

St. Lucie county, was read the third time. On the question of the passage of the bill, the vote was as follows:

Yeas—Messrs. Bird, Bradley, Broward, Carter, Floyd, Johnson, Tabor—7.

Nays—Mr. President, Messrs. Austin, Kelly, McLean, McMillan, and Walker—6.

So the bill passed, with title as stated. Ordered, that the same be certified to the House.

On motion, the Senate adjourned until to-morrow, 10 o'clock.

#### THURSDAY, 24th December, 1846.

The Senate met pursuant to adjournment, and a quorum being present the journal of yesterday's proceedings was read and approved.

On motion of Mr. Fairbanks, the Senator from Jefferson, Mr. Bird, obtained leave of absence until Monday next.

Pursuant to previous notice, Mr. Fairbanks, introduced a bill to be entitled general law in respect to corporations, which was read the first time and seventy-five copies ordered to be printed: also,

A bill to be entitled an act to amend the several acts relative to proceedings in chancery—which was read the first time and ordered for to-morrow.

On motion of Mr. Carter, the secretary was directed to inform the House of Representatives, that this body would be ready to proceed to the election of a Register to-day at 12 o'clock. M. Also, that the Senate will be ready to go into an election for a Circuit Judge on Tuesday morning next at 10 o'clock A. M.

On motion the Senator from Gadsden, Mr. Austin, also the Senator from Wakulla, Mr. Walker, obtained leave of absence until Monday next.

Mr. Lorimer offered the following resolutions.

*Resolved, by the Senate and House of Representatives of the State of Florida in General Assembly convened, That the Treasurer of this State be and he is hereby required to pay to Benjamin G. Thornton his executors, administrator or assignees the sum of two thousand five hundred dollars out of the first moneys which shall come to his hands, belonging to the Tallahassee fund, together with interest thereon at six per centum per annum from the fifth day of March in the year one thousand eight hundred and forty two, until paid. Provided, that no part of said sum or interest shall be paid until the said Thornton his executors administrator or assignees shall have executed a release in full of all demand upon the state of Florida, or the Tallahassee fund besides the demand for the said two thousand five hundred dollars, and provided also, that nothing herein contained shall debar the said Thornton from claiming from the*

United States any amount he may see fit to demand, on any account whatever.

Which was read the first time and ordered for to-morrow.

Mr. Fairbanks, from the judiciary committee reported back without amendment a bill to be entitled an act to provide for taking testimony in Chancery: also,

A bill to be entitled an act relative to costs in criminal cases.

Which bills were placed among the orders.

The Senate received from the House the following bills viz:

A bill to be entitled an act to organize the Jasper Hussars; also,

A bill to be entitled an act to amend an act entitled an act for the protection of Fisheries on the coast of Florida, approved Dec. 27th, 1845.

Which bills were read the first time and ordered for to-morrow.

The rules being waived, Mr. Floyd presented a memorial from the citizens of Apalachicola, which was read and laid on the table.

Mr. Bradley moved that the nomination of John W. Richards, as auctioneer for Hillsborough County be taken from the table and placed among the orders, which motion prevailed.

#### ORDERS OF THE DAY.

A bill to be entitled an act to extend the jurisdiction of Justices of the Peace and for other purposes, was read the second time, and on the question shall the bill be engrossed and read a third time, the same was refused and the Bill lost.

A bill to be entitled an act to amend an act giving a lien to mechanics, overseers and others, was read a second time, postponed and ordered to be printed.

A bill to be entitled an act to provide for holding extra terms of the Circuit Courts, was read a second time, and postponed for the present.

A committee from the House informed the Senate that they were ready to proceed to the election of register; whereupon the Senate repaired to the hall of the House of Representatives.

[See Minutes of Joint Meeting of this date.]

On returning to the Chamber the Senate took a recess until 3 o'clock.

#### 3. o'clock P. M.

A quorum being present the Senate proceeded with the  
ORDERS OF THE DAY.

A bill to be entitled an act to provide for amending the constitution of this State, was read a second time; on motion the Senate went into a committee of the whole, Mr. McLean in the chair, on said bill. After some time the committee rose reported the first section of the bill as stricken out, and asked to be discharged from its further consideration. Which report was agreed to, and the bill consequently lost.

Mr. Fairbanks moved to re-consider the vote just taken agreeing to the report; upon which question the yeas and nays were called by Messrs Kelly, and Carter, and were as follows,

Yeas—Mr. President Messrs. Bird, Bradley, Broward, Carter, Fairbanks, Floyd, Johnson, Lorimer, McLean, McMillan, and Tabor.—12.

So the vote was reconsidered, and the bill restored.

The question recurring on agreeing to the report of the committee, and the ayes and noes being called by Messrs. Kelly, and Lorimer, were as follows,

Yeas—Mr. President, Messrs. Bird, Bradley, Broward, Carter, Fairbanks, Floyd, Johnson, McLean and Tabor—10.

Nays—Messrs. Kelly, Lorimer, McMillan—3.

So the report was agreed to, and the bill lost.

A bill to be entitled an act giving a lien to steam-boat men, and others navigating the Apalachicola river, was read the third time; on the passage of the bill the vote was as follows,

Yeas—Mr. President, Messrs. Bird, Bradley, Broward, Floyd, Johnson, Lorimer, McLean, McMillan and Tabor—10.

Nay—Mr. Carter—1.

So the bill passed, with the title amended, so as to read as follows; "An act giving a lien to steam-boat men and others navigating the bay and river of Apalachicola." Ordered that the same be certified to the House.

Preamble and resolution relating to the payment of Richard F. Brantley, late Solicitor of the Southern Circuit, which was read and rejected.

His Excellency the Governor transmitted to the Senate the following message.

EXECUTIVE DEPARTMENT, }  
Tallahassee December 24th, 1846. }

Gentlemen of the Senate, and House of Representatives:

I hereby nominate as Judge of Probates, for the county of Columbia James S. Jones: and as auctioneers for the county of St. Lucie, F. Merrill and Munroe Bullock.

For the county of Columbia, George W. Cole, Asa A. Stewart, and Edgar Collins.

For the county of St. Johns, George Burt.

For the county of Escambia, John Campbell and Donald Davidson.

For the county of Hillsborough, John W. Robarts.

Very respectfully, your obedient servant,

WM. D. MOSELEY.

Which was read, and the nominations therein made, advised and consented to. Also the following.

EXECUTIVE DEPARTMENT,  
Tallahassee, December 24th, 1846. }

Gentlemen of the Senate, and House of Representatives:

You have herewith transmitted, an agreement entered into between the agent and attorney of Henry M. Breckenridge, and the Executive of this State, in relation to a claim of the Commissioner of the Tallahassee fund, against said Breckenridge. The agreement is entered into on the part of the Executive from a conviction that the proceeds of the sales of the lots alluded to is all that can be realized from the debt, and that a sale in the manner proposed will be much less expensive than by application to the courts.

The matter is submitted to the General Assembly for its approval, and is assented to on the part of the Executive upon the express condition that such approval be given.

I have the honor to be, very respectfully,  
Your obedient servant, W. D. MOSELEY.

Which was read and the agreement referred to the committee on the Executive department.

A bill to be entitled An act to authorize Richard T. Martin to establish a ferry across Write's Creek, was read the third time.—On the question "shall this bill pass?" the vote was as follows:

Yeas—Messrs. Bird, Bradley, Floyd, Kelly, Lorimer, McLean, McMillan, Tabor and White—9.

Nays—Mr. President, Messrs. Broward, Carter and Fairbanks—4.

So the bill passed.

Mr. Fairbanks moved to amend the title by adding the words "and to give to said Martin exclusive privileges in said county." On which amendment the yeas and noes were called, by Messrs. White and Lorimer and were as follows:

Yeas—Messrs. Broward, Fairbanks and Johnson—3.

Nays—Mr. President, Messrs. Bird, Bradley, Carter, Floyd, Kelly, Lorimer, McLean, McMillan, Tabor and White—11.

So the same was rejected, and the title passed as stated.

A bill to be entitled an act to authorize Henry Haist to establish a ferry across Choctawhatchie river, was read the second time by the title and laid on the table.

A bill to be entitled an act to establish and regulate Pilotage on the waters, and in the harbors of Dade county, came up on its second reading and was referred to the Judiciary Committee.

A bill to be entitled an act to define in what cases certain property is exempt from execution, was read the second time, and laid on the table.

A bill to be entitled an act to organize the Supreme Court of the State of Florida, and to annul certain rules adopted by said court, was read the second time, and referred to the Judiciary committee.

A bill to be entitled an act to change the name of Betsy Ann Wingate was read a second time, and ordered for to-morrow.

Preamble and resolutions in relation to a mail route in Nassau, Duval and Columbia counties, was read a second time, and referred to a select committee to consist of Messrs. Carter, Fairbanks and Priest.

A bill to be entitled an act to prescribe the oath to be taken in claim cases by administrators, Executors and Guardians, was read the second time, and ordered for to-morrow.

Preamble and Resolutions in relation to the claims for military supplies sold to Robert Armstrong assistant quarter master, was read the second time and referred to committee on Propositions and Grievances.

✓ A bill to be entitled an act concerning divorces, was read a second time, and referred to the Judiciary committee.

The Senate took a recess until 7 o'clock, P. M.

### 7 o'clock, P. M.

A quorum being present, the Senate again proceeded with the

#### ORDERS OF THE DAY.

A bill to be entitled an act amendatory to the several acts incorporating the city of Apalachicola, was read the second time, and referred to the Judiciary committee.

A bill to be entitled an act to provide for the sale of the lands granted to the State for purposes of internal improvement, was taken up and postponed until Saturday.

Resolutions introduced on yesterday by Mr. Floyd were read the second time, and referred to the committee on Federal relations.

An engrossed bill to be entitled an act to amend an act to regulate the pilotage of the port of St. Marks, was read the third time, and on the question "shall the bill pass?" the vote was as follows:

Yeas—Mr. President, Messrs. Bird, Bradley, Broward, Carter, Fairbanks, Floyd, Johnson, McLean, McMillan, Tabor and White—12.

Nays—none.

So the bill passed—title as stated.

A bill to regulate the Public Printing, was read the second time, and referred to a select committee to consist of Messrs. Kelly, Broward and Fairbanks.

A bill to be entitled an act limiting the sessions of the General Assembly of the State of Florida, reported back by the committee on the State of the Commonwealth, amended, was taken up and the amendment proposed adopted.

On motion of Mr. Fairbanks the following amendments were made viz: strike out in the first section seventh line 'forty' and insert 'thirty'—also strike out in first section 'passage of this act' and insert instead thereof "expiration of this session" which amendments were adopted, and the bill ordered to be engrossed for to-morrow.

A bill to be entitled an act to establish and regulate Pilotage on the waters and in the harbors of St. Lucie county, was read a second time and referred to the Judiciary committee.

A bill to be entitled an act to repeal the sixth section of an act entitled an act to organize the circuit courts of the State of Florida, was read a second time, and referred to Judiciary committee. ✓

A bill to be entitled an act to make permanent the precincts in the county of Columbia and to provide for the transmission of the poll books to the Judge of Probates was read a second time, and amended in the 3rd line 2nd section by striking out "lottery" and inserting "lot;" bill ordered for to morrow.

Resolutions from the House in relation to the claim against the Territory of Florida, by the third auditor of the United States Treasury Department were read a second time, and ordered for to-morrow.

A bill to be entitled an act to alter the southern boundary of Benton county and establish the line dividing Hillsborough and Benton counties was read a second time, and postponed to Monday.

A bill to be entitled an act to re-organize the 6th regiment Florida Militia was read a second time, and referred to committee on Militia.

A bill to be entitled an act to admit Charles P. Cooper to practice law in the several Courts of this State.

Mr. Fairbanks offered the following as an amendment to said bill, viz.:

Sec. 3. *Be it further enacted*, That from and after the passage of this act, it shall not be a disqualification in an applicant for admission to the Bar, that he is under the age of twenty-one years; and all laws and parts of laws requiring such qualification, be, and the same are hereby repealed.

On the question of adopting said amendment, the yeas and noes were called by messrs. Fairbanks and Floyd, and were as follows:

Yeas—messrs. Bird, Broward, Fairbanks—3.

Nays—Mr. President, messrs. Bradley, Carter, Johnson, McLean, McMillan, Tabor and White—9.

So the amendment was refused, and the bill ordered for tomorrow.

A bill to be entitled an act to prescribe the mode of appeal in criminal cases was read a third time; on the question shall the bill pass? the vote was as follows.

Yeas—Mr. President, Mess. Carter, Fairbanks, Tabor, White: 6.

Nays—Messrs. Bird, Bradley, Broward, Floyd, Johnson, McLean, McMillan—7.

So the said bill was lost.

A bill to be entitled an act relative to costs in criminal cases, was read the second time, and ordered for to-morrow.

A bill to be entitled an act for the relief of Nathan Backer, was read the third time, and on the question, shall this bill pass? the vote was as follows:

Yeas--Mr. President, Messrs Bird, Bradley, Broward, Fairbanks, Floyd, Johnson, McLean McMillan, Tabor--10.

Nay--Mr. Carter--1.

So the bill passed with the title as stated.

The Senate received from the House Preamble and Resolutions relative to the permits of settlers under the armed occupation act; also,

Preamble and Resolution asking Congress to grant a quarter section of land to build a court house in Benton county; also,

Preamble and Resolution relative to a post office at Fernandina, on Amelia Island; also,

A bill to be entitled an act to change the name of Seaborn E. Walker, to Seaborn E. Rawls; also,

A bill to be entitled an act to alter the twelfth section of the 5th article of the constitution of the State of Florida;

Which bills and Resolutions were read the first time, and ordered for to-morrow.

The following messages were received from the House of Representatives, viz:

HOUSE OF REPRESENTATIVES, }  
December 24th, 1846. }

Hon. President of the Senate:

Sir:--The House have receded from its amendment to the Senate bill to entitled "An act to exempt from capitation tax certain persons therein named."

Your obedient servant, M. D. PAPY,  
Clerk of House of Representatives.

Also the following.

HOUSE OF REPRESENTATIVES, }  
December 24th, 1846. }

Hon. President of the Senate:

Sir:--The House have adopted the suggestion of the Senate to go into the Election of a Circuit Judge for the Southern Circuit on Tuesday morning next at 10 o'clock A. M.

Respectfully your obedient servant,  
M. D. PAPY, Clerk of Ho. Rep.

Having gone through the orders the Senate adjourned until Saturday 11 o'clock.

SATURDAY, 26th December, 1846.

The Senate met pursuant to adjournment, and a quorum being