

An act to amend "An act amendatory of the several acts now in force in relation to the Assessment and Collection of the Revenue," approved January 13, 1849;

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

THOMAS BROWN.

Which was, on motion, read.

The following communication was received from the House of Representatives:

HOUSE OF REPRESENTATIVES, January 11, 1851.

Honorable President of the Senate:

Sir:—The House of Representatives have passed the accompanying resolution authorizing the Treasurer of this State to borrow money from the Register of Public Lands to defray the expenses of the present General Assembly.

Respectfully,

H. ARCHER,

Speaker House of Representatives.

Which was read, and said resolution order to be placed among the orders of the day.

Resolution authorizing the Treasurer of this State to borrow money from the Register of Public Lands;

Was read the first time, and ordered to a second reading to-morrow.

On motion of Mr. Brown of Columbia, the Senate adjourned until 11 o'clock, Monday next, A. M.

MONDAY, January 13, 1851.

The Senate met pursuant to adjournment.

The Rev. Mr. Pratt officiated as Chaplain.

Mr. Avery moved that the reading of the proceedings of Saturday be dispensed with;

Which was carried.

Pursuant to previous notice, Mr. Johnson introduced a bill to be entitled, An act making an appropriation of money from the Internal Improvement fund to remove shoals and other obstructions in the Suwannee river;

Which was read the first time, rule waived, read the second time by its title, and ordered to a third reading to-morrow.

Mr. Avery offered the following Resolution:

Resolved by the Senate and House of Representatives of the State of Florida in General Assembly convened, That it shall be the duty of the Register of Public Lands to make out, and have published with the Journals of the present session, a statement of the lands selected for the State, whether for Internal Improvement, for Seminaries, for Common Schools, or for fixing the Seat of Govern-

ment: said statement to show the location, quantity, and quality of the lands selected, the persons by whom selected, the amounts selected by each person, and the amount per acre paid to each person for his selections; also a summary showing the whole number of acres selected by each person, and the whole amount paid each person for selecting.

Which was read the first time, rule waived, read the second time by its title, and ordered to be engrossed for a third reading to-morrow.

Mr. Baldwin, from the Committee on Engrossed Bills, made the following report:

The Committee on Engrossed Bills report as correctly engrossed, Resolution for the relief of Henry C. Wilson;

An act for the relief of Joel B. Smith, and for other purposes;

An act to regulate Camp Hunting, in the counties of Escambia and Santa Rosa;

Amendment to House bill to be entitled, An act to provide for the payment of the Florida Volunteers, called out in the year 1849.

JOHN P. BALDWIN, *Chairman*.

Which was received, and said bills ordered to be placed among the orders of the day.

Mr. Maxwell, from the Committee on the Judiciary, made the following report:

The Committee on the Judiciary, to whom was referred a bill to be entitled, An act in relation to Licenses, have had the same under consideration, and have instructed me to report that they approve the objects of the bill, and recommend its passage.

A. E. MAXWELL, *Chairman*.

Mr. Maxwell further reported:

The Committee on the Judiciary, to whom was referred a bill to be entitled, An act to amend an act entitled an act to amend an act to organize the Circuit Courts of the State of Florida, approved January 8, 1848, have had the same under consideration, and have instructed me to report:

That they think it expedient to change the salaries of the Solicitors so as better to adapt them to the business of their respective Circuits. With this view they recommend that instead of the fixed amount proposed by the bill, the salaries and compensation be so arranged as to equalize their pay to the labor they perform. By this means those Solicitors who have most business of the State, will receive the largest pay, and *vice versa*. The justice and propriety of this arrangement will be readily seen, and it requires no argument to commend it. The Committee advise the passage of the accompanying substitute for the original bill.

A. E. MAXWELL, *Chairman*.

Which reports were received, and said bills, together with said substitute, were ordered to be placed among the orders of the day.

Mr. Taylor, from the Committee on Internal Improvements, made the following report:

The Committee on Internal Improvements, to whom was referred a bill to be entitled, An act to appropriate one thousand dollars to improve the navigation of Holmes Creek in Washington County, have had the same under consideration, and ask leave to

REPORT:

That upon careful examination and due enquiry, they find, that the greater part of the population of Washington County are engaged in agricultural pursuits; that they trade at the city of Pensacola, distant by land, about one hundred and seventy-five miles, and that they are entirely dependent upon the navigation of Holmes Creek, for the transportation of their produce to market, and for obtaining their necessary supplies. The navigation of said Creek, has heretofore afforded them all necessary facilities for the above purposes; but the storm which occurred in August last, visited that portion of the State in its greatest violence, devastating the country, destroying property, and almost entirely blocking up said creek with fallen timber; thereby rendering the navigation of said stream useless and unavailing. Unless said obstructions to the navigation of said creek are removed, the people of that portion of the State will be compelled to haul over land upon difficult and heavy roads, the distance of one hundred and seventy-five miles, or else seek another and equally distant market.

For the reasons above stated, your Committee are of the opinion that the appropriation should be made, and have instructed me to report the bill back to the Senate without amendment, and recommend its passage.

All of which respectfully submitted.

W. R. TAYLOR, *Chairman.*

Which was received, and said bill ordered to be placed among the orders of the day.

The following message was received from the House of Representatives:

HOUSE OF REPRESENTATIVES, January 11, 1851.

Honorable President of the Senate:

SIR:—The House have concurred in Senate amendment to bill to be entitled, An act to provide for the final removal of the Indians now remaining in Florida beyond the limits of the State.

Respectfully,

H. ARCHER,

Speaker House of Representatives.

Which was read.

Also the following:

HOUSE OF REPRESENTATIVES, January 11, 1851.

Honorable President of the Senate:

SIR:—The House have passed the following bills and resolutions,

viz:

An act to amend an act to reduce the rates of taxation upon subjects now taxed, and to levy a tax upon cattle of non-residents;

An act to provide for the redemption of certain property from execution;

An act to establish a board of Agriculture for the State of Florida;

An act to amend the laws now in force in relation to compensation to Physicians;

An act to give certain privileges to John W. Lowe, guardian for the minor children of Fernando Lowe, deceased;

An act to prevent any person or persons being made liable for the payment of any subscription or subscriptions to any newspaper or newspapers, any periodical or periodicals, or any document or documents, without said person or persons shall subscribe for in writing, request, or order the same to be addressed to himself, herself, or themselves: and

An act to alter and amend proceedings in Chancery in certain cases; also

Senate bill to be entitled, An act in relation to naturalized citizens voting in this State, with the enclosed amendments, in which the concurrence of the Senate is respectfully solicited. Also,

Preamble and Resolution requesting our members in Congress to procure the passage of an act to graduate the price of public lands in this State; and

Resolution urging the passage of an act by Congress, granting to the State of Florida the lands within her limits.

Respectfully,

H. ARCHER,

Speaker House of Representatives.

Which was read, and said House bills ordered to be placed among the orders of the day, and said amendments concurred in, and said Senate bill ordered to be enrolled.

ORDERS OF THE DAY.

Resolutions providing for the removal of the Seat of Government of Florida;

Were read.

Mr. Baldwin moved the indefinite postponement of said Resolutions;

On which motion, the yeas and nays were called for by Messrs. Baldwin and Brown, of Columbia, and were:

Yeas – Mr. President, Messrs. Baldwin, Crawford, Maxwell, McMillan Taylor – 6.

Nays – Messrs. Avery, Brown of Columbia, Brown of Hillsborough, Buddington, Finely, Forward, Johnson, Mosley, Smith, Stewart – 10.

Said motion was lost.

Mr. Baldwin moved to strike out the fourth Resolution;

On this question, the yeas and nays were called for by Messrs. Baldwin and Smith:

Pending this motion, Mr. Maxwell moved that the Senate take a recess for fifteen minutes:

On this question, the yeas and nays were called for by Messrs. Brown, of Hillsborough, and Johnson, and were:

Yeas—Mr. President, Messrs. Austin, Baldwin, Brown of Hillsborough, Johnson, Maxwell, Taylor—7.

Nays—Messrs. Avery, Brown of Columbia, Buddington, Crawford, Finley, Forward, McMillan, Moseley, Smith, Stewart—10.

Said motion was lost.

Mr. Maxwell moved that the Senate take a recess for twenty minutes:

On this motion, the yeas and nays were called for by Messrs. Moseley and Smith, and were:

Yeas—Mr. President, Messrs. Brown of Hillsborough, Johnson, Maxwell, Taylor—5.

Nays—Messrs. Austin, Avery, Baldwin, Brown of Columbia, Buddington, Crawford, Finley, Forward, McMillan, Moseley, Smith, Stewart—12.

Said motion was lost.

Messrs. Milton, Wardlaw and Baker, a Committee on the part of the House of Representatives, appeared within the bar of the Senate Chamber and announced that the House of Representatives was then ready to go into the election of United States Senator.

A similar Committee was appointed on the part of the Senate to inform the House of Representatives that the Senate was ready to proceed to the House of Representatives, consisting of Messrs. Maxwell, Forward and Avery.

Said Committee returned and informed the Senate that they had performed the duty assigned them.

The Senate entered the Hall, and the President, at the invitation of the Speaker, took the Chair.

The President having announced the object of the joint meeting, and that the election of Senator was in order, Mr. Milton nominated Mr. David L. Yulee for that office.

The first vote resulted as follows:

FOR YULEE—Senate—Mr. President, Messrs. Brown of Columbia, Brown of Hillsborough, Forward, Johnson, Maxwell Moseley, Perry and Taylor—9.

House—Mr. Speaker, Messrs. Anderson, Bennet, Bradley, Burnham, Dilworth, Finlayson, Hawes, J. S. Jones, J. W. Jones, Keenan, Kilcrease, Lott, Magbee, Milton, Smith, Standley, Steele, Taylor and Wardlaw—20.

Total—29.

BLANK—Senate—Messrs. Austin, Avery, Baldwin, Buddington, Crawford, Finley, McMillan, Smith, Stewart—9.

House—Messrs. Allen, Baker, Battle, Brett, Brownell, Brown,

Bryant, Ferguson, Geiger, Hopkins, Langford, Long, Mathers, Maxwell, McCall, Plummer, Scott, Shine, Turner, and Wilkinson – 20.

Total – 29.

The President declared there was no election.

Second voting:

For Yulee – *Senate* – Mr. President, Messrs Brown of Columbia, Brown of Hillsborough, Forward, Johnson, Maxwell, Mosley, Perry and Taylor – 9.

House – Mr. Speaker, Messrs. Anderson, Bennett, Bradley, Burnham, Dilworth, Finlayson, Hawes, J. S. Jones, J. W. Jones, Kenan, Kilcrease, Lott, Magbee, Milton, Smith, Standley, Steele, Taylor and Wardlaw – 20.

Total – 29.

Blank – *Senate* – Messrs. Austin, Avery, Baldwin, Buddington, Crawford, Finely, McMillan, Smith and Stewart – 9.

House – Messrs. Allen, Baker, Battle, Brett, Brownell, Brown, Bryant, Ferguson, Geiger, Hopkins, Langford, Long, Mathers, Maxwell, McCall, Plummer, Scott, Shine, Turner and Wilkinson – 20.

Total – 29.

The president announced that there was no election.

Third voting:

For Yulee – *Senate* – Mr. President, Messrs. Brown of Columbia, Brown of Hillsborough, Forward, Johnson, Maxwell, Mosley, Perry and Taylor – 9.

House – Mr. Speaker, Messrs. Anderson, Bennett, Bradley, Burnham, Dilworth, Finlayson, Hawes, J. S. Jones, J. W. Jones, Kenan, Kilcrease, Lott, Milton, Smith, Standley, Steele, Taylor and Wardlaw – 19.

Total – 28.

Blank – *Senate* – Messrs. Austin, Avery, Baldwin, Buddington, Crawford, Finely, McMillan, Smith and Stewart – 9.

House – Messrs. Allen, Baker, Battle, Brett, Brownell, Brown, Bryant, Ferguson, Geiger, Hopkins, Langford, Long, Magbee, Mathers, Maxwell, McCall, Plummer, Scott, Shine, Turner and Wilkinson – 21.

Total – 30.

The President announced that there was no election.

Mr. Baldwin moved that the joint meeting adjourn until to-morrow 12 o'clock, M., to meet then for the purpose of electing an U. S. Senator, Comptroller, Treasurer and Clerk Supreme Court;

On which the yeas and nays were called for by Messrs. Kilcrease and Wardlaw, and were:

Yeas – *Senate* – Messrs. Austin, Avery, Baldwin, Buddington, Crawford, Finely, Johnson, Maxwell, McMillan, Smith and Stewart – 11.

House – Messrs. Allen, Brett, Brownell, Brown, Bryant, Ferguson, Geiger, Hopkins, Langford, Long, Magbee, Mathews, Maxwell, McCall, Plummer, Scott, Shine, Turner and Wilkinson – 19.

Total—80.

NAYS—Senate—Mr. President, Messrs. Brown of Columbia, Brown of Hillsborough, Forward, Moseley, Perry and Taylor—7.

House—Mr. Speaker, Messrs. Anderson, Baker, Battle, Bennett, Bradley, Bunham, Dilworth, Finlayson, Hawes, J. S. Jones, J. W. Jones, Kenan, Kilcrease, Lott, Milton, Smith, Standley, Steele, Taylor and Wardlaw—21.

Total—28.

The joint meeting adjourned, and the Senate returned to their Chamber.

The Senate resumed its business.

Mr. Maxwell moved that the Senate proceed to the election of Judges of the Supreme and Circuit Courts;

Mr. Baldwin moved to amend said motion as follows, viz:

That a Committee be appointed to inform the House of Representatives that the Senate would be ready to go into the election of Judges of the Supreme and Circuit Courts to-morrow.

Which motion, as amended, was carried, and Messrs. Baldwin, Avery, and Smith were appointed said Committee.

Said Committee returned, and reported that they had performed the duty assigned them.

Messrs. Bryant, Shine, and Finlayson, a Committee on the part of the House of Representatives, appeared within the bar of the Senate, and informed the Senate that the House of Representatives would be ready to go into the election of Judges at 11 o'clock to-morrow, A. M.

On the question of striking out the fourth section of Resolutions providing for the removal of the Seat of Government of Florida, and which is as follows,

Be it further resolved, That the said Commissioners (or those acting as above directed), shall receive the same pay as members of the General Assembly for the time actually employed in carrying into effect the above resolutions;

The yeas and nays were:

Yeas—Mr. President, Messrs. Austin, Avery, Baldwin, Crawford, Forward, Maxwell, McMillan, Moseley, Stewart, Taylor—11.

Nays—Messrs. Brown of Columbia, Buddington, Finley, Johnson—4.

Said motion was carried.

Mr. Maxwell moved to strike out the 1st section of said Resolutions, which is as follows:

Resolved by the Senate and House of Representatives of the State of Florida in General Assembly convened, That it is expedient to remove the seat of Government of the State of Florida from Tallahassee, and to permanently fix the same at some other point.

On this question the yeas and nays were called for by Messrs. Austin and Moseley, and were:

Yeas—Mr. President, Messrs. Austin, Avery, Baldwin, Crawford, Finley, Maxwell, McMillan, Taylor—9.

Nays—Messrs. Brown of Columbia, Buddington, Forward, Johnson, Moseley, Smith, Stewart—7.

Said motion was carried.

Mr. Brown of Columbia, moved a call of the Senate ;

Which was carried, and the following Senators reported absent, viz: Messrs. Brown of Hillsborough, Ghent, and Perry.

Mr. Brown, of Columbia, moved that further proceedings relative to the call be dispensed with ;

Carried.

Said resolutions were informally passed over.

Bill to be entitled, An act to appropriate one thousand dollars, to improve the navigation of Holmes Creek in Washington County ;

Was read the second time, and ordered to be engrossed for tomorrow.

House bill to be entitled, An act for the relief of William E. Kilcrease, Robert L. Edmonds, Joseph Austin and Thomas D. Wilson ;

Was read the third time ; on the question of its passage, the yeas and nays were :

Yeas—Messrs. Avery, Baldwin, Brown of Columbia, Brown of Hillsborough, Buddington, Crawford, Finley, Forward, Johnson, Maxwell, McMillan, Smith, Stewart, Taylor—14.

Nays—None.

Said bill passed. Title as stated.

Ordered that the same be certified to the House of Representatives.

Resolution authorizing the Treasurer to borrow money from the Register of Public lands ;

Was read the second time, and on motion of Mr. Smith, laid on the table.

Engrossed bill to be entitled, An act to regulate Camp Hunting, in the Counties of Escambia and Santa Rosa ;

Was read the third time.

Mr. Avery moved to amend said bill as follows, viz :

After the word " therein " in the first section, insert the following : " except such as may pass from the city of Pensacola to the opposite side of the Bay of Pensacola ; "

Which amendment was adopted. On the question of the passage of said bill, the yeas and nays were :

Yeas—Messrs. Avery, Baldwin, Brown of Columbia, Brown of Hillsborough, Buddington, Crawford, Finley, Forward, Johnson, McMillan—10.

Nays—Messrs. Austin, Smith, Stewart, Taylor—4.

Said bill passed. Title as stated.

Ordered that the same be certified to the House of Representatives.

Engrossed resolution for the relief of Henry C. Wilson ;

Was read the third time, and passed.

Ordered that the same be certified to the House of Representatives.

House bill to be entitled, An act in relation to Licenses ;

Was read the second time, and ordered to a third reading to-morrow.

Bill to be entitled, An act to provide the mode of contesting the election of Governor ;

Was, on motion of Mr. Moseley, taken from the table, and placed among the orders of the day.

Engrossed amendment to House bill to be entitled, An act providing for the payment of the Florida Volunteers called out in the year 1849 ;

Was read the third time ; on the question of its passage, the yeas and nays were :

Yeas—Mr. President, Messrs. Austin, Avery, Baldwin, Brown of Columbia, Brown of Hillsborough, Buddington, Crawford, Finley, Forward, Johnson, Maxwell, McMillan, Moseley, Taylor—15.

Nay—Mr. Smith—1.

Said bill passed. Title as stated.

Ordered that the same be certified to the House of Representatives.

House bill to be entitled, An act to prevent any person or persons being made liable for the payment of any subscription or subscriptions to any newspaper or newspapers, periodical or periodicals, or any document or documents, without said person or persons shall subscribe for in writing, request or order the same to be addressed to himself, herself or themselves ;

Was read the first time, and ordered to a second reading to-morrow.

House resolution relative to public lands in the State of Florida ;

Was read the first time, and ordered to a second reading to-morrow.

House bill to be entitled, An act to alter and amend proceedings in Chancery in certain cases ;

Was read the first time, rule waived, read the second time by its title, and referred to the Committee on the Judiciary.

House bill to be entitled, An act to amend the laws providing for the exemption of certain property from execution ;

Was read first time, and ordered to a second reading to-morrow.

House bill to be entitled, An act to amend an act to reduce the rate of Taxation on subjects now taxed, and to levy a tax upon the estate of non-residents ;

Was read first time, rule waived, read a second time by its title, and referred to the Committee on the Judiciary.

House bill to be entitled, An act to establish a Board of Agriculture for the State of Florida ;

Was read first time, rule waived, read the second time by its title, and referred to the Committee on Agriculture.

House bill to be entitled, An act to give certain privileges to John W. Lowe, Guardian of the minor children of Fernando Lowe;

Was read the first time, and ordered to a second reading to-morrow.

House preamble and resolution requesting the members of Congress from this State to procure the passage of an act graduating the price of Public Lands in this State;

Was read the first time, and ordered to a second reading to-morrow.

House bill to be entitled, An act to amend the laws now in force in relation to compensation to Physicians;

Was read the first time, and ordered to a second reading to-morrow.

An act to fix the salaries and compensation of the Solicitors of this State;

The substitute offered by the Committee on the Judiciary was adopted;

Which was read the first time, rule waived, read the second time by its title, and ordered to be engrossed for a third reading to-morrow.

On motion of Mr. Smith, the Senate adjourned until to-morrow, 10 o'clock, A. M.

TUESDAY, January 14, 1851.

The Senate met pursuant to adjournment.

The Rev. Mr. Pratt officiated as Chaplain.

A quorum being present, on motion of Mr. Smith, the reading of yesterday's proceedings was dispensed with.

Mr. Perry moved that the rule be waived, and he be allowed to introduce a bill without previous notice;

Which was carried, and he introduced a bill to be entitled, An act for the relief of A. E. Geiger;

Which was read the first time, and ordered to a second reading to-morrow.

Messrs. Bryant, Finlayson and Shine, a Committee on the part of the House of Representatives, appeared within the Bar of the Senate Chamber, and informed the Senate that the House of Representatives would be prepared to go into the election of Circuit Court Judges at the hour of 11 o'clock, A. M.;

Which was concurred in, and on motion, a similar Committee was appointed on the part of the Senate, consisting of Messrs. Forward, Finley and Johnson;

Which Committee returned, and informed the Senate that they had performed the duty assigned them.