

YEAS—Messrs. Finley, Forsyth and Smith—3.

NAYS—Mr. President, Messrs. Baldwin, Blackburn, Gillis, Johnson, Kilcrease, Long, Provence, Snell and Wynn—10.

So the rule was not waived.

A committee from the House informed the Senate, that the House had rescinded the resolution to adjourn *sine die* on the 8th day of January, 1853.

The following communication was received from His Excellency, the Governor:

EXECUTIVE CHAMBER, }  
January 8, 1853. }

The Hon. R. J. FLOYD,

President of the Senate:

Sir:—I have approved and signed

An act to incorporate the town of Marianna.

An Act to authorize the Judge of the Southern Judicial Circuit of this State to appoint and hold adjourned terms in certain cases.

Also, Joint Resolutions authorizing the Comptroller to audit and pay B. Hopkins and others for their services in defending the frontier, in 1852.

Resolution for the relief of Azor Umstead.

Resolution asking Congress to allow the public arms of Florida to be kept and preserved in the United States Arsenal located in Gadsden county, Florida.

Which I have caused to be deposited in the office of the Secretary  
THOMAS BROWN.

The hour of 12, P. M., having been announced, Mr. Baldwin moved the Senate adjourn till 12 o'clock, M., on Monday next;

Upon which motion, the yeas and nays were called for by Messrs. Baldwin and Provence, and were:

YEAS—Mr. President, Messrs. Baldwin, Johnson, Kilcrease, Long, Provence, Smith, Snell and Wynn—9.

NAYS—Messrs. Finley, Forsyth and Gillis—3.

So the motion was carried, and the Senate adjourned till 12 o'clock on Monday next.

MONDAY, January 10, 1853.

The Senate met pursuant to adjournment. The Rev. Mr. Asay officiated as chaplain.

There not being a quorum present, the Senate took a recess until one o'clock, P. M.

At which time the Senate again met—a quorum being present, proceeded with the business. The journal of Saturday's proceedings were read and approved.

On motion of Mr. Johnson,

A committee consisting of Messrs. Finley, Johnson and Baldwin were appointed to wait upon the House of Representatives, and ask the return of a bill to be entitled An Act to provide for the final removal of the Indians of this State and for other purposes.

The committee returned and reported the duty assigned them as having been performed.

A committee was received from the House of Representatives, who returned to the Senate a bill to be entitled An Act to provide for the final removal of the Indians of this State, and for other purposes,

Which was taken up, when Mr. Johnson moved the reconsideration of the vote had on the passage of said bill on the 7th inst:

Upon which motion the yeas and nays were called for by Messrs. Finley and Johnson, and were:

YEAS—Mr. President, Messrs. Baldwin, Finley, Forsyth, Gillis, Johnson, Kilcrease, Long, Snell and Wynn—10.

NAYS—Mr. Provence—1.

So the motion to reconsider was carried.

On motion, the bill was placed as on its second reading.

Mr. Johnson moved that the bill be referred to a joint select committee of five from each House;

Which motion was carried.

The following Committee was appointed on the part of the Senate to act with a similar committee on the part of the House, as a Committee of Conference, on a bill to be entitled An Act for the final removal of the Indians of this State, and for other purposes, viz:

Messrs. Johnson, Baldwin, Finley, Forsyth and Kilcrease.

Mr. Long, from the Committee on Enrolled bills, made the following report:

The Committee on Enrolled bills report as correctly enrolled:

An Act to amend the seventeenth clause of the fifth article of the Constitution of this State; Also,

An Act to amend the eleventh clause of the fifth article of the Constitution of this State, and also to amend An Act amendatory of the twelfth clause of the fifth article of the Constitution of this State, and adopted by the third and fourth General Assemblies, so as to give the election of Judges to the people.

Respectfully Submitted,

M. A. LONG, Chairman

Committee on Enrolled Bills.

Which was read.

On motion,

The Senate took a recess till 3 o'clock, P. M.

## THREE O'CLOCK.

The Senate met pursuant to adjournment, and a quorum being present, proceeded to business.

On motion, the rule was waived, so as to allow Mr. Baldwin to introduce, without previous notice,

A bill to be entitled An Act to put into liquidation all defaulting banks of this State;

Which was read a first time, rule waived, read a second time and referred to the Committee on the Judiciary.

The following message was received from the House :

HOUSE OF REPRESENTATIVES, }  
January 10, 1853. }

SIR—The House have passed Senate bill to be entitled An Act to prescribe the mode of contesting the election of Judges in this State, without amendment.

Also resolution in relation to the pay of absent members.

Respectfully,  
JOHN DICK,

Clerk House Representatives.

Which was read, and the Senate bill ordered to be enrolled, and the resolution placed among the orders of the day.

House resolution in relation to the pay of absent members,

Was read a first time, rule waived, read a second and third time and passed.

A committee from the House informed the Senate, that the House had appointed Messrs. Magbee, Smith, Heermans, Shine, Osteen, McCall and Love, to act with a similar committee on the part of the Senate, in regard to the bill providing for the removal of the Indians of this State.

Mr. Long, from the Judiciary Committee, made the following report :

The Judiciary Committee to whom was referred a bill to be entitled An Act to put into liquidation all defaulting Banks in this State, have considered the same, and recommend its passage with the annexed amendments.

Respectfully Submitted,  
M. A. LONG,  
Chairman Judiciary Committee.

On motion, the Senate took a recess till 7 o'clock.

## SEVEN O'CLOCK.

The Senate met pursuant to adjournment. There being no business before the Senate, on motion of Mr. Kilcrease,

The Senate adjourned until 11 o'clock tomorrow.

TUESDAY, January 11, 1853.

The Senate met pursuant to adjournment. Rev. Mr. Asay officiated as chaplain.

A quorum being present, the reading of the journal was dispensed with.

On motion, the rule was waived so as to allow Mr. Long to introduce without previous notice, a bill to be entitled An Act to prevent obstructions to the navigation of the river and harbor of St. Marks.

Which was read a first time, the rule waived, read a second and third time, and upon the question of its passage the vote was :

YEAS—Mr. President, Messrs. Baldwin, Finley, Forsyth, Gillis, Johnson, Long, Provence, Snell and Wynn—10.

NAYS—None.

So said bill passed—title as stated.

Ordered, That the same be certified to the House of Representatives.

Mr. Finley from the Committee on Engrossed bills, made the following report ;

The Committee on Engrossed Bills, report as correctly engrossed, An Act to put in liquidation all defaulting Banks of this State.

Respectfully submitted,

J. J. FINLEY, Chairman.

Which was read and received, and the bill placed among the orders of the day.

Mr. Johnson from the joint select committee made the following report :

The joint Select Committee to whom was referred a bill to be entitled An Act to provide for the final removal of the Indians in this State, and for other purposes, have considered the same, and ask leave to report the bill back to the Senate, and propose to amend the 11th section by inserting after the word "force" the words "or otherwise."

The Committee recommend the passage of the bill, and ask to be discharged.

Respectfully submitted,

ALLEN G. JOHNSON,  
Chairman of Senate Committee.  
JOHN P. BALDWIN,  
WM. E. KILCREASE,  
H. V. SNELL.

We, the undersigned, hereby express our dissent to the recommendation of the passage of the bill in its present shape.

J. J. FINLEY,  
JOSEPH FORSYTH.

JAMES T. MAGBEE,  
Chairman House Committee.