

On motion of Mr. Mills to adjourn till to-morrow 12 o'clock the yeas and nays were called by Messrs. Marvin and Hawkins and were yeas—Mr. President, Messrs. Hurt, Mills and Wright, 4; nays—Messrs. Bailey, Berthelot, Duval, Dupont, Hawkins, Marvin and Walker, 7. So the Senate refused to adjourn.

On motion of the Senate to adjourn sine die, the yeas and nays were called by Messrs. Marvin and Berthelot, and were yeas—Mr. President, Messrs. Hurt and Mills, 3; nays—Messrs. Bailey, Berthelot, Duval, Dupont, Hawkins, Marvin, Walker and Wright, 8. So said motion was lost.

Mr. Mills made a motion to postpone the resolution of Mr. Wright as above until the 4th of July next.

On motion of Mr. Duval to postpone said resolution indefinitely, the yeas and nays were called by Messrs. Mills and Marvin, and were yeas—Mr. President, Messrs. Bailey, Duval, Dupont and Mills 5; nays—Messrs. Berthelot, Hart, Hawkins, Marvin, Walker and Wright, 6. So the Senate refused to postpone said resolution indefinitely.

On the question of the adoption of said resolution the yeas and nays were called by Messrs. Berthelot and Mills, and were yeas—Messrs. Berthelot, Hart, Hawkins, Marvin, Walker and Wright, 6; nays—Mr. President, Messrs. Bailey, Duval, Dupont and Mills, 5. So the resolution was adopted, on motion of Mr. Hawkins ordered that the House be notified of its adoption.

The House transmitted to the Senate for their concurrence a bill entitled "an act to incorporate the Presbyterian congregation at Mandarin." Also,

A resolution in relation to the 2nd joint rule, which were ordered to be laid on the table for the time being.

His Excellency the Governor, by his private Secretary Mr. Copeland, transmitted to the Senate a message, which was also laid on the table for the time.

On motion the Senate then adjourned until Monday 12 o'clock.

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MONDAY, January 28th, 1839.

The Senate met pursuant to adjournment and the proceedings of Friday last were read.

Mr. Walker gave notice, that on some future day, he will introduce a bill to amend the several acts incorporating the St. Andrews and Chipola Canal and Rail Road Company.

Mr. Berthelot offered the following resolutions, viz :

1. Resolved by the Senate and House of Representatives of the Legislative Council of the Territory of Florida, That a joint select committee of the Senate and House of Representatives be appoint-

ed for the purpose of instituting an inquiry into and investigating the affairs of the Union Bank of Florida, and that said committee be invested with the power of sending for persons and papers.

2. Resolved further, That said committee consist of two members of the Senate and three of the House of Representatives; and that for the purpose of better ascertaining the condition of said bank, said committee have leave to employ a competent clerk, (not in the employ of said bank,) to aid and assist said committee in the aforesaid inquiry and investigation; and that said committee report to this Legislative Council at as early a day as is practicable.

3. Resolved, That said committee be instructed to report particularly:

I. The names of the stockholders, the number of shares owned by each, the amount lent to each on pledge of stock.

II. The names of the directors and the amount due by each,

1st On pledge of stock,

2nd On mortgage of land and slaves,

3rd On other securities.

III. The amount of Territorial bonds actually sold and for what funds—whether any and what amount has been sold for suspended bank paper or notes, or other depreciated funds?

IV. Whether any and what amount has been borrowed by the bank on its own bonds and for what purpose?

V. What amount of bank notes has been issued and now in circulation?

VI. What amount is due to other banks?

VII. What amount is due to depositors?

VIII. Whether the bank has established any agency in the city of New York, for the redemption of its bills or the purchase of its certificates of deposits? If so, at what rates were the same so redeemed or purchased? If not, whether any officer or director of the bank were engaged in such purchase, and whether the said officer or director made use of the funds of the bank, or funds borrowed from the bank?

IX. The total amount of bills discounted running to maturity—

1st Stock notes,

2nd Other notes,

3rd Bills of exchange.

X. The total amount of bills and notes lying over and under protest.

XI. The total amount of bills and notes in suit.

XII. The real estate held by said bank and how acquired, with a particular description of each and the cost thereof.

XIII. What amount of debts due are considered doubtful and bad, with a descriptive list of the same and the amount of such debt.

XIV. What has been the rate of exchange charged by said bank on New Orleans and the Northern Atlantic cities, since and during the suspension of specie payments, and what amount has the bank received for such premiums of exchange since the suspension?

XV. What amount of specie has the bank in its vaults, and what

steps have been taken towards a resumption of specie payments at an early day?

XVI. What amount of property mortgaged to the bank has been increased in value by the Board of Directors, since the first appraisal, and on which additional value new stock has been issued?

XVII. Whether any and what dividend has been made of the profits of the bank, and how was the same paid or made available to the stockholders?

XVIII. Whether in the management of the affairs of said bank, said bank has violated or departed from the terms of its charter?

Which were read.

Mr. Bailey introduced the following preamble and resolution, viz :

Whereas doubts do exist in the different branches of the Legislative Council of Florida, in relation to the confirming powers, and whereas it is thought that many difficulties may grow out of the same: For a remedy whereof

Be it resolved by the Senate and House of Representatives of the Legislative Council of Florida, that our Delegate in Congress, be requested without delay, to apply to the Congress of the United States, for a special act, explanatory of an act entitled "an act to re-organize the Legislative Council of Florida," passed in 1838.

Which were read.

Mr. Wright offered the following resolution, viz :

Resolved, That a select committee be appointed to report a bill to increase the number of members of the Senate to fifteen, and to apportion the additional number throughout the Territory; which was read.

Mr. Berthelot, from the select committee to take bond and security from the printer elect, made the following report :

The select committee of the Senate, appointed for the purpose of taking bond and security from the printer elect, for the faithful execution of the miscellaneous printing, and journals of the Senate, report that they have taken bond and security from the printer elect, in the sum of \$5,000, for the faithful execution of the same, and herewith return the bond in order that the same may be filed in the Executive office. All of which is respectfully submitted.

JAS. A. BERTHELOT,

Chairman select committee.

An engrossed bill entitled an act further to amend an act to incorporate the Lafayette salt company at Key West, approved 12th Nov., 1829, passed by this House, was, on motion, placed among the orders of the day.

The House passed and sent back to the Senate a resolution before passed by the Senate, requesting of the Governor any correspondence between himself and any officer relating to calling out the militia.

An act to authorize David Platt to establish a ferry near the junction of the Suwannee and Withlacoochee rivers, in the county of

Madison, passed by the House, was read and ordered for to-morrow. Also,

An act to amend an act entitled an act to establish the county site of Hamilton county, and to repeal an act to make permanent the county site of Hamilton county, passed 15th Jan. 1836. Also,

An act to establish a ferry across the Choctawhatchee river.

A bill entitled an act to organize the county of— was again read ; on motion the Senate went into committee of the whole, Mr. Hawkins in the chair; after some time spent in its consideration, the committee rose and reported the bill as amended ; which was agreed to and said bill ordered to be engrossed for to-morrow.

His Excellency the Governor, by his private Secretary Mr. Copeland, transmitted to the Senate the following message which was laid on the table for the time.

The reports of the Auditor and Treasurer made in obedience to a resolution of the Senate, were read and laid on the table.

An act to incorporate the Presbyterian Congregation at Mandarin, passed by the House, was read and ordered for to-morrow.

A resolution passed by the House in relation to the 2nd joint rule, was read and laid on the table.

The Governor transmitted to the Senate a message, which was ordered to be laid on the table.

An act further to amend an act to incorporate the Lafayette salt company at Key West, approved 12th Nov., 1829, was read and ordered for to-morrow.

The following message of his Excellency the Governor.

EXECUTIVE OFFICE,  
TALLAHASSEE, Jan. 1839. }

*To the Senate and House of Representatives of the Legislative Council of the Territory of Florida.*

GENTLEMEN: I lay before you copies of resolutions passed by the Commercial Convention at its late session held in Augusta, Ga., accompanied by a letter from its President, a distinguished citizen of this Territory. I cannot place this subject in a more interesting attitude than it is represented in this letter, to which I invite your attention.

R. K. CALL,  
Governor of Florida.

Was read and with accompanying documents, referred to the committee on the state of the Territory.

Mr. Marvin moved that the following joint rule be adopted by the Senate, and that a copy thereof be sent to the House of Representatives with a request that the House concur therein ; Rule: The enacting clause of all laws shall be " Be it enacted by the Governor and Legislative Council of the Territory of Florida," for which rule Mr. Mills offered the following substitute: " Be it enacted by the Governor, the Senate, the House of Representatives of the Territory of Florida in Legislative Council assembled." On the question of its reception the yeas and nays were called by Messrs. Mills and Marvin, and were yeas—Mr. President and Mr. Mills, 2 ; nays—

Messrs. Bailey, Berthelot, Dupont, Hart, Hawkins, Marvin, Walker and Wright, 8. So it was rejected. On motion the resolution was ordered to be laid on the table.

On motion the Senate adjourned till to-morrow 12 o'clock.

TUESDAY, January 29th, 1839.

The Senate met pursuant to adjournment and yesterday's proceedings were read.

The House sent to the Senate the report of the joint standing committee on enrolled bills, as follows:

HOUSE OF REPRESENTATIVES,  
JANUARY 28th, 1839.

*(Extract from the Journal.)*

Mr. Dozier, from the joint committee on enrollments, reported as correctly enrolled.

An act to incorporate the Oscilla Academy, and an act to authorize Simeon Driggers to establish a ferry over the Withlacoochee river, in the county of Madison; which were signed by the Speaker of the House of Representatives.

Att.

JOS. B. LANCASTER,  
Clerk H. R.

Also a memorial to Congress in relation to the defence of the frontier, and the termination of the present Indian war; which was read and placed among the orders of to-day.

Mr. Berthelot offered the following resolution, viz: Resolved by the Senate and House of Representatives that the committee on banks be instructed to inquire into the situation of certain bank charters, that now lie dormant, and that said committee have leave to report, by bill or otherwise, whether said bank charters ought not to be declared forfeited for non-user; which was read.

The resolution offered on yesterday by Mr. Berthelot was laid on the table and copies ordered.

Mr. Mills offered the following resolution, viz: Resolved, that the foregoing resolutions be referred to the committee on banks, with instructions to report whether any circumstances have transpired to warrant the proposed investigation, and if so, to report a suitable resolution on the subject, which was read, and laid on the table.

The resolution of Mr. Bailey, in reference to nominations, was again read and laid on the table.

The resolution before offered by Mr. Wright to increase the number of Senators to fifteen, was again read, for which Mr. Berthelot offered the following substitute, viz: Resolved, that a joint committee of the Senate and House of Representatives be appointed for the purpose of taking into consideration the fourth section of the act of Congress entitled "an act to reorganize the Legislative Coun-