropriation to pay assessors of the various counties of the State the deficit in their fees growing out of the poll tax assessments for 1892 and 1893.

The committee offered to amend as follows: Strike out "\$46,000" and insert in lieu thereof "\$26,000." Adopted.

The bill as amended was then considered engrossed, read the third time, and, agreeably to the provisions of the Constitution, the yeas and nays were taken, and the bill passed, title standing as stated, by the following vote:

**YEAS**—Messrs. Anderson, Arnold, Arrington, Ballinger, Basham, Bellamy, Bowles, Buntin, Burkitt, Butler, Bynum, Caldwell of Monroe, Caldwell of Leake and Winston, Campbell, Carr, Caruthers, Champion, Cotten, Denton, Dinamore, Doss, Dulaney, Durham, Durrett, Falkner, Farr, Fox, Gardner, Gayles, Glover, Gore, Goudelock, Greaves, Graham, Griffin, Guynes, Hannah, Harper, Hart, Henry, Hinton, Jackson, Johnson, Keirn, Keith, Kelsey, King, Lamb, Lancaster, Love, Marshall, Maufray, Maybin, McGuire, McKie, McSwine, Medford, Miller of Copiah, Morris, Murry, Nix, Odom, O'Neill, Packwood, Peery, Perkins, Puckett, Quinn, Ratliff, Redhead, Reeves, Rice, Roberts, Rodgers of Tishomingo, Rogers of Yalobusha, Ryan, Simmons, Simpson, Smith of Jones, Spencer, Stewart, Stinson of Lauderdale, Stowers of Jefferson, Street, Stutts, Talbert, Tate, Taylor of Montgomery, Taylor of Yalobusha, Thomas, Thrasher, Touchstone, Turner of Greene, Turner of Madison, Underwood, Wade, Walton, Watson, Williams, Williamson, Wilson, Worthington, Wyatt—Total yeas, 103.

**NAYS**—Messrs. Gewin and Key—Total nays, 2.

**ABSENT AND THOSE NOT VOTING**—Messrs. Binford, Blanchard, Boggan, Catchings, Chatham, Cook, Davis, Eckles, Enochs, Fowler, Harris, Ivy, Miller of Washington, Mitchell, Montgomery of Quitman, Montgomery of Washington, Nelson, Newman, Payne, Peatross, Potter, Robertson, Smith of Wayne, Stinson of Lowndes, Stowers of Lafayette, Terral, Ventress, Mr. Speaker—Total, 28.

Privileges and courtesies of the House were extended Mr. Sheffield.

H. B. No. 163, an Act providing for the maintenance of

the Mississippi weather service, was on motion of Mr. Marshall ordered to lie on the table subject to call.

H. B. No. 20, an Act to appropriate money for the support and maintenance of the Industrial Institute and College for the years 1894 and 1895, with Senate amendment, was considered.

Mr. Durham moved the previous question on the concurrence in the Senate amendment, which motion prevailed.

Whereupon the House refused to concur by the following vote:

**YEAS**—Messrs. Bowles, Bynum, Campbell, Caruthers, Champion, Chatham, Cook, Denton, Eckles, Falkner, Farr, Gardner, Gayles, Glover, Greaves, Hart, Henry, Hinton, Jackson, Lancaster, Love, Maybin, McGuire, McSwine, Medford, Miller of Copiah, Mitchell, Montgomery of Washington, Odom, O'Neill, Packwood, Payne, Puckett, Redhead, Rice, Rodgers of Tishomingo, Smith of Jones, Spencer, Stowers of Lafayette, Street, Stutts, Taylor of Montgomery, Terral, Turner of Madison, Ventress, Watson, Williams, Williamson, Wilson, Worthington, Wyatt, Mr. Speaker—Total yeas, 52.

**NAYS**—Messrs. Anderson, Arnold, Arrington, Ballinger, Basham, Bellamy, Buntin, Burkitt, Caldwell of Monroe, Caldwell of Leake and Winston, Carr, Cotten, Dinsmore, Dulaney, Durham, Durrett, Fowler, Fox, Gewin, Gore, Goudelock, Graham, Griffin, Guynes, Harper, Johnston, Keirn, Keith, Kelsey, Key, King, Lamb, Marshall, McKie, Morris, Murry, Nelson, Newman, Nix, Perkins, Quinn, Ratliff, Reeves, Roberts, Robertson, Rogers of Yalobusha, Ryan, Simmons, Simpson, Stewart, Stinson of Lauderdale, Stinson of Lowndes, Stowers of Jefferson, Talbert, Tate, Taylor of Yalobusha, Thrasher, Turner of Greene, Underwood, Wade, Walton—Total nays, 61.

**ABSENT AND THOSE NOT VOTING**—Messrs. Blanchard, Boggan, Butler, Catchings, Davis, Doss, Knochs, Hannah, Harris, Ivy, Mauffray, Miller of Washington, Montgomery of Quitman, Peatross, Peery, Potter, Smith of Wayne, Thomas, Touchstone—Total, 20.

H. B. No. 160, an Act for the relief of N. Batson of Pearl-River county, and to cancel a deed to certain lands executed by the Land Commissioner, and to return to him the purchase price thereof.

Was recommitted to Committee on Local and Private Legislation.

H. B. No. 158 an Act to appropriate sufficient funds to have prepared an index and catalogue for the State Library, was on motion of Mr. Dinsmore, indefinitely postponed.

On motion of Mr. Thrasher, H. B. No. 192, an Act to appropriate money to pay for insurance upon the property of the Industrial Institute and College, was indefinitely postponed.

On motion of Mr. Caldwell of Monroe, S. B. No. 130, an Act supplemental to an Act making appropriation to defray expenses of East Mississippi Insane Asylum for 1894 and 1895, and increasing same.

[Mr. Keirn in the chair.]

H. B. No. 147, an Act to admit surety companies to be received as sureties on official and other bonds, and to authorize the incorporation of domestic security companies, was considered.

Pending further consideration of the bill, the Senate arrived, and the two Houses met in joint assembly.

At the hour of 12 m., the Senate of the State of Mississippi entered with the House of Representatives, in the hall of the House of Representatives, into joint convention for the purpose of electing a Senator of the United States to succeed General E. C. Walthall, resigned, the same taking effect January 24, A. D., 1894; and in accordance with law, the following proceedings were had:

The two Houses convened in the hall of the House at 12 o'clock, m.

The roll of the Senate being called by the Secretary, the following Senators answered to their names:

**PRESENT**—Messrs. Allen, Baker, Bloomfield, Broyles, Byrd, Carmichael, Caruthers, Critz, Davis, Dean, Dockery, East, Freeman, Hamilton, Harrison, Heidelberg, Hicks, Hill, Jayne, Jones, Kearney, Kendrick, Kiger, Love, Martin, McGehee, Moore, Prince, Purvis, Roane, Rush, Scudder, Sherrard, Simonton, Sullivan, Teunisson, Totten, Watkins, Watts, Wharton, Williamson Willing, Winter.

**ABSENT**—Messrs. Coffey and Stephens.

The roll of the House being called by the Clerk, the following members answered to their names:

**PRESENT**—Messrs. Anderson, Arnold, Arrington, Ballinger, Basham, Bellamy, Bowles, Buntin, Burkitt, Butler, Bynum, Caldwell of Monroe, Caldwell of Leake and Winston, Campbell, Carr, Caruthers, Champion, Chatham, Cook, Cotten, Denton, Dinsmore, Doss, Dulaney, Durham, Durrett, Eckles, Falkner, Farr, Fowler, Fox, Gardner, Gayles, Gewin, Glover, Gore, Goudelock, Greaves, Graham, Griffin, Guynes, Hannah, Harper, Hart, Henry, Hinton, Ivy, Jackson, Johnston, Keirn, Keith, Kelsey, Key, King, Lamb, Lancaster, Love, Marshall, Mauffray, Maybin, McGuire, McKie, McSwine, Medford, Miller of Copiah, Mitchell, Morris, Montgomery of Washington, Murry, Nelson, Newman,

Nix, Odom, O'Neill, Packwood, Payne, Peatross, Peery, Perkins, Potter, Puckett, Quinn, Ratliff, Redhead, Reeves, Rice, Roberts, Robertson, Rodgers of Tishomingo, Rogers of Yalobusha, Ryan, Simmons, Simpson, Smith of Jones, Spencer, Stewart, Stinson of Lauderdale, Stinson of Lowndes, Stowers of Jefferson, Stowers of Lafayette, Street, Stutte, Talbert, Tate, Taylor of Montgomery, Taylor of Yalobusha, Terral, Thomas, Thrasher, Turner of Greene, Turner of Madison, Underwood, Ventress, Wade, Walton, Watson, Williams, Williamson, Wilson, Worthington, Wyatt Mr. Speaker—Total present, 122.

**ABSENT**—Messrs. Binsford, Blanchard, Boggan, Caruthers, Catchings, Davis, Enochs, Harris, Miller of Washington, Montgomery of Washington, Smith of Wayne, Touchstone—Total absent, 11.

A quorum of both Houses being present, the President announced the object of the joint convention to be the election of a Senator of the United States to succeed E. C. Wal-  
thall, resigned, for the term ending on March 3, 1895.

Senator Byrd placed in nomination Hon. A. J. McLaurin, of Rankin county.

Representatives Cook, Henry and Maybin, and Senator Watkins seconded the nomination of Mr. McLaurin.

Representative Ratliff placed in nomination Hon. Frank Burkitt, of Chickasaw county.

The Secretary then called the roll of the Senate; and

Messrs. Allen, Baker, Bloomfield, Broyles, Byrd, Carmichael, Caruthers, Critz, Dean, Dockery, East, Freeman, Hamilton, Harrison, Heidelberg, Hicks, Hill, Jayne, Jones, Kearney, Kendrick, Kiger, Martin, McGehee, Moore, Prince, Roane, Rush, Scudder, Sherrard, Simonton, Sullivan, Teunison, Totten, Watkins, Watts, Wharton, Williamson, Wil-  
ling—39, voted for Hon. A. J. McLaurin.

Messrs. Davis, Love, Purvis, Winter—4, voted for Hon. Frank Burkitt.

Absent and those not voting were Messrs Coffee and Stephens—2.

The Clerk called the roll of the House; and

Messrs. Arnold, Arrington, Ballinger, Basham, Bellamy, Bowles, Butler, Bynum, Caldwell of Monroe, Caldwell of Leake and Winston, Campbell, Caruthers, Champion, Chat-  
ham, Cook, Cotten, Denton, Dinsmore, Doss, Dulaney, Durham, Durrett, Eckles, Falkner, Farr, Fox, Glover, Gonde-  
lock, Greaves, Graham, Guynes, Hannah, Hart, Henry, Hinton, Ivy, Jackson, Johnston, Keirn, Keith, Kelsey, Key, Lamb, Lancaster, Love, Marshall, Mauffray, Maybin, McGuire, McKie, McSwine, Medford, Miller of Copiah, Mitchell, Morris, Montgomery of Washington, Murry, Nel-

son, Newman, Odom, O'Neill, Packwood, Payne, Peatross, Peery, Potter, Puckett, Quinn, Redhead, Reeves, Rice, Robertson, Rodgers of Tishomingo, Rogers of Yalobusha, Ryan, Simmons, Simpson, Smith of Jones, Spencer, Stewart, Stinson of Lowndes, Stowers of Jefferson, Stowers of Lafayette, Street, Stutts, Talbert, Tate, Taylor of Montgomery, Taylor of Yalobusha, Terral, Thomas, Thrasher, Turner of Greene, Turner of Madison, Underwood, Ventress, Wade, Walton, Watson, Williams, Williamson, Wilson, Worthington, Mr. Speaker—104, voted for Hon. A. J. McLaurin.

Messrs. Anderson, Buntin, Carr, Fowler Gardner, Gewin, Gore, Griffin, Harper, King, Nix, Perkins, Ratliff, Stinson of Lauderdale, Wyatt—15, voted for Frank Burkitt.

Mr. Burkitt voted for T. J. King.

Mr. Gayles voted for Jno. R. Lynch.

The total vote of the joint assembly resulted as follows:

For A. J. McLaurin.....	148
For Frank Burkitt.....	19
For John R. Lynch.....	1
For T. J. King.....	1
	<hr/>
Total vote cast.....	164
Necessary to choice.....	88

Thereupon, the President announced that A. J. McLaurin having received a majority of all the votes cast in the joint assembly for Senator in the United States, on a *viva voce* vote, for the term ending March 3, 1895, I hereby announce and declare the Hon. A. J. McLaurin as lawfully and constitutionally elected a Senator in the Congress of the United States, as the successor of E. E. Walthal, resigned, for the term ending March 3, 1895.

Mr. Stewart moved that a committee of five be appointed to notify Mr. McLaurin of his election to the Senate, which prevailed, and the President appointed Senators Byrd and Martin and Representatives Stewart, Cook and Maybin on the committee.

The committee returned with Senator McLaurin. The committee was discharged. Senator McLaurin accepted the position and returned thanks for the honor conferred.

At 12:55, on motion of Mr. Dean, the joint convention was dissolved, and the Senate returned to its chamber.

By unanimous consent, Mr. Street introduced H. B. No. 165, an Act to amend chapter 108 of the Annotated Code of 1892, in relation to privilege taxes, and to provide a revenue for the years 1894 and 1895.

Was read twice and referred to Committee on Ways and Means.

At 1:05 the House, on motion of Mr. Champion, took recess until 3 o'clock P. M.

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AFTERNOON SESSION.

The House was called to order at 3 P. M. by Speaker Vardaman. A quorum present.

The Committee on Judiciary was granted permission to sit during the session of the House.

[Mr. Kiern in the chair.]

Consideration of H. B. No. 147, an Act to admit surety companies to be received as sureties on official and other bonds, and to authorize the incorporation of domestic security companies, was resumed.

Committee offered amendments as follows:

Fill blanks in section 11 of said Act by inserting one hundred thousand dollars as minimum of paid-up capital stock, and fifty thousand dollars as minimum sum to be invested in stocks or securities.

Fill blanks in section 14 of said bill by inserting two dollars for filing copy of charter, two dollars for each statement filed; issuing license, two dollars, annually to Auditor in case of domestic companies; for custody of securities and certificates therein, the sum of twenty-five dollars.

Fill blank in section 15 of said Act by inserting as privilege tax, the sum of one hundred dollars.

All of the above amendments were adopted.

Mr. Street moved to insert after the word "bond" in 11th line of section 1 the words "or any part thereof." Adopted.

Mr. McGuire moved to amend as follows:

That in no instance shall any part of the bonds of officers be paid by boards of supervisors, Levee Board, or taken from any funds received from taxation. Lost.

Mr. McGuire moved to amend by striking out the enacting clause of the bill. Lost.

On motion of Mr. Vardaman, the bill, as amended, was considered engrossed, read the third time, and agreeably to the provisions of the Constitution the yeas and nays were taken and the bill passed, title standing as stated by the following vote:

YEAS—Messrs. Anderson, Arnold, Arrington, Ballinger, Basham, Bellamy, Bowles, Buntin, Burkitt, Butler, Bynum, Caldwell, of Leake and Winston, Campbell, Champion, Chatham, Cook, Cotten, Denton, Dinsmore, Doss, Durham,

Durrett, Falkner, Farr, Fowler, Fox, Gardner, Gayles, Gewin, Goude-lock, Greaves, Graham, Griffin, Guynes, Harper, Hart, Henry, Hinton, Jackson, Johnston, Keirn, Keith, Kelsey, Key, Lamb, Lancaster, Love, Marshall, Mauffray, Maybin, McGuire, McKie, McSwine, Medford, Miller of Copiah, Montgomery of Washington, Murry, Nelson, Nix, Odom, O'Neill, Packwood, Payne, Peatross, Peery, Perkins, Potter, Quinn, Ratliff, Redhead, Rice, Rodgers of Tishomingo, Rogers of Yalobusha, Ryan, Simmons, Simpson, Smith of Jones, Spencer, Stinson of Lauderdale, Stinson of Lowndes, Stowers of Jefferson, Stowers of Lafayette, Street, Stutts, Talbert, Tate, Taylor of Montgomery, Taylor of Yalobusha, Terral, Thomas, Turner of Greene, Turner of Madison, Underwood, Watson, Williams, Williamson, Wyatt and Mr. Speaker—Total yeas, 98.

**NAYS**—Messrs. Caldwell of Monroe, Gore and Wade—Total nays, 8.

**ABSENT AND THOSE NOT VOTING**—Messrs. Binford, Blanchard, Boggan, Carr, Caruthers, Catchings, Davis, Dulaney, Eckles, Enochs, Glover, Hannah, Harris, Ivy, King, Miller of Washington, Mitchell, Morris, Montgomery of Quitman, Newman, Puckett, Reeves, Roberts, Robertson, Smith of Wayne, Stewart, Thrasher, Touchstone, Ventress, Walton Wilson and Worthington—Total, 32.

[Speaker Vardaman in the chair.]

By unanimous consent, the Committee on Penitentiary made report as follows:

Report of Committee on Penitentiary:

**MR. SPEAKER**—The Committee on Penitentiary, which has had under consideration S. B. No. 120, has directed me to report said bill back, with the following recommendations, to-wit:

Strike out the title of said bill, and insert in lieu thereof, the following:

An Act entitled an Act to amend sections 775, 777, 780, 781, 788, 788, 791, 794, 795, 797, 800, 801 and 807 of the Annotated Code of 1892, in relation to the disposition of convicts in county jails, that they may be made self-sustaining, and to enlarge the power of the board of supervisors with reference to such convicts.

Strike out all after the enacting clause, and insert the above entitled bill.

Respectfully,

W. A. HENRY, Chairman.

The report was considered, and S. B. 120, an Act to amend chapter 23 of the Annotated Code of Mississippi, in reference to convicts in county jails, was taken up.

The Committee amendments, strike out the title to said bill, and insert in lieu thereof, the following: An Act entitled an Act to amend sections 775, 777, 780, 781, 783, 788, 791, 794, 795, 797, 800, 801 and 807 of the Annotated Code of 1892, in relation to the disposition of convicts in county jails, that they may be made self-sustaining, and to enlarge the power of the board of supervisors with reference to such convicts; and to strike out all after the enacting clause and insert the above entitled bill, was adopted.

Thereupon, the bill, as amended, was read the third time, and agreeably to the provisions of the Constitution, the yeas and nays were taken, and the bill passed, title standing as stated, by the following vote:

**YEAS**—Messrs. Anderson, Arnold, Bellamy, Bowles, Butler, Bynum, Caldwell of Monroe, Caldwell of Leake and Winston, Campbell, Caruthers, Cotten, Denton, Dinsmore, Doss, Dulaney, Durham, Durrett, Farr, Fowler, Fox, Gardner, Gayles, Gewin, Gore, Goudecock, Graham, Griffin, Guynes, Hannah, Harper, Hart, Henry, Hinton, Jackson, Keirn, Kelsey, Key, Lancaster, Love, Marshall, Maybin, McGuire, McKie, McSwine, Morris, Montgomery of Washington, Nelson, Nix, Odom, Packwood, Peatross, Perkins, Quinn, Ratliff, Redhead, Reeves, Rice, Rodgers of Tishomingo, Rogers of Yalobusha, Ryan, Simpson, Smith of Jones, Spencer, Stinson of Lauderdale, Stinson of Lowndes, Stowers of Jefferson, Stowers of Lafayette, Stutts, Talbert, Tate, Taylor of Montgomery, Taylor of Yalobusha, Terral, Thomas, Turner of Greene, Turner of Madison, Underwood, Ventress, Wade, Watson, Williams, Williamson, Wyatt—Total yeas, 83.

**NAYS**—Messrs. Basham and Medford—Total nays, 2.

**ABSENT AND THOSE NOT VOTING**—Messrs. Arrington, Balingier, Binford, Blanchard, Boggan, Buntin, Burkitt, Carr, Catchings, Champion, Chatham, Cook, Davis, Eckles, Enochs, Falkner, Glover, Greaves, Harris, Ivy, Johnston, Keith, King, Lamb, Manfray, Miller of Copiah, Miller of Washington, Mitchell, Montgomery of Quitman, Murry, Newman, O'Neill, Payne, Peery, Potter, Puckett, Roberts, Robertson, Simmons, Smith of Wayne, Stewart, Street, Thrasher, Touchstone, Walton, Wilson, Worthington, Mr. Speaker—Total, 48.

Report of Committee on Enrolled Bills:

**MR. SPEAKER**—Your Committee on Enrolled Bills have examined the following entitled bills and find that they are correctly enrolled, and we herewith present them to the Speaker for his signature, to-wit:

S. B. No. 64, an Act to provide for the election of a State



Revenue Agent, to prescribe his powers and duties, and to repeal sections 4187, 4190, 4191, 4192, 4193 and 4195 in chapter 126 of the Annotated Code of Mississippi.

S. B. No. 184, an Act to adopt the Mississippi State flag and coat-of-arms, and to provide for the expense of procuring the same, and for the preservation thereof.

S. B. No. 76, an Act entitled an Act to repeal so much of section 2 of an Act entitled an Act to pay off and fund the outstanding debt of Bolivar county, and provide a revenue therefor, and for other purposes, approved February 8, 1890, as provides that warrants, script or certificates shall be paid by the treasurer and received by the tax collector, only in the order of their true dates of issuance.

S. B. No. 22, an Act entitled an Act to amend section 2330 of the Annotated Code of Mississippi, in reference to valuation of property and measure of damages in suits upon insurance policies, in case of loss by fire, and to provide for the enforcement of judgments against insurance companies.

S. B. No. 79, an Act to restore the rights of suffrage to J. E. Holliday, of Hinds county.

S. B. No. 69, an Act to repeal section 8 of the Act entitled an Act to incorporate the Board of Levee Commissioners for the Yazoo-Mississippi Delta, and for other purposes, approved February 28, 1884, and to provide a method for the exercise of the right of eminent domain by said board.

S. B. No. 68, an Act to authorize the Board of Levee Commissioners for the Yazoo-Mississippi Delta to appropriate and pay over to the Inter-State River Improvement and Levee Association, the sum of fifteen hundred and sixty dollars, and to further authorize the said board to appropriate and pay to said association a further sum, not exceeding four thousand dollars, to be paid in annual installments, not exceeding one thousand dollars each.

H. B. No. 139, an Act to appropriate money to defray the expenses of the legislative, executive and judicial departments of the State government, to pay interest on the State debt and to support the common schools.

H. B. No. 67, an Act for the support and maintenance of the State Normal School at Holly Springs, Miss.

H. B. No. 72, an Act to amend section 3744 of the Annotated Code of the State of Mississippi, in relation to what property exempt from taxation.

H. B. No. 79, an Act to establish a Penitentiary farm, to appropriate money to pay therefor, and to authorize the employment of the State convicts.

H. B. No. 90, an Act to amend section 2017 of the Annotated Code of 1892, in reference to compensation of tax assessors.

H. B. No. 149, an Act to appropriate money and defray the expenses of transporting two companies of the Mississippi National Guard by the Illinois Central Railroad from Crystal Springs and Hazlehurst to Brookhaven, Miss, in May, 1893.

H. B. No. 150, an Act to provide for the cleaning out of the old library and to appropriate money therefor.

Respectfully submitted,

R. R. BUNTIN, Chairman.

Whereupon the Speaker suspended all business and signed the bills, calling the attention of the House thereto.

The Clerk was directed to carry over at once to the Senate the bill last above mentioned.

By unanimous consent, Mr. Kiern called up S. B. No. 52, an Act to create and establish the Vicksburg Levee District and define its duties and powers.

The Committee offered to amend as follows: By inserting after the word "county" in the fifth line of section 1, the following words: "and one subdivision in Adams and Wilkinson counties."

By adding to section 1 as follows: "The Adams and Wilkinson counties subdivisions, and bounded as follows: beginning at a point on the Mississippi River where the river intersects the boundary line between Adams county and Jefferson county, thence south along the course of the river to the boundary line between Mississippi and Louisiana, thence east along said boundary line to the foot of the hills, thence north along the line of the hills to a point where the boundary line between Adams county and Jefferson county intersects the line of the hills, thence west along said boundary line to the place of commencement."

By inserting after the word "county" in seventh line of section 2 the following words: "and the subdivision of Adams and Wilkinson counties."

The amendments were adopted.

Mr. Keirn offered to amend by striking out all relating to the central Warren division.

Adopted.

The bill as amended was then read the third time, and agreeably to the provisions of the Constitution, the yeas and nays were taken, and the bill passed, title standing as stated by the following vote:

YEAS—Messrs. Anderson, Arnold, Basham, Bellamy, Bowles, Buntin, Burkitt, Butler, Bynum, Caldwell of Monroe, Campbell, Caruthers, Chatham, Cotten, Denton, Dinsmore, Doss, Dulaney, Durham, Farr, Fowler, Fox, Gayles, Gewin, Glover, Gondelock, Graham, Griffin, Guynes, Han-

nah, Hart, Henry, Hinton, Johnston, Keirn, Key, Lamb, Lancaster, Love, Marshall, McGuire, McKie, McSwine, Medford, Morris, Montgomery of Washington, Nelson, Nix, Odom, Packwood, Payne, Perkins, Quinn, Ratliff, Reeves, Rice, Rodgers of Tishomingo, Rogers of Yalobusha, Ryan, Simmons, Smith, of Jones, Spencer, Stinson of Lauderdale, Stinson of Lowndes, Stowers of Jefferson, Street, Stutts, Talbert, Tate, Taylor of Montgomery, Taylor of Yalobusha, Thomas, Turner of Greene, Turner of Madison, Underwood, Ventress, Wade, Walton, Williams, Williamson, Wilson, Worthington, Wyatt—Total yeas, 88.

NAYS—Mr. Durrett—Total nays, 1.

ABSENT AND THOSE NOT VOTING—Messrs. Arrington, Balinger, Binford, Blanchard, Boggan, Caldwell of Leake and Winston, Carr, Catchings, Champion, Cook, Davis, Eckles, Enochs, Falkner, Gardner, Gore, Greaves, Harper, Harris, Ivy, Jackson, Keith, Kelsey, King, Mauffray, Maybin, Miller of Copiah, Miller of Washington, Mitchell, Montgomery of Quitman, Murry, Newman, O'Neill, Peatross, Peery, Potter, Puckett, Redhead, Roberts, Robertson, Simpson, Smith of Wayne, Stewart, Stowers of Lafayette, Terral, Thrasher, Touchstone, Watson, Mr. Speaker—Total 49.

The Clerk was directed to carry the bill over to the Senate once.

#### MESSAGE FROM THE SENATE.

MR. SPEAKER—I am directed to inform the House that the Senate has passed the following entitled bills:

S. B. No. 59, an Act to amend chapter 73 of the Annotated Code in reference to State ownership of land for taxes by no intentional default.

H. B. No. 45, an Act to repeal section 3 of an Act approved March 16th, 1888, entitled an Act to amend an Act to incorporate the Board of Levee Commissioners for the Yazoo-Mississippi Delta, and for other purposes, and in lieu thereof to enact an Act entitled an Act to levy a privilege tax on certain callings, business and professions, and for other purposes.

H. B. No. 185, an Act to authorize the Board of Levee Commissioners for the Yazoo-Mississippi Delta to construct and maintain a line of telephone along its levees, with suitable spurs or branches therefrom, and to operate the same commercially, and for other purposes.

MR. SPEAKER: I am directed to inform the House that the Senate has refused to adopt House Concurrent Resolution No. 5, submitting to the qualified electors of the State for ratification or rejection an amendment to the common school fund.

WILLIAM HENRY, Secretary.

**Report of Committee on Enrolled Bills :**

**MR. SPEAKER :** Your Committee on Enrolled Bills desire to report that the following House bills having been signed by the Speaker of the House and President of the Senate, have been delivered to the Governor, to-wit :

H. B. No. 67, an Act for the support and maintenance of the State Normal School at Holly Springs, Miss.

H. B. No. 72, an Act to amend section 3744 of the Annotated Code of the State of Mississippi, in relation to what property exempt from taxation.

H. B. No. 79, an Act to establish a Penitentiary farm, to appropriate money to pay therefor and to authorize the employment of State convicts.

H. B. No. 90, an Act to amend section 2017 of the Annotated Code of 1892, in reference to compensation of tax assessors.

H. B. No. 139, an Act to appropriate money to defray the expenses of the legislative, executive and judicial departments of the State government, to pay interest on the State debt, and to support the common schools.

H. B. No. 149, to appropriate money and defray the expenses of transporting two companies of the Mississippi National Guard by the Illinois Central Railroad from Crystal Springs and Hazlehurst to Brookhaven, Miss., in May, 1893.

H. B. No. 150, an Act to provide for the cleaning out of the old library, and to appropriate money therefor.

Respectfully submitted,

R. R. BUNTIN, Acting Chairman.

On motion of Mr Morris, S. B. No 113, an Act to be entitled an Act to authorize the board of supervisors of Perry county to levy a special school tax to pay the outstanding school debts of the years 1892 and 1893, was read the third time, and agreeably to the provisions of the Constitution, the yeas and nays were taken, and the bill passed, title standing as stated, by the following vote :

**YEAS**—Messrs. Anderson, Arnold, Basham, Bellamy, Bowles, Buntin, Burkitt, Butler, Bynum, Caldwell of Monroe, Caldwell of Leake and Winston, Cotten, Denton, Dinsmore, Doss, Dulaney, Durham, Durrett, Farr, Fowler, Fox, Gayles, Gewin, Glover, Gore, Goudelock, Graham, Griffin, Guynes, Hannah, Harper, Hart, Hinton, Johnston, Kelsey, Key, King, Lancaster, Love, Marshall, McGuire, McKie, McSwine, Medford, Morris, Montgomery of Washington, Nelson, Odom, Packwood, Payne, Perkins, Quinn, Reeves, Rice, Robertson, Rodgers of Tishomingo, Rogers of Yalobusha, Ryan, Simmons, Smith of Jones, Spencer, Stinson

of Lauderdale, Stinson of Lowndes, Stowers of Jefferson, Street, Stutts, Talbert, Tate, Taylor of Montgomery, Taylor of Yalobusha, Thomas, Turner of Greene, Turner of Madison, Underwood, Ventress, Wade, Walton, Williams, Williamson, Wilson, Worthington, Wyatt. Mr. Speaker—Total yeas, 83.

**NAYS—0.**

**ABSENT AND THOSE NOT VOTING—**Messrs. Arrington, Balingier, Binford, Blanchard, Boggan, Campbell, Carr, Caruthers, Catchings, Champion, Chatham, Cook, Davis, Eckles, Enochs, Falkner, Gardner, Greaves, Harris, Henry, Ivy, Jackson, Keirn, Keith, Lamb, Mauffray, Maybin, Miller of Copiah, Miller of Washington, Mitchell, Montgomery of Quitman, Murry, Newman, Nix, O'Neill, Peatross, Peery, Potter, Puckett, Ratliff, Redhead, Roberts, Simpson, Smith of Wayne, Stewart, Stowers of Lafayette, Terral, Thrasher, Touchstone, Watson,—Total, 50.

By unanimous consent the Committee on Local and Private Legislation made report as follows:

Report of Committee on Local and Private Legislation:

**MR. SPEAKER—**Your Committee on Local and Private Legislation has had under consideration the following bill referred to them, viz:

H. B. No. 156, to be entitled an Act to authorize the city of Meridian to borrow money, and find the title of said bill sufficient and recommend that said bill do pass,

Your committee say that the relief sought cannot be advantageously obtained by general law, or by a proceeding in court. Your committee are of the opinion that, from the evidence adduced before them, that it is right and proper that said bill should pass.

Respectfully submitted,

S. E. PACKWOOD, Chairman.

Mr. Dulaney, by unanimous consent offered the following:

*Resolved,* That when the House adjourn, it adjourn until 7:30, for the purpose of electing three Penitentiary Farm Commissioners, and that the said election be made the special order of this night session.

Lost.

On motion of Mr. Cook, H. B. No. 101, to refund to D. H. Wallace, in Holmes county, money due him in consequence of the annullment of the license for the sale of liquor before the expiration of same, was considered engrossed, read the third time, and agreeably to the provisions of the Constitution, the yeas and nays were taken, and the bill passed, title standing as stated, by the following vote:

**YEAS**—Messrs. Anderson, Arnold, Ballinger, Bellamy, Bowles, Butler, Bynum, Caldwell of Monroe, Campbell, Caruthers, Cotten, Denton, Dinsmore, Doss, Dulaney, Durham, Falkner, Farr, Fowler, Fox, Gayles, Gewin, Goude-lock, Graham, Guynes, Harper, Hart, Henry, Ivy, Johnston, Keirn, Kelsey, Key, King, Lamb, Lancaster, Love, Marshall, McKie, McSwine, Medford, Morris, Montgomery of Washington, Murry, Nelson, Nix, Odom, O'Neill, Packwood, Perkins, Potter, Quinn, Reeves, Rice, Rodgers of Tishomingo, Rogers of Yalobusha, Simmons, Smith of Jones, Spencer, Stinson of Lauderdale, Stinson of Lowndes, Stowers of Jefferson, Street, Stutts, Tate, Taylor of Montgomery, Taylor of Yalobusha, Thomas, Turner of Madison, Underwood, Ventress, Walton, Williams, Williamson, Worthington, Wyatt—Total yeas, 76.

**NAYS**—Mr. Durrett.

**ABSENT AND THOSE NOT VOTING**—Messrs. Arrington, Basham, Binford, Blanchard, Boggan, Buntin, Burkitt, Caldwell of Leake and Winston, Carr, Catchings, Champion, Chat-ham, Cook, Davis, Eckles, Enochs, Gardner, Glover, Gore, Greaves, Griffin, Hannah, Harris, Hinton, Jackson, Keith, Mauffray, Maybin, McGuire, Miller of Copiah, Miller of Washington, Mitchell, Montgomery of Quitman, Newman, Payne, Peatross, Peery, Puckett, Ratliff, Redhead, Roberts, Robertson, Ryan, Simpson, Smith of Wayne, Stewart, Stowers of Lafayette, Talbert, Terral, Thrasher, Touchstone, Turner of Greene, Wade, Watson, Wilson, Mr. Speaker—Total 56.

On motion of Mr. Marshall, S. B. No. 110, an Act to amend section 8 of an Act entitled an Act to incorporate the Vicksburg Electric Street Railway Company, approved March 6, 1888, was taken up.

The Committee offered to amend by striking out all after the enacting clause and inserting the following words:

That section 8 of an Act entitled an Act to incorporate the Vicksburg Electric Street Railway Company, approved March 6, 1888, be amended as follows: The board of mayor and aldermen of the city of Vicksburg shall make proper ordinances to prevent injuries to, and obstructions of, said railways, and the business thereof; and said board of mayor and aldermen shall have the power and authority to prescribe the manner of laying said railways, and to adopt such regulations in reference to the construction and operation of the same, as may be needful and proper for the public safety and convenience in the use of the streets, and said railway shall be laid and operated in conformity with such regulations, and the board of mayor and aldermen:

shall also have the power to prevent said railway from being laid or operated on any particular street when the public safety and convenience and the proper use of such street may require it.

**SEC. 2.** That the enactment of this Act, or anything contained herein, shall not affect any existing right of the State in the quo warranto proceedings instituted by the State and now pending to oust said Vicksburg Electric Street Railway Company of its charter, nor shall it be deemed or held as a waiver by the State of any ground or cause which may now exist for the forfeiture of the charter of said railway company.

**SEC. 3.** That this Act take effect and be in force from and after its passage.

The Committee's amendment, by way of a substitute, was adopted.

Whereupon, the bill, as amended, was read the third time, and agreeably to the provisions of the Constitution, the yeas and nays were taken, and the bill passed, title standing as stated, by the following vote :

**YEAS**—Messrs. Anderson, Arnold, Arrington, Ballinger, Basham, Bellamy, Bowles, Burkitt, Butler, Caldwell of Monroe, Caldwell of Leake and Winston, Caruthers, Chatham, Cook, Cotten, Denton, Dinsmore, Doss, Dulaney, Durham, Durrett, Falkner, Farr, Fowler, Fox, Gayles, Gewin, Glover, Gore, Goude-lock, Graham, Griffin, Guynes, Hannah, Harper, Henry, Hinton, Johnston, Keirn, Keith, Kelsey, Key, Lamb, Lancaster, Love, Marshall, McGuire, McKie, McSwine, Medford, Miller of Copiah, Morris, Montgomery of Washington, Murry, Nelson, Nix, Odom, O'Neill, Packwood, Potter, Quinn, Ratliff, Reeves, Rice, Rodgers of Tishomingo, Ryan, Smith of Jones, Spencer, Stinson of Lauderdale, Stinson of Lowndes, Stowers of Jefferson, Street, Tate, Taylor of Montgomery, Taylor of Yalobusha, Terral, Thomas, Turner of Madison, Underwood, Ventress, Wade, Williams, Williamson, Wilson, Worthington, Wyatt, Mr. Speaker—Total yeas, 87.

**ABSENT AND THOSE NOT VOTING**—Messrs. Bintord, Blanchard, Boggan, Buntin, Bynum, Campbell, Carr, Catchings, Champion, Davis, Eckles, Enochs, Gardner, Greaves, Harris, Hart, Ivy, Jackson, King, Mauffray, Maybin, Miller of Washington, Mitchell, Montgomery of Quitman, Newman, Payne, Peatross, Peery, Perkins, Puckett, Redhead, Roberts, Robertson, Rogers of Yalobusha, Simmons, Simpson, Smith of Wayne, Stewart, Stowers of Lafayette, Stutts, Talbert, Thrasher, Touchstone Turner of Greene, Walton, Watson—Total, 46.

At 5:30 the House, on motion of Mr. Potter, adjourned until 9:30 o'clock A. M., to-morrow.

L. PINK SMITH,  
Clerk of the House of Representatives.

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THIRTY-THIRD DAY.

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THURSDAY, February 8, 1894.

The House was called to order at 10 A. M. by Speaker Vardaman. Prayer by Rev. Mr. Durrett.

The roll being called, the following members answered to their names :

**PRESENT**—Messrs. Anderson, Arnold, Arrington, Ballinger, Basham, Bellamy, Bowles, Buntin, Burkitt, Butler, Bynum, Caldwell of Monroe, Caldwell of Leake and Winston, Campbell, Caruthers, Champion, Chatham, Cook, Cotten, Denton, Dinsmore, Doss, Durham, Durrett, Eckles, Enochs, Falkner, Farr, Fowler, Fox, Gardner, Gayles, Gewin, Glover, Gore, Goudelock, Greaves, Graham, Griffin, Guynes, Hannah, Harper, Hart, Henry, Hinton, Ivy, Jackson, Johnston, Keirn, Keith, Kelsey, Key, King, Lamb, Lancaster, Love, Marshall, Manffray, Maybin, McGuire, McKie, McSwine, Medford, Miller of Copiah, Mitchell, Morris, Montgomery of Washington, Murry, Nelson, Newman, Nix, Odum, O'Neill, Packwood, Payne, Peatross, Peery, Perkins, Puckett, Quinn, Ratliff, Redhead, Reeves, Rice, Roberts, Robertson, Rodgers of Tishomingo, Rogers of Yalobusha, Ryan, Simmons, Simpson, Smith of Jones, Spencer, Stewart, Stinson of Lauderdale, Stinson of Lowndes, Stowers of Jefferson, Stowers of Lafayette, Street, Stutts, Talbert, Tate, Taylor of Montgomery, Taylor of Yalobusha, Terral, Thomas, Thrasher, Turner of Greene, Turner of Madison, Underwood, Wade, Walton, Watson, Williams, Williamson, Wilson, Worthington, Wyatt, Mr. Speaker—Total present, 119.

**ABSENT**—Messrs. Binford, Blanchard, Boggan, Carr, Catchings, Davis, Dulaney, Harris, Miller of Washington, Montgomery of Quitman, Potter, Smith of Wayne, Touchstone, Ventress—Total absent, 14.

Leave of absence granted Messrs. Payne and Carr, on account of sickness, from day to day.

Reading of the Journal was dispensed with, and stood approved.



H. B. No. 156, an Act to authorize the city of Meridian to borrow money.

Was, on motion of Mr. Street, considered engrossed, read the third time, and agreeably to the provisions of the Constitution, the yeas and nays were taken, and the bill passed, title standing as stated, by the following vote:

**YEAS**—Messrs. Anderson, Arnold, Arrington, Ballinger, Basham, Bellamy, Bowles, Butler, Bynum, Caldwell of Monroe, Caldwell of Leake and Winston, Campbell, Caruthers, Cook, Cotten, Denton, Dinsmore, Doss, Durham, Eckles, Falkner, Farr, Fowler, Fox, Gayles, Gewin, Glover, Gore, Goudelock, Graham, Griffin, Guynes, Hannah, Harper, Hart, Henry, Hinton, Jackson, Johnston, Keirn, Keith, Kelsey, Key, Lamb, Lancaster, Love, Maybin, McGuire, McKie, McSwine, Medford, Miller of Copiah, Mitchell, Montgomery of Washington, Murry, Nix, Odom, O'Neill, Packwood, Peatross, Peery, Perkins, Puckett, Quinn, Ratliff, Redhead, Reeves, Roberts, Robertson, Rodgers of Tishomingo, Rogers of Yalobusha, Ryan, Simmons, Simpson, Smith of Jones, Stewart, Stinson of Lauderdale, Stowers of Jefferson, Stowers of Lafayette, Street, Stutts, Talbert, Tate, Taylor of Montgomery, Taylor of Yalobusha, Terral, Thomas, Turner of Greene; Turner of Madison, Underwood, Wade, Walton, Watson, Williamson, Wyatt, Mr. Speaker—Total yeas, 96.

**ABSENT AND THOSE NOT VOTING**—Messrs. Binford, Blanchard, Boggan, Buntin, Burkitt, Carr, Catchings, Champion, Chatham, Davis, Dulaney, Durrett, Enochs, Gardner, Greaves, Harris, Ivy, King, Marshall, Mauffray, Miller of Washington, Morris, Montgomery of Quitman, Nelson, Newman, Payne, Potter, Rice, Smith of Wayne, Spencer, Stinson of Lowndes, Thrasher, Touchstone, Ventress, Williams, Wilson, Worthington—Total, 37.

The Clerk was directed to carry said bill over to the Senate at once.

Report of Committee on Mississippi Levees:

**MR. SPEAKER:** The Committee on Mississippi Levees has had under consideration the following bill referred to them, and have instructed me to report it back with the following recommendations, to-wit:

S. B. No. 94, an Act to abolish the office of cotton tax collector in the Mississippi Levee District, and to provide for the collection of the cotton tax.

Title sufficient, and do pass.

WALTER L. KIERN, Chairman.

S. B. No. 94, an Act to abolish the office of cotton tax collector in the Mississippi Levee District, and to provide for the collection of the cotton tax, was on motion of Mr. Kiern

recommitted to the Committee on Local and Private Legislation.

By unanimous consent the Committee on Ways and Means made report as follows :

Report of Committee on Ways and Means :

MR. SPEAKER—The Committee on Ways and Means, has had under consideration the following bill referred to them, and have instructed me to report it back with the following recommendations, to-wit :

S. B. No. 84, an Act to raise revenue by making contracts valid which were null under previous laws for non-payment of privilege taxes, upon terms of payment of five years dues within ninety days from the passage of this Act.

Do pass, with an amendment.

H. M. STREET, Chairman.

S. B. No. 84, an Act to raise revenue by making contracts valid which were null under previous laws for non-payment of five years dues within ninety days from the passage of this act.

The committee moved to amend, by striking out of section 1 all after the enacting clause, and inserting the following: Any person or firm who has carried on business under an insufficient privilege tax, but who will make oath that a privilege tax was paid at the proper time, believing it was sufficient, may within ten days after the passage of this Act, pay to the tax collector of the county in which the business was carried on, double the amount of privilege taxes which such person or firm should have paid for one year, and thereby be relieved of the penal ties imposed by section 3401 of the Annotated Code of 1892, but only as to contracts made and entered into between December 1st, 1892 and July 1st, 1893, and all contracts made within the above dates by the person or firm complying with the provisions of this Act, shall be collectable by law the same as if the full amount of privilege tax had been paid at the proper time. Provided, this Act shall not apply to any contract upon which suit is pending at the date of its passage.

Amend the title by striking out all after the words "privilege taxes," in the second line thereof.

The committee amendments were adopted.

The bill, as amended, was then read the third time, and agreeably to the provisions of the Constitution, the yeas and nays were taken and the bill passed, title standing as stated, by the following vote :

YEAS—Messrs. Anderson, Arnold, Arrington, Basham, Bowles, Butler, Bynum, Caldwell of Monroe, Caldwell of Leake and Winston, Caruthers, Cotten, Denton, Dinsmore,

Doss, Durham, Durrett, Enochs, Falkner, Farr, Fowler, Fox, Gardner, Gayles, Gewin, Glover, Goudehook, Greaves, Graham, Guynes, Hannab, Hart, Henry, Hinton, Jackson, Johnston, Keirn, Keith, Key, Lamb, Lancaster, Love, Marshall, Mauffray, Maybin, McGuire, McKie, McSwine, Medford, Miller of Copiah, Mitchell, Montgomery of Washington, Nelson, O'Neill, Packwood, Peery, Puckett, Quinn, Redhead, Rice, Robertson, Rodgers of Tishomingo, Simmons, Simpson, Smith of Jones, Spencer, Stewart, Stinson of Lauderdale, Stinson of Lowndes, Stowers of Jefferson, Stowers of Lafayette, Street, Stutts, Tate, Taylor of Yalobusha, Terral, Thomas, Thrasher, Turner of Greene, Turner of Madison, Underwood, Wade, Walton, Watson, Williams, Williamson, Worthington, Wyatt—Total yeas, 87.

**NAYS**—Messrs. Ballinger, Bellamy, Eckles, Gore, King, Murry, Newman, Nix, Perkins, Ratliff, Reeves, Roberts, Talbert—Total nays, 18.

**ABSENT AND THOSE NOT VOTING**—Messrs. Binford, Blanchard, Boggan, Buntin, Burkitt, Campbell, Carr, Catchings, Champion, Chatham, Cook, Davis, Dulaney, Griffin, Harper, Harris, Ivy, Kelsey, Miller, of Washington, Morris, Montgomery of Quitman, Odom, Payne, Peatross, Potter, Rogers of Yalobusha, Ryan, Smith of Wayne, Taylor of Montgomery, Touchstone, Ventress, Wilson, Mr. Speaker—Total, 38.

The Clerk was directed to carry over at once to the Senate the bill last passed.

By unanimous consent, the Committee on Benevolent Institutions reported as follows:

**Report of Committee on Benevolent Institutions:**

**MR. SPEAKER:** The Committee on Benevolent Institutions has had under consideration the following bills referred to them, and have instructed me to report them back with the following recommendations, to-wit:

H. B. No. 14, an Act to amend section 2316 of the Annotated Code of Mississippi in reference to board of trustees at the Institute for the Deaf and Dumb and the Blind. Your committee find title sufficient, and recommend same do pass.

H. B. No. 45, an Act to amend section 2881 of the Annotated Code of Mississippi in reference to expenses of lunatics in the Lunatic Asylum. Your committee find title sufficient, and recommend same do not pass.

S. B. No. 126, an Act authorizing the Superintendents of the Lunatic Asylums to expend annually for the years 1894 and 1895, one hundred dollars, or as much as they may deem necessary out of the appropriations for books and reading matter. Your committee find title sufficient, and recommend same do pass.

On motion of Mr. Caldwell of Monroe, the privileges of the House were extended to Mr. M. Z. Jones, of Monroe county.

On motion of Mr. McSwine, S. B. No. 114, to be entitled an Act to amend section 2276 and 2285 of the Annotated Code of Mississippi in reference to the duties and compensation of County Health Officers.

Was read the third time and agreeably to the provisions of the Constitution, the yeas and nays were taken, and the bill passed, title standing as stated, by the following vote :

**YEAS**—Messrs. Arnold, Basham, Bellamy, Bowles, Buntin, Butler, Bynum, Caldwell of Monroe, Campbell, Caruthers, Champion, Denton, Enochs, Farr, Fox, Gayles, Gewin, Glover, Gore, Greaves, Griffin, Hannah, Harper, Henry, Hinton, Jackson, Johnston, Keirn, Kelsey, Key, Lamb, Lancaster, Love, Marshall, Mauffray, Maybin, McGuire, McSwine, Miller of Copiah, Mitchell, Montgomery of Washington, Nelson, Newman, Nix, Odom, O'Neill, Perkins, Puckett, Redhead, Reeves, Rice, Robertson, Rodgers of Tishomingo, Ryan, Spencer, Street, Stutts, Taylor of Montgomery, Terral, Thrasher, Turner of Madison; Underwood, Ventress, Williams, Williamson, Wilson, Wyatt, Mr. Speaker—Total yeas, 68.

**NAYS**—Messrs. Anderson, Arrington, Ballinger, Burkitt, Caldwell of Leake and Winston, Chatham, Cotten, Dinmore, Doss, Durham, Durrett, Falkner, Fowler, Gardner, Gondelock, Guynes, Keith, King, McKie, Medford, Murry, Packwood, Peery, Quinn, Ratliff, Rogers of Yalobusha, Simmons, Simpson, Smith of Jones, Stinson of Lauderdale, Stinson of Lowndes, Stowers of Jefferson, Stowers of Lafayette, Talbert, Tate, Taylor of Yalobusha, Thomas, Turner of Greene, Wade, Watson—Total nays, 40.

**ABSENT AND THOSE NOT VOTING**—Messrs. Binford, Blanchard, Boggan, Carr, Catchings, Cook, Davis, Dulaney, Eekles, Graham, Harris, Hart, Ivy, Miller of Washington, Morris, Montgomery of Quitman, Payne, Peatross, Potter, Roberts, Smith of Wayne, Stewart, Touchstone, Walton, and Worthington—Total 25.

On motion of Mr. McSwine, S. B. No. 95, to be entitled an Act to amend chapter 60 of the Annotated Code of Mississippi, in reference to the creation of an Executive Committee of the State Board of Health, was read the third time, and agreeably to the provisions of the Constitution, the yeas and nays were taken, and the bill passed, title standing as stated, by the following vote :

**YEAS**—Messrs. Anderson, Arnold, Arrington, Ballinger, Basham, Bellamy, Bowles, Butler, Bynum, Caldwell of Monroe, Caldwell of Leake and Winston, Campbell, Caruth-

ers, Champion, Cotten, Denton, Dinsmore, Doss, Durham, Durrett, Eckles, Falkner, Farr, Fowler, Fox, Gayles, Gewin, Glover, Greaves, Guynes, Hannah, Harper, Henry, Jackson, Johnston, Keirn, Keith, Kelsey, Key, Lamb, Love, Marshall, Mauffray, Maybin, McGuire, McKie, McSwine, Mitchell, Murry, Nelson, Newman, Odom, O'Neill, Packwood, Peatross, Peery, Perkins, Puckett, Quinn, Redhead, Rice, Roberts, Robertson, Rodgers of Tishomingo, Rogers of Yalobusha, Ryan, Simmons, Spencer, Stewart, Stinson of Lauderdale, Stinson of Lowndes, Stowers of Jefferson, Stowers of Lafayette, Stutts, Tate, Taylor of Montgomery, Taylor of Yalobusha, Terral, Thomas, Thrasher, Turner of Greene, Turner of Madison, Underwood, Ventress, Williams, Williamson, Wilson, Wyatt—Total yeas, 88.

**NAYS**—Messrs. Gore, Goude-lock, Medford, Reeves, Simpson, Wade—Total nays, 6.

**ABSENT AND THOSE NOT VOTING**—Messrs. Binford, Blanchard, Boggan, Buntin, Burkitt, Carr, Chatham, Catchings, Cook, Davis, Dulaney, Enochs, Gardner, Graham, Griffin, Harris, Hart, Hinton, Ivy, King, Lancaster, Miller of Copiah, Miller of Washington, Morris, Montgomery of Quitman, Montgomery of Washington, Nix, Payne, Potter, Ratliff, Smith of Jones, Smith of Wayne, Street, Talbert, Touchstone, Walton, Watson, Worthington and Mr. Speaker—Total, 39.

**Report of Committee on Local and Private Legislation :**

**MR. SPEAKER**—Your Committee on Local and Private Legislation having had under consideration H. B. No. 164, to be entitled an Act for the relief of L. Cohn of Jefferson county; S. B. No. 97, to be entitled an Act to amend an Act entitled an Act creating a Board of Commissioners for Tallahatchie River Levee District in the county of Panola, and for other purposes, defining the boundaries of said district; S. B. No. 67 to be entitled an Act to amend section 355 of the Code, in reference to county line in Carroll and Leflore counties; and find the titles of said bills sufficient, and recommend that said bills do pass.

Your Committee say that the relief sought by said bills cannot be obtained advantageously by general legislation, nor by proceedings in courts. Your Committee say, from the evidence adduced before them, they are of the opinion that it is proper that said bills should pass.

Respectfully submitted,

S. E. PACKWOOD, Chairman.

**MR. SPEAKER**—Your Committee on Local and Private Legislation having had under consideration H. B. No. 96, to be entitled an Act to furnish the counties of Lincoln and

Holmes with certain books from the State; and find the title, as amended by the Senate, sufficient, and recommend that said bill, as amended, do pass.

Your Committee say, that the relief sought cannot be advantageously obtained by general legislation, or by a proceeding in court. Your Committee say, that from the evidence adduced before them, they are of the opinion that is right and proper that said bill should pass.

Respectfully submitted,

S. E. PACKWOOD, Chairman.

**Report of Committee on Judiciary :**

**MR. SPEAKER:** The Committee on Judiciary has had under consideration the following bills referred to them, and have instructed me to report them back with the following recommendations, to-wit:

S. B. No. 85, to amend section 816 of the Annotated Code in reference to holding inquests, and to provide certain exceptions thereto; also,

S. B. No. 143, to expedite the trial of capital offences.

Your Committee find that the titles to said bills are sufficient, and recommend that the same do pass.

Also, H. B. No. 95, to provide for the speedy investigation and trial of homicides and other capital crimes, and for other purposes; also,

H. B. No. 161, to amend the exemption laws of this State as provided in section 1892, chapter 45, Annotated Code 1892, as applies to debtors leaving the State.

Your Committee find that the titles to same are sufficient, and recommend that said bills do not pass.

Cook, Chairman.

**MESSAGE FROM THE SENATE.**

**MR. SPEAKER**—I am directed to inform the House that the Senate has refused to concur in House amendments to S. B. No. 120, an Act to amend chapter 23 of the Annotated Code of Mississippi, in reference to convicts in county jails, and asks for a conference.

Committee on part of Senate: Messrs. Dean, Sherrard and Byrd.

WILLIAM HENRY, Secretary.

On motion of Mr. Henry, the House agreed to the conference committee asked by the Senate on the disagreement of the House and Senate on S. B. No. 120, to be entitled an Act to amend chapter 23 of the Annotated Code, in reference to convicts in county jails, and Messrs. Henry, Potter and Wilson were appointed as conferees on the part of the House.

Durrett, Falkner, Farr, Fowler, Fox, Gardner, Gayles, Gewin, Goude-lock, Greaves, Graham, Griffin, Guynes, Harper, Hart, Henry, Hinton, Jackson, Johnston, Keirn, Keith, Kelsey, Key, Lamb, Lancaster, Love, Marshall, Mauffray, Maybin, McGuire, McKie, McSwine, Medford, Miller of Copiah, Montgomery of Washington, Murry, Nelson, Nix, Odom, O'Neill, Packwood, Payne, Peatross, Peery, Perkins, Potter, Quinn, Ratliff, Redhead, Rice, Rodgers of Tishomingo, Rogers of Yalobusha, Ryan, Simmons, Simpson, Smith of Jones, Spencer, Stinson of Lauderdale, Stinson of Lowndes, Stowers of Jefferson, Stowers of Lafayette, Street, Stutts, Talbert, Tate, Taylor of Montgomery, Taylor of Yalobusha, Terral, Thomas, Turner of Greene, Turner of Madison, Underwood, Watson, Williams, Williamson, Wyatt and Mr. Speaker—Total yeas, 98.

**NAYS**—Messrs. Caldwell of Monroe, Gore and Wade—Total days, 8.

**ABSENT AND THOSE NOT VOTING**—Messrs. Binford, Blanchard, Boggan, Carr, Caruthers, Catchings, Davis, Dulaney, Eckles, Enochs, Glover, Hannah, Harris, Ivy, King, Miller of Washington, Mitchell, Morris, Montgomery of Quitman, Newman, Puckett, Reeves, Roberts, Robertson, Smith of Wayne, Stewart, Thrasher, Touchstone, Ventress, Walton, Wilson and Worthington—Total, 32.

[Speaker Vardaman in the chair.]

By unanimous consent, the Committee on Penitentiary made report as follows:

Report of Committee on Penitentiary:

**MR. SPEAKER**—The Committee on Penitentiary, which has had under consideration S. B. No. 120, has directed me to report said bill back, with the following recommendations, to-wit:

Strike out the title of said bill, and insert in lieu thereof, the following:

An Act entitled an Act to amend sections 775, 777, 780, 781, 783, 788, 791, 794, 795, 797, 800, 801 and 807 of the Annotated Code of 1892, in relation to the disposition of convicts in county jails, that they may be made self-sustaining, and to enlarge the power of the board of supervisors with reference to such convicts.

Strike out all after the enacting clause, and insert the above entitled bill.

Respectfully,

W. A. HENRY, Chairman.

The report was considered, and S. B. 120, an Act to amend chapter 23 of the Annotated Code of Mississippi, in reference to convicts in county jails, was taken up.

The Committee amendments, strike out the title to said bill, and insert in lieu thereof, the following: An Act entitled an Act to amend sections 775, 777, 780, 781, 783, 788, 791, 794, 795, 797, 800, 801 and 807 of the Annotated Code of 1892, in relation to the disposition of convicts in county jails, that they may be made self-sustaining, and to enlarge the power of the board of supervisors with reference to such convicts; and to strike out all after the enacting clause and insert the above entitled bill, was adopted.

Thereupon, the bill, as amended, was read the third time, and agreeably to the provisions of the Constitution, the yeas and nays were taken, and the bill passed, title standing as stated, by the following vote:

**YEAS**—Messrs. Anderson, Arnold, Bellamy, Bowles, Butler, Bynum, Caldwell of Monroe, Caldwell of Leake and Winston, Campbell, Caruthers, Cotten, Denton, Dinmore, Doss, Dulaney, Durham, Durrett, Farr, Fowler, Fox, Gardner, Gayles, Gewin, Gore, Gondelock, Graham, Griffin, Guynes, Hannah, Harper, Hart, Henry, Hinton, Jackson, Keirn, Kelsey, Key, Lancaster, Love, Marshall, Maybin, McGuire, McKie, McSwine, Morris, Montgomery of Washington, Nelson, Nix, Odom, Packwood, Peatross, Perkins, Quinn, Ratliff, Redhead, Reeves, Rice, Rodgers of Tishomingo, Rogers of Yalobusha, Ryan, Simpson, Smith of Jones, Spencer, Stinson of Lauderdale, Stinson of Lowndes, Stowers of Jefferson, Stowers of Lafayette, Stutts, Talbert, Tate, Taylor of Montgomery, Taylor of Yalobusha, Terral, Thomas, Turner of Greene, Turner of Madison, Underwood, Ventress, Wade, Watson, Williams, Williamson, Wyatt—Total yeas, 83.

**NAYS**—Messrs. Basham and Medford—Total nays, 2.

**ABSENT AND THOSE NOT VOTING**—Messrs. Arrington, Balingier, Binford, Blanchard, Boggan, Buntin, Burkitt, Carr, Catchings, Champion, Chatham, Cook, Davis, Eekles, Enochs, Falkner, Glover, Greaves, Harris, Ivy, Johnston, Keith, King, Lamb, Mauffray, Miller of Copiah, Miller of Washington, Mitchell, Montgomery of Quitman, Murry, Newman, O'Neill, Payne, Peery, Potter, Puckett, Roberts, Robertson, Simmons, Smith of Wayne, Stewart, Street, Thrasher, Touchstone, Walton, Wilson, Worthington, Mr. Speaker—Total, 48.

Report of Committee on Enrolled Bills:

**MR. SPEAKER**—Your Committee on Enrolled Bills have examined the following entitled bills and find that they are correctly enrolled, and we herewith present them to the Speaker for his signature, to-wit:

S. B. No. 64, an Act to provide for the election of a State



were taken, and the bill passed, title standing as stated, by the following vote:

**YEAS**—Messrs. Anderson, Arnold, Arrington, Ballinger, Basham, Buntin, Butler, Bynum, Caldwell of Monroe, Caldwell of Leake and Winston, Cook, Cotten, Dinsmore, Durham, Durrett, Enochs, Falkner, Fowler, Fox, Gardner, Gayles, Gewin, Gore, Goude-lock, Graham, Griffin, Guynes, Hannah, Hart, Jackson, Johnston, Keirn, Keith, Kelsey, Key, King, Lamb, McKie, McSwine, Medford, Miller, of Copiah, Mitchell, Morris, Murry, Newman, Nix, Odom, O'Neill, Packwood, Peatross, Peery, Perkins, Puckett, Quinn, Ratliff, Reeves, Roberts, Robertson, Rodgers of Tishomingo, Rogers of Yalobusha, Simmons, Simpson, Smith of Jones, Spencer, Stewart, Stinson of Lowndes, Stowers of Jefferson, Talbert, Tate, Taylor of Montgomery, Taylor of Yalobusha, Terral, Thomas, Thrasher, Turner of Greene, Underwood, Watson, Worthington—Total yeas, 78.

**NAYS**—Messrs. Bellamy, Bowles, Campbell, Caruthers, Champion, Denton, Glover, Greaves, Harper, Henry, Lancaster, Love, Maybin, McGuire, Montgomery of Washington, Nelson, Redhead, Rice, Stinson of Lauderdale, Stowers of Lafayette, Street, Stutts, Turner of Madison, Ventress, Wade, Williamson and Wilson—Total nays, 27.

**ABSENT AND THOSE NOT VOTING**—Messrs. Binford, Blanchard, Boggan, Burkitt, Carr, Catchings, Chatham, Davis, Doss, Dulaney, Eckles, Farr, Harris, Hinton, Ivy, Marshall, Mauf-ray, Miller of Washington, Montgomery of Quitman, Payne, Potter, Ryan, Smith of Wayne, Touchstone, Walton, Williams, Wyatt and Mr. Speaker—Total 28.

Report of Committee on Local and Private Legislation:

**MR. SPEAKER**—Your Committee on Local and Private Legislation having had under consideration S. B. No. 94, to be entitled an Act to abolish the office of cotton tax collector in the Mississippi Levee District, and to provide for the collection of the cotton tax,—

And find the title of said bill to be sufficient, and recommend that said bill do pass. Your committee say that the relief sought cannot be obtained by general legislation or by a proceeding in court. And your committee aver that from the evidence before them, they are of the opinion that it is proper that said bill should pass.

Respectfully submitted,

S. E. PACKWOOD, Chairman.

#### MESSAGE FROM THE SENATE.

**MR. SPEAKER**—I am directed to inform the House that the Senate insists upon its amendment to H. B. No. 20, an Act

to appropriate moneys for the support and maintenance of the I. I. and C. for 1894 and 1895, and asks for a conference.

Committee on part of Senate—Messrs. Caruthers, Jones and Critz.

The Senate has concurred in House amendments to S. B. 52, an Act to create the Vicksburg Levee District and to define its duties and powers.

WILLIAM HENRY, Secretary.

[Speaker Vardaman in the chair.]

On motion of Mr. Dinsmore, the House agreed to the conference asked by the Senate on the disagreement of the Senate and House on H. B. No. 20, to be entitled an Act to appropriate moneys for the support and maintenance of the Industrial Institute and College for 1894 and 1895, and named as conferees on the part of the House, Messrs. Falkner, Love and Burkitt.

MESSAGE FROM THE SENATE.

MR. SPEAKER: I am directed to inform the House that the Senate has refused to concur in House amendment to S. B. No. 25, an Act to amend sections 3995 and 3996, chapter 119 of Code in reference to location of school districts, and asks for a conference.

Committee on part of Senate—Messrs. Hicks, Simonton and Dean.

WILLIAM HENRY, Secretary.

On motion of Mr. Lancaster, the House agreed to a conference on the disagreement of the Senate and House on S. B. No. 25, to be entitled an Act to amend sections 3995 and 3996, chapter 119 of Code in reference to location of school districts, and named as conferees on the part of the House, Messrs. Lancaster, Miller of Copiah and Simpson.

On motion of Mr. Greaves, H. B. No. 122, an Act for the relief of D. R. Hearn, was considered engrossed, read the third time, and agreeably to the provisions of the Constitution, the yeas and nays were taken, and the bill passed, title standing as stated, by the following vote:

YEAS—Messrs. Arnold, Arrington, Ballinger, Basham, Bellamy, Bowles, Butler, Bynum, Caldwell of Monroe, Caldwell of Leake and Winston, Caruthers, Champion, Cotten, Denton, Dinsmore, Durham, Eckles, Enochs, Falkner, Fowler, Fox, Gardner, Gayles, Glover, Greaves, Graham, Guynes, Hannah, Harper, Hart, Henry, Jackson, Johnston, Keirn, Keith, Kelsey, Key, King, Lamb, Lancaster, Love, Marshall, Mauffray, Maybin, McKie, McSwine, Miller of

Copiah, Mitchell, Morris, Montgomery of Washington, Murry, Nelson, Newman, Nix, Odom, O'Neill, Packwood, Perkins, Puckett, Quinn, Redhead, Reeves, Rice, Roberts, Robertson, Rodgers of Tishomingo, Rogers of Yalobusha, Simmons, Simpson, Smith of Jones, Stewart, Stinson of Lauderdale, Stinson of Lowndes, Stowers of Jefferson, Stuttz, Talbert, Tate, Taylor of Yalobusha, Thomas, Thrasher, Turner of Greene, Turner of Madison, Ventress, Wade, Watson, Williams, Williamsen—Total yeas, 87.

**NAYS**—Messrs. Durrett, Gore, Medford, Underwood—Total, nays, 4.

**ABSENT AND THOSE NOT VOTING**—Messrs. Anderson, Binford, Blanchard, Boggan, Buntin, Burkitt, Campbell, Carr, Catchings, Chatham, Cook, Davis, Doss, Dulaney, Farr, Gewin, Goudelock, Griffin, Harris, Hinton, Ivy, McGuire, Miller of Washington, Montgomery of Quitman, Payne, Peatross, Peery, Potter, Ratliff, Ryan, Smith of Wayne, Spencer, Stowers of Lafayette, Street, Taylor of Montgomery, Terral, Touchstone, Walton, Wilson, Worthington, Wyatt, Mr. Speaker—Total, 42.

On motion of Mr. Lamb, S. B. No. 97, was read the third time, and agreeably to the provisions of the Constitution, the yeas and nays were taken, and the bill passed, title standing as stated, by the following vote:

**YEAS**—Messrs. Anderson, Arnold, Arrington, Ballinger, Basham, Bellamy, Bowles, Buntin, Butler, Bynum, Caldwell of Monroe, Caldwell of Leake and Winston, Campbell, Caruthers, Champion, Cook, Cotten, Denton, Dinsmore, Durham, Eckles, Enochs, Falkner, Fowler, Fox, Gayles, Gewin, Gore, Goudelock, Greaves, Graham, Guynes, Harper, Hart, Henry, Jackson, Johnston, Keirn, Keith, Kelsey, Key, King, Lamb, Lancaster, Love, Marshall, Mauffray, Maybin, McGuire, McKie, McSwine, Medford, Miller of Copiah, Mitchell, Montgomery of Washington, Murry, Nelson, Nix, Odom, O'Neill, Packwood, Perkins, Puckett, Quinn, Ratliff, Redhead, Rice, Roberts, Robertson, Rodgers of Tishomingo, Simpson, Smith of Jones, Stewart, Stinson of Lauderdale, Stinson of Lowndes, Stowers of Jefferson, Stowers of Lafayette, Talbert, Tate, Taylor of Montgomery, Thomas, Thrasher, Turner of Greene, Turner of Madison, Underwood, Ventress, Wade, Watson, Williams, Wilson, Worthington, Wyatt—Total yeas, 92.

**NAYS**—0.

**ABSENT AND THOSE NOT VOTING**—Messrs. Binford, Blanchard, Boggan, Burkitt, Carr, Catchings, Chatham, Davis, Doss, Dulaney, Durrett, Farr, Gardner, Glover, Griffin, Hannah, Harris, Hinton, Ivy, Miller of Washington, Morris, Montgomery of Quitman, Newman, Payne, Peatross, Peery,

Potter, Reeves, Rogers of Yalobusha, Ryan, Simmons, Smith of Wayne, Spencer, Street, Stutts, Taylor of Yalobusha, Terral, Touchstone, Walton, Williamson, Mr. Speaker—Total, 41.

The Clerk was directed to carry the bill last passed over to the Senate at once.

On motion of Mr. Stutts, H. B. No. 140, an Act to amend section 2682 of the Annotated Code, so as to give overseers a lien for their wages, was taken up.

Committee offered to amend by adding after the word "overseer" wherever it occurs, the words "agent or manager." Adopted.

The bill, as amended, was then considered engrossed, read the third time, and agreeably to the provisions of the Constitution, the yeas and nays were taken, and the bill passed, title standing as stated, by the following vote:

**YEAS**—Messrs. Anderson, Arnold, Arrington, Ballinger, Basham, Bellamy, Bowles, Bynum, Caldwell of Monroe, Caldwell of Leake and Winston, Campbell, Caruthers, Chatham, Cotten, Denton, Dinsmore, Durham, Eckles, Falkner, Fowler, Fox, Gardner, Gayles, Gewin, Glover, Gore, Goude-lock, Greaves, Graham, Hannah, Hart, Henry, Jackson, Johnston, Keirn, Keith, Kelsey, Key, Lamb, Lancaster, Love, Marshall, Mauffray, Maybin, McGuire, McKie, McSwine, Medford, Miller of Copiah, Mitchell, Montgomery of Washington, Murry, Odom, O'Neill, Packwood, Peatross, Perkins, Quinn, Ratliff, Redhead, Reeves, Roberts, Robertson, Rodgers of Tishomingo, Rogers of Yalobusha, Simmons, Simpson, Smith of Jones, Stewart, Stinson of Lowndes, Stowers of Lafayette, Street, Stutts, Talbert, Tate, Taylor of Montgomery, Taylor of Yalobusha, Terral, Thomas, Thrasher, Turner of Greene, Turner of Madison, Underwood, Wade, Williamson, Wilson, Wyatt, Mr. Speaker—Total yeas, 88.

**NAYS**—Messrs. Buntin, Burkitt, Butler, Durrett, Griffin, Guynes, Harper, Nelson, Rice, Stinson of Lauderdale, Stowers of Jefferson, Ventress, Williams, Worthington—Total nays, 14.

**ABSENT AND THOSE NOT VOTING**—Messrs. Binford, Blanchard, Boggan, Carr, Catchings, Champion, Cook, Davis, Doss, Dulaney, Enochs, Farr, Harris, Hinton, Ivy, King, Miller of Washington, Morris, Montgomery of Quitman, Newman, Nix, Payne, Peery, Potter, Puckett, Ryan, Smith of Wayne, Spencer, Touchstone, Walton, Watson—Total, 31.

Report of Committee on Enrolled Bills:

**MR. SPEAKER**—Your Committee on Enrolled bills have examined the following entitled bills, and find that they are

correctly enrolled, and we herewith present them to the Speaker for his signature to wit:

S. B. No. 113, to be entitled an Act to authorize the board of supervisors of Perry county to levy a special tax to pay the outstanding school indebtedness of said county for the years 1892 and 1893.

H. B. No. 145, an Act authorizing the Board of Levee Commissioners for the Yazoo-Mississippi Delta to construct and maintain a line of telephone along its levees, with suitable spurs or branch lines therefrom, and to operate the same commercially, and for other purposes

R. R. BUNTIN, Acting Chairman.

Whereupon the Speaker suspended all business and signed the bills, calling the attention of the House thereto.

Mr. Cook offered the following:

*Resolved by the House of Representatives,* That we heartily congratulate the nation upon the passage, by the House of Representatives of the American Congress, of the Wilson-tariff bill with the tax upon incomes attached; and we desire to express our endorsement of the Democratic administration in the effort to relieve the people from the unjust burdens of Republican legislation.

Adopted.

H. B. No. 148, an Act to secure correct information as to the acreage in cotton in this State, was considered.

Mr. Talbert offered to amend by adding in the proper place the following: All farm products, including hogs, catle, horses, mules, poultry, cats and dogs, to be included in said report. Lost.

On motion of Mr. Thrasher the bill was indefinitely postponed.

#### MESSAGE FROM THE SENATE.

MR. SPEAKER: I am directed to inform the House that the Senate has passed the following entitled bills, viz:

H. B. No. 116, an Act to amend section 4151 of the Code, in reference to how funds loaned and secured arising from any disposition of 16th section, with an amendment.

H. B. No. 106, an Act to authorize the board of supervisors of Perry county to join the board of supervisors of Covington county in erecting a bridge near the county line on Bowie river, and to appropriate money therefor.

WILLIAM HENRY, Secretary.

On motion of Mr. Keirn the rules were suspended for the consideration of H. B. No. 153, an Act to amend section 2805 of the Annotated Code of 1892, providing for construc-

tive notice of one year in cases of lost, stolen or destroyed records.

Whereupon, the bill was considered engrossed, read the third time, and agreeably to the provisions of the Constitution, the yeas and nays were taken, and the bill passed, title standing as stated, by the following vote :

**YEAS**—Messrs. Anderson, Arnold, Arrington, Ballinger, Basham, Bellamy, Bowles, Butler, Bynum, Caldwell of Leake and Winston, Campbell, Caruthers, Chatham, Cook, Cotten, Denton, Dinsmore, Durham, Durrett, Falkner, Fox, Gardner, Gayles, Gewin, Glover, Gore, Godelock, Graham, Hannah, Harper, Hart, Henry, Ivy, Jackson, Johnston, Keirn, Keith, Kelsey, Key, King, Lamb, Lancaster, Love, Mauffray, Maybin, McGuire, McKie, McSwine, Medford, Montgomery of Washington, Murry, Nelson, Odom, O'Neill, Packwood, Peery, Ratliff, Redhead, Reeves, Rice, Roberts, Robertson, Rodgers of Tishomingo, Rogers of Yalobusha, Ryan, Simpson, Smith of Jones, Stinson of Lauderdale, Stinson of Lowndes, Stowers of Lafayette, Talbert, Tate, Taylor of Montgomery, Taylor of Yalobusha, Terral, Thomas, Turner of Madison, Underwood, Ventress, Wade, Watson, Williams, Wilson and Worthington—Total yeas, 84.

**NAYS**—Messrs. Guynes and Thrasher,—Total nays, 2.

**ABSENT AND THOSE NOT VOTING**—Messrs. Binford, Blanchard, Boggan, Buntin, Burkitt, Caldwell of Monroe, Carr, Catchings, Champion, Davis, Doss, Dulaney, Eckles, Enochs, Farr, Fowler, Greaves, Griffin, Harris, Hinton, Marshall, Miller of Copiah, Miller of Washington, Mitchell, Morris, Montgomery of Quitman, Newman, Nix, Payne, Peatross, Perkins, Potter, Puckett, Quinn, Simmons, Smith of Wayne, Spencer, Stewart, Stowers of Jefferson, Street, Stutts, Touchstone, Turner of Greene, Walton, Williamson, Wyatt and Mr. Speaker—Total, 47.

The Clerk was directed to carry over at once to the Senate the bill just passed.

Mr. Hart, by unanimous consent, called up H. B. No. 96, an Act to furnish the counties of Lincoln and Holmes with certain books from the State, and provide for the payment of the chancery clerks of said counties for recording records destroyed, which was considered, with the Senate amendment thereto.

Whereupon, the House concurred in the Senate amendment by the following vote :

**YEAS**—Messrs. Anderson, Arnold, Arrington, Ballinger, Basham, Bellamy, Bowles, Buntin, Burkitt, Butler, Bynum, Caldwell of Monroe, Caldwell of Leake and Winston, Campbell, Caruthers, Champion, Chatham, Cook, Cotten, Denton,

Dinsmore, Doss, Durham, Durrett, Eckles, Falkner, Fowler, Fox, Gardner, Gayles, Gewin, Glover, Goudelock, Greaves, Graham, Griffin, Guynes, Hannah, Hart, Henry, Jackson, Johnston, Keirn, Keith, Kelsey, King, Lamb, Lancaster, Love, Maybin, McGuire, McKie, McSwine, Medford, Mitchell, Montgomery of Washington, Murry, Nelson, Odom, O'Neill, Packwood, Peery, Perkins, Ratliff, Redhead, Reeves, Rice, Roberts, Robertson, Rodgers of Tishomingo, Rogers of Yalobusha, Ryan, Simmons, Simpson, Smith of Jones, Stewart, Stinson of Lauderdale, Stinson of Lowndes, Stowers of Jefferson, Stowers of Lafayette, Stutts, Talbert, Tate, Taylor of Montgomery, Taylor of Yalobusha, Terral, Thomas, Thrasher, Turner of Madison, Underwood, Wade, Watson, Williams, Williamson, Wilson, Worthington, Wyatt—Total yeas, 97.

**ABSENT AND THOSE NOT VOTING**—Messrs. Binford, Blanchard, Boggan, Carr, Catchings, Davis, Dulaney, Enochs, Farr, Gore, Harper, Harris, Hinton, Ivy, Key, Marshall, Mauffray, Miller of Copiah, Miller of Washington, Montgomery of Quitman, Morris, Newman, Nix, Payne, Peatross, Potter, Puckett, Quinn, Smith of Wayne, Spencer, Street, Touchstone, Turner of Greene, Ventress, Walton, Mr. Speaker—Total, 36.

Mr. Keirn called up S. B. No 94, an Act to abolish the office of cotton tax collector in the Mississippi Levee District, and to provide for the collection of the cotton tax.

Mr. Cook moved to recommit the bill to Local and Private Legislation Committee.

Pending consideration the House at 1 o'clock took recess until 3 P. M.

#### AFTERNOON SESSION.

House called to order at 3 P. M. Speaker Vardaman in the chair. A quorum present.

Consideration of S. B. No. 94, an Act to abolish the office of cotton tax collector in the Mississippi Levee District, and to provide for the collection of the cotton tax, was resumed.

Mr. Henry moved the previous question on the motion to recommit the bill, which motion prevailed.

The motion to recommit was lost.

The bill was then read the third time, and agreeably to the provisions of the Constitution, the yeas and nays were taken, and the bill passed by the following vote:

**YEAS**—Messrs. Anderson, Arnold, Arrington, Ballinger, Bellamy, Bowles, Buntin, Burkitt, Butler, Bynum, Cald-

well of Leake and Winston, Caruthers, Chatham, Cotten, Denton, Dinsmore, Doss, Durham, Eckles, Falkner, Farr, Fowler, Fox, Gardner, Gayles, Glover, Gore, Goude-lock, Greaves, Graham, Griffin, Guynes, Hannah, Harper, Henry, Hinton, Ivy, Jackson, Johnston, Keirn, Keith, Kelsey, Key, King, Lamb, Lancaster, Love, Maybin, McGuire, McKie, McSwine, Medford, Miller of Copiah, Mitchell, Montgomery of Washington, Murry, Nelson, Nix, Odom, O'Neill, Packwood, Peatross, Perkins, Puckett, Quinn, Ratliff, Redhead, Rice, Roberts, Robertson, Rodgers of Tishomingo, Rogers of Yalobusha, Ryan, Simmons, Simpson, Stewart, Stinson of Lauderdale, Stinson of Lowndes, Stowers of Jefferson, Stutts, Talbert, Tate, Taylor of Montgomery, Taylor of Yalobusha, Terral, Thomas, Thrasher, Turner of Greene, Turner of Madison, Underwood, Wade, Walton, Williams, Williamson, Wilson, Worthington, Wyatt—Total yeas, 97.

**NAYS**—Messrs. Basham, Caldwell of Monroe, Cook, Gewin, Spencer—Total nays, 5.

**ABSENT AND THOSE NOT VOTING**—Messrs. Binford, Blanchard, Boggan, Campbell, Carr, Catchings, Champion, Davis, Dulaney, Durrett, Enochs, Harris, Hart, Marshall, McSperry, Miller of Washington, Morris, Montgomery of Quitman, Newman, Payne, Peery, Potter, Reeves, Smith of Jones, Smith of Wayne, Stowers of Lafayette, Street, Touchstone, Ventress, Watson, Mr. Speaker—Total 31.

[Mr. O'Neill in the chair.]

On motion of Mr. Maybin, H. B. No. 116, an Act to amend section 4151 of the Annotated Code of 1892 in reference to how funds loaned and secured arising from any disposition of sixteenth section, was considered.

Whereupon the Senate amendment was concurred in by the following vote:

**YEAS**—Messrs. Anderson, Arnold, Arrington, Basham, Bellamy, Bowles, Buntin, Butler, Bynum, Caldwell of Monroe, Caldwell of Leake and Winston, Caruthers, Cook, Cotten, Denton, Dinsmore, Doss, Durham, Farr, Fowler, Fox, Gardner, Gayles, Gewin, Glover, Gore, Goude-lock, Greaves, Graham, Griffin, Guynes, Hannah, Harper, Henry, Hinton, Ivy, Jackson, Johnston, Keirn, Keith, Kelsey, Key, Lamb, Lancaster, Marshall, Maybin, McGuire, McKie, McSwine, Medford, Miller of Copiah, Mitchell, Montgomery of Washington, Murry, Nelson, Nix, Odom, O'Neill, Packwood, Perkins, Puckett, Quinn, Ratliff, Redhead, Rice, Roberts, Robertson, Rodgers of Tishomingo, Rogers of Yalobusha, Simmons, Simpson, Smith of Jones, Spencer, Stewart, Stinson of Lauderdale, Stinson of Lowndes, Stowers of Jefferson,



Talbert, Tate, Taylor of Yalobusha, Terral, Thomas, Thrasher, Turner of Greene, Turner of Madison, Underwood, Wade, Walton, Williams, Williamson, Wilson, Wyatt—Total yeas, 92.

**NAYS**—0.

**ABSENT AND THOSE NOT VOTING**—Messrs. Ballinger, Binford, Blanchard, Boggan, Burkitt, Campbell, Carr, Catchings, Champion, Chatham, Davis, Dulaney, Durrett, Eckles, Enochs, Falkner, Harris, Hart, King, Love, Maufray, Miller of Washington, Morris, Montgomery of Quitman, Newman, Payne, Peatross, Peery, Potter, Reeves, Ryan, Smith of Wayne, Stowers of Lafayette, Street, Stutts, Taylor of Montgomery, Touchstone, Ventress, Watson, Worthington, and Mr. Speaker—Total 41.

On motion of Mr. Wilson, H. B. No. 161, an Act to amend the exemption laws of this State as provided in section 1892, chapter 45 Annotated Code 1892 as applied to debtors leaving the State, was considered.

Mr. Keith moved to indefinitely postpone the bill.

Mr. Caldwell of Leake and Winston, moved the previous question on the adoption of the motion to indefinitely postpone, which motion prevailed. Whereupon the bill was indefinitely postponed.

#### MESSAGES FROM THE SENATE.

**MR. SPEAKER:** I am directed to inform the House that the Senate has adopted House Concurrent Resolution No. 18, submitting to the qualified electors for adoption or rejection an amendment to the Constitution.

**MR. SPEAKER**—I am directed to inform the House that the Senate has passed the following entitled bills:

H. B. No. 109, an Act for the relief of James R. Yerger, and making an appropriation for refunding the purchase money with interest of six per cent. since date of patent for land to which the title has failed.

H. B. No. 97, an Act authorizing the board of supervisors of Lincoln county to transfer certain moneys from the general county fund to the school fund of said county.

H. B. No. 77, an Act to amend section 3227 of the Annotated Code of 1892, defining who is entitled to pensions, also requiring grand juries to examine the list of applicants for pensions in the several counties; with amendment thereto.

H. B. No. 71, an Act to amend section 3928 of the Code in regard to road overseers' reports.

With an amendment.

H. B. No. 113, an Act to repeal chapter 278 of the sheet acts.

of 1890 entitled an Act to provide for the better working of roads in the county of Panola.

H. B. No. 88, an Act authorizing the board of supervisors of Warren county to pay J. M. Brennan out of county funds the sum of \$1180.10 due said Brennan from said county.

WILLIAM HENRY, Secretary.

**Report of Committee on Enrolled Bills:**

MR. SPEAKER—Your Committee on Enrolled Bills desire to report that the following House Bill, having been signed by the Speaker of the House and President of the Senate, has been delivered to the Governor, to-wit:

H. H. No. 145, an Act to authorize the Board of Levee Commissioners of the Yazoo-Mississippi Delta to construct and maintain a telephone line along its levees, with suitable spurs or branch lines therefrom, and to operate the same commercially, and for other purposes.

Respectfully submitted,

R. R. BUNTIN, Acting Chairman.

Mr. Cook moved to reconsider the vote by which H. B. No. 161, an Act to amend the exemption laws of this State, as provided in section 1892, chapter 45, Annotated Code, 1892, as applied to debtors leaving the State, was lost.

On motion of Mr. Spencer, H. B. No. 124, an Act to provide for a clerk in the office of State Superintendent of Education, and fixing salary of said clerk, was considered.

Mr. Underwood moved to indefinitely postpone, and moved the previous question on the adoption of the motion to indefinitely postpone, which motion prevailed, and the bill was indefinitely postponed.

By unanimous consent, Committee on Registration and Elections made report as follows:

**Report of Committee on Registration and Elections:**

MR. SPEAKER—The Committee on Registration and Elections has had under consideration the following bill referred to them, and have instructed me to report it back with the following recommendations, to-wit:

S. B. No. 40, entitled on Act to amend sections 3612 and 3615 of the Annotated Code of Mississippi, in reference to the registration of voters.

The title is sufficient, and recommend the same do pass, as amended.

J. E. TERRAL, Chairman.

Mr. Henry offered the following:

*Resolved*, That the house proceed to elect three persons to serve as commissioners to purchase a penitentiary farm or farms, as provided in H. B. No. 79, approved February 7, 1894, and that the voting be *viva voce*, which was adopted.

Mr. Street placed in nomination for the three commissioners, Z. P. Stutts, Wm. McSwine and B. R. Farr.

The Clerk called the roll; and

Messrs. Arnold, Arrington, Ballinger, Bellamy, Bowles, Bynum, Caldwell of Leake and Winston, Caruthers, Cook, Cotten, Denton, Dinsmore, Doss, Eckles, Falkner, Farr, Fox, Gayles, Glover, Goude-lock, Greaves, Guynes, Hannah, Henry, Hinton, Jackson, Johnston, Keirn, Keith, Kelsey, Key, Lamb, Lancaster, Maybin, McGuire, McKie, Medford, Miller of Copiah, Mitchell, Montgomery of Washington, Murry, Nelson, Odom, O'Neill, Packwood, Payne, Peery, Quinn, Redhead, Rice, Robertson, Rodgers of Tishomingo, Rogers of Yalobusha, Ryan, Simmons, Simpson, Spencer, Stinson of Lowndes, Stowers of Jefferson, Stowers of Lafayette, Street, Talbert, Tate, Taylor of Yalobusha, Terral, Thomas, Thrasher, Turner of Greene, Turner of Madison, Underwood, Ventress, Wade, Walton, Watson, Williams, Williamson, Wilson, Worthington, Mr. Speaker—Total 79—voted for Z. P. Stutts, Wm. McSwine and B. R. Farr.

Mr. McSwine voted for Z. P. Stutts, B. R. Farr and J. M. Tate.

Mr. Stutts voted for Wm. McSwine, B. R. Farr and J. M. Stone.

Total for B. R. Farr.....	81
Total for Z. P. Stutts....	80
Total for Wm. McSwine.....	80
Total for J. M. Tate.....	1
Total for J. M. Stone.....	1

ABSENT AND THOSE NOT VOTING — Messrs. Anderson, Basham, Binford, Blanchard, Boggan, Buntin, Burkitt, Butler, Caldwell of Monroe, Campbell, Carr, Catchings, Champion, Chatham, Davis, Dulaney, Durham, Durrett, Enochs, Fowler, Gardner, Gewin, Gore, Graham, Griffin, Harper, Harris, Hart, Ivy, King, Love, Marshall, Mauffray, Miller of Washington, Morris, Montgomery of Quitman, Newman, Nix, Peatross, Perkins, Potter, Puckett, Ratliff, Reeves, Roberts, Smith of Jones, Smith of Wayne, Stewart, Stinson of Lauderdale, Taylor of Montgomery, Touchstone, Wyatt—Total, 52.

Whereupon, Messrs. B. R. Farr, Z. P. Stutts, and Wm. McSwine, having received a majority of all the votes cast, were declared by the Speaker duly and lawfully elected as Commissioners to purchase a penitentiary farm, or farms, for the State of Mississippi.

MR. SPEAKER—The undersigned members of the House, having construed the Constitution for ourselves, decline to

participate in the election of Commissioners to purchase a penitentiary farm, for the following reasons:

1st. We believe the penitentiary bill is in conflict with that clause of section 69, Art. IV, of the Constitution which forbids legislation being engrafted on an appropriation bill.

2d. We believe the election of members of this body as said Commissioners is violative of the letter and spirit of section 45, Art. IV, of the Constitution, which provides that "No Senator or Representative, during the term for which he was elected, shall be eligible to any office of profit which shall have been created, or the emoluments of which have been increased, during the time such Senator or Representative was in office, except to such offices as may be filled by an election of the people."

3d. We believe the Constitution not only prohibits this body from electing its own members to any position of profit created by it, but the organic law, in our judgment, precludes the Legislature from electing anybody to serve as Penitentiary Commissioners. Section 99, Art. IV, of the Constitution reads:

"The Legislature shall not elect any other than its own officers, State Librarian, and United States Senators; but this section shall not prohibit the Legislature from appointing Presidential electors."

4th. We believe the selection of Commissioners under the provisions of the penitentiary bill is not only illegal, but it incurs an unnecessary charge against the tax-payers, which should have been obviated by requiring the duties assigned to your Commissioners at \$5.00 each per day and expenses paid, to be performed by the Board of Control, whose members are already paid stipulated salaries.

Signed

W. P. REEVES, of Itawamba.  
 J. E. GORE, of Webster.  
 W. P. RATLIFF, of Attala.  
 R. R. BUNTIN, of Tallahatchie.  
 U. S. ROBERTS, of Leake.  
 W. H. STINSON, of Lauderdale.  
 J. H. HARPER, of Clarke.  
 J. T. GEWIN, of Kemper.  
 S. I. ANDERSON, of Chickasaw.  
 G. J. KING, of Carroll.  
 D. W. FOWLER, of Pontotoc.  
 J. D. PERKINS, of Choctaw.  
 A. M. NEWMAN, of Franklin.  
 JOHN H. GARDNER, of Prentiss.  
 JUSON NIX, of Franklin.  
 W. H. GRIFFIN, of Amite.  
 FRANK BURKITT, of Chickasaw.

[Speaker Vardaman in the chair.]

Mr. Stowers of Jefferson offered the following:

*Resolved*, That during the remainder of this session no member of this House be allowed to speak more than five minutes at one time.

Mr. Dinsmore moved to amend by striking out "five" and insert in lieu thereof "two and a half." Adopted.

The resolution, as amended, was then adopted.

On motion of Mr. Street, the following was ordered spread on the Journal:

FEBRUARY 8, 1894.

*Hon. J. M. Stone, Governor, etc.*

SIR—Responding to your communication of this date, requesting our opinion "whether it is competent for the legislature to elect the commissioners charged with the duty of selecting the farm (penitentiary), and if so, whether it is prohibited from selecting its own members," we say, we have considered the matter, and are of the opinion that neither section 45 nor section 99 of the Constitution applies, because the commissioners provided for are not officers within the contemplation of the Constitution; although it seems quite clear that the spirit of the constitutional inhibition mentioned is against selection of legislators under such circumstances.

The service to be rendered by the commissioners partake more of the nature of an employment for the accomplishment of a particular object than of an office, and is of a very transient nature, and will terminate with the performance of the duty assigned; wherefore, we conclude that the commissioners will be employes merely, and not officers. The decisions in our own State and elsewhere are numerous in support of our view.

We have the honor to subscribe ourselves,

J. A. P. CAMPBELL,  
TIM E. COOPER,  
THOS. H. WOODS.

On motion, the following were indefinitely postponed:

S. B. No. 71, an Act to authorize the board of supervisors of Jefferson county to issue interest-bearing warrants, and to make a special levy of taxes to pay the same.

H. B. No. 138, an Act to authorize the board of supervisors of Jefferson county to make an additional levy for the years 1894 and 1895, to pay off all outstanding county warrants and to meet the necessary current expenses of the county.

H. B. No. 75, an Act to amend section 18, chapter 148, of the Acts of the Legislature of the State of Mississippi of

1892, entitled an Act to amend and consolidate the Act incorporating the city of West Point and the several Acts amendatory thereto, in relation to city attorney, his duties and compensation.

H. B. No. 82, an Act to repeal section 11, chapter 126, of sheet Acts of 1890, so as to make the stock law of Chickasaw county conform to the law as laid down in section 2061 in Annotated Code.

S. B. No. 59, an Act to amend chapter 73 of the Annotated Code in reference to State ownership of land for taxes by no intentional default.

Was read twice and referred to Committee on Judiciary.

S. B. No. 67, an Act to amend section 355 of Code, in reference to county line between Carroll and Leflore counties, was read the third time, and agreeably to the provisions of the Constitution, the yeas and nays were taken, and the bill passed, title standing as stated, by the following vote:

**YEAS**—Messrs. Anderson, Arnold, Arrington, Ballinger, Basham, Bowles, Buntin, Butler, Bynum, Caldwell of Monroe, Caldwell of Leake and Winston, Caruthers, Chatham, Cook, Cotten, Denton, Dinsmore, Doss, Durham, Eckles, Farr, Fowler, Fox, Gardner, Gayles, Glover, Goude-lock, Graham, Griffin, Guynes, Hannah, Henry, Hinton, Jackson, Johnston, Keirn, Keith, Kelsey, Key, King, Lamb, Maybin, McGuire, McKie, McSwine, Medford, Mitchell, Montgomery of Washington, Murry, Nelson, Odom, O'Neill, Packwood, Perkins, Puckett, Quinn, Rice, Roberts, Robertson, Rodgers of Tishomingo, Rogers of Yalobusha, Ryan, Simmons, Smith, of Jones, Spencer, Stewart, Stinson of Lauderdale, Stinson of Lowndes, Stowers of Jefferson, Street, Stutts, Tate, Taylor of Yalobusha, Terral, Thomas, Turner of Greene, Turner of Madison, Underwood, Ventress, Wade, Walton, Williams, Williamson, Wilson, Worthington, Wyatt—Total yeas, 86.

**NAYS**—0.

**ABSENT AND THOSE NOT VOTING**—Messrs. Bellamy, Binford, Blanchard, Boggan, Burkitt, Campbell, Carr, Catchings, Champion, Davis, Dulaney, Durrett, Enochs, Falkner, Gewin, Gore, Greaves, Harper, Harris, Hart, Ivy, Lancaster, Love, Marshall, Maufray, Miller of Copiah, Miller of Washington, Morris, Montgomery of Quitman, Newman, Nix, Payne, Peatross, Peery, Potter, Ratliff, Redhead, Reeves, Simpson, Smith of Wayne, Stowers of Lafayette, Talbert, Taylor of Montgomery, Thrasher, Touchstone, Watson, Mr. Speaker—Total 47.

H. B. No. 164, an Act for the relief of L. Cohn, of Jefferson county.

were taken, and the bill passed, title standing as stated, by the following vote:

**YEAS**—Messrs. Anderson, Arnold, Arrington, Ballinger, Basham, Buntin, Butler, Bynum, Caldwell of Monroe, Caldwell of Leake and Winston, Cook, Cotten, Dinsmore, Durham, Durrett, Enochs, Falkner, Fowler, Fox, Gardner, Gayles, Gewin, Gore, Goudelock, Graham, Griffin, Guynes, Hannah, Hart, Jackson, Johnston, Keirn, Keith, Kelsey, Key, King, Lamb, McKie, McSwine, Medford, Miller, of Copiah, Mitchell, Morris, Murry, Newman, Nix, Odom, O'Neill, Packwood, Peatross, Peery, Perkins, Puckett, Quinn, Ratliff, Reeves, Roberts, Robertson, Rodgers of Tishomingo, Rogers of Yalobusha, Simmons, Simpson, Smith of Jones, Spencer, Stewart, Stinson of Lowndes, Stowers of Jefferson, Talbert, Tate, Taylor of Montgomery, Taylor of Yalobusha, Terral, Thomas, Thrasher, Turner of Greene, Underwood, Watson, Worthington—Total yeas, 78.

**NAYS**—Messrs. Bellamy, Bowles, Campbell, Caruthers, Champion, Denton, Glover, Greaves, Harper, Henry, Lancaster, Love, Maybin, McGuire, Montgomery of Washington, Nelson, Redhead, Rice, Stinson of Lauderdale, Stowers of Lafayette, Street, Stutts, Turner of Madison, Ventress, Wade, Williamson and Wilson—Total nays, 27.

**ABSENT AND THOSE NOT VOTING**—Messrs. Binford, Blanchard, Boggan, Burkitt, Carr, Catchings, Chatham, Davis, Doss, Dulaney, Eckles, Farr, Harris, Hinton, Ivy, Marshall, Mauf-ray, Miller of Washington, Montgomery of Quitman, Payne, Potter, Ryan, Smith of Wayne, Touchstone, Walton, Williams, Wyatt and Mr. Speaker—Total 28.

**Report of Committee on Local and Private Legislation:**

**MR. SPEAKER**—Your Committee on Local and Private Legislation having had under consideration S. B. No. 94, to be entitled an Act to abolish the office of cotton tax collector in the Mississippi Levee District, and to provide for the collection of the cotton tax,—

And find the title of said bill to be sufficient, and recommend that said bill do pass. Your committee say that the relief sought cannot be obtained by general legislation or by a proceeding in court. And your committee aver that from the evidence before them, they are of the opinion that it is proper that said bill should pass.

Respectfully submitted,

S. E. PACKWOOD, Chairman.

#### MESSAGE FROM THE SENATE.

**MR. SPEAKER**—I am directed to inform the House that the Senate insists upon its amendment to H. B. No. 20, an Act

to appropriate moneys for the support and maintenance of the I. I. and C. for 1894 and 1895, and asks for a conference.

Committee on part of Senate—Messrs. Caruthers, Jones and Critz.

The Senate has concurred in House amendments to S. B. 52, an Act to create the Vicksburg Levee District and to define its duties and powers.

WILLIAM HENRY, Secretary.

[Speaker Vardaman in the chair.]

On motion of Mr. Dinsmore, the House agreed to the conference asked by the Senate on the disagreement of the Senate and House on H. B. No. 20, to be entitled an Act to appropriate moneys for the support and maintenance of the Industrial Institute and College for 1894 and 1895, and named as conferees on the part of the House, Messrs. Falkner, Love and Burkitt.

MESSAGE FROM THE SENATE.

MR. SPEAKER: I am directed to inform the House that the Senate has refused to concur in House amendment to S. B. No. 25, an Act to amend sections 3995 and 3996, chapter 119 of Code in reference to location of school districts, and asks for a conference.

Committee on part of Senate—Messrs. Hicks, Simonton and Dean.

WILLIAM HENRY, Secretary.

On motion of Mr. Lancaster, the House agreed to a conference on the disagreement of the Senate and House on S. B. No. 25, to be entitled an Act to amend sections 3995 and 3996, chapter 119 of Code in reference to location of school districts, and named as conferees on the part of the House, Messrs. Lancaster, Miller of Copiah and Simpson.

On motion of Mr. Greaves, H. B. No. 122, an Act for the relief of D. R. Hearn, was considered engrossed, read the third time, and agreeably to the provisions of the Constitution, the yeas and nays were taken, and the bill passed, title standing as stated, by the following vote:

YEAS—Messrs. Arnold, Arrington, Ballinger, Basham, Bellamy, Bowles, Butler, Bynum, Caldwell of Monroe, Caldwell of Leake and Winston, Caruthers, Champion, Cotten, Denton, Dinsmore, Durham, Eckles, Enochs, Falkner, Fowler, Fox, Gardner, Gayles, Glover, Greaves, Graham, Guynes, Hannah, Harper, Hart, Henry, Jackson, Johnston, Keirn, Keith, Kelsey, Key, King, Lamb, Lancaster, Love, Marshall, Mauffray, Maybin, McKie, McSwine, Miller of



Copiah, Mitchell, Morris, Montgomery of Washington, Murry, Nelson, Newman, Nix, Odom, O'Neill, Packwood, Perkins, Puckett, Quinn, Redhead, Reeves, Rice, Roberts, Robertson, Rodgers of Tishomingo, Rogers of Yalobusha, Simmons, Simpson, Smith of Jones, Stewart, Stinson of Lauderdale, Stinson of Lowndes, Stowers of Jefferson, Stutts, Talbert, Tate, Taylor of Yalobusha, Thomas, Thrasher, Turner of Greene, Turner of Madison, Ventress, Wade, Watson, Williams, Williamson—Total yeas, 87.

**NAYS**—Messrs. Durrett, Gore, Medford, Underwood—Total, nays, 4.

**ABSENT AND THOSE NOT VOTING**—Messrs. Anderson, Binford, Blanchard, Boggan, Buntin, Burkitt, Campbell, Carr, Catchings, Chatham, Cook, Davis, Doss, Dulaney, Farr, Gewin, Goude-lock, Griffin, Harris, Hinton, Ivy, McGuire, Miller of Washington, Montgomery of Quitman, Payne, Peatross, Peery, Potter, Ratliff, Ryan, Smith of Wayne, Spencer, Stowers of Lafayette, Street, Taylor of Montgomery, Terral, Touchstone, Walton, Wilson, Worthington, Wyatt, Mr. Speaker—Total, 42.

On motion of Mr. Lamb, S. B. No. 97, was read the third time, and agreeably to the provisions of the Constitution, the yeas and nays were taken, and the bill passed, title standing as stated, by the following vote:

**YEAS**—Messrs. Anderson, Arnold, Arrington, Ballinger, Basham, Bellamy, Bowles, Buntin, Butler, Bynum, Caldwell of Monroe, Caldwell of Leake and Winston, Campbell, Caruthers, Champion, Cook, Cotten, Denton, Dinsmore, Durham, Eckles, Enochs, Falkner, Fowler, Fox, Gayles, Gewin, Gore, Goude-lock, Greaves, Graham, Guynes, Harper, Hart, Henry, Jackson, Johnston, Keirn, Keith, Kelsey, Key, King, Lamb, Lancaster, Love, Marshall, Mauffray, Maybin, McGuire, McKie, McSwine, Medford, Miller of Copiah, Mitchell, Montgomery of Washington, Murry, Nelson, Nix, Odom, O'Neill, Packwood, Perkins, Puckett, Quinn, Ratliff, Redhead, Rice, Roberts, Robertson, Rodgers of Tishomingo, Simpson, Smith of Jones, Stewart, Stinson of Lauderdale, Stinson of Lowndes, Stowers of Jefferson, Stowers of Lafayette, Talbert, Tate, Taylor of Montgomery, Thomas, Thrasher, Turner of Greene, Turner of Madison, Underwood, Ventress, Wade, Watson, Williams, Wilson, Worthington, Wyatt—Total yeas, 92.

**NAYS**—0.

**ABSENT AND THOSE NOT VOTING**—Messrs. Binford, Blanchard, Boggan, Burkitt, Carr, Catchings, Chatham, Davis, Doss, Dulaney, Durrett, Farr, Gardner, Glover, Griffin, Hannah, Harris, Hinton, Ivy, Miller of Washington, Morris, Montgomery of Quitman, Newman, Payne, Peatross, Peery,

Potter, Reeves, Rogers of Yalobusha, Ryan, Simmons, Smith of Wayne, Spencer, Street, Stutts, Taylor of Yalobusha, Terral, Touchstone, Walton, Williamson, Mr. Speaker—Total, 41.

The Clerk was directed to carry the bill last passed over to the Senate at once.

On motion of Mr. Stutts, H. B. No. 140, an Act to amend section 2682 of the Annotated Code, so as to give overseers a lien for their wages, was taken up.

Committee offered to amend by adding after the word "overseer" wherever it occurs, the words "agent or manager." Adopted.

The bill, as amended, was then considered engrossed, read the third time, and agreeably to the provisions of the Constitution, the yeas and nays were taken, and the bill passed, title standing as stated, by the following vote:

**YEAS**—Messrs. Anderson, Arnold, Arrington, Ballinger, Basham, Bellamy, Bowles, Bynum, Caldwell of Monroe, Caldwell of Leake and Winston, Campbell, Caruthers, Chatham, Cotten, Denton, Dinsmore, Durham, Eckles, Falkner, Fowler, Fox, Gardner, Gayles, Gewin, Glover, Gore, Goude-lock, Greaves, Graham, Hannah, Hart, Henry, Jackson, Johnston, Keirn, Keith, Kelsey, Key, Lamb, Lancaster, Love, Marshall, Mauffray, Maybin, McGuire, McKie, McSwine, Medford, Miller of Copiah, Mitchell, Montgomery of Washington, Murry, Odom, O'Neill, Packwood, Peatross, Perkins, Quinn, Ratliff, Redhead, Reeves, Roberts, Robertson, Rodgers of Tishomingo, Rogers of Yalobusha, Simmons, Simpson, Smith of Jones, Stewart, Stinson of Lowndes, Stowers of Lafayette, Street, Stutts, Talbert, Tate, Taylor of Montgomery, Taylor of Yalobusha, Terral, Thomas, Thrasher, Turner of Greene, Turner of Madison, Underwood, Wade, Williamson, Wilson, Wyatt, Mr. Speaker—Total yeas, 88.

**NAYS**—Messrs. Buntin, Burkitt, Butler, Durrett, Griffin, Guynes, Harper, Nelson, Rice, Stinson of Lauderdale, Stowers of Jefferson, Ventress, Williams, Worthington—Total nays, 14.

**ABSENT AND THOSE NOT VOTING**—Messrs. Binford, Blanchard, Boggan, Carr, Catchings, Champion, Cook, Davis, Doss, Dulaney, Enochs, Farr, Harris, Hinton, Ivy, King, Miller of Washington, Morris, Montgomery of Quitman, Newman, Nix, Payne, Peery, Potter, Puckett, Ryan, Smith of Wayne, Spencer, Touchstone, Walton, Watson—Total, 81.

**Report of Committee on Enrolled Bills:**

**MR. SPEAKER**—Your Committee on Enrolled bills have examined the following entitled bills, and find that they are

correctly enrolled, and we herewith present them to the Speaker for his signature to wit:

S. B. No. 113, to be entitled an Act to authorize the board of supervisors of Perry county to levy a special tax to pay the outstanding school indebtedness of said county for the years 1892 and 1893.

H. B. No. 145, an Act authorizing the Board of Levee Commissioners for the Yazoo-Mississippi Delta to construct and maintain a line of telephone along its levees, with suitable spurs or branch lines therefrom, and to operate the same commercially, and for other purposes

R. R. BUNTIN, Acting Chairman.

Whereupon the Speaker suspended all business and signed the bills, calling the attention of the House thereto.

Mr. Cook offered the following:

*Resolved by the House of Representatives,* That we heartily congratulate the nation upon the passage, by the House of Representatives of the American Congress, of the Wilson-tariff bill with the tax upon incomes attached; and we desire to express our endorsement of the Democratic administration in the effort to relieve the people from the unjust burdens of Republican legislation.

Adopted.

H. B. No. 148, an Act to secure correct information as to the acreage in cotton in this State, was considered.

Mr. Talbert offered to amend by adding in the proper place the following: All farm products, including hogs, cattle, horses, mules, poultry, cats and dogs, to be included in said report. Lost.

On motion of Mr. Thrasher the bill was indefinitely postponed.

#### MESSAGE FROM THE SENATE.

MR. SPEAKER: I am directed to inform the House that the Senate has passed the following entitled bills, viz:

H. B. No. 116, an Act to amend section 4151 of the Code, in reference to how funds loaned and secured arising from any disposition of 16th section, with an amendment.

H. B. No. 106, an Act to authorize the board of supervisors of Perry county to join the board of supervisors of Covington county in erecting a bridge near the county line on Bowie river, and to appropriate money therefor.

WILLIAM HENRY, Secretary.

On motion of Mr. Keirn the rules were suspended for the consideration of H. B. No. 153, an Act to amend section 2805 of the Annotated Code of 1892, providing for construc-

tive notice of one year in cases of lost, stolen or destroyed records.

Whereupon, the bill was considered engrossed, read the third time, and agreeably to the provisions of the Constitution, the yeas and nays were taken, and the bill passed, title standing as stated, by the following vote :

**YEAS**—Messrs. Anderson, Arnold, Arrington, Ballinger, Basham, Bellamy, Bowles, Butler, Bynum, Caldwell of Leake and Winston, Campbell, Caruthers, Chatham, Cook, Cotten, Denton, Dinsmore, Durham, Durrett, Falkner, Fox, Gardner, Gayles, Gewin, Glover, Gore, Goudelock, Graham, Hannah, Harper, Hart, Henry, Ivy, Jackson, Johnston, Keirn, Keith, Kelsey, Key, King, Lamb, Lancaster, Love, Mauffray, Maybin, McGuire, McKie, McSwine, Medford, Montgomery of Washington, Murry, Nelson, Odom, O'Neill, Packwood, Peery, Ratliff, Redhead, Reeves, Rice, Roberts, Robertson, Rodgers of Tishomingo, Rogers of Yalobusha, Ryan, Simpson, Smith of Jones, Stinson of Lauderdale, Stinson of Lowndes, Stowers of Lafayette, Talbert, Tate, Taylor of Montgomery, Taylor of Yalobusha, Terral, Thomas, Turner of Madison, Underwood, Ventress, Wade, Watson, Williams, Wilson and Worthington—Total yeas, 84.

**NAYS**—Messrs. Guynes and Thrasher,—Total nays, 2.

**ABSENT AND THOSE NOT VOTING**—Messrs. Binford, Blanchard, Boggan, Buntin, Burkitt, Caldwell of Monroe, Carr, Catchings, Champion, Davis, Doss, Dulaney, Eckles, Enochs, Farr, Fowler, Greaves, Griffin, Harris, Hinton, Marshall, Miller of Copiah, Miller of Washington, Mitchell, Morris, Montgomery of Quitman, Newman, Nix, Payne, Peatross, Perkins, Potter, Puckett, Quinn, Simmons, Smith of Wayne, Spencer, Stewart, Stowers of Jefferson, Street, Stutts, Touchstone, Turner of Greene, Walton, Williamson, Wyatt and Mr. Speaker—Total, 47.

The Clerk was directed to carry over at once to the Senate the bill just passed.

Mr. Hart, by unanimous consent, called up H. B. No. 96, an Act to furnish the counties of Lincoln and Holmes with certain books from the State, and provide for the payment of the chancery clerks of said counties for recording records destroyed, which was considered, with the Senate amendment thereto.

Whereupon, the House concurred in the Senate amendment by the following vote :

**YEAS**—Messrs. Anderson, Arnold, Arrington, Ballinger, Basham, Bellamy, Bowles, Buntin, Burkitt, Butler, Bynum, Caldwell of Monroe, Caldwell of Leake and Winston, Campbell, Caruthers, Champion, Chatham, Cook, Cotten, Denton,

Dinsmore, Doss, Durham, Durrett, Eekles, Falkner, Fowler, Fox, Gardner, Gayles, Gewin, Glover, Goude-lock, Greaves, Graham, Griffin, Guynes, Hannah, Hart, Henry, Jackson, Johnston, Keirn, Keith, Kelsey, King, Lamb, Lancaster, Love, Maybin, McGuire, McKie, McSwine, Medford, Mitchell, Montgomery of Washington, Murry, Nelson, Odom, O'Neill, Packwood, Peery, Perkins, Ratliff, Redhead, Reeves, Rice, Roberts, Robertson, Rodgers of Tishomingo, Rogers of Yalobusha, Ryan, Simmons, Simpson, Smith of Jones, Stewart, Stinson of Lauderdale, Stinson of Lowndes, Stowers of Jefferson, Stowers of Lafayette, Stutts, Talbert, Tate, Taylor of Montgomery, Taylor of Yalobusha, Terral, Thomas, Thrasher, Turner of Madison, Underwood, Wade, Watson, Williams, Williamson, Wilson, Worthington, Wyatt—Total yeas, 97.

**ABSENT AND THOSE NOT VOTING**—Messrs. Binford, Blanchard, Boggan, Carr, Catchings, Davis, Dulaney, Enochs, Farr, Gore, Harper, Harris, Hinton, Ivy, Key, Marshall, Mauffray, Miller of Copiah, Miller of Washington, Montgomery of Quitman, Morris, Newman, Nix, Payne, Peatross, Potter, Puckett, Quinn, Smith of Wayne, Spencer, Street, Touchstone, Turner of Greene, Ventress, Walton, Mr. Speaker—Total, 36.

Mr. Keirn called up S. B. No 94, an Act to abolish the office of cotton tax collector in the Mississippi Levee District, and to provide for the collection of the cotton tax.

Mr. Cook moved to recommit the bill to Local and Private Legislation Committee.

Pending consideration the House at 1 o'clock took recess until 3 P. M.

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#### AFTERNOON SESSION.

House called to order at 3 P. M. Speaker Vardaman in the chair. A quorum present.

Consideration of S. B. No. 94, an Act to abolish the office of cotton tax collector in the Mississippi Levee District, and to provide for the collection of the cotton tax, was resumed.

Mr. Henry moved the previous question on the motion to recommit the bill, which motion prevailed.

The motion to recommit was lost.

The bill was then read the third time, and agreeably to the provisions of the Constitution, the yeas and nays were taken, and the bill passed by the following vote:

**YEAS**—Messrs. Anderson, Arnold, Arrington, Ballinger, Bellamy, Bowles, Buntin, Burkitt, Butler, Bynum, Cald-

well of Leake and Winston, Caruthers, Chatham, Cotten, Denton, Dinsmore, Doss, Durham, Eckles, Falkner, Farr, Fowler, Fox, Gardner, Gayles, Glover, Gore, Goude-lock, Greaves, Graham, Griffin, Guynes, Hannah, Harper, Henry, Hinton, Ivy, Jackson, Johnston, Keirn, Keith, Kelsey, Key, King, Lamb, Lancaster, Love, Maybin, McGuire, McKie, McSwine, Medford, Miller of Copiah, Mitchell, Montgomery of Washington, Murry, Nelson, Nix, Odom, O'Neill, Packwood, Peatross, Perkins, Puckett, Quinn, Ratliff, Redhead, Rice, Roberts, Robertson, Rodgers of Tishomingo, Rogers of Yalobusha, Ryan, Simmons, Simpson, Stewart, Stinson of Lauderdale, Stinson of Lowndes, Stowers of Jefferson, Stutts, Talbert, Tate, Taylor of Montgomery, Taylor of Yalobusha, Terral, Thomas, Thrasher, Turner of Greene, Turner of Madison, Underwood, Wade, Walton, Williams, Williamson, Wilson, Worthington, Wyatt—Total yeas, 97.

**NAYS**—Messrs. Basham, Caldwell of Monroe, Cook, Gewin, Spencer—Total nays, 5.

**ABSENT AND THOSE NOT VOTING**—Messrs. Binford, Blanchard, Boggan, Campbell, Carr, Catchings, Champion, Davis, Dulaney, Durrett, Enochs, Harris, Hart, Marshall, Mcffray, Miller of Washington, Morris, Montgomery of Quitman, Newman, Payne, Peery, Potter, Reeves, Smith of Jones, Smith of Wayne, Stowers of Lafayette, Street, Touchstone, Ventress, Watson, Mr. Speaker—Total 31.

[Mr. O'Neill in the chair.]

On motion of Mr. Maybin, H. B. No. 116, an Act to amend section 4151 of the Annotated Code of 1892 in reference to how funds loaned and secured arising from any disposition of sixteenth section, was considered.

Whereupon the Senate amendment was concurred in by the following vote:

**YEAS**—Messrs. Anderson, Arnold, Arrington, Basham, Bellamy, Bowles, Buntin, Butler, Bynum, Caldwell of Monroe, Caldwell of Leake and Winston, Caruthers, Cook, Cotten, Denton, Dinsmore, Doss, Durham, Farr, Fowler, Fox, Gardner, Gayles, Gewin, Glover, Gore, Goude-lock, Greaves, Graham, Griffin, Guynes, Hannah, Harper, Henry, Hinton, Ivy, Jackson, Johnston, Keirn, Keith, Kelsey, Key, Lamb, Lancaster, Marshall, Maybin, McGuire, McKie, McSwine, Medford, Miller of Copiah, Mitchell, Montgomery of Washington, Murry, Nelson, Nix, Odom, O'Neill, Packwood, Perkins, Puckett, Quinn, Ratliff, Redhead, Rice, Roberts, Robertson, Rodgers of Tishomingo, Rogers of Yalobusha, Simmons, Simpson, Smith of Jones, Spencer, Stewart, Stinson of Lauderdale, Stinson of Lowndes, Stowers of Jefferson,

Talbert, Tate, Taylor of Yalobusha, Terral, Thomas, Thrasher, Turner of Greene, Turner of Madison, Underwood, Wade, Walton, Williams, Williamson, Wilson, Wyatt—Total yeas, 92.

NAYS—0.

ABSENT AND THOSE NOT VOTING—Messrs. Ballinger, Binford, Blanchard, Boggan, Burkitt, Campbell, Carr, Catchings, Champion, Chatham, Davis, Dulaney, Durrett, Eckles, Enochs, Falkner, Harris, Hart, King, Love, Mauffray, Miller of Washington, Morris, Montgomery of Quitman, Newman, Payne, Peatross, Peery, Potter, Reeves, Ryan, Smith of Wayne, Stowers of Lafayette, Street, Stutta, Taylor of Montgomery, Touchstone, Ventress, Watson, Worthington, and Mr. Speaker—Total 41.

On motion of Mr. Wilson, H. B. No. 161, an Act to amend the exemption laws of this State as provided in section 1892, chapter 45 Annotated Code 1892 as applied to debtors leaving the State, was considered.

Mr. Keith moved to indefinitely postpone the bill.

Mr. Caldwell of Leake and Winston, moved the previous question on the adoption of the motion to indefinitely postpone, which motion prevailed. Whereupon the bill was indefinitely postponed.

#### MESSAGES FROM THE SENATE.

MR. SPEAKER: I am directed to inform the House that the Senate has adopted House Concurrent Resolution No. 18, submitting to the qualified electors for adoption or rejection an amendment to the Constitution.

MR. SPEAKER—I am directed to inform the House that the Senate has passed the following entitled bills:

H. B. No. 109, an Act for the relief of James R. Yerger, and making an appropriation for refunding the purchase money with interest of six per cent. since date of patent for land to which the title has failed.

H. B. No. 97, an Act authorizing the board of supervisors of Lincoln county to transfer certain moneys from the general county fund to the school fund of said county.

H. B. No. 77, an Act to amend section 3227 of the Annotated Code of 1892, defining who is entitled to pensions, also requiring grand juries to examine the list of applicants for pensions in the several counties; with amendment thereto.

H. B. No. 71, an Act to amend section 3928 of the Code in regard to road overseers' reports.

With an amendment.

H. No. 118, an Act to repeal chapter 278 of the sheet acts

of 1890 entitled an Act to provide for the better working of roads in the county of Panola.

H. B. No. 88, an Act authorizing the board of supervisors of Warren county to pay J. M. Brennan out of county funds the sum of \$1180.10 due said Brennan from said county.

WILLIAM HENRY, Secretary.

**Report of Committee on Enrolled Bills :**

MR. SPEAKER—Your Committee on Enrolled Bills desire to report that the following House Bill, having been signed by the Speaker of the House and President of the Senate, has been delivered to the Governor, to-wit :

H. H. No. 145, an Act to authorize the Board of Levee Commissioners of the Yazoo-Mississippi Delta to construct and maintain a telephone line along its levees, with suitable spurs or branch lines therefrom, and to operate the same commercially, and for other purposes.

Respectfully submitted,

R. R. BUNTIN, Acting Chairman.

Mr. Cook moved to reconsider the vote by which H. B. No. 161, an Act to amend the exemption laws of this State, as provided in section 1892, chapter 45, Annotated Code, 1892, as applied to debtors leaving the State, was lost.

On motion of Mr. Spencer, H. B. No. 124, an Act to provide for a clerk in the office of State Superintendent of Education, and fixing salary of said clerk, was considered.

Mr. Underwood moved to indefinitely postpone, and moved the previous question on the adoption of the motion to indefinitely postpone, which motion prevailed, and the bill was indefinitely postponed.

By unanimous consent, Committee on Registration and Elections made report as follows :

**Report of Committee on Registration and Elections :**

MR. SPEAKER—The Committee on Registration and Elections has had under consideration the following bill referred to them, and have instructed me to report it back with the following recommendations, to-wit :

S. B. No. 40, entitled an Act to amend sections 8612 and 8615 of the Annotated Code of Mississippi, in reference to the registration of voters.

The title is sufficient, and recommend the same do pass, as amended.

J. E. TERRAL, Chairman.

Mr. Henry offered the following :

*Resolved*, That the house proceed to elect three persons to serve as commissioners to purchase a penitentiary farm or farms, as provided in H. B. No. 79, approved February 7, 1894, and that the voting be *viva voce*, which was adopted.



ton, Jackson, Johnston, Keith, Kelsey, Lamb, Lancaster, Love, Maybin, McGuire, McKie, Medford, Nelson, Newman, Odom, O'Neill, Packwood, Peatross, Perkins, Potter, Quinn, Redhead, Rice, Smith of Jones, Spencer, Stinson of Lowndes, Street, Stutts, Tate, Terral, Turner of Madison, Ventress, Walton, Williams, Williamson, Wilson—Total yeas, 59.

**NAYS**—Messrs. Anderson, Arnold, Basham, Buntin, Campbell, Champion, Fowler, Gardner, Gewin, Gore, Griffin, Hannah, Harper, Hart, King, Mitchell, Murry, Nix, Reeves, Roberts, Rogers of Yalobusha, Ryan, Simmons, Simpson, Stewart, Stinson of Lauderdale, Talbert, Taylor of Yalobusha, Thomas, Thrasher, Turner of Greene, Underwood, Wade, Worthington, Wyatt—Total nays, 35.

**ABSENT AND THOSE NOT VOTING**—Messrs. Binford, Blanchard, Boggan, Burkitt, Caldwell of Leake and Winston, Carr, Catchings, Chatham, Davis, Dulaney, Durham, Eckles, Enochs, Greaves, Harris, Ivy, Keirn, Key, Marshall, Maufrey, McSwine, Miller of Copiah, Miller of Washington, Morris, Montgomery of Quitman, Montgomery of Washington, Payne, Peery, Puckett, Ratliff, Robertson, Rodgers of Tishomingo, Smith of Wayne, Stowers of Jefferson, Stowers of Lafayette, Taylor of Montgomery, Touchstone, Watson, Mr. Speaker—Total, 39.

Report of Committee on Conference:

**MR. SPEAKER**—The Committee on Conference on Senate amendment to H. B. No. 20, beg leave to report as follows:

Recommend that the Senate do recede from its amendment, and that the Senate and House do adopt the following in lieu thereof: Strike out "\$15,430.00" and insert in lieu thereof "\$16,285.00."

C. K. CARUTHERS,  
Chairman Senate Committee.  
J. W. T. FALKNER,  
Chairman House Committee.

Mr. Rodgers, of Tishomingo, moved the previous question on the adoption of the report, which motion prevailed, and the report was adopted by the following vote:

**YEAS**—Messrs. Arnold, Arrington, Ballinger, Bellamy, Bowles, Butler, Bynum, Caldwell of Leake and Winston, Campbell, Caruthers, Champion, Chatham, Cook, Cotten, Denton, Dinsmore, Doss, Durham, Durrett, Eckles, Enochs, Falkner, Fox, Gayles, Glover, Gonderlock, Guynes, Harper, Hart, Henry, Hinton, Jackson, Johnston, Keirn, Kelsey, Lamb, Lancaster, Love, Marshall, Maybin, McGuire, McKie, Medford, Mitchell, Montgomery of Washington, Murry, Nelson, Newman, Odom, O'Neill, Peatross, Potter, Puckett, Quinn, Ratliff, Redhead, Rice, Rodgers of Tishomingo,

Rogers of Yalobusha, Ryan, Simmons, Smith of Jones, Stinson of Lowndes, Street, Tate, Taylor of Yalobusha, Terral, Thomas, Turner of Madison, Underwood, Ventress, Williams, Williamson, Wilson, Worthington, Mr. Speaker—Total yeas, 76.

**NAYS**—Messrs. Anderson, Basham, Buntin, Caldwell of Monroe, Fowler, Gardner, Gewin, Gore, Graham, Griffin, Keith, King, Nix, Packwood, Perkins, Roberts, Simpson, Stinson of Lauderdale, Stowers of Jefferson, Talbert, Thrasher, Turner of Greene, Wade, Wyatt—Total nays, 24.

**ABSENT AND THOSE NOT VOTING**—Messrs. Binford, Blanchard, Boggan, Burkitt, Carr, Catchings, Davis, Dulaney, Farr, Greaves, Hannah, Harris, Ivy, Key, Mauffray, McSwine, Miller of Copiah, Miller of Washington, Morris, Montgomery of Quitman, Payne, Peery, Reeves, Robertson, Smith of Wayne, Spencer, Stewart, Stowers of Lafayette, Stutts, Taylor of Montgomery, Touchstone, Walton, Watson—Total, 38.

On motion of Mr. Potter, H. B. No. 120, an Act to amend section 2021 of the Annotated Code, in relation to the fees for collecting delinquent taxes was considered.

On motion of Mr. McGuire, the bill was indefinitely postponed.

On motion of Mr. Newman, H. B. No. 162, an Act to repeal section 5 of chapter 555 of the Acts of 1882, was considered.

Mr. Potter moved that the bill be indefinitely postponed. Lost.

Whereupon the bill was considered engrossed, read the third time, and agreeably to the provisions of the Constitution, the yeas and nays were taken and the bill passed, title standing as stated, by the following vote:

**YEAS**—Messrs. Anderson, Arnold, Arrington, Ballinger, Basham, Bellamy, Bowles, Buntin, Burkitt, Butler, Caldwell of Monroe, Caldwell of Leake and Winston, Campbell, Caruthers, Champion, Chatham, Cook, Cotten, Denton, Dinsmore, Doss, Durham, Durrett, Enochs, Fowler, Fox, Gardner, Gayles, Gewin, Glover, Gore, Goudelock, Greaves, Graham, Griffin, Guynes, Harper, Hart, Henry, Hinton, Jackson, Keirn, Keith, Kelsey, Key, King, Lamb, Lancaster, Love, Marshall, Maybin, McGuire, Medford, Mitchell, Montgomery of Washington, Murry, Nelson, Newman, Nix, Odom, O'Neill, Peatross, Perkins, Puckett, Quinn, Ratliff, Redhead, Reeves, Rice, Roberts, Robertson, Rodgers of Tishomingo, Rogers of Yalobusha, Ryan, Simmons, Simpson, Smith of Jones, Stewart, Stinson of Lauderdale, Stinson of Lowndes, Stowers of Jefferson, Street, Stutts, Talbert, Tate, Taylor of

Yalobusha, Terral, Thomas, Thrasher, Turner of Madison, Underwood, Ventress, Wade, Walton, Williamson, Wilson, Worthington, Wyatt—Total yeas, 99.

**NAYS**—Messrs. Eckles, Falkner, Hannah, Johnston, McKie, Packwood, Potter, Stowers of Lafayette—Total nays, 8.

**ABSENT AND THOSE NOT VOTING**—Messrs. Binford, Blanchard, Boggan, Bynum, Carr, Catchings, Davis, Dulaney, Farr, Harris, Ivy, Mauffray, McSwine, Miller of Copiah, Miller of Washington, Morris, Montgomery of Quitman, Payne, Peery, Smith of Wayne, Spencer, Taylor of Montgomery, Touchstone, Turner of Greene, Watson, Williams—Total, 26.

Mr. Goudelock moved to reconsider vote by which S. B. No. 128, entitled an Act to amend sections 3999 and 4000 of Code in reference to school trustees, qualifications, how selected, was passed.

**Report of Committee on Enrolled Bills:**

**MR. SPEAKER**—Your Committee on Enrolled Bills have examined the following entitled bills and find that they are correctly enrolled, and we herewith present them to the Speaker for his signature, to-wit:

S. B. No. 86, an Act to repeal section 3985 of Annotated Code in reference to members of the board to inspect the roads.

S. B. No. 28, an Act to repeal section 7 of an Act entitled an Act to incorporate the Mississippi State Fair Association, approved March 1, 1884, and to transfer the lands now occupied by said Mississippi State Fair Association, known as the fair grounds east of the Capitol and west of Pearl river, to the Board of Control, to be used by them for the benefit of the State.

S. B. No. 97, an Act to amend an Act entitled an Act creating a Board Levee Commissioners for the Tallahatchie River Levee District in the county of Panola, and for other purposes.

S. B. No. 52, an Act to be entitled an Act to create the Vicksburg Levee District, and to define its duties and powers.

H. B. No. 71, an Act to amend section 3928 of the Annotated Code of 1892, in regard to road overseers' reports.

H. B. No. 88, an Act authorizing the board of supervisors of Warren county to pay J. M. A. Brennan out of the county funds the sum of eleven hundred and eighty-eight and 10-100 dollars due J. M. A. Brennan from said county.

H. B. No. 113, an Act to repeal chapter 278 of the Sheet Acts of 1890, entitled an Act to provide for the better working of the public roads in the county of Panola and for other purposes.

H. B. No. 96, an Act to furnish the counties of Lincoln and Holmes with certain books.

H. B. No. 97, an Act authorizing the board of supervisors of Lincoln county to transfer certain moneys from the general fund to the school fund of said county.

H. B. No. 109, an Act for the relief of James R. Yerger and making an appropriation for refunding the purchase money, with interest at 6 per cent. since date of patent, for land to which the title has failed.

H. B. No. 106, an Act to be entitled on Act to authorize and empower the board of supervisors of Perry county to join the board of supervisors of Covington county in building a bridge across the Bowie river near the county line of Perry county, and to enable said board of supervisors of Perry county to appropriate money therefor.

H. B. No. 45, an Act to repeal section 3 of an Act approved March 16th, 1886, entitled an Act to amend an Act to incorporate the Board of Levee Commissioners for the Yazoo-Mississippi Delta, and for other purposes, and in lieu thereof to enact an Act entitled an Act to levy a privilege tax on certain callings, business and professions, and for other purposes.

H. B. No. 116, an Act to amend section 4151 of the Annotated Code of 1892 in reference to how funds loaned and secured arising from any disposition of 16th sections.

R. R. BUNTIN, Acting Chairman.

Whereupon, the Speaker suspended all business and signed the bills, calling attention of the House thereto.

MESSAGE FROM THE SENATE.

MR. SPEAKER: I am directed to inform the House that the Senate has adopted the report of the Conference Committee on S. B. No, 120, an Act to amend chapter 23 of the Code, in reference to convicts in county jails.

Also the following concurrent resolution:

*Resolved by the Senate, the House concurring,* That the supervisors of the census be requested not to take the census as provided by chapter 19 of the Code.

WILLIAM HENRY, Secretary.

MESSAGE FROM THE GOVERNOR.

EXECUTIVE DEPARTMENT,  
JACKSON, MISS., February 8, 1894. }

MR. SPEAKER—I am directed by his Excellency, the Governor, to inform the House of Representatives that he has approved the following entitled bill, to-wit:

H. B. No. 65, an Act to authorize the board of levee commissioners for the Yazoo-Mississippi Delta to construct and maintain a telephone line along its levees, with suitable spurs or branch lines therefrom, and to operate the same commercially, and for other purposes.

Respectfully,

J. J. COMAN, Private Secretary.

On motion of Mr. Hinton, S. B. No. 101, an Act for the relief of W. J. Phillips, of Marshall county, was read the third time, and agreeably to the provisions of the Constitution, the yeas and nays were taken and the bill passed, title standing as stated, by the following vote:

**YEAS**—Messrs. Arnold, Arrington, Ballinger, Basham, Bellamy, Bowles, Butler, Bynum, Caldwell of Monroe, Caldwell of Leake and Winston, Campbell, Caruthers, Cook, Denton, Dinsmore, Doss, Durham, Eckles, Enochs, Farr, Fowler, Gardner, Gayles, Gewin, Glover, Goude-lock, Greaves, Graham, Guynes, Hannah, Harper, Hart, Henry, Hinton, Jackson, Johnston, Keirn, Keith, Kelsey, King, Lamb, Lancaster, Love, Marshall, Maybin, McGuire, McKie, Medford, Mitchell, Montgomery of Washington, Murry, Nelson, Odom, O'Neill, Packwood, Peatross, Perkins, Potter, Puckett, Quinn, Ratliff, Redhead, Reeves, Rice, Robertson, Rodgers of Tishomingo, Rogers of Yalobusha, Ryan, Simmons, Simpson, Smith of Jones, Stewart, Stinson of Lauderdale, Stinson of Lowndes, Stowers of Jefferson, Stowers of Lafayette, Street, Stutts, Talbert, Tate, Taylor of Yalobusha, Ter-ral, Thomas, Thrasher, Turner of Greene, Turner of Madison, Underwood, Ventress, Wade, Watson, Williamson, Wil-son, Worthington, Wyatt and Mr. Speaker—Total, 96.

**NAYS**—0.

**ABSENT AND THOSE NOT VOTING**—Messrs. Anderson, Bin-ford, Blanchard, Boggan, Buntin, Burkitt, Carr, Oatchings, Champion, Chatham, Cotten, Davis, Dulaney, Durrett, Falk-ner, Fox, Gore, Griffin, Harris, Ivy, Key, Mauffry, McSwine, Miller of Copiah, Miller of Washington, Morris, Montgom-ery of Quitman, Newman, Nix, Payne, Peery, Roberts, Smith of Wayne, Spencer, Taylor of Montgomery, Touch-stone, Walton and Williams—Total, 88.

Report of Committee on Alcorn A. and M. College:

**MR. SPEAKER:** Your Special Committee having had under consideration the affairs of the Alcorn Agricultural and Mechanical College, have instructed me to report as fol-lows:

Your committee has examined ten witnesses. The examin-ation was full, complete and searching; the statement of each witness was taken down in full, and your committee beg to

have same considered a part of this report. That from the testimony submitted, your committee is of the opinion and beg leave to so report, that there has been considerable friction and bickering in the workings of the faculty of this institution since 1890, at which time it appears that the faculty became divided into factions, antagonistic to each other in such a degree as to preclude the idea of harmony—one faction led by the president, and the other by certain professors and tutors; this spirit of contention it appears continued to grow for three years, rather than diminish.

Your committee is of the opinion, that while neither party or faction, was guilty of any direct infraction of the rules and regulations governing the institution, such a potent spirit of discord and contention had grown up between the factions that the ends and purposes for which the institution was established, could not have been subserved while both factions remained at the College. To have retained this entire faculty, in the judgment of the committee would have been unwise and detrimental to the best interests of the institution, And while the committee does not undertake to say what teacher, or teachers, should have been removed, it is clearly of the opinion that the removal of some one of these discordant factors was necessary to harmony and unity of action in the management and control of the institution. And that the action of the board of trustees in the premises was prompted by a sincere desire to promote the interests of the institution. And your committee is of the opinion that the affairs of said institution are now in good condition, and that the purposes of its creation are being efficiently and properly carried out.

Respectfully submitted,

W. H. MAYBIN, Chairman,  
SAM. HINTON,  
GEO. W. BUTLER.

**MR. SPEAKER:** The special committee appointed to investigate the affairs and management of the Alcorn A. & M. College, beg to report that the following persons are entitled to the following sums for witness fees:

W. B. Murdock,	
Rodney, Miss., 3 days and 86 miles.....	\$ 13 10
J. W. Martin,	
Rodney, Miss., 3 days and 86 miles.....	13 10
J. A. Burrus,	
Nashville, Tenn., 4 days and 200 miles.....	26 00
N. S. Walker,	
Port Gibson, Miss., 2 days and 60 miles.....	9 50

J. A. Martin, Yazoo City, Miss., 2 days and 48 miles.....	7 30
T. F. Daniels, Rodney, Miss., 3 days and 78 miles.....	11 80
M. Clowers, Rodney, Miss., 2 days and 86 miles.....	11 60
Robt. Tweed, Rodney, Miss., 2 days and 95 miles.....	12 50
J. C. McAdams, Natchez, Miss., 2 days and 100 miles.....	13 00
P. S. Bowles, Yokena, Miss., 1 day and 65 miles.....	8 00
G. W. Butler, Telegrams sent under direction of Committee..	3 90
R. P. Stockton, Stenographer, 88,885 words.....	33 35
	\$162 65

and respectfully ask for issuance of certificate therefor.

Respectfully,

W. H. MAYBIN, Chairman.

SAM. HINTON, Secretary.

Report of Committee was adopted and the evidence filed with the report was ordered filed with the Secretary of State.

On motion of Mr. Lancaster, S. B. No. 115, an Act to amend section 4012 in reference to separate school districts, was considered.

On motion of Mr. Henry, the bill was indefinitely postponed.

S. B. No. 45, an Act to amend section 2381 of the Annotated Code of Mississippi in reference to expenses of lunatics in the Lunatic Asylums.

Was, on motion of Mr. Buntin, indefinitely postponed.

S. B. No. 126, an Act authorizing the Superintendents to expend annually for two years one hundred dollars, or so much thereof as necessary each to the State Lunatic Asylum and the East Mississippi Insane Asylum out of the appropriation for the purchase of books and reading matter for the inmates thereof, was read the third time, and agreeably to the provisions of the Constitution, the yeas and nays were taken, and the bill passed, title standing as stated by the following vote:

YEAS—Messrs. Anderson, Arnold, Arrington, Bellamy, Bowles, Buntin, Burkitt, Butler, Bynum, Caldwell of Monroe, Caldwell of Leake and Winston, Champion, Cook, Denton, Dinsmore, Doss, Durham, Eckles, Enoch, Falkner,

Farr, Fowler Fox, Gewin, Goudelock, Greaves, Graham, Griffin, Guynes, Hannah, Harper, Hart, Henry, Hinton, Jackson, Johnston, Keirn, Kelsey, Key, Lamb, Lancaster, Love, Mauffray, Maybin, McGuire, McKie, McSwine, Medford, Mitchell, Murry, Nelson, Odom, O'Neill, Packwood, Perkins, Potter, Quinn, Ratliff, Redhead, Reeves, Roberts, Robertson, Rodgers of Tishomingo, Rogers of Yalobusha, Ryan, Simmons, Simpson, Smith of Jones, Stinson of Lauderdale, Stinson of Lowndes, Street, Talbert, Tate, Taylor of Montgomery, Terral, Thomas, Thrasher, Turner of Madison, Underwood, Wade, Walton, Wilson, Worthington, Wyatt, Mr. Speaker—Total yeas, 85.

NAYS—Messrs. Ballinger, Durrett, Stowers of Jefferson—Total nays, 3.

ABSENT AND THOSE NOT VOTING—Messrs. Basham, Binford, Blanchard, Boggan, Campbell, Carr, Caruthers, Catchings, Chatham, Cotten, Davis, Dulaney, Gardner, Gayles, Glover, Gore, Harris, Ivy, Keith, King, Marshall, Miller of Copiah, Miller of Washington, Morris, Montgomery of Quitman, Montgomery of Washington, Newman, Nix, Payne, Peatross, Peery, Puckett, Rice, Smith of Wayne, Spencer, Stewart, Stowers of Lafayette, Stutts, Taylor of Yalobusha, Touchstone, Turner of Greene, Ventress, Watson, Williams, Williamson—Total 45.

Mr. Street offered the following :

WHEREAS, The Daily-Clarion-Ledger has published each day a synopsis of the proceedings of this House, and copies of said paper have been regularly distributed to the members ; therefore, be it

*Resolved*, That the sum of seventy-nine dollars and eighty cents is hereby appropriated out of the contingent fund of the Legislature to the publishers of said paper, in full compensation for 188 copies at 60 cents, for one and one-fourth months.

Adopted.

On motion of Mr. Street, H. B. No. 77, an Act to amend section 3227 of the Annotated Code of 1892, defining who is entitled to pensions, also requiring grand juries to examine the list of applicants for pensions in the several counties, previously sent to the Senate, was recalled.

S. B. No. 124, an Act to amend section 1076 of the Annotated Code, in reference to escape of certain penitentiary convicts, so as to extend the law to include simple escapes.

Was read the third time and the Clerk called the roll, and the bill was lost by the following vote :

YEAS—Messrs. Arnold, Arrington, Basham, Bellamy, Bowles, Butler, Bynum, Caldwell of Leake and Winston, Campbell, Champion, Cook, Cotten, Doss, Durham, Eekles,



Enochs, Farr, Fowler, Gardner, Gayles, Greaves, Henry, Keirn, Key, Lancaster, Maybin, McKie, McSwine, Odom, O'Neill, Perkins, Potter, Quinn, Redhead, Rodgers of Tishomingo, Rogers of Yalobusha, Smith of Jones, Turner of Madison and Williamson—Total, 39.

**YAYS**—Messrs. Anderson, Buntin, Burkitt, Caldwell of Monroe, Caruthers, Denton, Dinsmore, Durrett, Fox, Gewin, Gore, Goude-lock, Graham, Griffin, Hannab, Harper, Hart, Jackson, King, Lamb, Love, Marshall, McGuire, Medford, Montgomery of Washington, Murry, Nelson, Nix, Packwood, Peery, Puckett, Ratliff, Roberts, Reeves, Robertson, Ryan, Simmons, Simpson, Stinson of Lauderdale, Stinson of Lowndes, Stowers of Jefferson, Street, Stutts, Talbert, Tate, Taylor of Montgomery, Thomas, Thrasher, Underwood, Wade, Watson, Wilson, Worthington and Wyatt—Total, 54.

**ABSENT AND THOSE NOT VOTING**—Messrs. Ballinger, Binford, Blanchard, Boggan, Carr, Catchings, Chatham, Davis, Dulaney, Falkner, Glover, Guynes, Harris, Hinton, Ivy, Johnston, Keith, Kelsey, Maufray, Miller of Copiah, Miller of Washington, Mitchell, Morris, Montgomery of Quitman, Newman, Payne, Peatross, Rice, Smith of Wayne, Spencer, Stewart, Stowers of Lafayette, Taylor of Yalobusha, Terral, Touchstone, Turner of Greene, Ventress, Walton, Williams and Mr. Speaker—Total 40.

Mr. Street moved to reconsider the vote by which the bill was lost. Lost.

H. B. No. 7, an Act to amend section 3935 of the Annotated Code of Mississippi, in reference to members of the board of supervisors inspecting roads, ferries and bridges, by striking out the words "road or roads" where they occur in said section, was considered.

On motion of Mr. Denton, the bill was indefinitely postponed.

On motion of Mr. Street, the vote by which the House refused to concur in Senate amendment to H. B. No. 77, an Act to amend section 3227 of the Annotated Code of 1892, defining who is entitled to pensions, also requiring grand juries to examine the list of applicants for pensions in the several counties, was reconsidered.

The Senate amendment to said bill, as follows: Amend section 1 by striking out at the end of said section the words "this section shall be construed as enacted and being in force from and after November 1st, 1892," and insert in lieu thereof the following: "The provisions of this section shall apply to widows of soldiers who have died after allowance of pensions since November 1, 1892," was then concurred in by the following vote:

**YAYS**—Messrs. Anderson, Arnold, Arrington, Ballinger,

Basham, Bellamy, Bowles, Buntin, Burkitt, Butler, Bynum, Caldwell of Monroe, Caldwell of Leake and Winston, Campbell, Caruthers, Champion, Chatham, Cook, Denton, Dinsmore, Doss, Durham, Durrett, Eckles, Fowler, Fox, Gardner, Gayles, Gewin, Gore, Goudelock, Greaves, Graham, Griffin, Guynes, Hannah, Harper, Hart, Henry, Hinton, Keirn, Keith, Kelsey, Key, King, Lancaster, Love, Marshall, McGuire, McKie, McSwine, Medford, Miller of Copiah, Mitchell, Montgomery of Washington, Murry, Nelson, Newman, Nix, Odom, O'Neill, Packwood, Peatross, Peery, Potter, Puckett, Quinn, Ratliff, Redhead, Reeves, Roberts, Robertson, Rodgers of Tishomingo, Rogers of Yalobusha, Ryan, Simmons, Simpson, Smith of Jones, Stinson of Lauderdale, Stinson of Lowndes, Stowers of Jefferson, Street, Stutts, Tate, Taylor of Montgomery, Taylor of Yalobusha, Terral, Thomas, Thrasher, Turner of Madison, Underwood, Ventress, Wade, Walton, Watson, Williamson, Wilson, Worthington, Wyatt, Mr. Speaker—Total yeas, 100.

NAYS—0.

ABSENT AND THOSE NOT VOTING—Messrs. Binford, Blanchard, Boggan, Carr, Catchings, Cotten, Davis, Dulaney, Enochs, Falkner, Farr, Glover, Harris, Ivy, Jackson, Johnston, Lamb, Mauffray, Maybin, Miller of Washington, Morris, Montgomery of Quitman, Payne, Perkins, Rice, Smith of Wayne, Stewart, Spencer, Stowers of Lafayette, Talbert, Touchstone, Turner of Greene, Williams—Total 38.

H. B. No. 157, an Act to repeal sections 3468 and 3469 of the Code of 1892, and to re-enact section 1770 of the Code of 1880, was considered engrossed, read the third time and agreeably to the provisions of the Constitution, the yeas and nays were taken, and the bill passed, title standing as stated, by the following vote :

YEAS—Messrs. Anderson, Arnold, Ballinger, Basham, Bellamy, Bowles, Buntin, Burkitt, Butler, Caldwell of Monroe, Caldwell of Leake and Winston, Campbell, Caruthers, Champion, Cook, Cotten, Denton, Dinsmore, Doss, Durham, Durrett, Eckles, Falkner, Farr, Fowler, Gardner, Gayles, Gewin, Gore, Goudelock, Greaves, Graham, Guynes, Hannah, Harper, Hart, Henry, Hinton, Jackson, Keirn, Keith, Kelsey, Key, King, Lamb, Lancaster, Love, McGuire, McKie, McSwine, Medford, Miller of Copiah, Montgomery of Washington, Murry, Nelson, Nix, Odom, O'Neill, Packwood, Peery, Potter, Puckett, Quinn, Ratliff, Redhead, Reeves, Roberts, Robertson, Rodgers of Tishomingo, Ryan, Simmons, Simpson, Smith of Jones, Stinson of Lauderdale, Stinson of Lowndes, Stowers of Jefferson, Stowers of Lafayette, Street, Stutts, Tate, Taylor of Montgomery, Taylor of Yalobusha, Terral, Thrasher, Turner of Madison, Underwood, Ventress,

Wade, Walton, Williamson, Wilson, Worthington—Total yeas, 92.

**NAYS**—Messrs. Arrington and Thomas—Total nays, 2.

**ABSENT AND THOSE NOT VOTING**—Messrs. Binford, Blanchard, Boggan, Bynum, Carr, Catchings, Chatham, Davis, Dulaney, Enochs, Fox, Glover, Griffin, Harris, Ivy, Johnston, Marshall, Mauffray, Maybin, Miller of Washington, Mitchell, Morris, Montgomery of Quitman, Newman, Payne, Peatross, Perkins, Rice, Rogers of Yalobusha, Smith of Wayne, Spencer, Stewart, Talbert, Touchstone, Turner of Greene, Watson, Williams, Wyatt, Mr. Speaker—Total, 39.

Report of Committee on Roads, Bridges and Ferries:

**MR. SPEAKER**—The Committee on Roads, Bridges and Ferries has had under consideration the following bills referred to them, and have instructed me to report them back with the following recommendations, to-wit:

H. B. No. 40, To amend section 3910 of the Annotated Code of 1892 relating to property liable to road duty, and recommend that it do not pass.

H. B. 154, To prevent damages to public roads, bridges and ferries by log carts, and recommend that it do not pass.

J. G. SPENCER, Chairman.

Report of Joint Committee on Executive Contingent Fund:

**MR. SPEAKER**—The Committee on Executive Contingent Fund has had under consideration the following report referred to them, and have instructed me to report it back with the following recommendations, to-wit:

We find said report correct, and voucher for each and every claim herein mentioned presented therewith, and recommend that said report be approved.

GEO. W. MCKIE, Ch'n House Com.

Report of Joint Executive Contingent Fund was adopted, and the Governor's report of expenditures from the executive contingent fund was ordered spread on the Journal, as follows:

**REPORT OF EXPENDITURES FROM THE EXECUTIVE CONTINGENT FUND FOR THE YEARS 1892 AND 1893.**

*To the Senate and House of Representatives:*

**GENTLEMEN:** I have the honor to submit my report of the disposition of the Executive Contingent Fund for the years 1892 and 1893:

1892.	Voucher.	To whom paid.	For what purpose.	Amount.
Feb'y 1....	1...	H. D. Ragsdale.....	Night watch, Cap.....	\$ 30 00
Feb'y 1....	2...	W. J. Brown.....	One lamp for office....	6 50
Feb'y 2....	3...	W. U. Telegraph.....	Messages in January...	5 50
Feb'y 3....	4...	Index book for office,..	Eyrich.....	1 50
Feb'y 15....	5...	B. B. Breeland.....	Reward for fugitive...	200 00
Feb'y 22....	6...	D. L. Seale.....	Reward for fugitive....	100 00

Mch. 1	7	H. D. Ragsdale	Night watch, Cap	30	00
Mch. 3	8	D. L. Seale	Bal. reward for fugitive	100	00
Mch. 3	9	W. U. Telegraph Co.	Messages in February	2	10
April 5	10	W. U. Telegraph Co.	Messages in March	5	15
April 14	11	W. J. Miller	Reward for fugitive	100	00
April 6	12	T. J. Howard	Reward for L. E. Ford	500	00
May 16	13	L. Howard et al.	Reward for fugitive	150	00
July 27	14	W. H. Ford et al.	Reward for fugitive	100	00
Sept. 17	15	J. M. Stone, Governor	Expense to convicts	15	50
Oct. 12	16	W. J. Brown	Reward for fugitive	100	00
Oct. 18	17	J. M. Stone	Expenses to Hazlehurst	5	40
Oct. 21	18	J. F. Bramlet et al.	Reward	100	00
Nov. 1	19	P. H. Reece et al.	Reward	100	00
Nov. 26	20	J. J. Coman	Blank Book	25	
Dec. 2	21	B. F. King et al.	Rewards	750	00
Dec. 20	22	J. R. Garrison	Reward for Cox	150	00
Dec. 23	23	C. A. Miller	Extradition warrant	1	00
Dec. 24	24	J. J. Coman	Carbon ribbon, Eyrich	75	
					\$ 2553 65

## AMOUNTS RECEIVED.

Jan'y 2	Amount on hand, appropriation of 1891	\$ 489 96	
April 4	Auditor's warrant, this date	100 00	
April 6	Auditor's warrant, this date	500 00	
May 16	Auditor's warrant, this date	1500 00	
Dec. 19	Amount of voucher 23 returned	1 00	\$ 2590 96
Balance on hand January 1, 1893			\$ 37 31

1893.	Voucher.	To whom paid.	For what purpose.	Amount.
Jan'y 18	1	Thomas Cahill	Reward for fugitive	\$ 200 00
Jan'y 23	2	A. H. Forrester	Reward for fugitive	200 00
Jan'y 25	3	J. M. Tatum	Reward for fugitive	200 00
Feb'y 9	4	W. A. Murch	Reward for fugitive	500 00
Mch. 31	5	M. Q. McClelland	Reward for fugitive	250 00
Mch. 31	6	H. L. Tschudi	Reward for fugitive	100 00
May 10	7	I. C. R. R. Co.	Troops to Brookhaven	34 50
May 10	8	J. M. Stone & Adj. Gen.	Expenses to Brookh'en.	18 80
May 13	9	J. B. Andrews	Arresting 6 White Caps	600 00
May 16	10	John H. Lang	Remov'g military stores	15 00
July 1	11	Sec. State Tennessee	Extradition warrant	1 00
Aug. 1	12	J. M. Stone, Governor	Expenses to Columbia	20 77
Aug. 2	13	Sec. State of Illinois	Extradition warrant	2 00
Aug. 28	14	Sec. State of Arkansas	Extradition warrant	1 00
Oct. 12	15	J. B. Jarvis	Reward for fugitive	200 00
Nov. 1	16	William Henry	Storing military goods	29 60
Nov. 8	17	S. A. McIvor	Reward for fugitive	100 00
Dec. 5	18	John T. Rowland	Reward for fugitive	150 00
Dec. 6	19	H. Hudson	Rent for camp equipage	7 50
				\$2,630 17

## AMOUNTS RECEIVED IN 1893.

Jan. 1	Amount on hand, appropriation 1892	\$ 37 31
Jan. 25	Auditor's warrant, this date	2,000 00
May 11	Amount returned by I. C. R. R. Co.	34 50

May 27.	Amount returned, voucher 11.....	1 00	
June 5.	Amount Auditor's warrant, this date.....	2,000 00	
Aug. 3.	Amount returned, voucher 13.....	2 00	
Aug. 31.	Amount returned, voucher 14.....	1 00	\$4,075 81

Balance on hand January 1, 1894..... \$1,445 64

Respectfully submitted,

J. M. STONE.

N. B.—Vouchers on file in the Governor's office.

S. B. No. 87, To amend section 142 of the Annotated Code, in reference to attachment for debts not due, so as to extend the number of grounds of attachment, was considered.

On motion of Mr. Cook, the bill was indefinitely postponed.

S. B. No. 99, an Act to amend section 3510 of the Annotated Code, in reference to protests, was considered.

On motion of Mr. Burkitt, the bill was indefinitely postponed.

S. B. No. 105, an Act to amend section 2891 of the Annotated Code of 1892, in reference to inspections by court and jury of such property, place, object or thing as may be connected with or involved in a civil or criminal trial, was considered.

Whereupon the bill was read the third time, and agreeably to the provisions of the Constitution, the yeas and nays were taken and the bill passed, title standing as stated, by the following vote:

YEAS—Messrs. Anderson, Arnold, Arrington, Bellamy, Bowles, Buntin, Burkitt, Butler, Caldwell of Monroe, Caldwell of Leake and Winston, Champion, Cook, Cotten, Denton, Doss, Durham, Eckles, Falkner, Farr, Fowler, Gardner, Gayles, Gewin, Glover, Goudelook, Graham, Guynes, Harper, Henry, Hinton, Jackson, Keith, Kelsey, Key, King, Lamb, Lancaster, Love, Marshall, McGuire, McKie, Miller of Copiah, Montgomery of Washington, Murry, Newman, Nix, Odum, O'Neill, Packwood, Peatross, Potter, Ratliff, Roberts, Robertson, Rodgers of Tishomingo, Rogers of Yalobusha, Ryan, Simmons, Simpson, Smith of Jones, Stinson of Lowndes, Street, Stutts, Tate, Terral, Turner of Madison, Ventress, Williamson, Worthington and Mr. Speaker—Total, 70.

NAYS—Messrs. Basham, Bynum, Caruthers, Dinsmore, Gore, Griffin, Hart, McSwine, Medford, Quinn, Reeves, Stinson of Lauderdale, Thomas, Thrasher, Underwood and Wyatt—Total, 16.

ABSENT AND THOSE NOT VOTING—Messrs. Ballinger, Binford, Blanchard, Boggan, Campbell, Carr, Catchings, Chat-

ham, Davis, Dulaney, Durrett, Enochs, Fox, Greaves, Hannah, Harris, Ivy, Johnston, Keirn, Mauffray, Maybin, Miller of Washington, Mitchell, Morris, Montgomery of Quitman, Nelson, Payne, Peery, Perkins, Puckett, Redhead, Rice, Smith of Wayne, Spencer, Stewart, Stowers of Jefferson, Stowers of Lafayette, Talbert, Taylor of Montgomery, Taylor of Yalobusha, Touchstone, Turner of Greene, Wade, Walton, Watson, Williams and Wilson—Total, 47.

The House at 1 o'clock took recess until 3 P. M.

### AFTERNOON SESSION.

The House was called to order at 3 P. M., Speaker Vardaman in the chair. A quorum present.

S. B. No. 121, an Act to amend section 2354 of the Annotated Code of 1892, in reference to the qualifications of jurors, so as to allow road overseers to serve, was considered.

The committee offered to amend by inserting after the word "juror," in ninth (9th) line, the following: Provided, that no person who is, nor has been within twelve months, the overseer of a public road, shall be competent to serve as grand jurors. Adopted.

Mr. Henry moved to indefinitely postpone the bill. Lost.

The bill as amended was then read the third time, and agreeably to the provisions of the Constitution, the yeas and nays were taken and the bill passed, title standing as stated, by the following vote:

**YEAS**—Messrs. Anderson, Arrington, Ballinger, Basham, Bellamy, Burkitt, Butler, Bynum, Champion, Cook, Cotten, Denton, Dinsmore, Doss, Eckles, Enochs, Falkner, Fowler, Fox, Gayles, Gewin, Gore, Goudelock, Griffin, Guynes, Hannah, Harper, Hart, Jackson, Johnston, Keirn, Keith, Key, Lamb, Lancaster, Love, Marshall, Maybin, McGuire, McKie, Medford, Miller of Copiah, Mitchell, Montgomery of Washington, Murry, Nelson, Nix, Odom, O'Neill, Packwood, Peatross, Peery, Puckett, Ratliff, Redhead, Robertson, Rodgers of Tishomingo, Rogers of Yalobusha, Ryan, Simmons, Simpson, Smith of Jones, Stinson of Lauderdale, Stinson of Lowndes, Stowers of Jefferson, Street, Talbert, Tate, Taylor of Montgomery, Taylor of Yalobusha, Terral, Thomas, Thrasher, Turner of Madison, Underwood, Wade, Williamson, Wilson, Worthington—Total yeas, 79.

**NAYS**—Mr. Caruthers.

**ABSENT AND THOSE NOT VOTING**—Messrs. Arnold, Binford,

Blanchard, Boggan, Bowles, Buntin, Caldwell of Monroe, Caldwell of Leake and Winston, Campbell, Carr, Catchings, Chatham, Davis, Dulaney, Durham, Durrett, Farr, Gardner, Glover, Greaves, Graham, Harris, Henry, Hinton, Ivy, Kelsey, King, Mauffray, McSwine, Miller, of Washington, Morris, Montgomery of Quitman, Newman, Payne, Perkins, Potter, Quinn, Reeves, Rice, Roberts, Smith of Wayne, Spencer, Stewart, Stowers of Lafayette, Stutts, Touchstone, Turner of Greene, Ventress, Walton, Watson, Williams, Wyatt, Mr. Speaker—Total, 53.

**Report of Committee on Enrolled Bills:**

**MR. SPEAKER:** Your Committee on Enrolled Bills desire to report that the following House bills having been signed by the Speaker of the House and President of the Senate, have been delivered to the Governor, to-wit:

H. B. No. 109, an Act for the relief of James R. Yerger and making an appropriation for refunding the purchase money, with interest at 6 per cent, since date of patent, for land to which the title has failed.

H. B. No. 97, an Act authorizing the board of supervisors of Lincoln county to transfer certain moneys from the general fund to the school fund of said county.

H. B. No. 106, an Act to be entitled an Act to authorize and empower the board of supervisors of Perry county to join the board of supervisors of Covington county in building a bridge across the Bowie river, near the county line of Perry county, and to enable said board of supervisors of Perry county to appropriate money therefor.

H. B. No. 116, an Act to amend section 4151 of the Annotated Code of 1892, in reference to how funds loaned and secured arising from any disposition of 16th section.

H. B. No. 45, an Act to repeal section 3 of an Act approved March 16, 1886, entitled an Act to amend an Act to incorporate the Board of Levee Commissioners for the Yazoo-Mississippi Delta, and for other purposes, and in lieu thereof to enact an Act entitled an Act to levy a privilege tax on certain callings and businesses and professions, and for other purposes.

H. B. No. 96, an Act to furnish the counties of Lincoln and Holmes with certain books.

H. B. No. 113, an Act to repeal chapter 278 of the sheet Acts of 1890, entitled an Act to provide for the better working of the public roads in the county of Panola, and for other purposes.

H. B. No. 88, an Act authorizing the board of supervisors of Warren county to pay J. M. A. Brennan out of county funds the sum of eleven hundred and eighty-eight dollars and ten cents, due J. M. A. Brennan from said county.

H. B. No. 71, an Act to amend section 3928 of the Annotated Code of 1892, in regard to road overseers' reports.

Respectfully submitted,  
R. R. BUNTIN, Acting Chairman.

MESSAGE FROM THE SENATE.

MR. SPEAKER—I am directed to inform the House that the Senate has passed the following entitled bills, viz :

S. B. No. 188, an Act to quiet title to lands in Yazoo Delta held under conveyance from Liquidating Levee Commissioners.

S. B. No. 189, an Act for the relief of Mrs. J. C. Decell, of Holmes county.

WILLIAM HENRY, Secretary.

House agreed to a committee of conference asked by the Senate on the disagreement of the Senate and House on S. B. No 84, an Act to raise revenue by making contracts valid which were null and void under previous laws for non-payment of five years' dues, within ninety days from the passage of this Act. The Speaker appointed as conferees on the part of the House Messrs. Keith, Wilson and Street.

S. B. No. 85, an Act to amend section 816 of the Annotated Code in reference to holding inquests, and to provide certain exceptions thereto, was on motion of Mr. Cook laid on the table subject to call.

H. B. No. 148, an Act to expedite the trial of capital offences.

On motion of Mr. Falkner, the bill was indefinitely postponed.

S. B. No. 189, to be entitled an Act for the relief of Mrs. J. C. Decell of Holmes county.

Was read twice and referred to Committee on Local and Private Legislation.

S. B. No. 188, an Act to quiet title to lands in Yazoo Delta, held under conveyance from the liquidating levee commissioners.

Was read twice and referred to Committee on Judiciary.

Mr. Murry offered the following:

RESOLUTION.

WHEREAS, it appears from the report of the special committee to investigate certain charges against the management of the Institution for the Blind, that complaints have been made from time to time against the management of the said institution, which said complaints have been published to the world and gone abroad throughout the State; and



**WHEREAS**, The usefulness of public institutions must depend largely upon the confidence of the people in the efficiency, integrity and fitness of those in control; and

**WHEREAS**, Such confidence cannot be maintained in a management against whose fitness and course of action repeated complaints arise; and

**WHEREAS**, Such institutions are supported and maintained by the people and in the interest of the people of the State, and should not be hampered by officers whose management so arouses the distrust and apprehensions of the people that investigations are demanded; therefore be it

*Resolved*, That it is the sense of this body that, without passing on the truthfulness of the charges submitted, the best interests of the Institute for the Blind of this State would be conserved by a change in the administration of the same, and that the trustees of the said institution be, and are hereby, requested to act in accordance with the foregoing recommendation.

J. P. TAYLOR,  
JNO. Y. MURRY, JR.,  
H. B. GREAVES,  
D. B. ARNOLD,  
STEPHEN THRASHER,  
W. H. M. DURHAM,  
BEN D. SIMPSON,  
S. R. LAMB,  
THOS. WORTHINGTON,  
T. DABNEY MARSHALL.

On motion of Mr. Street, the resolution was laid on the table.

By unanimous consent, the Judiciary Committee was granted permission to sit during the session of the House.

S. B. No. 46, an Act to amend section 3546 of the Annotated Code of Mississippi, in relation to the speed of running trains on railroads passing through cities, towns and villages, by confining the effect of the section to speed within half a mile of the depot of cities and towns, and one-quarter of a mile in villages.

Mr. Street moved to amend by striking out of section 1 all after the enacting clause, and insert the following: "No railroad company shall run its locomotives and cars through the thickly settled portions of a city, town or village or across the frequently traveled streets thereof at a greater rate of speed than six miles an hour. The municipal authorities may fix by ordinance the portion of any city, town or village to which this section applies; and the company shall be liable for any damages or injury which may be sus-

tained by any one from such locomotive or cars whilst they are running at a greater speed than six miles an hour through any city, town or village." Adopted.

On motion of Mr. Street, the bill was then read the third time, and agreeably to the provisions of the Constitution the yeas and nays were taken, and the bill passed, title standing as stated, by the following vote:

**YEAS**—Messrs. Arrington, Ballinger, Bowles, Butler, Bynum, Caruthers, Cook, Cotten, Denton, Eckles, Enochs, Falkner, Fox, Gayles, Greaves, Henry, Hinton, Jackson, Keirn, Keith, Kelsey, Lancaster, Love, Marshall, McGuire, McKie, McSwine, Medford, Montgomery of Washington, Murry, Nelson, O'Neill, Packwood, Peatross, Peery, Puckett, Quinn, Roberts, Rodgers of Tishomingo, Rogers of Yalobusha, Simmons, Smith of Jones, Stinson of Lowndes, Street, Stutts, Talbert, Tate, Thrasher, Turner of Madison, Wade, Walton, Williamson, Wilson, Worthington—Total yeas, 54.

**NAYS**—Messrs. Anderson, Basham, Bellamy, Buntin, Burkitt, Campbell, Dinsmore, Doss, Durham, Fowler, Gewin, Glover, Gore, Goudelock, Guynes, Harper, King, Lamb, Mitchell, Odom, Ratliff, Robertson, Taylor of Montgomery, Terral, Thomas, Underwood—Total nays, 26.

**ABSENT AND THOSE NOT VOTING**—Messrs. Arnold, Binford, Blanchard, Boggan, Caldwell of Monroe, Caldwell of Leake and Winston, Carr, Catchings, Champion, Chatham, Davis, Dulaney, Durrett, Farr, Gardner, Graham, Griffin, Hannah, Harris, Hart, Ivy, Johnston, Key, Mauffray, Maybin, Miller of Copiah, Miller of Washington, Morris, Montgomery of Quitman, Newman, Nix, Payne, Perkins, Potter, Redhead, Reeves, Rice, Ryan, Simpson, Smith of Wayne, Spencer, Stewart, Stinson of Lauderdale, Stowers of Jefferson, Stowers of Lafayette, Taylor of Yalobusha, Touchstone, Turner of Greene, Ventress, Watson, Williams, Wyatt, Mr. Speaker—Total, 53.

#### Report of Committee on Judiciary:

**MR. SPEAKER:** The Committee on Judiciary has had under consideration the following bills referred to them, and have instructed me to report them back with the following recommendations, to-wit:

An Act to quiet title to lands in the Yazoo Delta held under conveyance from the Liquidating Levee Commissioners, and report the title is sufficient and recommend that the bill do pass.

Respectfully submitted,  
SAMUEL C. COOK, Chairman.

**Report of Committee on Local and Private Legislation :**

**MR. SPEAKER**—Your Committee on Local and Private Legislation having had under consideration S. B. No. 189, to be entitled an Act for the relief of Mrs. J. C. Decell, and find the title sufficient and recommend that said bill do pass.

Your committee say that the relief sought cannot be advantageously obtained by general law, or a proceeding in court.

Your committee say, from the evidence adduced before them, they are of the opinion that it is right that said bill should pass.

Respectfully submitted,  
S. E. PACKWOOD, Chairman.

**MESSAGE FROM THE SENATE.**

**MR. SPEAKER:** I am directed to inform the House that the Senate has passed :

S. B. No. 18, an Act to amend section 3910 of Code in reference to property liable to road duty and how obtained.

WILLIAM HENRY, Secretary.

S. B. No. 18, an Act to amend section 3910 of the Annotated Code of Mississippi in reference to property liable to road duty and how obtained.

Was read twice and referred to Committee on Roads, Ferries and Bridges.

S. B. No. 189, an Act for the relief of Mrs. J. C. Decell of Holmes county, was, on motion of Mr. Keirn, read the third time, and agreeably to the provisions of the Constitution, the yeas and nays were taken, and the bill passed, title standing as stated, by the following vote :

**YEAS**—Messrs. Anderson, Arrington, Ballinger, Bellamy, Bowles, Buntin, Burkitt, Butler, Bynum, Caruthers, Cook, Cotten, Denton, Dinsmore, Doss, Durham, Falkner, Farr, Fowler, Fox, Gayles, Gewin, Greaves, Griffin, Hannah, Harper, Hart, Henry, Hinton, Jackson, Johnston, Keirn, Keith, Kelsey, Key, King, Lamb, Lancaster, Love, Marshall, McGuire, McKie, McSwine, Medford, Murry, Nelson, Odom, O'Neill, Packwood, Quinn, Ratliff, Redhead, Robertson, Rodgers of Tishomingo, Rogers of Yalobusha, Ryan, Smith of Jones, Stinson of Lauderdale, Stinson of Lowndes, Stowers of Jefferson, Stutts, Talbert, Tate, Terral, Thomas, Thrasher, Turner of Madison, Underwood, Williams, Williamson, Wilson, Worthington—Total yeas, 72.

**NAYS**—Messrs. Basham, Durrett, Gore, Goudelock, Guynes, Mitchell, Street, Wade—Total nays, 8.

**ABSENT AND THOSE NOT VOTING**—Messrs. Arnold, Binford,

Blanchard, Boggan, Caldwell of Monroe, Caldwell of Leake and Winston, Campbell, Carr, Catchings, Champion, Chatham, Davis, Dulaney, Eckles, Enochs, Gardner, Glover, Graham, Harris, Ivy, Mauffray, Maybin, Miller of Copiah, Miller of Washington, Morris, Montgomery of Quitman, Montgomery of Washington, Newman, Nix, Payne, Peatross, Peery, Perkins, Potter, Puckett, Reeves, Rice, Roberts, Simmons, Simpson, Smith of Wayne, Spencer, Stewart, Stowers of Lafayette, Taylor of Montgomery, Taylor of Yalobusha, Touchstone, Turner of Greene, Ventress, Walton, Watson, Wyatt and Mr. Speaker—Total, 53.

Special committee to investigate State offices was granted permission to sit during the session of this House.

S. B. No. 138, an Act to quiet title to lands in Yazoo Delta held under conveyance from the liquidating Levee Commissioners, was considered.

Mr. Burkitt moved to indefinitely postpone the bill. Lost.

Whereupon the bill was read the third time, and agreeably to the provisions of the Constitution, the yeas and nays were taken, and the bill was lost, by the following vote:

**YEAS**—Messrs. Arrington, Bowles, Butler, Cook, Denton, Dinsmore, Falkner, Farr, Gayles, Glover, Hart, Henry, Johnston, Keirn, Keith, Lancaster, Marshall, McGuire, McKie, McSwine, Medford, O'Neill, Redhead, Rodgers of Tishomingo, Street, Stutts, Terral, Turner of Madison, Walton, Williamson, Mr. Speaker—Total yeas, 31.

**NAYS**—Messrs. Anderson, Ballinger, Basham, Bellamy, Burkitt, Cotten, Doss, Durham, Durrett, Fowler, Fox, Gewin, Gore, Goude-lock, Graham, Griffin, Guynes, Hannah, Harper, Kelsey, Key, King, Lamb, Love, Mitchell, Montgomery of Washington, Nix, Odom, Quinn, Ratliff, Ryan, Simmons, Smith of Jones, Stinson of Lauderdale, Stinson of Lowndes, Stowers of Jefferson, Talbert, Thomas, Thrasher, Underwood, Wade—Total nays, 41.

**ABSENT AND THOSE NOT VOTING**—Messrs. Arnold, Binford, Blanchard, Boggan, Buntin, Bynum, Caldwell of Monroe, Caldwell of Leake and Winston, Campbell, Carr, Caruthers, Catchings, Champion, Chatham, Davis, Dulaney, Eckles, Enochs, Gardner, Greaves, Harris, Hinton, Ivy, Jackson, Mauffray, Maybin, Miller of Copiah, Miller of Washington, Morris, Montgomery of Quitman, Murry, Nelson, Newman, Packwood, Payne, Peatross, Peery, Perkins, Potter, Puckett, Reeves, Rice, Roberts, Robertson, Rogers of Yalobusha, Simpson, Smith of Wayne, Spencer, Stewart, Stowers of Lafayette, Tate, Taylor of Montgomery, Taylor of Yalobusha, Touchstone, Turner of Greene, Ventress, Watson, Williams, Wilson, Worthington, Wyatt—Total, 61.

## MESSAGE FROM THE SENATE.

**MR. SPEAKER**—I am directed to inform the House that the Senate has passed the following entitled bills:

H. B. No. 13, an Act to amend section 827 of the Code, in relation to salary of county auditors, with an amendment.

S. B. No. 140, an Act to amend chapter 46 of the Code and to provide for fees to be paid to the Attorney-General for charters granted to corporations.

WILLIAM HENRY, Secretary.

Mr. Underwood moved to reconsider the vote by which S. B. No. 138, an Act to quiet title to lands in Yazoo Delta held under conveyance from the liquidating Levee Commissioner, was lost.

Report of Committee on Enrolled Bills:

**MR. SPEAKER**—Your Committee on Enrolled bills have examined the following entitled bill, and find that it is correctly enrolled, and we herewith present it to the Speaker for his signature, to-wit:

S. B. No. 94, an Act to be entitled an act to abolish the office of cotton tax collector in the Mississippi Levee Districts, and to provide for the collection of the cotton tax.

T. N. TOUCHSTONE, Chairman.

Whereupon the Speaker suspended all business and signed the bill, calling the attention of the House thereto.

Report of Committee on Roads, Ferries and Bridges:

**MR. SPEAKER**—The Committee on Roads, Ferries and Bridges, has had under consideration the following bill referred to them, and have instructed me to report it back with the following recommendation, to-wit:

S. B. No. 18, an Act to amend section 3910 of the Annotated Code of Mississippi, in reference to property liable to road duty, and how obtained.

Title sufficient; do pass.

W. R. DENTON, Secretary.

S. B. No. 18, an Act to amend section 3910 of the Annotated Code of Mississippi, in reference to property liable to road duty, and how obtained, was considered.

Mr. Denton moved the previous question on the passage of the bill, which motion prevailed.

Whereupon the bill was read the third time, and agreeably to the provisions of the Constitution, the yeas and nays were taken, and the bill was lost, a quorum failing to vote, by the following vote:

**YEAS**—Messrs. Arrington, Bynum, Denton, Dinsmore, Doss, Falkner, Farr, Fox, Gayles, Gore, Hannah, Harper, Henry, Hinton, Jackson, Johnston, Keirn, Keith, Lancaster,

Love, Marshall, McGuire, McKie, McSwine, Medford, Montgomery of Washington, Nelson, Odom, O'Neill, Packwood, Perkins, Redhead, Robertson, Rodgers of Tishomingo, Simmons, Smith of Jones, Stinson of Lauderdale, Stinson of Lowndes, Stowers of Jefferson, Street, Talbert, Tate, Taylor of Montgomery, Terral, Thomas, Thrasher, Turner of Madison, Underwood, Williamson, Wilson, Mr. Speaker—Total yeas, 51.

**NAYS**—Messrs. Anderson, Ballinger, Bellamy, Durham, Durrett, Goude-lock, Hart, Key, Mitchell, Quinn, Rogers of Yalobusha, Ryan, Walton, Worthington—Total nays, 14.

**ABSENT AND THOSE NOT VOTING**—Messrs. Arnold, Basham, Binford, Blanchard, Boggan, Bowles, Buntin, Burkitt, Butler, Caldwell of Monroe, Caldwell of Leake and Winston, Campbell, Carr, Caruthers, Catchings, Champion, Chatham, Cook, Cotten, Davis, Dulaney, Eckles, Enochs, Fowler, Gardner, Gewin, Glover, Greaves, Graham, Griffin, Guynes, Harris, Ivy, Kelsey, King, Lamb, Mauffray, Maybin, Miller of Copiah, Miller of Washington, Morris, Montgomery of Quitman, Murry, Newman, Nix, Payne, Peatross, Peery, Potter, Puckett, Ratliff, Reeves, Rice, Roberts, Simpson, Smith of Wayne, Spencer, Stewart, Stowers of Lafayette, Stutts, Taylor of Yalobusha, Touchstone, Turner of Greene, Ventress, Wade, Watson, Williams, Wyatt—Total 68.

On motion of Mr. Henry, the Clerk was instructed to call the roll and mark all absentees, and the Sergeant-at-Arms was required to notify all absent members to return to the hall at once. The roll was called, and the following members answered to their names:

**PRESENT**—Messrs. Anderson, Arrington, Ballinger, Basham, Bellamy, Butler, Bynum, Caldwell of Monroe, Cook, Cotten, Denton, Dinsmore, Doss, Durham, Durrett, Falkner, Farr, Fowler, Fox, Gardner, Gayles, Gewin, Gore, Goude-lock, Hannah, Harper, Hart, Henry, Hinton, Jackson, Johnston, Keirn, Keith, Kelsey, Key, King, Lancaster, Love, Marshall, Mauffray, McGuire, McKie, McSwine, Medford, Mitchell, Montgomery of Washington, Murry, Nelson, Newman, Nix, Odom, O'Neill, Packwood, Perkins, Quinn, Ratliff, Redhead, Reeves, Robertson, Rodgers of Tishomingo, Rogers of Yalobusha, Ryan, Simmons, Smith of Jones, Stinson of Lauderdale, Stinson of Lowndes, Stowers of Jefferson, Street, Talbert, Tate, Taylor of Montgomery, Terral, Thomas, Thrasher, Touchstone, Turner of Madison, Underwood, Wade, Walton, Williamson, Wilson, Worthington, Wyatt, Mr. Speaker.

**ABSENT**—Messrs. Arnold, Binford, Blanchard, Boggan, Bowles, Buntin, Burkitt, Caldwell of Leake and Winston, Campbell, Carr, Caruthers, Catchings, Champion, Chatham,

Davis, Dulaney, Eckles, Enochs, Glover, Greaves, Graham, Griffin, Guynes, Harris, Ivy, Lamb, Maybin, Miller of Copiah, Miller of Washington, Morris, Montgomery of Quitman, Payne, Peatross, Peery, Potter, Puckett, Rice, Roberts, Simpson, Smith of Wayne, Spencer, Stewart, Stowers of Lafayette, Stutts, Taylor of Yalobusha, Turner of Greene, Ventress, Watson, Williams.

Which showed a quorum present.

Whereupon, S. B. No. 18, an Act to amend section 3910 of the Annotated Code of Mississippi in reference to property liable to road duty and how obtained, was read again the third time, and agreeably to the provisions of the Constitution, the yeas and nays were taken, and the bill passed, title standing as stated, by the following vote :

**YEAS**—Messrs. Arrington, Bowles, Butler, Bynum, Chatham, Cook, Cotten, Denton, Dinsmore, Doss, Falkner, Farr, Fox, Gayles, Gore, Hannah, Harper, Henry, Hinton, Jackson, Keirn, Keith, Lancaster, Love, Marshall, Mauffray, McGuire, McKie, McSwine, Medford, Montgomery of Washington, Nelson, Newman, Odom, O'Neill, Packwood, Peatross, Perkins, Redhead, Robertson, Rodgers of Tishomingo, Simmons, Smith of Jones, Stinson of Lauderdale, Stinson of Lowndes, Stowers of Jefferson, Street, Talbert, Tate, Taylor of Montgomery, Taylor of Yalobusha, Terral, Thomas, Thrasher, Touchstone, Turner of Madison, Underwood, Watson, Williamson, Wilson, Worthington and Mr. Speaker—Total yeas, 62.

**NAYS**—Messrs. Anderson, Ballinger, Basham, Bellamy, Caldwell of Monroe, Durham, Durrett, Fowler, Gardner, Gewin, Goudelock, Griffin, Hart, Johnston, Key, Lamb, Mitchell, Murry, Nix, Quinn, Reeves, Rogers of Yalobusha, Ryan, Wade, Walton and Wyatt—Total nays, 26.

**ABSENT AND THOSE NOT VOTING**—Messrs. Arnold, Binford, Blanchard, Boggan, Buntin, Burkitt, Caldwell of Leake and Winston, Campbell, Carr, Caruthers, Catchings, Champion, Davis, Dulaney, Eckles, Enochs, Glover, Greaves, Graham, Guynes, Harris, Ivy, Kelsey, King, Maybin, Miller of Copiah, Miller of Washington, Morris, Montgomery of Quitman, Payne, Peery, Potter, Puckett, Ratliff, Rice, Roberts, Simpson, Smith of Wayne, Spencer, Stewart, Stowers of Lafayette, Stutts, Turner of Greene, Ventress and Williams—Total 45.

At 5:45 the House, on motion of Mr. Underwood, took recess until 7:30 o'clock P. M.

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#### EVENING SESSION.

House called to order at 7:30 o'clock P. M., Speaker Vardaman in the chair. A quorum present.

S. B. 111, an Act to be entitled an Act to protect Government lights and lighthouse stations on the navigable waters of this State, and to secure the safety of vessels navigating thereon, and persons and property in or upon said vessels, was considered.

Mr. Henry moved the previous question on the passage of the bill, which motion prevailed.

Whereupon, the bill was read the third time, and agreeably to the provisions of the Constitution, the yeas and nays were taken, and the bill passed, title standing as stated, by the following vote:

**YEAS**—Messrs. Arrington, Ballinger, Bellamy, Bowles, Buntin, Butler, Bynum, Caldwell of Monroe, Caldwell of Leake and Winston, Caruthers, Cook, Denton, Doss, Eckles, Falkner, Gardner, Gayles, Gewin, Greaves, Hannah, Harper, Henry, Hinton, Ivy, Jackson, Keirn, Keith, Kelsey, Key, Lamb, Lancaster, Love, Marshall, McKie, McSwine, Mitchell, Morris, Montgomery of Washington, Murry, Nelson, Newman, Nix, Odom, O'Neill, Packwood, Peatross, Peery, Perkins, Puckett, Redhead, Reeves, Rodgers of Tishomingo, Rogers of Yalobusha, Ryan, Simmons, Simpson, Smith of Jones, Stowers of Jefferson, Street, Stutts, Talbert, Taylor of Montgomery, Terral, Thomas, Touchstone, Turner of Madison, Wade, Watson, Williamson, Wilson, Worthington, Wyatt and Mr. Speaker—Total, 73.

**NAYS**—Messrs. Anderson, Basham, Burkitt, Cotten, Dinsmore, Durham, Durrett, Enochs, Gore, Goudelock, Guynes, Hart, King, Medford, Ratliff, Roberts, Robertson, Stinson of Lauderdale, Stinson of Lowndes, Tate, Thrasher, Underwood and Walton—Total, 23.

**ABSENT AND THOSE NOT VOTING**—Messrs. Arnold, Binford, Blanchard, Boggan, Campbell, Carr, Catchings, Champion, Chatham, Davis, Dulaney, Farr, Fowler, Fox, Glover, Graham, Griffin, Harris, Johnston, Mauffray, Maybin, McGuire, Miller of Copiah, Miller of Washington, Montgomery of Quitman, Payne, Potter, Quinn, Rice, Smith of Wayne, Spencer, Stewart, Stowers of Lafayette, Taylor of Yalobusha, Turner of Greene, Ventress and Williams—Total, 37.  
Report of Committee on Ways and Means:

**MR. SPEAKER**—The Committee on Ways and Means has had under consideration the following bills referred to them, and have instructed me to report them back with the following recommendations, to-wit:

H. B. No. 36, an Act to amend sections 3751 and 3753 of the Annotated Code in relation to personal and real assessment rolls.

Title sufficient, and recommend that said bill do pass.



H. B. No. 141, an Act to increase the revenue by imposing a tax on the privilege of carrying a pistol.

Title sufficient, and recommend said bill do pass.

H. B. No. 22, an Act to amend section 3342, Annotated Code, 1892.

That title is sufficient, and recommend that said bill do not pass.

H. B. No. 10, an Act to repeal section 3342 of the Annotated Code of Mississippi, in relation to privilege tax on public cotton buyers.

That title is sufficient, and that said bill do not pass.

H. B. No. 155, an Act to amend section 3373 of the Annotated Code of 1892, in regard to privilege taxes on patent medicines.

That title is sufficient, and that said bill do not pass.

H. B. No. 165, an Act to amend chapter 108 of the Annotated Code of 1892, in relation to privilege taxes, and to provide a revenue for the years 1894 and 1895.

That title is sufficient, and recommend that said bill do pass.

H. M. STREET, Chairman.

H. B. No. 86, an Act to amend sections 3751 and 3753 of the Annotated Code, in relation to personal and real assessment rolls, was, on motion of Mr. Street, considered engrossed, read the third time, and agreeably to the provisions of the Constitution, the yeas and nays were taken and the bill passed, title standing as stated, by the following vote:

YEAS—Messrs. Anderson, Arrington, Ballinger, Basham, Bellamy, Buntin, Burkitt, Bynum, Caldwell of Monroe, Caldwell of Leake and Winston, Caruthers, Cook, Cotten, Denton, Dinsmore, Doss, Durham, Durrett, Eckles, Enochs, Fox, Gardner, Gayles, Gewin, Gore, Goudelock, Greaves, Griffin, Guynes, Hannah, Harper, Hart, Henry, Hinton, Jackson, Johnston, Keirn, Keith, Kelsey, Key, King, Lamb, Lancaster, Love, Marshall, McKie, McSwine, Medford, Mitchell, Morris, Montgomery of Washington, Murry, Nelson, Newman, Nix, Odom, O'Neill, Packwood, Peatross, Peery, Perkins, Puckett, Ratliff, Redhead, Reeves, Roberts, Robertson, Rodgers of Tishomingo, Rogers of Yalobusha, Ryan, Simmons, Simpson, Smith of Jones, Stinson of Lauderdale, Stinson of Lowndes, Stowers of Jefferson, Street, Stutts, Talbert, Tate, Taylor of Montgomery, Terral, Thomas, Thrasher, Touchstone, Turner of Madison, Underwood, Ventress, Wade, Walton, Watson, Williamson, Wilson, Worthington, Wyatt, Mr. Speaker—Total yeas, 96.

NAYS—Mr. Bowles.

ABSENT AND THOSE NOT VOTING—Messrs. Arnold, Binford,

Blanchard, Boggan, Butler, Campbell, Carr, Catchings, Champion, Chatham, Davis, Dulaney, Falkner, Farr, Fowler, Glover, Graham, Harris, Ivy, Mauffray, Maybin, McGuire, Miller of Copiah, Miller of Washington, Montgomery of Quitman, Payne, Potter, Quinn, Rice, Smith of Wayne, Spencer, Stewart, Stowers of Lafayette, Taylor of Yalobusha, Turner of Greene, Williams—Total, 36.

MESSAGE FROM THE SENATE.

**MR. SPEAKER**—I am directed to inform the House that the Senate has passed the following entitled bills, to-wit:

S. B. No. 129, an Act to amend chapter 81 of the Code, as to notice of non-resident or unknown parties in suits enforcing liens on water-craft.

H. B. No. 147, an Act to admit surety companies to be received as sureties on official and other bonds, and to authorize incorporation of domestic insurance companies.

WILLIAM HENRY, Secretary.

Report of Committee on Enrolled Bills:

**MR. SPEAKER**—Your Committee on Enrolled Bills have examined the following entitled bills, and find that they are correctly enrolled, and we herewith present them to the Speaker for his signature, to-wit:

S. B. No. 25, an Act to amend section 3995 of the Annotated Code of Mississippi, in reference to the location of school districts.

S. B. No. 67, an Act to amend section 355 of the Annotated Code of Mississippi, in reference to the county line between Carroll and Leflore counties.

S. B. No. 95, an Act to amend chapter 60 of the Annotated Code of Mississippi, in reference to the creation of an executive committee of the State Board of Health.

S. B. No. 114, an Act to amend sections 2276 and 2285 of the Annotated Code of Mississippi, in reference to the duties and compensation of county health officers.

S. B. No. 120, an Act to repeal chapter 28 of the Annotated Code of Mississippi in reference to convicts in county jails, and to pass a substitute therefor, providing for the working, safe keeping and proper treatment of said convicts.

T. N. TOUCHSTONE, Chairman.

Whereupon the Speaker suspended business and signed the bills, calling the attention of the House thereto.

H. B. No. 165, an Act to amend chapter 108 of the Annotated Code of 1892 in relation to privilege taxes and to provide a revenue for the years 1894 and 1895, was taken up.

Mr. Street moved that the bill be considered by sections.  
Adopted.

Mr. Greaves moved to amend section (3330), by striking out the section.

Lost.

Mr. Greaves then moved to amend the same section by adding after the word "dollars" in the line next to the last line of same the words "nor more than \$5.00."

Lost.

Mr. Falkner moved to amend section (3334) by striking out \$10, and inserting \$50.

Lost.

Mr. Caldwell of Monroe, moved to strike out all of section (3375) of the bill.

Lost.

Mr. Henry moved to strike out all of the section (3999) of the bill.

Lost.

Mr. Williamson moved to amend section (3402) by inserting after the word "cigarette" in the seventh line, the following: billiard tables, Jenny Lind tables, pool tables, nine or ten-pin alleys or any similar contrivance kept for public use.

Adopted.

Mr. Talbert moved to strike out of the section the words "the county of his residence."

Lost.

Mr. Goudelock moved to strike out of the bill the tax on owners of stallions and jacks.

Lost.

Mr. Cook moved to amend by taxing dogs \$1.00.

Lost.

Mr. Caldwell of Monroe, to amend by adding to paragraph taxing stallions and jacks, the words: "except stallions that are plowed or used as farm horses."

Lost.

Mr. Marshall offered the following new section:

On all persons who own or harbor more than one dog, five dollars, provided all owners of coon and opossum dogs are hereby excepted from the above tax.

Mr. Talbert moved to amend by adding cats.

Lost.

Mr. Marshall's amendment was then lost.

Mr. McGuire moved to strike out all of section three of the bill.

Lost.

At 9:20 P. M., Mr. Rodgers of Tishomingo, moved that the House do adjourn.

Lost.

Mr. Gore moved to strike out of section three of the bill beginning with the word "provided" in sixteenth line of said section.

Lost.

Mr. Marshall offered the following new section:

Section —, On all persons living in cities of 5,000 inhabitants or more, and owning or harboring more than one dog, \$2.50.

Mr. Cook moved to amend the amendment offered by Mr. Marshall, by striking out 5,000 and inserting 1,000.

Adopted.

The new section, as amended, was then adopted.

On motion of Mr. Street, the vote by which the new section offered by Mr. Marshall was adopted, was reconsidered, and the amendment was then lost.

Mr. Wade offered the following:

On each professional sportsman who raises and trains dogs for sale or trains dogs for other purposes for remuneration, \$25.00. Lost.

Mr. Burkitt moved to amend section 4 of the bill by striking out after the word "be" in sixth line, down to and including, the word "determine" in eighth line, and insert in lieu thereof the words "in denominations of not less than \$5.00 nor more than \$20.00." Adopted.

Mr. Burkitt moved to strike out of section 4 of the bill all after the word "value" in line twenty, down to and including, the figures "1896" in line twenty-three. Adopted.

Mr. Tate moved to strike out the word "twelve" in line seven of last section, and insert in lieu thereof the word "thirteen." Adopted.

Mr. Ratliff offered the following:

There shall be assessed and collected a privilege tax on all incomes and inheritances as follows:

From \$ 2,000 to \$ 5,000.....	1	per cent.
From 5,000 to 10,000.....	1½	per cent.
From 10,000 to 20,000.....	2	per cent.
From 20,000 to 30,000.....	2½	per cent.
From 30,000 to 40,000.....	3	per cent.
From 40,000 to 50,000.....	3½	per cent.
From 50,000 to 60,000.....	4	per cent.
From 60,000 to 70,000.....	4½	per cent.
From 70,000 to 80,000.....	5	per cent.
From 80,000 to 90,000.....	5½	per cent.
From 90,000 to 100,000.....	6	per cent.
Over 100,000.....	10	per cent.

Mr. Underwood moved the previous question on the adoption of the amendment, which prevailed.

The demand for the yeas and nays on the adoption of the amendment being sustained, the same was adopted by the following vote :

**YEAS**—Messrs. Arrington, Ballinger, Basham, Bellamy, Buntin, Burkitt, Caldwell of Monroe, Caldwell of Leake and Winston, Cook, Cotten, Denton, Doss, Durham, Enochs, Gardner, Gewin, Gore, Goudelock, Griffin, Guynes, Hannah, Harper, Hart, Henry, Key, King, Lamb, McKie, Medford, Mitchell, Morris, Murry, Nelson, Newman, Nix, Perkins, Puckett, Ratliff, Reeves, Roberts, Rogers of Yalobusha, Simmons, Smith of Jones, Stinson of Lauderdale, Stinson of Lowndes, Stowers of Jefferson, Terral, Touchstone, Turner of Madison, Ventress, Wade, Walton and Wyatt—Total yeas, 58.

**NAYS**—Messrs. Bowles, Bynum, Caruthers, Dinsmore, Durrett, Eckles, Falkner, Gayles, Greaves, Hinton, Jackson, Johnston, Keith, Kelsey, Lancaster, Love, Marshall, McSwine, O'Neill, Packwood, Rodgers of Tishomingo, Ryan, Street, Stutts, Talbert, Tate, Taylor of Montgomery, Thrasher, Underwood, Williamson, Wilson, Worthington and Mr. Speaker—Total nays, 38.

**ABSENT AND THOSE NOT VOTING**—Messrs. Anderson, Arnold, Binford, Blanchard, Boggan, Butler, Campbell, Carr-Catchings, Champion, Chatham, Davis, Dulaney, Farr, Fowler, Fox, Glover, Graham, Harris, Ivy, Keirn, Mauffray, Maybin, McGuire, Miller of Copiah, Miller of Washington, Montgomery of Quitman, Montgomery of Washington, Odom, Payne, Peatross, Peery, Potter, Quinn, Redhead, Rice, Robertson, Simpson, Smith of Wayne, Spencer, Stewart, Stowers of Lafayette, Taylor of Yalobusha, Thomas, Turner of Greene, Watson, Williams—Total, 47.

Mr. Cook moved to reconsider the vote by which the amendment offered by Mr. Ratliff was adopted, which prevailed.

Mr. Keith moved the previous question on the adoption of the amendment, which prevailed, and a demand for the yeas and nays being sustained, the Clerk called the roll and the amendment was then lost by the following vote :

**YEAS**—Messrs. Arrington, Basham, Bellamy, Buntin, Burkitt, Caldwell of Monroe, Cotten, Doss, Durham, Durrett, Gardner, Gewin, Gore, Goudelock, Griffin, Guynes, Harper, Hart, Henry, King, Lamb, Mitchell, Morris, Newman, Nix, Perkins, Ratliff, Reeves, Roberts, Simmons, Stinson of Lauderdale, Stutts, Terral, Wade, Walton and Wyatt—Total yeas, 36.

**NAYS**—Messrs. Bowles, Butler, Bynum, Caldwell of Leake and Winston, Caruthers, Cook, Denton, Dinsmore, Eckles, Enochs, Falkner, Gayles, Greaves, Hannah, Hinton, Jackson, Keith, Key, Lancaster, Love, Marshall, McKie, McSwine, Medford, Montgomery of Washington, Murry, Nelson, Odom, O'Neill, Packwood, Peatross, Peery, Puckett, Redhead, Rodgers of Tishomingo, Rogers of Yalobusha, Ryan, Simpson, Smith of Jones, Stinson of Lowndes, Stowers of Jefferson, Street, Talbert, Tate, Taylor of Montgomery, Thomas, Thrasher, Touchstone, Turner of Madison, Underwood, Ventress, Williamson, Wilson, Worthington and Mr. Speaker—Total nays, 55.

**ABSENT AND THOSE NOT VOTING**—Messrs. Anderson, Arnold, Ballinger, Binford, Blanchard, Boggan, Campbell, Carr, Catchings, Champion, Chatham, Davis, Dulaney, Farr, Fowler, Fox, Glover, Graham, Harris, Ivy, Johnston, Keirn, Kelsey, Mauffray, Maybin, McGuire, Miller of Copiah, Miller of Washington, Montgomery of Quitman, Payne, Potter, Quinn, Rice, Robertson, Smith of Wayne, Spencer, Stewart, Stowers of Lafayette, Taylor of Yalobusha, Turner of Greene, Watson and Williams—Total, 42.

Mr. Street moved the previous question on the passage of the bill, which prevailed.

Mr. Burkitt moved to reconsider the vote by which the previous question was called. Lost.

Whereupon, the bill, as amended, was considered engrossed, read the third time, and agreeably to the provisions of the Constitution, the yeas and nays were taken, and the bill passed, title standing as stated, by the following vote:

**YEAS**—Messrs. Arrington, Ballinger, Bynum, Caldwell of Leake and Winston, Caruthers, Cook, Cotten, Denton, Doss, Durham, Eckles, Enochs, Falkner, Glover, Goudelock, Guynes, Hannah, Hart, Hinton, Keith, Key, Lancaster, Love, McKie, McSwine, Medford, Mitchell, Montgomery of Washington, Murry, Nelson, O'Neill, Packwood, Peery, Puckett, Redhead, Rodgers of Tishomingo, Rogers of Yalobusha, Ryan, Simmons, Simpson, Smith of Jones, Stinson of Lowndes, Stowers of Jefferson, Street, Talbert, Tate, Taylor of Montgomery, Thrasher, Touchstone, Turner of Madison, Underwood, Ventress, Wade, Walton, Williamson, Wilson, Worthington, Mr. Speaker—Total, 58.

**NAYS**—Messrs. Basham, Bowles, Buntin, Burkitt, Butler, Caldwell of Monroe, Dinsmore, Durrett, Gayles, Gewin, Gore, Greaves, Griffin, Henry, Jackson, King, Lamb, Marshall, Newman, Nix, Perkins, Ratliff, Reeves, Stinson of Lauderdale, Stutts, Terral, Thomas, Wyatt—Total, 28.

**ABSENT AND THOSE NOT VOTING**—Messrs. Anderson, Ar-

nold, Bellamy, Binford, Blanchard, Boggan, Campbell, Carr, Catchings, Champion, Chatham, Davis, Dulaney, Farr, Fowler, Fox, Gardner, Graham, Harper, Harris, Ivy, Johnston, Keirn, Kelsey, Mauffray, Maybin, McGuire, Miller of Copiah, Miller of Washington, Morris, Montgomery of Quitman, Odom, Payne, Peatross, Potter, Quinn, Rice, Roberts, Robertson, Smith of Wayne, Spencer, Stewart, Stowers of Lafayette, Taylor of Yalobusha, Turner of Greene, Watson, Williams—Total, 47.

At 11:10 the House, on motion of Mr. Rogers of Yalobusha, adjourned until 9:30 A. M. to-morrow.

L. PINK SMITH,  
Clerk of the House of Representatives.

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### THIRTY-FIFTH DAY.

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SATURDAY, February 7, 1894.

The House was called to order at 10 A. M. by Speaker Vardaman.

Prayer by Rev. Mr. Simmons.

The roll being called, the following members answered to their names:

PRESENT—Messrs. Anderson, Arnold, Arrington, Ballinger, Basham, Bellamy, Bowles, Buntin, Burkitt, Butler, Bynum, Caldwell of Monroe, Caldwell of Leake and Winston, Campbell, Caruthers, Champion, Chatham, Cook, Denton, Dinmore, Doss, Dulaney, Durham, Durrett, Eckles, Enochs, Falkner, Farr, Fox, Gardner, Gayles, Gewin, Gore, Glover, Goude-lock, Greaves, Graham, Griffin, Guynes, Hannah, Harper, Hart, Henry, Hinton, Jackson, Johnston, Keirn, Keith, Kelsey, Key, King, Lamb, Lancaster, Love, Mauffray, Maybin, McGuire, McKie, McSwine, Medford, Miller of Copiah, Mitchell, Morris, Montgomery of Washington, Murry, Nelson, Newman, Nix, Odom, O'Neill, Packwood, Payne, Peery, Perkins, Potter, Puckett, Quinn, Ratliff, Redhead, Reeves, Rice, Robertson, Rodgers of Tishomingo, Rogers of Yalobusha, Ryan, Simmons, Simpson, Smith of Jones, Stinson of Lauderdale, Stinson of Lowndes, Stowers of Jefferson, Stowers of Lafayette, Street, Stutts, Talbert, Taylor of Montgomery, Terral, Thomas, Thrasher, Touchstone, Turner of Madison, Underwood, Ventress, Wade, Walton, Williamson, Worthington, Wyatt, Mr. Speaker—Total present, 109.

**ABSENT**—Messrs. Binford, Blanchard, Boggan, Carr, Cotten, Catchings, Davis, Fowler, Harris, Ivy, Marshall, Miller of Washington, Montgomery of Quitman, Peatross, Roberts, Smith of Wayne, Spencer, Stewart, Tate, Taylor of Yalobusha, Turner of Greene, Watson, Williams, Wilson—Total absent, 24.

Leave of absence granted Mr. Touchstone, on account of sickness, from day to day.

Privileges of the House extended Hon. T. Jones Stewart of Harrison county.

The reading of the Journal of yesterday was dispensed with and the same stood approved.

S. B. No. 129, an Act to amend chapter 81 of the Code as to notice of non-resident or unknown parties in suits enforcing liens on water craft.

Was read twice and referred to Committee on Judiciary.

H. B. No. 141, an Act to increase the revenue by imposing a tax on the privilege of carrying a pistol was taken up,

Mr. Talbert moved to amend by striking out \$5.00 and inserting \$2.50.

Mr. Potter moved to indefinitely postpone the bill.

Mr. Henry moved the previous question on the adoption of the amendment and the indefinite postponement of the bill, which motion prevailed.

Whereupon, the amendment was lost, and the bill indefinitely postponed.

Mr. Burkitt moved to reconsider the vote by which S. B. No. 138, an Act to quiet title to lands in Yazoo Delta held under conveyance from the Liquidating Levee Commissioners, was lost. Adopted.

Mr. Burkitt offered to amend as follows :

Strike out in line 8 the words "or corporation" and insert "who is a bona fide resident of the State." Adopted.

The bill, as amended, was then read the third time, and agreeably to the provisions of the Constitution, the yeas and nays were taken, and the bill passed, title standing as stated, by the following vote :

**YEAS**—Messrs. Anderson, Arrington, Ballinger, Bellamy, Bowles, Buntin, Burkitt, Butler, Bynum, Caldwell of Monroe, Caldwell of Leake and Winston, Campbell, Caruthers, Champion, Denton, Dinsmore, Durham, Durrett, Eckles, Enochs, Falkner, Farr, Fox, Gardner, Gewin, Glover, Goude-lock, Graham, Guynes, Hannah, Harper, Henry, Hinton, Jackson, Keirn, Keith, Kelsey, King, Lancaster, Mauf-ray, Maybin, McKie, McSwine, Medford, Mitchell, Morris, Montgomery of Washington, Murry, Nelson, Newman, Nix,



Williamson, Worthington, Wyatt, Mr. Speaker—Total yeas, 73.

NAYS—0.

ABSENT AND THOSE NOT VOTING—Messrs. Arnold, Arrington, Binford, Blanchard, Boggan, Bowles, Burkitt, Caldwell of Monroe, Carr, Catchings, Cook, Davis, Dulaney, Durrett, Eckles, Farr, Fowler, Gardner, Gayles, Gore, Greaves, Griffin, Harris, Ivy, Jackson, Keith, Marshall, Mauffray, Maybin, Miller of Copiah, Miller of Washington, Mitchell, Morris, Montgomery of Quitman, Newman, Packwood, Payne, Peatross, Potter, Puckett, Redhead, Roberts, Robertson, Rodgers of Tishomingo, Ryan, Smith of Wayne, Spencer, Stewart, Street, Tate, Taylor of Yalobusha, Thomas, Touchstone, Turner of Greene, Underwood, Ventress, Watson, Williams, Wilson, Mr. Speaker—Total, 60.

Report of Committee on Judiciary :

MR. SPEAKER—The Committee on Judiciary has had under consideration the following bills referred to them, and have instructed me to report them back with the following recommendations, to-wit:

S. B. No. 59, to amend chapter 73 of the Annotated Code, in reference to State ownership of land for taxes by unintentional default ; also,

S. B. No. 140, to amend chapter 46 of the Annotated Code and to provide for fees to be paid to the Attorney-General for charters granted to corporations.

The committee find that the title to said bills are sufficient, and recommend that the same do pass.

S. B. No. 129, to amend chapter 81 of Code, as to notice of non-resident or unknown parties in suits enforcing liens on water-craft.

The committee find the title sufficient, but recommend that the same do not pass.

Cook, Chairman.

H. B. No 13, an Act to amend section 327 of the Annotated Code of 1892, in relation to the salary of county auditors, was taken up.

Senate offered to amend by striking out all after the word "dollars" in the twenty-third line, down to and including the word "dollars" in the twenty-sixth line, and insert in lieu thereof the following: "And in counties with assessed value of real and personal property exceeding three million and not exceeding four and a half million dollars, the salary shall not exceed three hundred dollars; and in counties with assessed value of real and personal property over four and one-half million dollars, the salary shall not exceed five hundred dollars."

Whereupon the Senate amendment was concurred in by the following vote:

**YEAS**—Messrs. Anderson, Arrington, Ballinger, Basham, Bellamy, Buntin, Burkitt, Bynum, Caldwell of Monroe, Caldwell of Leake and Winston, Campbell, Caruthers, Champion, Cotten, Denton, Dinsmore, Doss, Durham, Eckles, Enochs, Farr, Fox, Gardner, Gayles, Gewin, Gore, Greaves, Graham, Griffin, Guynes, Hannah, Harper, Hart, Henry, Hinton, Jackson, Keirn, Keith, Kelsey, Key, King, Lamb, Love, McGuire, McKie, Medford, Miller of Copiah, Mitchell, Montgomery of Washington, Murry, Nix, Odom, O'Neill, Packwood, Peery, Perkins, Quinn, Ratliff, Redhead, Robertson, Rodgers of Tishomingo, Ryan, Simmons, Smith of Jones, Stinson of Lauderdale, Stinson of Lowndes, Stowers of Jefferson, Street, Talbert, Taylor of Montgomery, Thomas, Thrasher, Turner of Madison, Underwood, Ventress, Walton, Watson, Wilson, Worthington, Wyatt—Total yeas, 80.

**NAYS**—Messrs. Bowles, Butler, Cook, Falkner, Goudelock, Johnston, Lancaster, Mauffray, Maybin, Nelson, Potter, Reeves, Rice, Simpson, Stowers of Lafayette, Terral, Williamson—Total nays, 17.

**ABSENT AND THOSE NOT VOTING**—Messrs. Arnold, Binford, Blanchard, Boggan, Carr, Catchings, Chatham, Davis, Dulaney, Durrett, Fowler, Glover, Harris, Ivy, Marshall, McSwine, Miller of Washington, Morris, Montgomery of Quitman, Newman, Payne, Peatross, Puckett, Roberts, Rogers of Yalobusha, Smith of Wayne, Spencer, Stewart, Stutts, Tate, Taylor of Yalobusha, Touchstone, Turner of Greene, Wade, Williams, Mr. Speaker—Total, 36.

#### MESSAGES FROM THE SENATE.

**MR. SPEAKER**—I am directed to inform the House that the Senate has concurred in House amendment to—

S. B. No. 46, an Act to amend section 3546 of Code, in relation to speed of trains.

**MR. SPEAKER**—I am directed to inform the House that the Senate has passed the following entitled bills, viz:

S. B. No. 122, an Act to repeal section 2196 of the Annotated Code, in relation to expenditures out of a ward's estate.

S. B. No. 135, an Act to exempt from taxation property owned and acquired by Christian Temperance Unions.

H. B. No. 135, an Act to amend section 2056 of the Annotated Code of 1892, in reference to proceedings to declare stock law in force.

H. B. No. 160, an Act for the relief of N. Batson of Pearl-

River county, and to cancel a deed to certain lands executed by the Land Commissioner, and to return to him the purchase price thereof.

H. B. No. 156, an Act to authorize the city of Meridian to borrow money.

H. B. No. 117, an Act to refund to J. M. Wilborn taxes overpaid by him in the year 1891.

H. B. No. 151, an Act to make an appropriation to pay assessors of the various counties of the State the deficit in their fees growing out of the poll tax assessments for 1892 and 1893.

WILLIAM HENRY, Secretary.

S. B. No. 140, an Act to amend chapter 46 of the Annotated Code, and to provide for fees to be paid to the Attorney-General for charters granted to corporations, was considered.

Whereupon, the bill was read the third time, and agreeably to the provisions of the Constitution, the yeas and nays were taken, and the bill passed, title standing as stated, by the following vote:

YEAS—Messrs. Anderson, Basham, Bowles, Butler, Bynum, Caldwell of Leake and Winston, Caruthers, Champion, Cook, Cotten, Denton, Dinsmore, Durham, Eckles, Enochs, Falkner, Fox, Gardner, Gewin, Greaves, Graham, Hannah, Harper, Hart, Henry, Jackson, Keirn, Keith, Key, Lamb, Lancaster, Love, Maybin, McGuire, McKie, Medford, Miller of Copiah, Montgomery of Washington, Murry, Nelson, Nix, Odom, O'Neill, Packwood, Peery, Potter, Quinn, Redhead, Rice, Rogers of Yalobusha, Ryan, Simmons, Simpson, Smith of Jones, Stinson of Lowndes, Stowers of Lafayette, Street, Stutts, Terral, Thomas, Turner of Madison, Underwood, Watson, Williamson, Wilson, Worthington and Mr. Speaker—Total, 67.

NAYS—Messrs. Arrington, Bellamy, Caldwell of Monroe, Gore, Goudelock, Guynes, Hinton, Perkins, Reeves, Stinson of Lauderdale, Stowers of Jefferson and Wyatt—Total, 12.

ABSENT AND THOSE NOT VOTING—Messrs. Arnold, Ballinger, Binford, Blanchard, Boggan, Buntin, Burkitt, Campbell, Carr, Catchings, Chatham, Davis, Doss, Dulaney, Durrett, Farr, Fowler, Gayles, Glover, Griffin, Harris, Ivy, Johnston, Kelsey, King, Marshall, Mauffray, McSwine, Miller of Washington, Mitchell, Morris, Montgomery of Quitman, Newman, Payne, Peatross, Puckett, Ratliff, Roberts, Robertson, Rodgers of Tishomingo, Smith of Wayne, Spencer, Stewart, Talbert, Tate, Taylor of Montgomery, Taylor of Yalobusha, Thrasher, Touchstone, Turner of Greene, Ventress, Wade, Walton and Williams—Total, 54.

S. B. No. 59, an Act to amend chapter 73 of the Anno-

tated Code, in reference to State ownership of land for taxes, by no intentional default, was considered.

Whereupon the bill, on motion of Mr. Cook, was read the third time, and agreeably to the provisions of the Constitution, the yeas and nays were taken and the bill passed, title standing as stated, by the following vote:

**YEAS**—Messrs. Anderson, Bellamy, Bowles, Butler, Bynum, Caldwell of Monroe, Caldwell of Leake and Winston, Caruthers, Champion, Cook, Cotten, Denton, Dinmore, Doss, Eckles, Falkner, Farr, Fox, Gewin, Goudelock, Greaves, Graham, Griffin, Guynes, Hannah, Hart, Henry, Hinton, Jackson, Keirn, Keith, Kelsey, Key, Lamb, Lancaster, Mauffray, Maybin, McGuire, McKie, Medford, Miller of Copiah, Morris, Montgomery of Washington, Murry, Nelson, O'Neill, Packwood, Peery, Potter, Puckett, Rice, Robertson, Ryan, Simmons, Simpson; Smith of Jones, Stowers of Jefferson, Stowers of Lafayette, Street, Stutts, Talbert, Taylor of Montgomery, Terral, Thomas, Turner of Madison, Underwood, Wade, Walton, Watson, Williamson, Worthington and Wyatt—Total, 72.

**NAYS**—Messrs. Arrington, Basham, Gore, McSwine, Stinson of Lauderdale, Stinson of Lowndes and Thrasher—Total, 7.

**ABSENT AND THOSE NOT VOTING**—Messrs. Arnold, Balingier, Binford, Blanchard, Boggan, Buntin, Burkitt, Campbell, Carr, Catchings, Chatham, Davis, Dulaney, Durham, Durrett, Enochs, Fowler, Gardner, Gayles, Glover, Harper, Harris, Ivy, Johnston, King, Love, Marshall, Miller of Washington, Mitchell, Montgomery of Quitman, Newman, Nix, Odom, Payne, Peatross, Perkins, Quinn, Ratliff, Redhead, Reeves, Roberts, Rodgers of Tishomingo, Rogers of Yalobusha, Smith of Wayne, Spencer, Stewart, Tate, Taylor of Yalobusha, Touchstone, Turner of Greene, Ventress, Williams, Wilson and Mr. Speaker—Total 54.

**MESSAGE FROM THE GOVERNOR.**

EXECUTIVE DEPARTMENT,  
JACKSON, MISS., February 9, 1894. }

**MR. SPEAKER**—I am directed by his Excellency, the Governor, to inform the House of Representatives that he has approved the following entitled bills, to-wit:

H. B. No. 45, an Act to repeal section 3 of an Act approved March 16th, 1886, entitled "an Act to incorporate the Board of Levee Commissioners for the Yazoo-Mississippi Delta, and for other purposes," and in lieu thereof to enact an Act entitled an Act to levy a privilege tax on cer-

tain callings, businesses and professions, and for other purposes.

H. B. No. 71, an Act to amend section 3928 of the Annotated Code of 1892, in regard to road overseers' reports.

H. B. No. 88, an Act authorizing the board of supervisors of Warren county to pay J. M. A. Brennan out of the county funds the sum of eleven hundred and eighty-eight and 10-100 dollars due J. M. A. Brennan from said county.

H. B. No. 96, an Act to furnish the counties of Lincoln and Holmes with certain books.

H. B. No. 97, an Act authorizing the board of supervisors of Lincoln county to transfer certain moneys from the general county fund to the school fund of said county.

H. B. No. 106, an Act to be entitled "an Act to authorize and empower the board of supervisors of Perry county to join the board of supervisors of Covington county in building a bridge across the Bowie river near the county line of Perry county, and to enable said board of supervisors of Perry county to appropriate money therefor."

H. B. No. 109, an Act for the relief of James R. Yergor and making an appropriation for refunding the purchase money, with interest at 6 per cent. since date of patent, for land to which the title has failed.

H. B. No. 110, an Act to repeal chapter 278 of the sheet Acts of 1890 entitled "an Act to provide for the better working of the public roads in the county of Panola," and for other purposes.

H. B. No. 116, an Act to amend section 4151 of the Annotated Code of 1892 in reference to how funds loaned and secured arising from any disposition of 16th sections.

Respectfully,

J. J. COMAN, Private Secretary.

S. B. No. 122, an Act to repeal section 2196 of the Annotated Code, in relation to expenditures out of wards' estate.

Was read twice and referred to Committee on Judiciary.

S. B. No. 135, to be entitled an Act to exempt from taxation property owned and acquired by Christian Temperance Unions.

Was read twice and referred to Committee on Ways and Means.

Report of Conference Committee :

MR. SPEAKER—The conference committee on S. B. No. 84, have considered the same, and recommend that the House recede from its amendment, and that Senate bill be amended as follows, and as amended, the same be adopted :

Amend section 1 by striking out line one, and insert :

"That contracts made within two years immediately preceding the passage of this act."

Strike out "ninety" in line seven, and insert "sixty."

Strike out of lines ten and eleven the word "five" and insert "three."

Strike out of line thirteen all after the word "time," and insert "within two years immediately preceding the passage of this Act."

Strike out all of the last five lines of section 1.

Amend title by striking out "five" and inserting "three," and by striking out "ninety" and inserting "sixty."

C. M. WILLIAMSON,  
Chairman on part of Senate.

H. M. STREET,  
Chairman on part of House.

The report of the conference committee on the disagreement of the Senate and House on S. B. No. 84, an Act to raise revenue by making contracts valid which were null for non-payment of five years' dues within ninety days from the passage of this act, was adopted by the following vote:

**YEAS**—Messrs. Anderson, Arrington, Basham, Bellamy, Bowles, Buntin, Burkitt, Butler, Bynum, Caldwell of Monroe, Caldwell of Leake and Winston, Campbell, Caruthers, Champion, Cook, Cotten, Denton, Dinsmore, Doss, Durham, Durrett, Eckles, Enochs, Falkner, Farr, Fox, Gardner, Gewin, Glover, Goude-lock, Graham, Griffin, Guynes, Hannah, Harper, Henry, Hinton, Johnston, Keirn, Kelaey, Key, King, Lamb, Lancaster, Maybin, McGuire, McKie, McSwine, Miller of Copiah, Morris, Montgomery of Washington, Murry, Nelson, Odom, O'Neill, Packwood, Potter, Quinn, Redhead, Reeves, Rice, Robertson, Rodgers of Tishomingo, Rogers of Yalobusha, Ryan, Simmons, Simpson, Smith of Jones, Stinson of Lauderdale, Stinson of Lowndes, Stowers of Jefferson, Stowers of Lafayette, Street, Talbert, Taylor of Montgomery, Terral, Thomas, Turner of Madison, Wade, Walton, Williamson, Worthington, Wyatt, Mr. Speaker—Total yeas, 84.

**NAYS**—Messrs. Ballinger, Gore, Medford, Newman, Ratliff—Total nays, 5.

**ABSENT AND THOSE NOT VOTING**—Messrs. Arnold, Binford, Blanchard, Boggan, Carr, Catchings, Chatham, Davis, Dulaney, Fowler, Gayles, Greaves, Harris, Hart, Ivy, Jackson, Keith, Love, Marshall, Mauffray, Miller of Washington, Mitchell, Montgomery of Quitman, Nix, Payne, Peatross, Peery, Perkins, Puckett, Roberts, Smith of Wayne, Spencer, Stewart, Stutts, Tate, Taylor of Yalobusha, Thrasher,

Touchstone, Turner of Greene, Underwood, Ventress, Watson, Williams, Wilson—Total 44.

Report of Committee on Judiciary :

**MR. SPEAKER**—The Committee on Judiciary has had under consideration the following bill referred to them, and have instructed me to report it back with the following recommendations, to-wit :

S. B. No. 122, to repeal section 2196 of the Annotated Code, in relation to expenditures out of a ward's estate.

Your committee find the title sufficient, and recommend that the same do pass.

Cook, Chairman.

MESSAGE FROM THE SENATE.

**MR. SPEAKER**—I am directed to inform the House that the Senate has read and passed, on three several days, House Concurrent Resolution No. 15, submitting to the qualified electors, for adoption or rejection, an amendment to the Constitution.

That the Senate has concurred in House amendment to S. B. No. 188, an Act to quiet title to lands in Yazoo Delta.

That the Senate has passed the following entitled bill :

H. B. No. 118, an Act to authorize the board of supervisors of Sunflower county to pay certain school claims mentioned therein.

WILLIAM HENRY, Secretary.

S. B. No. 122, an Act to repeal section 2196 of the Annotated Code in relation to expenditures out of a ward's estate, was considered.

Mr. Keith moved the previous question on the passage of the bill, which motion prevailed.

Whereupon, the bill was read the third time, and agreeably to the provisions of the Constitution, the yeas and nays were taken, and the bill passed by the following vote :

**YEAS**—Messrs. Anderson, Ballinger, Basham, Bowles, Buntin, Butler, Caldwell of Monroe, Caldwell of Leake and Winston, Chatham, Cook, Denton, Dinsmore, Durrett, Eckles, Falkner, Fox, Gardner, Gore, Graham, Guynes, Harper, Hinton, Jackson, Johnston, Keith, Kelsey, King, Lancaster, Love, McSwine, Medford, Miller of Copiah, Mitchell, Morris, Murry, Nelson, Packwood, Potter, Quinn, Ratliff, Rice, Roberts, Ryan, Simmons, Simpson, Smith of Jones, Stinson of Lauderdale, Stinson of Lowndes, Stowers of Jefferson, Stowers of Lafayette, Stutts, Talbert, Taylor of Montgomery, Thomas, Thrasher, Underwood, Walton, Williamson, Wilson, Wyatt—Total yeas, 60.

**NAYS**—Messrs. Arrington, Bellamy, Bynum, Campbell, Caruthers, Champion, Cotten, Durham, Enochs, Farr, Gewin, Glover, Goude-lock, Greaves, Griffin, Henry, Keirn, Lamb, Mauffray, Maybin, McGuire, McKie, Montgomery of Washington, Nix, Odom, O'Neill, Peery, Puckett, Redhead, Reeves, Robertson, Street, Terral, Turner of Madison, Wade, Worthington—Total nays, 36.

**ABSENT AND THOSE NOT VOTING**—Messrs. Arnold, Binford, Blanchard, Boggan, Burkitt, Carr, Catchings, Davis, Doss, Dulaney, Fowler, Gayles, Hannah, Harris, Hart, Ivy, Key, Marshall, Miller of Washington, Montgomery of Quitman, Newman, Payne, Peatross, Perkins, Rodgers of Tishomingo, Rogers of Yalobusha, Smith of Wayne, Spencer, Stewart, Tate, Taylor of Yalobusha, Touchstone, Turner of Greene, Ventross, Watson, Williams, Mr. Speaker—Total 37.

Mr. Street offered the following:

*Resolved*, That the sum of fifty-five dollars and seventy-five cents be paid out of the contingent fund of the Legislature for expenses incurred by the committee to investigate the management of the Institute for the Blind. Such expenses being as follows:

Miss Lee Brooks, stenographer.....	\$46 00
F. H. Foote, stenographer.....	8 50
Incidental expenses paid.....	1 25

**\$55 75**

**Adopted.**

**Report of Committee on Enrolled Bills:**

**MR. SPEAKER**—Your Committee on Enrolled Bills desire to report that the following House bills having been signed by the Speaker of the House and President of the Senate, have been delivered to the Governor:

H. B. No. 147, an Act to admit surety companies to be received as sureties on official and other bonds, and to authorize the incorporation of domestic insurance companies.

H. B. No. 20, an Act to appropriate moneys for the support and maintenance of the Industrial Institute and College for the years 1894 and 1895.

H. B. No. 77, an Act to amend section 3227 of the Annotated Code of 1892, defining who are entitled to pensions, and also requiring grand juries to examine the list and applications in the several counties.

H. B. No. 87, an Act to authorize the board of supervisors of Warren county to reimburse Bernard Foster, Esq., to whatever amount the said board may be convinced, upon proper proof, the said Bernard Foster has expended out of his own funds in ferreting out and landing in the custody of



the law the band of robbers and thieves alleged to have murdered Benson Blake, Esq.

H. B. No. 157, an Act to make an appropriation to pay assessors of the various counties of the State the deficit in their fees growing out of the poll tax assessment for 1892 and 1898.

Respectfully submitted,

R. R. BUNTIN, Acting Chairman.

MESSAGES FROM THE SENATE.

MR. SPEAKER: I am directed to inform the House that the Senate has concurred in House Concurrent Resolution appropriating additional sum of \$62.65 to pay expense incurred in investigating Alcorn A. & M. College.

MR. SPEAKER—I am directed to inform the House that the Senate has passed the following entitled bill:

H. B. No. 159, an Act to protect the State domain, to provide for classification of lands, to otherwise promote the land system of the State, and to appropriate money therefor.

WILLIAM HENBY, Secretary.

Report of Joint Committee to Investigate State Officers:

MR. SPEAKER—Your Joint Committee to Investigate State Officers beg leave to report that through sub-committees of the joint committee it has performed the duty assigned them as far as it was practicable to do in the limited time at the disposal of the committee. The committee herewith submits as part of the report, the reports of the sub-committees, and respectfully requests that the same be accepted as the report of your joint committee.

Respectfully submitted,

E. V. SOUDDER,

Chairman Senate Committee.

J. R. KING,

Chairman House Committee.

*To the Chairman and Members of the Joint Committee to Investigate State Officers:*

GENTLEMEN—We, your sub-committee to investigate the offices of State Treasurer and Revenue Agent, have made as careful an examination as the time at our command would permit, and beg leave to report:

That on the 8th day of February, 1894, we examined the books of the State Treasurer and found him charged with one hundred and seventy-six thousand three hundred and eighty-six and 66-100 dollars. Upon actual count of the money in the money vaults, we find and are pleased to so report, the sum of one hundred and seventy-six thousand

three hundred and eighty-six and 77-100 dollars cash on hand. The books of the Treasurer are a model for simplicity and clearness, and are neatly and accurately kept.

E. V. SOUDDER,

A. M. BYRD,

On part of Senate.

J. D. DOSS,

P. G. WALTON,

SAM HINTON,

On part of House.

*To the Joint Committee to Inspect State Officers :*

The undersigned having been appointed a sub-committee to investigate the offices of Auditor of Public Accounts and Secretary of State, would respectfully report as follows :

The committee hereby refer to their report made on the same subjects, as will be found in the Senate Journal, pages 801 and 802, and House Journal, pages 968-4-5-6, of 1892, and now, as, then, ask leave to say that owing to limited time and other duties more urgent upon the floor of the Legislature, it is a matter of regret that they are not prepared to say that they have been able to give that strict examination which can alone make the report accurate. So far as we could ascertain, both offices are well kept and efficiently administered.

Respectfully submitted,

S. B. WATTS,

JAMES T. HARRISON,

On part of Senate.

JNO. Y. MURRY,

JNO. W. WATSON,

D. PUCKETT,

On part of House.

The books in the office of the State Revenue Agent are correct. They show that the officer stands charged with \$11,587.26. Of this amount he paid into the Treasury of the State, counties, towns, and levees the sum of \$9423.29, for which he has proper vouchers. The balance, \$2103.97, to make up the gross amount, is credited on his commission, to which, under the law, he is entitled.

Respectfully submitted,

E. V. SOUDDER,

A. M. BYRD,

On part of Senate.

J. D. DOSS,

On part of House.

*Hon. E. N. Scudder, Chairman on part of Senate, and Hon. J. R. Key, Chairman on part of House, of the Joint Committee to Investigate State Officers :*

Your sub-committee to investigate the State Land Office has the honor to report as follows :

1. The conduct of this office is thoroughly business-like. A record is kept of every transaction, however small.

2. This committee two years ago recommended that a sufficient appropriation be made to bind, keep and protect plats, field-notes, government patents and other records invaluable to the State, that were in horrible condition. The appropriation made therefor has been wisely, judiciously, and economically handled, the whole of it not being consumed. These records are now in splendid fix and give the Land Office a wholly different appearance from that formerly presented by its predecessor, the Swamp Land Office. The Commissioner, in his report to the Legislature, details at length the work done in this connection, and it has been well done.

3. The report of the Commissioner is full and complete. It says that the State has nearly 500,000 acres of land, and is due many thousands of acres more from the government.

4. The Commissioner recommends, as does also the Governor, that steps be taken by the Legislature to protect the State's domain from the further spoliation of timber thieves and trespassers, and that means be provided for the classification of lands, that proper valuation may be fixed thereon, in which recommendation your committee heartily concurs.

Respectfully submitted,

C. KENDRICK,  
On part of Senate.

J. H. GARDNER,  
On part of House.

*To Joint Committee to Investigate State Offices :*

Your sub-committee to investigate the books, papers, etc., of the State Board of Health, beg leave to report as follows :

We have made a careful examination of the books, vouchers, and records in the office of the secretary of the State Board of Health. The secretary, Dr. Wirt Johnston, is a careful and painstaking book-keeper. We find every item of expense accounted for, and everything connected with the office satisfactory.

C. KENDRICK,  
On part of Senate.

J. H. GARDNER,  
On part of House.

*To the Chairman and Members of the Senate and House Joint Committee to Investigate State Officers:*

**GENTLEMEN**—Your sub-committee to make investigation of the office of Superintendent of Education have investigated the books of the office and find them correct, with items of expenditures supported by proper vouchers.

The total enrollment of educable children in the years 1892 and 1898 was 384,928. The total enumeration of educable children for 1892 and 1898 was 456,005, as reported by the teachers, and 516,188 as reported by the assessors. The amount of money expended on public education in 1890 and 1891 was \$1,169,088. The amount in the years 1891 and 1892 was \$1,268,581. The amount so expended in 1892 and 1898, \$1,192,844.

At the request of the Superintendent we examined into and checked the accounts of receipts and expenditures of the Peabody Normal Institutes, and find the total receipts to have been \$2,640, of which \$2,626.60 was expended in salaries of instructors (receipts found on file in his office). The balance, \$13.40, was expended for incidental itemized claims on file.

E. V. SCUDDER,  
Chairman Senate Committee.  
J. D. DOSS,  
Chairman House Committee.

The report of the Joint Committee to Investigate State Officers was adopted.

The Committee on Public Grounds and Buildings made report, as follows:

**MR. SPEAKER**—Your Committee on Public Grounds and Buildings beg leave to report to your honorable body that we have examined the Capitol building to the best of our ability and the facilities at hand, and find it in not only a very *bad* condition, but emphatically unsafe for the accommodation of large audiences.

By the information given us two years ago by Mr. Toggerson, the architect of Meridian, we were enabled to find many defects in the building that would have otherwise escaped detection. The construction of the building, when new, was the very best in every detail except the foundation, and were a new, concrete, solid foundation put under it now, the defects in that direction would be corrected. But the greatest dangers now appear to be above the second story, caused primarily by the imperfect foundation, and to render it safe the upper portion will have to be thoroughly overhauled.

We do not submit this report with a view to securing any

legislation passed at this session looking to the carrying out of the suggestions herein made, but simply as your Committee on the subject, to notify the public that their Capitol is in a very unsafe, dangerous condition, and that the assembling of large congregations within its walls should be avoided, for, if continued, may result in a lamentable disaster—in the loss of many lives. We should heed the many warnings of the past and cease to occupy condemned buildings.

Brick and mortar possess wonderful strength when in perfect condition, but when disintegration sets in there is nothing more dangerous or treacherous.

Respectfully submitted,

H. C. TURNER, Chairman.

The report was adopted.

Mr. Burkitt offered the following:

*Resolved*, That the commendation of this House is due and hereby extended Hon. J. K. Vardaman for his able, impartial and unswerving devotion to duty as our presiding officer.

Adopted.

Mr. Maybin offered the following:

*Resolved*, That the thanks of this House, individually and as a whole, are due and hereby heartily extended to Chief Clerk L. Pink Smith, Journal Clerk R. E. V. Yates and Enrolling Clerk T. O. Conner for the able, efficient and uniformly courteous manner in which they have each discharged their respective duties during the session of this Legislature.

*Resolved further*, That the thanks of this House are hereby extended to Miss Laura Pugh, the faithful postmistress, for the kind and efficient manner in which she has discharged her duties.

Adopted.

Mr. Maybin offered the following:

*Resolved*, That the thanks of this House be extended to the ladies for their charming presence on the floor of the House and in the galleries during this session.

Adopted.

Mr. McGuire, on behalf of the members of the House, presented Speaker Vardaman with a handsome silver service. Mr. Vardaman accepted in an eloquent speech, and thanked the members for their uniform courtesy to him.

Mr. Cook, for the members, presented Chief Clerk Smith with a beautiful silver shaving mug and brush, for which he returned his sincere thanks.

Mr. Miller presented, on behalf of the members, to Miss Laura Pugh, postmistress, a silver framed mirror; Mr. Henry responding for Miss Pugh.

Mr. Stowers of Lafayette, for the House, presented Sergeant-at-Arms Loper with a silver cigar stand and a gold pen.

Doorkeeper Epps was presented with a handsome walking cane.

Mr. King, of Carroll county, was presented with a gold-headed cane by admiring friends, Mr. Stinson of Lauderdale making the presentation.

Report of Committee on Ways and Means:

MR. SPEAKER—The Committee on Ways and Means has had under consideration the following bill referred to them, and have instructed me to report it back with the following recommendations, to-wit:

S. B. No. 135, an Act to exempt from taxation property owned and occupied by Christian Temperance Unions.

We find the title sufficient, and recommend that the bill do pass.

H. M. STREET, Chairman.

S. B. No. 135, an Act to exempt from taxation property owned and acquired by Christian Temperance Unions, was considered.

Whereupon the bill was read the third time, and agreeably to the provisions of the Constitution, the yeas and nays were taken and the bill passed, title standing as stated, by the following vote:

YEAS—Messrs. Anderson, Arrington, Ballinger, Bowles, Buntin, Burkitt, Butler, Bynum, Caldwell of Monroe, Caldwell of Leake and Winston, Campbell, Caruthers, Cook, Cotten, Denton, Dinsmore, Doss, Durham, Durrett, Enochs, Falkner, Fox, Gardner, Gewin, Glover, Goude-lock, Greaves, Graham, Griffin, Guynes, Hannah, Harper, Henry, Hinton, Jackson, Keirn, Keith, Kelsey, Key, King, Lamb, Love, McGuire, McKie, McSwine, Medford, Miller of Copiah, Mitchell, Montgomery of Washington, Murry, Nelson, Odom, O'Neill, Packwood, Peery, Quinn, Ratliff, Redhead, Reeves, Rice, Robertson, Rogers of Yalobusha, Ryan, Simmons, Simpson, Smith of Jones, Stinson of Lauderdale, Stinson of Lowndes, Stowers of Jefferson, Stowers of Lafayette, Street, Terral, Thomas, Turner of Madison, Underwood, Wade, Walton, Watson, Williamson, Wilson, Wyatt, Mr. Speaker—Total yeas, 82.

NAYS—0.

ABSENT AND THOSE NOT VOTING—Messrs. Arnold, Basham, Bellamy, Binford, Blanchard, Boggan, Carr, Catchings,

Champion, Chatham, Davis, Dulaney, Eckles, Farr, Fowler, Gayles, Gore, Harris, Hart, Ivy, Johnston, Lancaster, Marshall, Mauffray, Maybin, Miller of Washington, Morris, Montgomery of Quitman, Newman, Nix, Payne, Peatross, Perkins, Potter, Puckett, Roberts, Rodgers of Tishomingo, Smith of Wayne, Spencer, Stewart, Stutts, Talbert, Tate, Taylor of Montgomery, Taylor of Yalobusha, Thrasher, Touchstone, Turner of Greene, Ventress, Williams, Worthington—Total, 51.

At 1 o'clock the House took recess until 2:30 o'clock P. M.

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AFTERNOON SESSION.

SATURDAY, February 10, 1894.

House called to order at 2:30. Speaker Vardaman in the chair. A quorum present.

Mr. Johnston offered the following:

*Resolved*, That the thanks of the House are due to, and are hereby tendered, J. A. Epps, doorkeeper of this House, for the faithful and efficient manner in which he has discharged all of the duties pertaining to his office. It has been said that but for the gabbling of geese while sentinels slept upon their post of duty, Rome would have been lost. No such charge can be brought against our doorkeeper, but he has been wide awake and in the active discharge of his duties, not only during the sittings of the Legislature, but also of its Democratic caucus meetings.

Adopted.

Privileges and courtesies of the House extended to J. W. Carter, of Kemper county.

Report of Committee on Enrolled Bills:

MR. SPEAKER—Your Committee on Enrolled Bills have examined the following entitled bills and find that they are correctly enrolled, and we herewith present them to the Speaker for his signature, to-wit:

H. B. No. 117, an Act to refund to J. M. Wilborn taxes overpaid by him in the year 1891.

H. B. No. 185, an Act to amend section 2056 of the Annotated Code of 1892, in reference to proceedings to declare stock law in force.

House Concurrent Resolution No. 15, a concurrent resolution proposing an amendment to the Constitution, in relation to the enumeration of the inhabitants and qualified electors of the State.

H. B. No. 156, an Act to authorize the city of Meridian to borrow money.

H. B. No. 160, an Act to cancel a deed executed to N. Batson, of Pearl-River county, by the Land Commissioner to certain lands in Pearl-River county entered by him under a misapprehension of the purchase price, and to appropriate and refund to him the purchase price of said lands.

S. B. No. 110, an Act to amend section 8 of an Act to incorporate the Vicksburg Electric Street Railway Company, approved March 6, 1888.

S. B. No. 101, an Act to be entitled an Act for the relief of W. J. Phillips, of Marshall county, Miss., and to refund to him certain money paid by him into the State Treasury for bonds owned by him, and forfeited to the State for non-payment of taxes through mistake and without intentional default.

S. B. No. 105, an Act to amend section 2391 of the Annotated Code of 1892, in reference to the inspection by the court and jury of such property, place, object or thing as may be connected with or involved in a civil or criminal trial.

Senate Joint Resolution No. 6, joint resolution of the Legislature of Mississippi memorializing the Congress of the United States to make an appropriation to improve the navigation of the Homochitto river.

S. B. No. 126, an Act to appropriate annually for two years one hundred dollars, or so much as may be necessary each, to the State Lunatic Asylum and East Mississippi Insane Asylum, for the purchase of books and reading matter for the inmates thereof.

S. B. No. 128, an Act to be entitled an Act to amend sections 3999 and 4000 of the Annotated Code of 1892, in reference to school trustees, qualifications, how elected.

S. B. No. 18, to be entitled an Act to amend section 3910 of the Annotated Code of Mississippi, in reference to property liable to road duty, and how obtained.

S. B. 111, an Act entitled an Act to protect Government lights and light house stations on the navigable waters of this State.

S. B. No. 189, an Act for the relief of Mrs. J. C. Decell, of Holmes county, Miss.

S. B. No. 46, an Act to amend section 3546 of the Annotated Code, in relation to the speed of trains running on railroads passing through cities, towns and villages, so that no penalties shall attach if the speed fixed by law is not exceeded within one-half mile of depots in cities and towns; and one-fourth of a mile of depots in villages.

H. B. No. 159, To be entitled an Act to protect the State's



domains, to provide for the classification of lands, to otherwise promote the land system of the State, and to appropriate money therefor.

R. R. BUNTIN, Acting Chairman.

**Report of Committee on Enrolled Bills:**

**MR. SPEAKER:** Your Committee on Enrolled Bills have examined the following bills, and find that they are correctly enrolled, and we herewith present them to the Speaker for his signature, to-wit:

H. B. No. 118, an Act to authorize the board of supervisors of Simpson county to levy a special tax to pay outstanding school claims of said county for the years 1891 and 1892.

Senate Concurrent Resolution, No. —:

*Be it Resolved by the Senate the House concurring, etc.:*

S. B. No. 121, an Act to amend section 2854 of the Annotated Code in reference to qualifications of jurors so as to allow road overseers to serve.

S. B. No. 40, an Act entitled an Act to amend sections 3612 and 3615 of the Annotated Code of Mississippi in reference to the registration of electors.

S. B. No. 140, an Act to be entitled an Act to amend chapter 46 of the Annotated Code and to provide for fees to be paid the attorney-general for charters granted to corporations.

S. B. No. 188, an Act to quiet title to lands in Yazoo Delta held under conveyance from the Liquidating Levee Commissioners.

S. B. No. 59, an Act to amend section 2578 of the Annotated Code of Mississippi, to authorize the redemption of tax-lands forfeited the State, no intentional default of the owner, and to strike from the land-roll all lands the States' title to which are void.

H. B. No. 18, an Act to amend section 327 of the Annotated Code of 1892 in relation to the salary of county auditors.

Respectfully submitted,

R. R. BUNTIN, Acting Chairman.

Whereupon the Speaker suspended all business and signed the bills, calling attention of the House thereto.

**MESSAGE FROM THE GOVERNOR.**

EXECUTIVE DEPARTMENT, }  
JACKSON, MISS., February 20, 1894. }

**MR. SPEAKER:** I am directed by his Excellency, the Governor, to inform the House of Representatives that he has approved the following entitled bills, to-wit:

H. B. No. 20, an Act to appropriate moneys for the sup-

port and maintenance of the Industrial Institute and College for the years 1894 and 1895.

H. B. No. 77, an Act to amend section 3227 of the Annotated Code of 1892, defining who are entitled to pensions, and also requiring grand juries to examine the list and applications in the several counties.

H. B. No. 87, an Act to authorize the board of supervisors of Warren county to reimburse Bernard Foster, Esq., to whatever amount the said board may be convinced, upon proper proof, the said Bernard Foster has expended out of his own funds in ferreting out and landing in the custody of the law the band of robbers and thieves alleged to have murdered Benson Blake, Esq.

H. B. No. 147, an Act to admit surety companies to be received as sureties on official and other bonds, and to authorize the incorporation of domestic security companies.

H. B. No. 151, an Act to make an appropriation to pay assessors of the various counties of the State the deficit in their fees growing out of the poll tax assessment for 1892 and 1893.

Respectfully,

J. J. COMAN, Private Secretary.

#### MESSAGES FROM THE SENATE.

**MR. SPEAKER**—I am directed to inform the House that the Senate has adopted concurrent resolution providing for additional pay due stenographer for taking report of investigation into affairs of Alcorn A. & M. College.

**MR. SPEAKER**—I am directed to inform the House that the Senate has passed the following entitled bills:

H. B. No. 140, an An act to amend section 2682 of Code, so as to give overseers, agent or manager a lien for their wages, with amendment.

H. B. No. 86, an Act to amend sections 3751 and 3758 of the Code, in relation to personal and real assessment rolls.

WILLIAM HENRY, Secretary.

H. B. No. 140, an Act to amend section 2682 of the Annotated Code, so as to give overseers, agent or manager a lien for their wages, was considered.

Senate moved to amend by striking out the word "agent" wherever it occurs in the bill, and in the title thereof.

On motion of Mr. Henry, the amendment was concurred in by the following vote:

**YEAS**—Messrs. Anderson, Arrington, Basham, Bellamy, Buntin, Burkitt, Bynum, Caldwell of Monroe, Caldwell of Leake and Winston, Campbell, Caruthers, Cook, Denton, Dinsmore, Doss, Durrett, Falkner, Gewin, Glover, Gore,

Gondelock, Guynes, Hannah, Harper, Henry, Jackson, Keirn, Kelsey, Key, King, Lamb, Love, Maybin, McGuire, McKie, McSwine, Medford, Miller of Copiah, Mitchell, Montgomery of Washington, Murry, Newman, Odom, O'Neill, Packwood, Peery, Perkins, Potter, Puckett, Redhead, Reeves, Rodgers of Tishomingo, Ryan, Simmons, Simpson, Smith of Jones, Stinson of Lowndes, Stowers of Jefferson, Stowers of Lafayette, Street, Stutts, Talbert, Terral, Thomas, Turner of Madison, Wade, Wilson, Mr. Speaker—Total yeas, 68.

**NAYS**—Messrs. Ballinger, Stinson of Lauderdale, Underwood, Ventress, Walton—Total nays, 5.

**ABSENT AND THOSE NOT VOTING**—Messrs. Arnold, Binford, Blanchard, Boggan, Bowles, Butler, Carr, Catchings, Champion, Chatham, Cotten, Davis, Dulaney, Durham, Eckles, Enochs, Farr, Fowler, Fox, Gardner, Gayles, Greaves, Graham, Griffin, Harris, Hart, Hinton, Ivy, Johnston, Keith, Lancaster, Marshall, Mauffray, Miller of Washington, Morris, Montgomery of Quitman, Nelson, Nix, Payne, Peatross, Quinn, Ratliff, Rice, Roberts, Robertson, Rogers of Yalobusha, Smith of Wayne, Spencer, Stewart, Tate, Taylor of Montgomery, Taylor of Yalobusha, Thrasher, Touchstone, Turner of Greene, Watson, Williams, Williamson, Worthington, Wyatt—Total, 60.

Mr. Montgomery of Washington offered the following:

*Resolved*, That the Clerk of this House be, and he is hereby, allowed out of the contingent fund of the Legislature compensation for three extra days not already allowed by law, after the adjournment of the House, to enable him to index the Journal and perform other clerical work necessary to wind up the work of this session.

Adopted.

#### MESSAGE FROM THE SENATE.

**MR. SPEAKER**: I am directed to inform the House that the Senate has adopted the following concurrent resolution:

*Resolved by the Senate, the House concurring*, That the sum of \$30, to pay balance now due R. P. Stockton as stenographer, who took report of investigation into affairs of Alcorn A. & M. College, as per contract made with the Special Committee, be, and the same is hereby appropriated out of the contingent fund of the House and Senate not otherwise appropriated.

WILLIAM HENRY, Secretary.

The above Senate concurrent resolution was adopted.

Mr. Stowers of Jefferson offered the following:

*Resolved*, That the Sergeant-at-Arms be instructed to pre-

vent the members from taking their departure from the city until the Legislature adjourns *sine die*.

Lost.

Report of Committee on Enrolled Bills:

MR. SPEAKER: Your Committee on Enrolled Bills have examined the following entitled bills, and find that they are correctly enrolled, and we herewith present them to the Speaker for his signature, to-wit:

H. B. No. 86, an Act to amend sections 3751 and 3753 of the Annotated Code, relating to real and personal assessment rolls.

H. B. No. 140, an Act to amend section 2682 of the Annotated Code, so as to give overseers or managers a lien for their wages.

R. R. BUNTIN, Chairman.

Whereupon, the Speaker suspended all business and signed the bills, calling attention of the House thereto.

On motion of Mr. Burkitt, the House at 5:20 took a recess until 7 o'clock.

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#### · EVENING SESSION.

The House was called to order at 7 o'clock P. M., Speaker Vardaman in the chair. A quorum present.

#### MESSAGES FROM THE SENATE.

MR. SPEAKER—I am directed to inform the House that the Senate has passed the following entitled bills, viz:

H. B. No. 165, an Act to amend chapter 108 of Code, in relation to privilege taxes, and to provide a revenue for the years 1894 and 1895; with amendments.

H. B. No. 157, an Act to repeal sections 3468 and 3469 of Code, and to re-enact section 1770, Code of 1880.

H. B. No. 126, an Act to amend section 1960 of the Annotated Code of 1892, in relation to opening the accounts of executors, administrators or guardians.

WM. HENRY, Secretary.

Report of Committee on Enrolled Bills:

MR. SPEAKER—Your Committee on Enrolled Bill have examined the following entitled bills, and find that they are correctly enrolled, and we herewith present them to the Speaker for his signature, to-wit:

S. B. No. 135, an Act to exempt from taxation property owned and occupied by Christian Temperance Unions.

S. B. No. 122, an Act to repeal section 2196, and amend section 2197 of the Annotated Code of 1892, in relation to expenditures out of a ward's estate.

S. B. No. 84, an Act to raise revenue by making contracts valid which were null under previous laws for non-payment of privilege taxes, upon terms of payment of three years dues within sixty days from the passage of this Act.

H. B. No. 157, an Act to repeal sections 3468 and 3469 of the Code of 1892, and to re-enact section 1770 of the Code of 1880.

H. B. No. 126, an Act entitled an Act to amend section 1960 of the Annotated Code of 1892, in relation to opening the accounts of executors, administrators and guardians.

R. R. BUNTIN, Chairman.

Whereupon the Speaker suspended all business and signed the bills, calling the attention of the House thereto.  
Report of Committee on Enrolled Bills :

MR. SPEAKER: Your Committee on Enrolled Bills desire to report that the following House Bills having been signed by the Speaker of the House and President of the Senate, have been delivered to the Governor, to-wit :

H. B. No. 86, an Act to amend sections 3751 and 3753 of the Annotated Code relating to personal and real assessment.

H. B. No. 140, an Act to amend section 2682 of the Annotated Code so as to give overseers or managers a lien for their wages.

H. B. No. 156, an Act to authorize the city of Meridian to borrow money.

H. B. No. 135, an Act to amend section 2056 of the Annotated Code of 1892 in reference to proceedings to declare stock law in force.

H. B. No. 117, an Act to refund to J. M. Wilbourn taxes overpaid by him in the year 1891.

H. B. No. 160, an Act to cancel a deed executed to N. Batson of Pearl River county, by the land commissioner, to certain lands in Pearl River county entered by him under a misapprehension of the purchase price, and to appropriate and refund to him the purchase price of said lands.

H. B. No. 159, an Act to protect the States' domains, to provide for the classification of lands, to otherwise promote the land system of the State, and to appropriate money therefor.

H. B. No. 118, an Act to authorize the board of supervisors of Simpson county to levy a special tax to pay outstanding school claims of said county for the years 1891 and 1892.

House Resolution, No. 15, A Concurrent Resolution proposing an amendment to the Constitution in relation to the enumeration of the inhabitants and qualified electors of the State.

H. B. No. 18, an Act to amend section 327 of the Annotated Code of 1892 in relation to the salary of county auditors.

H. B. No. 165, an Act to amend chapter 108 of the Annotated Code of 1892 in relation to privilege taxes and to provide a revenue for the years 1894 and 1895.

H. B. No. 126, an Act to amend section 1960 of the Annotated Code of 1892 in relation to opening the accounts of executors, administrators or guardians.

H. B. No. 159, an Act to repeal sections 3468 and 3469 of the Code of 1892, and to re-enact section 1770 of the Code of 1880.

Respectfully submitted,

R. R. BUNTIN, Chairman.

H. B. No. 165, an Act to amend chapter 108 of the Annotated Code of 1892, in relation to privilege taxes, and to provide a revenue for the years 1894 and 1895, was considered.

Senate amendment was considered, as follows:

Amend section 3380, Code of 1892, so as to read as follows: On each building and loan association which loans money exclusively to its members, whose stock or shares represent monthly payments not exceeding five hundred dollars, \$25.00.

On same whose stock or shares represent monthly payments of five hundred dollars or more, and less than one thousand dollars, \$50.00.

On same whose stock or shares represent monthly payments of one thousand dollars or more, and less than fifteen hundred dollars, \$75.00.

On same whose stock or shares represent monthly payments of fifteen hundred dollars or more, and less than two thousand dollars, \$100.00.

On same whose stock or shares represent monthly payments of two thousand five hundred dollars, \$150.00.

On same whose stock and shares represent monthly payments of three thousand dollars or more, \$200.00.

Which shall be in lieu of all other taxes, whether State, county or municipal, except on real estate; but any association may pay a privilege tax of five hundred dollars, and establish branches at will. But only ten shares of stock, exclusive of the shares deposited with the association for loans, shall be exempt from taxation for any one person,

and all shares in excess of ten owned by one person shall be taxed as solvent credits.

Each building and loan association which does not require members to forfeit any part of their payments for inability or failure to pay dues, incorporated by any foreign country or other State of the Union, or whose principal office and domicile is not within this State, which shall establish agencies or branches in this State, shall be liable to a separate tax on each branch office or agency, and each of said agencies, or places of doing business or collecting dues, shall be considered, for the purpose of taxation, as a separate and distinct building and loan association, and shall pay the tax above required.

Mr. Street moved to strike out all after the word "estate" down to and including the word "will," and insert at the end of the section the following: "But any association may pay a privilege tax of five hundred dollars and establish branches at will," which was adopted.

The Senate amendment, as amended, and Senate amendments to the bill as follows:

Strike out all the provisions of the bill as to peddlers, section 3375. The House concurred.

Strike out all in the bill in reference to jacks and stallions. Concurred in.

Amend by striking out all the provisions of the bill as to peddlers, section 3375.

Amend section 5 by adding thereto the following: No city or town shall impose or collect a greater tax on banks or solvent credits than the State tax for the same year.

Were all concurred in by the following vote:

**YEAS**—Messrs. Anderson, Arrington, Ballinger, Bellamy, Bowles, Buntin, Butler, Bynum, Caldwell of Leake and Winston, Campbell, Caruthers, Champion, Denton, Dinsmore, Doss, Durham, Enochs, Falkner, Farr, Fox, Gewin, Goude-lock, Greaves, Griffin, Guynes, Hannah, Harper, Henry, Hinton, Jackson, Keirn, Keith, Kelsey, Key, King, Lamb, Maufrey, Maybin, McGuire, McKie, McSwine, Medford, Miller of Copiah, Mitchell, Montgomery of Washington, Murry, Nelson, Odom, O'Neill, Packwood, Potter, Quinn, Rice, Robertson, Rodgers of Tishomingo, Simmons, Simpson, Smith of Jones, Stinson of Lowndes, Stowers of Jefferson, Street, Stutts, Talbert, Taylor of Montgomery, Terral, Underwood, Ventress, Wade, Walton, Watson, Williamson, Wilson, Wyatt and Mr. Speaker—Total, 74.

**NAYS**—0.

**ABSENT AND THOSE NOT VOTING**—Messrs. Arnold, Basham, Binford, Blanchard, Boggan, Burkitt, Caldwell of Monroe,

Carr, Catchings, Chatham, Cook, Cotten, Davis, Dulaney, Darrett, Eckles, Fowler, Gardner, Gayles, Glover, Gore, Graham, Harris, Hart, Ivy, Johnston, Lancaster, Love, Marshall, Miller of Washington, Morris, Montgomery of Quitman, Newman, Nix, Payne, Peatross, Peery, Perkins, Puckett, Ratliff, Redhead, Reeves, Roberts, Rogers of Yalobusha, Ryan, Smith of Wayne, Spencer, Stewart, Stinson of Lauderdale, Stowers of Lafayette, Tate, Taylor of Yalobusha, Thomas, Thrasher, Touchstone, Turner of Greene, Turner of Madison, Williams and Worthington—Total, 59.

Senate amendments were then considered, as follows :

1. Amend by inserting at the end of line 12, page 5, the following : "In estimating the amount of privilege tax to be paid by any foreign or non-resident building and loan association, the number and average age of snares issued to citizens of this State, and the monthly receipts on the same, shall be the basis of calculation."

Refused to concur.

2. Amend further by striking out lines 9, 10, 11, 12, 13, 14 and 15 on page 10 of the bill ; also strike out all on page 10 relating to transient vendors of bed-springs, 3895.

Refused to concur.

3. Amend further by striking out section 3 of the bill.

Refused to concur.

4. Amend further by striking out section 4 of the bill, and in lieu thereof insert following.

Refused to concur.

Amend title by striking out the words "and to provide for the issuance of State bonds."

Refused to concur.

Senate amendment was then considered as follows :

SECTION 1. That the State Treasurer is authorized and required to prepare and sell at not less than par bonds of the State of Mississippi to an aggregate sum not exceeding \$200,000, as may be necessary to defray the current expenses of the State, and the faith of the State is pledged for the redemption of these bonds.

SEC. 2. That these bonds shall be in sums of not less than one hundred dollars, and may be for any multiple of that sum, and shall be coupon bonds in such form as the Treasurer and Governor may determine to be appropriate, and shall bear interest at the rate of five per cent. per annum from the date of their issuance, payable on the 1st of January of each year at the office of the State Treasurer, and said bonds shall be payable on the 1st day of January, 1924, but may be redeemed and paid at the option of the State at any time after the 1st of January, 1904.



SEC. 3. Said bonds shall be signed by the Treasurer and the Governor, and the interest coupons attached thereto shall bear the engraved or lithographed signatures of said officers. A record of the series, letter, number, date, amount, to whom sold, the number of coupons attached, shall be kept in the Auditor's and Treasurer's offices. When interest is paid on any of said bonds the Treasurer shall report the same to the Auditor, who shall issue his pay warrant for the amount, and make entries showing the interest paid and on what bond.

SEC. 4. The Treasurer may incur such expense as is necessary to carry out the provisions of this Act, and upon an itemized account, approved by the Governor, the Auditor shall issue his warrant therefor, and the sum of one thousand dollars, or so much thereof as may be necessary, is hereby appropriated to pay the same.

SEC. 5. Said bonds shall be exempt from all taxes, State, county and municipal.

Mr. Street moved to concur in Senate amendment in regard to issuance of bonds.

Mr. Eckles moved the previous question on the motion to concur, which prevailed.

The call for the yeas and nays being sustained, the Clerk called the roll, and the House refused to concur by the following vote:

YEAS—Messrs. Bynum, Campbell, Caruthers, Champion, Cook, Denton, Eckles, Enochs, Falkner, Goudelock, Greaves, Hannah, Henry, Maybin, McKie, McSwine, Montgomery of Washington, Odom, O'Neill, Packwood, Potter, Puckett, Redhead, Rice, Rodgers of Tishomingo, Smith of Jones, Street, Talbert, Thrasher, Underwood, Ventress, Walton, Williamson, Wilson—Total yeas, 84.

NAYS—Messrs. Anderson, Arrington, Ballinger, Bellamy, Bowles, Buntin, Burkitt, Butler, Caldwell of Leake and Winston, Chatham, Dinsmore, Doss, Durham, Farr, Fox, Gardner, Gewin, Gore, Griffin, Guynes, Harper, Hinton, Jackson, Keirn, Keith, Kelsey, Key, King, Lamb, McGuire, Medford, Miller of Copiah, Mitchell, Murry, Nelson, Newman, Perkins, Quinn, Ratliff, Robertson, Ryan, Simmons, Stinson of Lauderdale, Stinson of Lowndes, Stowers of Jefferson, Stutta, Taylor of Montgomery, Terral, Wade, Watson, Wyatt, Mr. Speaker—Total nays, 52.

ABSENT AND THOSE NOT VOTING—Messrs. Arnold, Basham, Binford, Blanchard, Boggan, Caldwell of Monroe, Carr, Catchings, Cotten, Davis, Dulaney, Durrett, Fowler Gayles, Glover, Graham, Harris, Hart, Ivy, Johnston, Lancaster, Love, Marshall, Mauffray, Miller of Washington, Morris, Montgomery of Quitman, Nix, Payne, Pestross, Peery,

Reeves, Roberts, Rogers of Yalobusha, Simpson, Smith of Wayne, Spencer, Stewart, Stowers of Lafayette, Tate, Taylor of Yalobusha, Thomas, Touchstone, Turner of Greene, Turner of Madison, Williams, Worthington—Total 47.

Whereupon, on motion of Mr. Street, the House asked for a conference on the disagreement of the Senate and House on the bill, and Messrs. Street, Nelson and McGuire named as conferees on the part of the House.

MESSAGE FROM THE SENATE.

MR. SPEAKER—I am directed to inform the House that the Senate has agreed to a conference committee on H. B. No. 166, an Act to annul chapter 108 of the Code of 1892, in relation to privilege taxes, and to provide a revenue for the years 1894 and 1895.

Committee on part of Senate—Martin, Williamson and Byrd.

That the Senate has adopted the following resolution:

*Resolved by the Senate, the House concurring,* That the President of the Senate and Speaker of the House of Representatives at 11:55 P. M., declare the respective Houses of the Legislature adjourned *sine die*.

WILLIAM HENRY, Secretary.

MESSAGE FROM THE GOVERNOR.

EXECUTIVE OFFICE,  
JACKSON, MISS., February 10, 1894. }

MR. SPEAKER—I am directed by his Excellency, the Governor, to inform the House of Representatives that he has approved the following entitled bills, to-wit:

H. B. No. 159, an Act to protect the State's domains, to provide for the classification of lands, to otherwise promote the land system of the State, and to appropriate money therefor.

H. B. No. 160, an Act to cancel a deed executed to N. Batson, of Pearl-River county, by the Land Commissioner to certain land in Pearl-River county, entered by him under a misapprehension of the purchase price, and to appropriate and refund to him the purchase price of said lands.

House Concurrent Resolution No. 15, a concurrent resolution proposing an amendment to the Constitution in relation to the enumeration of the inhabitants of the State.

Respectfully,

J. J. COMAN, Private Secretary.

The House adopted the Senate concurrent resolution fix-

11:55 P. M. as the hour for the Speaker of the House of Representatives and the President of the Senate to declare the respective houses of the Legislature adjourned *sine die*.

MESSAGE FROM THE GOVERNOR.

EXECUTIVE DEPARTMENT,  
JACKSON, MISS., February 10, 1894. }

MR. SPEAKER—I am directed by his Excellency, the Governor, to inform the House of Representatives that he has approved the following entitled bills, to-wit:

H. B. No. 13, an Act to amend section 327 of the Annotated Code of 1892, in relation to the salary of county auditors.

H. B. No. 36, an Act to amend sections 3751 and 3758 of the Annotated Code, relating to personal and real assessment rolls.

H. B. No. 117, an Act to refund to J. M. Wilborn taxes overpaid by him in the year 1891.

H. B. No. 118, an Act to authorize the board of Supervisors of Simpson county to levy a special tax to pay outstanding school claims of said county for the years 1891 and 1892.

H. B. No. 135, an Act to amend section 2056 of the Annotated Code of 1892, in reference to proceedings to declare stock law in force.

H. B. No. 140, an Act to amend section 2682 of the Annotated Code so as to give overseers or managers a lien for their wages.

H. B. No. 156, an Act to authorize the city of Meridian to borrow money.

Respectfully,

J. J. COMAN, Private Secretary.

Report of Conference Committee:

MR. SPEAKER—The Conference Committee on the disagreement of the two houses on H. B. No. 165, make the following recommendations, viz:

That the Senate agree to the House amendment to Senate amendment in reference to building and loan associations.

That the Senate amendment in reference to privilege tax on railroads be amended so as to strike out all in reference thereto, and as amended, the House do concur.

That the House agree to the Senate amendment striking out section 3 of House bill.

That the Senate recede from its amendment striking out section 3895.

That the Senate recede from its amendment to section 4, and agree to said section with the following amendment,

viz: Insert after the words "face value" the words "with three per cent. per annum interest from date of interest to said date;" and add "said warrants shall be non-taxable."

WM. T. MARTIN,

Chairman Senate Committee.

H. M. STREET,

Chairman House Committee.

Mr. Street moved that the report of the Conference Committee be adopted, and the yeas and nays were taken, and the report was adopted by the following vote:

**YEAS**—Messrs. Arrington, Ballinger, Bellamy, Bowles, Bynum, Campbell, Caruthers, Champion, Chatham, Cook, Denton, Dinsmore, Doss, Durham, Eckles, Enochs, Falkner, Farr, Fox, Goudelock, Greaves, Guynes, Hannah, Henry, Hinton, Ivy, Jackson, Keirn, Keith, Kelsey, Key, Lamb, Mauffray, Maybin, McGuire, McKie, McSwine, Medford, Miller of Copiah, Mitchell, Montgomery of Washington, Murry, Nelson, Odom, O'Neill, Packwood, Potter, Puckett, Quinn, Redhead, Rice, Robertson, Rodgers of Tishomingo, Ryan, Simmons, Simpson, Smith of Jones, Stinson of Lowndes, Stowers of Jefferson, Stowers of Lafayette, Street, Stutts, Talbert, Taylor of Montgomery, Terral, Thrasher, Underwood, Ventress, Wade, Walton, Watson, Williamson, Wilson, Mr. Speaker—Total yeas, 74.

**NAYS**—Messrs. Anderson, Buntin, Burkitt, Butler, Gardner, Gewin, Gore, Griffin, Harper, King, Newman, Ratliff, Stinson of Lauderdale, Wyatt—Total nays, 14.

**ABSENT AND THOSE NOT VOTING**—Messrs. Arnold, Basham, Binford, Blanchard, Boggan, Caldwell of Monroe, Caldwell of Leake and Winston, Carr, Catchings, Cotten, Davis, Dulaney, Durrett, Fowler, Gayles, Glover, Graham, Harris, Hart, Johnston, Lancaster, Love, Marshall, Miller of Washington, Morris, Montgomery of Quitman, Nix, Payne, Peatross, Peery, Perkins, Reeves, Roberts, Rogers of Yalobusha, Smith of Wayne, Spencer, Stewart, Tate, Taylor of Yalobusha, Thomas, Touchstone, Turner of Greene, Turner of Madison, Williams, Worthington—Total, 45.

#### MESSAGE FROM THE SENATE.

**MR. SPEAKER**—I am directed to inform the House that the Senate has concurred in report of conference committee on H. B. No. 165, an Act to amend chapter 108 of Code in relation to privilege taxes, and to provide revenue for the years 1894 and 1895.

WILLIAM HENRY, Secretary.

## MESSAGE FROM THE SENATE.

MR. SPEAKER—I am directed to inform the House that the Senate has adopted the following resolution:

*Resolved by the Senate, the House concurring,* That a joint committee of one on the part of the Senate and — on the part of the House, be appointed to wait on the Governor and ascertain if there is any further communication which he desires to make to the two Houses before adjournment of the Legislature.

Committee on part of Senate: Mr. Watts.

WILLIAM HENRY, Secretary.

[Mr. McGuire in the chair.]

The House, on motion, adopted Senate concurrent resolution asking the appointment of a committee to wait upon the Governor and ascertain if there is any further communication he desires to make to the Legislature before the adjournment of same, and filled the blank by inserting "two," and named as the committee on the part of the House, Messrs. Henry and Ventress.

Report of Committee on Enrolled Bills:

MR. SPEAKER—Your Committee on Enrolled Bills have examined the following entitled bill, and find that it is correctly enrolled, and we herewith present it to the Speaker for his signature, to-wit:

H. B. No. 165, an Act to amend chapter 108 of the Annotated Code of 1892, in relation to privilege taxes, and to provide a revenue for the years 1894 and 1895.

R. R. BUNTIN, Chairman.

[Speaker Vardaman in the chair.]

Whereupon the Speaker suspended all business and signed the bill reported, calling the attention of the House thereto.

## MESSAGE FROM THE GOVERNOR.

STATE OF MISSISSIPPI, EXECUTIVE DEPART'MT, }  
GOVERNOR'S OFFICE, JACKSON, MISS., }  
February 10, 1894. }

MR. SPEAKER: I am directed by His Excellency, the Governor, to inform the House of Representatives that he has approved the following entitled bills, to-wit:

H. B. No. 126, an Act entitled an Act to amend section 1960 of the Annotated Code of 1892 in relation to opening the accounts of executors, administrator or guardians.

H. B. No. 157, an Act to repeal sections 3468 and 3469 of the Code of 1892 and to re-enact section 1770 of the Code 1880.

H. B. No. 165, an Act to amend chapter 108 of the Annotated Code of 1892 in relation to privilege taxes and to provide a revenue for the years 1894 and 1895.

Respectfully,

J. J. COMAN, Private Secretary.

**Report of Special Committee :**

**MR. SPEAKER**—Your committee appointed to wait upon the Governor to learn if he had any further messages to communicate to the Legislature, beg leave to report that the Governor informs your committee that he has no further business to communicate.

W. A. HENRY,

Chairman on part of the House.

The committee was then discharged.

The Journal of to-day was read and approved.

At 11:55 p. m. the Speaker declared the House adjourned *sine die*.

L. PINK SMITH,

Clerk of the House of Representatives.





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**TABULAR VIEW**

**OF THE**

**LEGISLATURE OF 1894.**

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# MISSISSIPPI LEGISLATURE--1892-1894.

NOTE.—This Tabular Statement shows the Senators and Representatives in the Special Session of 1894—those elected to fill vacancies in the Legislature as elected for the Regular Session, 1892, being indicated by \* preceding the name.

## THE SENATE.

NAMES.	POSTOFFICE.	SENATORIAL DISTRICT.	NATIVITY.	Age at election	OCCUPATION.	POLITICAL AFFILIATION.
M. M. Evans, Lt.-Gov.....	Moss Point.....	.....	Mississippi.....	43	Merchant.....	Democrat.
Allen, James P.....	Kosciusko.....	Twenty-second.....	Mississippi.....	42	Lawyer and Planter..	Jeffersonian Democrat.
Baker, J. Holmes.....	Indianola.....	Twenty-ninth.....	Mississippi.....	38	Lawyer.....	Democrat.
Bloomfield, Horace.....	Scranton.....	First.....	Louisiana.....	40	Lawyer.....	Democrat.
Broyles, H. F.....	Central Grove.....	Thirty-eighth.....	Mississippi.....	28	Physician.....	Democrat.
Byrd, A. M.....	Philadelphia.....	Seventeenth.....	Alabama.....	35	Lawyer.....	Democrat.
Carmichael, W. D.....	Bear Creek.....	Twelfth.....	South Carolina.....	56	Planter.....	Democrat.
Caruthers, C. K.....	Como.....	Thirty-fifth.....	Tennessee.....	52	Physician and Planter	Democrat.
Coffey, C. S.....	Fayette.....	Tenth.....	Mississippi.....	37	Lawyer.....	Democrat.
*Critz, Frank. A.....	West Point.....	Twenty-fourth.....	Mississippi.....	47	Lawyer.....	Democrat.
Davis, A. P.....	Spinks.....	Fifteenth.....	Mississippi.....	50	Farmer.....	People's Party.
Dean, R. A., Pres. pro tem.	Piers.....	Thirty-second.....	Mississippi.....	57	Farmer.....	Democrat.
Dockery, T. C.....	Love Station.....	Thirty-fifth.....	North Carolina.....	47	Farmer.....	Democrat.
East, W. J.....	Senobia.....	Thirty-sixth.....	Mississippi.....	35	Lawyer.....	Democrat.
Freeman, And. Y.....	Newton.....	Thirteenth.....	Georgia.....	63	Farmer and Minister.	Democrat.
Hamilton, J. G.....	Durant.....	Twenty-first.....	Mississippi.....	59	Farmer.....	Democrat.
Harrison, James T.....	Columbus.....	Twenty-fifth.....	Mississippi.....	59	Lawyer.....	Democrat.
Heidelberg, W. W.....	Heidelberg.....	Third.....	Mississippi.....	57	Farmer.....	Democrat.

Hicks, A. M.	Myrtleville	Nineteenth	Tennessee	58	Planter	Democrat
Hill, N. C.	Elisville	Second	Mississippi	36	Lawyer	Democrat
Jayne, J. M.	Greenville	Twenty-ninth	Mississippi	41	Lawyer	Democrat
Jones, J. H.	Woodville	Seventh	Alabama	55	Lawyer	Democrat
Kearney, W. G.	Flora	Eighteenth	Tennessee	67	Farmer	Democrat
Kendrick, C.	Kendrick	Twenty-seventh	Tennessee	41	Physician	Conservative Democrat
Kiger, W. G.	Brunswick	Twelfth	Mississippi	...	Farmer and physician	Democrat
Love, R. T.	Chester	Twenty-third	Mississippi	46	Farmer	People's Party
Martin, Will T.	Natchez	Ninth	Kentucky	69	Lawyer	Democrat
McGehee, J. Hiram	Little Spring	Sixth	Mississippi	39	Farmer	Democrat
*Moore, E. H.	Rosedale	Thirtieth	Alabama	43	Lawyer	Democrat
*Prince, J. R.	Gholson	Sixteenth	Alabama	56	Physician and farmer	Democrat
Purvis, James	Daniel	Fifth	Mississippi	63	Farmer	People's Party
Roane, A. T.	Grenada	Twenty-eighth	Mississippi	52	Lawyer	Democrat
Rush, W. T.	Greenwood	Twenty-seventh	Mississippi	34	Lawyer	Democrat
Scudder, E. N.	Mayersville	Twentieth	Mississippi	34	Lawyer and planter	Democrat
Simonton, John M.	Shannon	Thirty-eighth	Tennessee	63	Farmer	Democrat
Sherrard, J. H.	Clarksdale	Thirty-fourth	Mississippi	38	Planter	Democrat
Stephens, Z. M.	New Albany	Thirty-sixth	Mississippi	41	Lawyer	Democrat
Sullivan, T. W.	Carrollton	Twenty-sixth	Mississippi	37	Farmer	Democrat
Totten, J. C.	Holly Springs	Thirty-sixth	Mississippi	36	Lawyer	Democrat
Tennison, G. A.	Monticello	Eighth	Mississippi	52	Farmer and physician	Democrat
Watts, S. B.	Meridian	Fourteenth	Mississippi	50	Lawyer	Democrat
Watkins, David M.	Purvis	Fourth	Mississippi	35	Lawyer	Democrat
Wharton, Richard	Chesterville	Thirty-first	Tennessee	51	Farmer	Democrat
Williamson, C. M.	Jackson	Twelfth	Mississippi	37	Lawyer	Democrat
*Willing, R. P., Jr.	Hazlehurst	Eleventh	Mississippi	30	Lawyer	Democrat
Winter, J. W.	Houlka	Thirty-first	Mississippi	48	Farmer	People's Party
William Henry, Secretary	Jackson	Hinds	Mississippi	43	Real estate agent	Democrat
S. D. Harper, Assist. Sec'y	Raymond	Hinds	Mississippi	38	Editor	Democrat
Webb Harris, Sergt.-at-Arms	Oxford	Lafayette	Mississippi	24	Student and clerk	Democrat
C. L. Johnson, Doorkeeper	Jackson	Hinds	Mississippi	50	Coal dealer	Democrat

OFFICERS.

## HOUSE OF REPRESENTATIVES.

NAME.	POSTOFFICE.	COUNTY.	NATIVITY.	Age last birthday	OCCUPATION.	POLITICAL AFFILIATION.
J. K. Vardaman, Spkr	Greenwood...	Leflore...	Texas.	32	Lawyer.....	Democrat.
Anderson, Sol. I.	Thorn.....	Chickasaw.....	Spartanburg, S. C.	51	Farmer and Mechanic	People's Party.
Arnold, D. B.	Pope Station...	Fanola.....	South Carolina...	50	Farmer.....	Democrat.
Arrington, Jno. H.	Monticello....	Lawrence.....	Mississippi.....	30	Farmer.....	Democrat.
Ballinger, J. I.	Pittsboro.....	Callhoun.....	Georgia.....	39	Lawyer.....	Democrat.
Basham, J. J.	Aberdeen.....	Monroe.....	Mississippi.....	44	Farmer.....	Democrat.
Bellamy, W. N.	Booneville....	Prentiss.....	Mississippi.....	29	Lawyer.....	Democrat.
Binford, James R.	Duck Hill.....	Montgomery & Grenada	Carroll Co., Miss.	55	Farmer.....	Democrat.
*†Blanchard, Whit.	Stafford.....	Bolivar.....	Hinds Co., Miss.	44	Farmer.....	Administration Dem.
Boggan, T. A.	Mooreville....	Lee.....	Alabama.....	46	Physician.....	Democrat.
†Bowles, G. F.	Natchez.....	Adams.....	South Carolina...	50	Lawyer.....	Republican.
Buntin, R. R.	Crevi.....	Tallahatchie.....	Mississippi.....	36	Farmer.....	People's Party.
Burkitt, Frank.	Okolona.....	Chickasaw.....	Kentucky.....	50	Editor.....	People's Party.
†Butler, Geo. W.	Anguilla.....	Sharkey.....	Mississippi.....	38	Teacher.....	Republican
Bynum, Geo. W.	Corinth.....	Alcorn.....	North Carolina...	54	Farmer.....	Democrat.
Caldwell, J. H.	Louisville....	Leake and Winston...	Mississippi.....	23	Lawyer.....	Democrat.
Caldwell, T. R.	Amory.....	Monroe.....	Georgia.....	54	Lawyer and Farmer.	Democrat.
Campbell, J. A. P. Jr.	Jackson.....	Hinds.....	Mississippi.....	35	Farmer.....	Democrat.
Caruthers, F.	Zeigleville....	Yazoo.....	Missouri.....	53	Farmer.....	Democrat.
*Carr A.	Gilbert.....	Scott.....	Mississippi.....	53	Farmer.....	People's Party.
Catchings, W. S.	Georgetown...	Copiah.....	Mississippi.....	37	Farmer and Attorney	Democrat.
*Champion, Sid. S.	Edwards.....	Hinds.....	Mississippi.....	32	Farmer.....	Democrat.
Chatham, W. C.	Carrollton...	Carroll.....	Mississippi.....	54	Farmer.....	Democrat.
Cook, Sam C.	Clarksdale...	Coahoma.....	Mississippi.....	38	Lawyer.....	Democrat.
Cotten, J. L.	Pickens.....	Holmes.....	Alabama.....	47	Farmer.....	Democrat.
Davis, G. W.	Ocean Springs.	Jackson and Harrison...	Mississippi.....	51	Merchant.....	Democrat.

Denton, W. R.	Hookston.	Lauderdale.	Mississippi	47	Farmer.	Democrat.
Dinsmore, Jno. R.	Macon.	Noxubee.	Mississippi	38	Lawyer.	Democrat.
Doss, J. D.	Louisville.	Winston.	Mississippi	31	Farmer.	Democrat.
Dulaney, L. C.	Marysville.	Issaquena.	Mississippi	31	Levee Con. & Farmer.	Democrat.
Durham, W. H. M.	Blue Mountain.	Tippah and Benton.	North Carolina	60	Merchant.	Democrat.
Durrett, J. D.	Prairie.	Monroe.	Mississippi	63	Farmer.	Democrat.
Eckles, J. B.	Sardis.	Panola.	Mississippi	25	Lawyer.	Democrat.
Enochs, J. R.	Brandon.	Rankin.	Mississippi	45	Lawyer and Farmer.	Democrat.
Falkner, John W. T.	Oxford.	Lefayette.	Mississippi	45	Lawyer.	Democrat.
Farr, B. F.	West.	Holmes.	Mississippi	54	Farmer and Merchant	Democrat.
Fowler, D. W.	Troy.	Pontotoc.	Georgia.	48	Farmer.	People's Party.
Fox, T. J.	Slate Springs.	Calhoun.	Alabama.	63	Farmer and Physician.	Democrat.
Gardner, John H.	Booneville.	Prentiss.	Georgia.	44	Farmer.	People's Party.
†Gayles, G. W.	Greenville.	Bolivar.	Mississippi	49	Minister and Editor.	Republican.
*Greaves, H. B.	Canton.	Madison.	Mississippi	26	Lawyer.	Democrat.
Gewin, J. T.	DeKalb.	Kemper.	Alabama.	54	Farmer.	People's Party.
Glover, J. Alcorn.	Friars' Point.	Coahoma.	Alabama.	26	Lawyer.	Democrat.
Gore, John E.	Calooga.	Webster.	Alabama.	51	Farmer.	People's Party.
Gouldlock, L. A.	Keownville.	Union.	South Carolina.	55	Farmer.	Democrat.
Graham, J. E.	Roscoe.	Newton.	Mississippi	50	Planter.	Democrat.
Griffin, W. H.	Liberty.	Amite.	Mississippi	49	Farmer.	People's Party.
Guynes, A. B.	Hazlehurst.	Copiah.	Mississippi	45	Farmer.	Democrat.
Hannah, C. B.	Sturgis.	Oktibbeha.	Alabama.	46	Farmer.	Democrat.
Harper, John H.	Quitman.	Clarke.	Mississippi	54	Farmer.	People's Party.
Harris, J. M.	Oak Ridge.	Warren.	Mississippi	40	Planter.	Democrat.
Hart, J. A. J.	Bogue Chitto.	Lincoln.	Mississippi	52	Farmer.	Democrat.
Henry, W. A.	Yazoo City.	Yazoo.	Mississippi	34	Lawyer and Editor.	Democrat.
Hinton, Sam.	Mt. Pleusant.	Marshall.	Mississippi	42	Merchant and Farmer	Democrat.
Ivy, S. G.	Palo Alta.	Clay.	Mississippi	35	Lawyer.	Democrat.
*Jackson, S. A.	Kosciusko.	Attala.	Mississippi	37	Lawyer.	Democrat.
Johnston, Thos. H.	Coldwater.	Tate.	Kentucky.	62	Lawyer and Farmer.	Democrat.
Keim, Walter L.	Lexington.	Holmes.	Mississippi	63	Farmer.	Democrat.
*Keith, Thos.	Decatur.	Newton.	Alabama.	55	Lawyer.	Democrat.

## HOUSE OF REPRESENTATIVES.—Continued.

NAME.	POSTOFFICE.	COUNTY.	NATIVITY.	Age last B'rd	OCCUPATION.	POLITICAL AFFILIATION.
Kelsey, G. E.	Holly Springs.	Marshall	Tennessee	56	Physician	Democrat.
Key, J. R.	Oak Grove.	Kemper	Mississippi	50	Farmer	Democrat.
King, T. J.	Vaiden.	Carroll	Mississippi	52	Farmer	People's Party.
Lamb, Sam'l R.	Fredrick.	Fanola	Alabama	50	Farmer	Democrat.
Lancaster, C. D.	Biloxi.	Jackson and Harrison.	Mississippi	52	Lawy'r, te'ch'r & fm'r	Democrat.
Love, W. A.	Crawford.	Lowndes	Mississippi	45	Farmer & stock breed'r	Democrat.
Marshall, T. Dabney	Vicksburg.	Warren	Mississippi	29	Lawyer	Democrat.
Maufrey, J. A.	Kiln	Hancock	Mississippi	35	Mechanic	Democrat.
*Maybin, W. H.	Biloxi.	Harrison	Mississippi	28	Lawyer	Democrat.
*Medford, H. C.	Tupelo	Lee	Alabama	61	Lawyer	Democrat.
McGuire, J. G.	Yazoo City.	Yazoo	Mississippi	39	Editor	Democrat.
McKie, Geo. W.	Chulahoma.	Marshall	Mississippi	49	Farmer and merchant	Democrat.
McSwine, Wm	Grenada.	Grenada	Mississippi	29	Physician and planter.	Democrat.
Miller, S. W.	Hazlehurst.	Copiah	Mississippi	31	Lawyer	Democrat.
Miller, W. W.	Hollandale.	Washington	Kentucky	33	Merchant	Democrat.
*Mitchell, Chas B.	Pontotoc.	Pontotoc	Alabama	51	Lawyer	Democrat.
Morris, F. M.	Morrison.	Perry	Alabama	48	Farmer	Democrat.
*Montgomery, J. M.	Winterville.	Washington	Mississippi	52	Farmer	Democrat.
Montgomery, J. S.	Belen.	Quitman	Mississippi	31	Lawyer	Democrat.
Murry, Jno. Y., Jr.	Ripley.	Lippah and Benton	Mississippi	43	Physician	Democrat.
Nelson, W. J.	Tunica.	Tunica	Tennessee	38	Physician	People's Party.
Newman, A. M.	Meadville.	Franklin and Lincoln.	Mississippi	41	Farmer	People's Party.
Nix, Juan	McCall's Creek.	Franklin	Mississippi	51	Farmer	Democrat.
Odom, J. W.	Nesbit.	DeSoto	Tennessee	45	Lawyer	Democrat.
O'Neill, Thomas J.	Macon.	Noxubee	Alabama	45	Lawyer	Democrat.
Packwood, S. E.	Magnolia.	Pike	Alabama	54	Law'r, farm'r, merch't	Democrat.

Payne, A. S.	New Hope	Lowndes	Virginia	63	Farmer	Democrat.
Peatross, A. C.	Vicksburg	Warren	Mississippi	44	Lawyer	Democrat.
Peery, W. D.	Indianola	Sunflower	Mississippi	43	Teacher	Democrat.
Perkins, J. D.	Weir	Choctaw	Mississippi	44	Farmer and Teacher	People's Party.
Potter, Wiley H.	Jackson	Hinds	Mississippi	38	Lawyer	Democrat.
*Puckett, David	Brandon	Rankin	Mississippi	57	Farmer	Democrat.
Quinn, W. S.	West Point	Clay	North Carolina	73	Farmer	Democrat.
*Ratliff, W. P.	Kosciusko	Atta	Mississippi	47	Farmer	People's Party.
*Redhead, John A.	Centerville	Wilkinson	Mississippi	43	Farmer	Democrat.
Reeves, W. P.	Fulton	Itawamba	Alabama	51	Farmer	Democrat.
Rice, Arthur H.	Oktoc	Oktibbeha	Alabama	31	Physician and Planter	Democrat.
Roberts, U. S.	St. Ann	Leake	Alabama	50	Farmer	People's Party.
Robertson, Jas. R.	Carley	Marion	Mississippi	31	School Teacher	Democrat.
Rodgers, S. Lasley	Burnsville	Tishomingo	Tennessee	64	Farmer	Democrat.
Rogers, David W.	Water Valley	Yalobusha	Georgia	77	Farmer	Democrat.
Ryan, M. A.	Ros. Hill	Jasper	Mississippi	51	Farmer	Democrat.
Simmons, J. T.	Sylvarena	Smith	Mississippi	47	Minister	Democrat.
Simpson, B. D.	Ashland	Benton	Mississippi	42	Farmer	Democrat.
Smith, D. F.	Erata	Jones	Mississippi	54	Farmer	Democrat.
Smith, Wm. S.	Mathersville	Wayne	Alabama	43	Farmer	Democrat.
Spencer, J. G.	Port Gibson	Claiborne	Mississippi	49	Farmer	Democrat.
Stewart, H. G.	Poplarville	Pearl-River	Mississippi	46	Farmer	Democrat.
Stinson, W. H.	Meridian	Lauderdale	Mississippi	32	Farmer and Teacher	People's Party.
Stinson, Thos. A.	Steenon	Lowndes	Alabama	46	Farmer	Democrat.
*Stowers, James	Harrison	Jefferson	Mississippi	37	Farmer	Democrat.
Stowers, J. R.	Oxford	Lafayette	Mississippi	43	Lawyer and Editor	Democrat.
Street, H. M.	Meridian	Lauderdale	North Carolina	61	Insurance Adjuster	Democrat.
Stutts, Z. P.	Yazoo City	Yazoo	North Carolina	58	Farmer	Democrat.
Talbert, Polk	Gloster	Amite	Mississippi	48	Farmer	Democrat.
Tate, J. M.	Walker's Ridge	Pike	Louisiana	47	Farmer	Democrat.
Taylor, J. P.	Winona	Montgomery	Mississippi	39	Physician and Farmer	Democrat.
Taylor, W. M.	Coffeeville	Yalobusha	Mississippi	60	Farmer	Democrat.
Terral, J. E.	Quitman	Clarke and Jasper	Mississippi	26	Lawyer	Democrat.

## HOUSE OF REPRESENTATIVES.—Continued.

NAME.	POSTOFFICE.	SENATORIAL DISTRICT.	NATIVITY.	Age last Birthday	OCCUPATION.	POLITICAL AFFILIATION.
*Thomas, C. M.	Madedonia	Noxubee	North Carolina	66	Farmer	Democrat.
Thrasher, Stephen	Oak Lawn	Jefferson and Claiborne	Kentucky	60	Farmer	Democrat.
Touchstone, T. N.	Harrisville	Simpson	Mississippi	48	Farmer	Democrat.
Turner, G. W.	Leakesville	Greene	Mississippi	62	Farmer	Democrat.
Turner, Henry C.	Canton	Madison	Alabama	47	Planter	Democrat.
Underwood, T. H.	Kossuth	Alcorn	Mississippi	38	Farmer	Democrat.
Ventress, W. P. S.	Woodville	Wilkinson	Mississippi	33	Lawyer and Planter	Democrat.
Wade, Jesse D.	Sherman	Union	Mississippi	44	Farmer	Democrat.
Walton, P. G.	Centralia	Neshoba	Mississippi	33	Farmer	Democrat.
Watson, Jno. W.	Mt. Carmel	Covington	Georgia	43	Farmer	Democrat.
Williams, Jas. C.	Kingston	Adams	Mississippi	39	Planter	Democrat.
Williamson, L. W.	Pleasant Hill	DeSoto	Mississippi	57	Merchant and Farmer	Democrat.
*Wilson, A. N.	Tupelo	Lee and Itawamba	Tennessee	58	Farmer and collector	Democrat.
Worthington, Thos.	Leota Landing	Washington	Mississippi	38	Planter	Democrat.
Wyatt, W. P.	Coldwater	Tate	Texas	56	Farmer	People's Party.
OFFICERS.						
L. Pink Smith, Clerk	Greenville	Washington	Tennessee	37	Journalist	Democrat.
R. E. V. Yates, J. Clerk	Macon	Noxubee	Mississippi	25	Dep. Ch. Clerk	Democrat.
T. O. Conner, En. Clerk	Kosciusko	Attala	Mississippi	41	Farmer	Democrat.
Floyd Loper, S. at A.	Conchatta	Newton	Mississippi	23	Merchant	Democrat.
J. A. Epps, Doorkeeper	Rienzi	Alcorn	Mississippi	50	Farmer	Democrat.
Miss Laura Pugh, P. M.	Pope Station	Panola	Mississippi		Music Teacher	Democrat.

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