

# Fort Worth Daily Gazette.

FORT WORTH, TEXAS, SATURDAY, JANUARY 20, 1883.

VOL. 7, NO. 30

## AUSTIN.

of the Senate Standing Committees on Referred Bills.

Controller's Books in Reference to School Bonds to be Investigated.

of the House Bill Withdrawing the Public Lands.

test Against the Recent Lease of the Penitentiary Convicts.

duction of a Bill to Appoint a Railroad Commission.

Houses Adjourn until Monday--Notes and Personals.

**House.**  
The house met at 10 o'clock. Messrs. Jones, Lee, Johnson, Watkins and White were excused.

**PETITIONS AND MEMORIALS.**  
By Mr. Pendleton—Petition of seventy-five citizens of Bell county, protesting against the recent long lease of penitentiary convicts, and asking that the hiring out system be abandoned and accommodations be made to keep convicts within the walls of the penitentiary.

By Mr. Rodgers—Petition from the citizens of the proposed new county of Upton.

By Mr. Stringer—Memorial of W. H. Moore, a Texas veteran, asking for a pension.

By Mr. Foster of Grayson—Petition of citizens of Grayson county, asking that the county be made a separate judicial district.

By Mr. Hill—Petition of attorneys of Polk county asking that indictments found in district courts of certain grades be sent down to inferior courts.

**REPORTS OF COMMITTEES.**  
Mr. Acker, chairman of judiciary committee number 1—Unfavorably on the bill amending the law as to the exemption of current wages from attachment and execution, it being unconstitutional; unfavorably on the bill making the pay of grand jurors \$2.00 per day, because a bill for that purpose had already been reported; unfavorably on a bill defining the penalty for assault to commit rape; favorably on a bill providing for an election to repeal the stock law where it has been adopted in a county or subdivision; favorably on the bill providing for an issue to be made on the truth of affidavits for change of venue; favorably on the bill to require counties to provide for the payment of claims due teachers of public schools, audited under the acts of August 7, 1876, or April 22, 1879; favorably on the bill prohibiting the killing of deer between February 1st and September 1st.

Mr. Bell, for judiciary committee No. 2—Favorably on the bill for the payment, by the state, of magistrates, constables and county attorneys in examining trials of felony cases; favorably on the bill prescribing the penalty for the careless handling of firearms; unfavorably on the bill making it felony to sign a parent's name to an order for marriage license.

Mr. Armstrong, for the committee on constitutional amendments—Unfavorably on bill for levying an ad valorem tax for roads and bridges; unfavorably on the bill limiting the state tax to thirty cents on the hundred dollars; unfavorably on the bill fixing the legal interest at six per cent and conventional at 8 per cent.

Mr. Chenoweth, for the committee on internal improvements—Unfavorably on the bill to prevent unjust discrimination in freight charges between railroad depots.

Mr. Taylor, for the committee on rules—To amend rule fifty-one so that the call of the house shall be suspended when a quorum is secured; to amend rule fifty-eight regarding the journals.

Mr. Robertson, for the committee on judicial districts—Asking the bill diminishing jurisdiction of county court of Starr county be referred to judiciary No. 2.

Mr. Chambers of Collin, for the committee on roads, bridges and ferries—Favorably on the bill levying 25 cents on the one hundred dollars for bridge purposes. A minority report was filed by Messrs. Steele, Davis of Camp and Rushing on the ground that the bill is unconstitutional.

Mr. Foster of Limestone, for the committee on printing, favorably on Rosen's resolution for printing 10,000 copies of Governor Ireland's inaugural and 3,000 in German. Mr. Caven proposed to amend so as to make the number in German 2,000. Mr. Rogers offered an amendment to print 1,000 in Spanish. Mr. Nash to amend to print 500 in French.

On motion of Mr. Upton the amendments were laid on the table.

Mr. McKinney could not understand the practical benefits to arise from printing this document at all, as nearly all the prominent papers had published it. Mr. Scott thought it well to provide for a number to be printed in German.

Mr. Upton said he had heretofore voted against any documents in any language save the English, but would favor it and cited the fact that a great many Germans recently voted against Mr. Ireland because they did not know him. The resolution was adopted.

Mr. Wurzbach's resolution for the printing of bills when recommended by committees, was adopted.

The senate attorney in counties where there are resident criminal district attorneys, passed to the third reading.

Mr. Bates' warehouse bill was postponed and made a special order for Thursday next.

Adjourned until Monday at 10 o'clock.

**Notes.**  
Dr. Maurice Salm, who will most probably be appointed state oculist, is a young man of about thirty-five years, a German by birth and quite a master in his profession. He was a pupil of the celebrated oculist, Dr. Callahan, of Atlanta, Georgia, and came to Texas several years ago from the former state. His selection to this important position is regarded as a very wise one. There have been, it is stated, but two applicants for the position.

The resolution introduced yesterday in the house by Mr. Brown of Johnson county asking the legislature to open up certain of the public domain to satisfy the outstanding Confederate certificates, in excess of available domain, will most probably meet with much opposition. Notwithstanding this, however, a moment's mature reflection will lead to the conclusion that the resolution is founded in great measure upon principle and a sense of right, whether it is practicable or not. These certificates are, coming down to cold truth, based upon faith in the state's promises to fulfill a contract. They were issued as a matter of generosity, it is true, but at the same time were to all intents and purposes a promise and obligation upon the part of the state. But not alone are the crippled Confederates interested in this matter; many of these certificates are in the hands of innocent and well-meaning purchasers who will be forced to suffer if no provision be made for their redemption. This in substance is the argument of the

friends of the resolution; what the other side will have to say will be developed when the resolution comes up in the house.

Cochran's bill requiring county clerks to keep indexes of appeal bonds and stay bonds, is for the protection of purchasers of real estate; as securities on these bonds are liable, and a lien on all their real estate is retained from the date of the recording of these bonds.

The university regents have made their report. It is quite lengthy, but the most salient features and facts embraced therein have from time to time been given in special telegrams from Austin.

The different bills submitted to the committee on internal improvements have been submitted to subcommittees and ordered printed. There are several bills already in "to prevent unjust discriminations," etc., etc., but it is thought the main ones have not appeared yet, but are now being carefully matured in certain circles.

Colonel Chenoweth's bill introduced in the house to-day for the creation of a railroad commission provides for the appointment of the commission by the governor, and specifies that one shall be a man learned in law and another in railroad affairs and civil engineering, but no one in any manner interested in any railroad shall be eligible to appointment. These commissioners, three in number, shall be appointed by and with the consent of the senate. The bill has some of the features of those discussed at the general session of the Seventeenth Legislature, but embraces many new ideas not heretofore considered. It classifies freight into classes, regulates the tariff on the leading articles of merchandise and consumption and leaves the classification of other articles in the hands of the commissioners. The bill is quite lengthy and has been prepared with great care and thoroughly covers the whole ground. Its author claims to have taken and utilized the best points of similar measures in force in other states and seems to think his bill is not only founded in justice to all concerned but so shaped as to meet all reasonable objects. Railroad men are strictly on the alert and several of them had fully mastered the contents of the bill before the journal clerk could get it to the printer.

The bill of Mr. Foster to make Grayson a separate judicial district has served to disclose the temper of the house on the subject, and it is extremely doubtful if such a measure can get through the legislature.

Don B. M. Baker was qualified to-day as secretary of the board of education.

Two charters were filed in the secretary of state's office to-day; the Cumberland Presbyterian Church of Austin and Sons of Malta Building Association of Houston, with a capital stock of \$7,500.

Files for three hundred sections of fifty cent lands were placed in the land office to-day.

The Merchants' Insurance Company of Newark, N. J., with net assets of \$5,000,000, was authorized by the commissioner of insurance to transact business in the state for the current year. Its Texas business for 1882 shows gross receipts for premiums \$11,058,70, and losses incurred for same period \$78,713.

Walter Morgan, while intoxicated, rode into Cloud's livery stable to-night, and without any provocation, stabbed Joe Henderson, an employee, twice in the head. Henderson is not expected to live till morning.

**OVER THE STATE.**

**A Series of Sad Notes from Longview—Burial at Palestine.**

**Murder Trial at Abilene—Mysterious Disappearance in San Antonio.**

**Interesting Items From Sherman, Corsicana and Other Points.**

**Special to the Gazette.**  
Abilene, January 19.—The examining trial of Zeno Hemphill for killing Rose Breeding did not terminate until yesterday evening. Hemphill was placed under a bond of one thousand dollars.

The weather intensely cold. About day light the mercury stood three degrees above zero.

A meeting of citizens will be held to-night to nominate candidates for city offices.

**Special to the Gazette.**  
Palestine, January 19.—The fire department turned out in full numbers to attend the funeral of William R. Bordeaux, a young and esteemed member of, and the first death in, the department. It was a very solemn funeral, the stores being closed and business suspended.

Since the burning of the city calaboose a few nights ago, Palestine has no jail. Sheriff Davis, refusing to allow the city prisoners in the county jail, hence a jolly party for tramps and occasional drunks.

**Special to the Gazette.**  
Longview, January 19.—J. D. Smith of Arkansas, who had his leg mangled a short time since by a construction train, died last night. The physicians were forced to amputate his leg a second time and the bandage broke and he bled to death before the doctors arrived.

Charlie Doid, a rich jeweler and property owner, died yesterday from excessive drink.

A convict, name not known, was badly mangled between the cars at Willow Springs, four miles west of here, while coupling cars on a convict train.

Jimmie Barely, who was shot by an unknown assassin about two weeks ago and was pronounced fatally wounded, has to the surprise of every one almost recovered, and has resumed his duties.

**Special to the Gazette.**  
San Antonio, January 19.—Three well defined cases of small pox are reported by the city physician and two have been removed to the pest house.

A fourteen-year-old girl, Ella Capton, is missing. She is supposed to be taken away by Deloitte, a hack driver, who is also missing. The police and friends are in search.

The Hen Thompson trial is drawing to an end. To-day the lawyers are extensively airing their forensic knowledge.

J. B. Lobe, a barber, was found dead this morning at his residence on avenue E.

Geo. B. Loving and A. M. Britton left by the noon train for Austin.

Sheriff Maddox and party leave to-morrow for Fort Worth.

**Special to the Gazette.**  
Sherman, January 19.—The Randall-Buckner contested election case for the county attorneyship was decided to-day in favor of Randall, making his actual majority one hundred and forty-two. The original count was only one hundred and forty.

The norther which struck us last night knocked the thermometer down near to zero, where it has remained all day. The ground is white with snow.

**Special to the Gazette.**  
Corsicana, January 19.—Mrs. Lotta Suttle, a young woman while sitting before the fire this morning, had her clothing caught by the flames and was so badly burned that she died this evening.

Colonel Paramore, president of the Texas and St. Louis Railroad, is here in the interest of his road.

The grand jury had to adjourn to-day on account of the illness of five of its members.

A severe norther with snow set in this morning. It is the coldest day of the winter, the thermometer standing eleven degrees this evening.

**Senate.**  
The senate met at 10 o'clock. Mr. Matlock, the committee on public lands reported favorably the bill repealing law granting land certificates to miners; also the bill confirming patented surveys of land rights and city warrants issued under special enactment after March 31, 1870.

Chesley, from the committee on mines—Reported favorably the bill fixing the constitution regulating manner of removing and locating lode veins; also the bill shortening time from the date of election, in the results shall be ascertained.

Terrell, from judiciary committee number one—Reported favorably bill amending article of the revised civil code; also a bill that in suits on open notes an oath of the correctness of same shall be prima facie evidence; unfavorably the bill fixing the time of justice of the peace.

Patton, from judiciary committee number two, reported favorably bill providing that citation process may be served on the agent, secretary or treasurer or any of corporate companies or joint associations; also the bill closing all places of business on Sunday between 9 a. m. and 4 p. m.; also making an offense to dispose of personal property on which there is a mortgage; favorably the bill granting any person the right to challenge, for cause, grand jurors.

Perry from the committee on roads and bridges—Reported favorably bill with an amendment, directing delaying out of certain public

**BILLS REFERRED.**  
Mr. Mallock—Providing in the case of mechanics, laborers and operators on railroads they may have liens enforced by any court having jurisdiction thereof.

Johnson of Collin—Repealing law making an appropriation for propagation of fish and creating office of fish commissioner.

Mr. Terrell—To authorize the survey and survey within the limits of Tarrant county such certificates for lands that have not been sold to parties, and providing that one of the remainder shall be set aside for public schools, and the other to the payment of the public debt.

Mr. Patton—To reduce to one, the number of trustees of the University and Herman Seminary.

Mr. Matlock—Joint resolution directing leave of absence of county judges of Bay and Wichita counties.

Mr. Collin—Joint resolution regarding our senators and representatives in congress to perfect some treaty with Mexico for the prevention of epidemic diseases on the border.

Mr. Davis—Resolution to invest a committee of three to investigate the records of the comptroller's office in reference to the common bonds and ascertain the status of same. Adopted. Messrs. Davis, King and Shannon were appointed.

Mr. Shannon—Granting leave of absence to the county judge of Navarro county.

Mr. Matlock—Resolution that the records of the comptroller be printed.

Mr. Harris—To amend that fifty cents be printed. Adopted and the motion passed.

**BILLS ENGROSSED.**  
The bill providing punishment for riding on or across streets or highways; the bill changing and fixing fees of justices of the peace; the bill providing for printing not less than ten nor more than twelve thousand copies of the law of a general nature; fifteen hundred copies of special laws; the bill to restore the civil and criminal jurisdiction to the county court of Grayson county.

The bill providing that if a juror of the remainder may return a verdict was taken up. The unfavorable report was adopted and the bill lost.

The house bill withdrawing public domain from sale was taken up and after considerable argument, was amended. It now provides that all lands authorized to be sold under the act of July 14, 1879, is hereby withdrawn from sale, provided that nothing herein shall be construed to return and reserved by an act to provide for the sale of a portion of the unappropriated public lands approved July 1879, and the act amending such act approved March 11, 1881, the mass of the public domain but the shall be construed to be for the purposes for which said land was really set apart and designated by an act, till the legislature shall otherwise provide for the sale under the regulations as the legislature hereafter provide.

Adjourned to 10 o'clock Monday morning.

**STILL ANOTHER.**

The Quincy House Destroyed by Fire Yesterday Morning.

Narrow Escape of Several Guests—Other Fires and Losses.

Quincy, Illinois, January 19.—The Quincy House, one of the largest hotels in the city, was burned this morning. The fire was discovered by a guest on the third floor who at once gave the alarm. The first clerk, Jas. L. Griffith, who was on the second floor at the time it was discovered called the porters and sent them to every room in the house to alarm the guests. Many of the guests were in the dining room, but a large number were still asleep. Men, women and children rushed to the street, few waiting to dress, but the fire progressed slowly and no lives were lost. Katie Butler chambermaid had a narrow escape, having gone to her room to get her trunk. Her clothing caught and she was badly burned about the face, but the injuries are not serious. William Stackback, a detective on the police force had a leg broken by falling down the stairs. He had gone into the burning building to rescue any one who might need assistance, and becoming blinded by the smoke fell the full length of one of the stairways. There were at the hotel about fifty regular boarders, fifteen transient guests and forty-two servants. Nearly all the guests and boarders lost everything. The hotel building was owned by J. L. Morris, and valued at \$30,000. It was leased by G. P. Fay who owned the furniture and fixtures, and will lose \$15,000. Morris had \$12,500 insurance. The fire caught from a defective flue.

Newburg, South Carolina, January 19.—A fire here this morning destroyed several stores. Loss, \$25,000; insurance, \$20,000.

Morehead, Minn., January 19.—The Key City block, a brick structure which cost \$40,000, burned to the ground early this morning. There were some forty persons living in the block, but all managed to get out safely, though many had narrow escapes. Several merchants who occupied shops in the building lost their entire stocks, on which there was little or no insurance. The building was owned by Burns & Picinis, and insured for \$20,000.

**GOSSIP.**

Eleven new churches in course of erection in New York will cost \$2,000,000.

The Duke of Newcastle is at Jacksonville, Florida, taking a rest from travel.

Samuel Russell, who died at the age of 84 years, in Newark, Delaware, one day last week, kept until his death the first dollar that he ever earned.

A Belgian sparrow has literally built her nest in the lion's mouth, having made her home in the jaws of the monumental lion surmounting the Belgic mound on the field of Waterloo.

Yung Wing, who made his fellow students at Yale stare as far back as 1854, is chief magistrate of Shanghai, China. He still speaks English and remains a devout Christian.

A fifteen-year-old girl of New York is bent on killing her mother because the tender parent loves her younger children better. The jealous miss has made two attempts at the crime, and says she will never be satisfied until success has crowned her efforts.

The Troy Times says that the night after the election of Garfield in 1880, a bonfire was kindled on the side of a hill, and it communicated to a bed of coke coal, and has been burning ever since. Efforts have been made to extinguish the fire, but they have all failed, and it continues to eat its way along the vein of natural fuel.

The story is told in Hartford of a discharged state's prison convict, who as soon as he reached that city burst into tears and was inconsolable because he had left his pet mouse in his cell. The little beast was the only friend he had. It came from a hole in the corner every morning and ate the crumbs from his hand.

For a quarter of a century Mrs. Lydia Maria Child and her husband lived without a servant in their humble and pleasant home in Wayland, Mass. Once, relates Zion's Herald, when he said to her, "I wish, for your sake, dear, I was as rich as Croesus;" she responded, "You are Croesus, for you are king of Lydia."

It is only nine degrees colder at the north pole than it is on the line of the Canada Pacific at points in the northern territory, where it sometimes ranges sixty degrees below zero, while explorers in the arctic regions have found the coldest register sixty-nine degrees below.

In California walnut trees are grown as a regular crop. Ten years' growth produces a tree twenty inches in diameter. A walnut tree crop would prove a very profitable investment in any state of the Union, the demand for the wood for furniture purposes being so large.

**CONSTRUCTION OF THE NAVY.**

The construction of the navy, reviewing the weakness of the navy, Mr. Thomas concluded the

of the records of the comptroller's office in reference to the common bonds and ascertain the status of same. Adopted. Messrs. Davis, King and Shannon were appointed.

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**JOINT RESOLUTIONS.**  
By Mr. Stout—To amend the article on taxation making the state tax exclusive of public debt tax, not to exceed fifty cents on the one hundred dollars; school tax not exceeding twenty-five cents on the hundred dollars, and city, county and town tax not to exceed the latter amount except on bridge purposes.

**RESOLUTIONS.**  
By Mr. McKinney—That the chairman of committees post the time for the meetings of the various committees.

Mr. Garrison—For a committee of three to act with a committee of two

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