

Mr. Brown of Columbia moved to adjourn until half-past 10 o'clock to-morrow, A. M.;

On which the yeas and nays were called for by Messrs. Avery and Smith, and were:

Yeas—Messrs. Austin, Brown of Columbia, Buddington, Finley, Taylor—5.

Nays—Mr. President, Messrs. Avery, Brown of Hillsborough, Crawford, Johnson, McMillan, Moseley, Perry, Smith, Stewart—10.

The Senate excused Mr. Baldwin from voting.

Said motion was lost.

ORDERS OF THE DAY.

House bill to be entitled, An act for the relief of Celestino Gonzalez;

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

House bill to be entitled, An act to authorize Coley R. Stewart to sell and convey certain property of the infant heirs of James Stewart, deceased;

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

Bill to be entitled, An act for the relief of A. T. Geiger;

Was read the second time, and ordered to be engrossed for a third reading to-morrow:

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

Was read the second time, and referred to the Committee on the Judiciary.

House bill to be entitled, An act to incorporate the Ocala Plank Road Company;

Was informally passed over.

Mr. Smith moved that the Senate adjourn until a quarter past ten o'clock to-morrow, A. M.;

On this motion, the yeas and nays were called for by Messrs. Johnson and Austin, and were:

Yeas—Messrs. Brown of Columbia, Brown of Hillsborough, Crawford, Finley, Johnson, McMillan, Perry, Smith, Stewart, Taylor—10.

Nays—Mr. President, Messrs. Austin, Avery, Baldwin, Buddington, Moseley—6.

The Senate adjourned until a quarter-past 19 o'clock, to-morrow, A. M.

THURSDAY, January 16, 1851.

The Senate met pursuant to adjournment.

The Rev. Mr. Pratt officiated as Chaplain.

On motion of Mr. Smith, the reading of yesterday's proceedings was dispensed with.

Mr. Forward, from the Committee on Enrolled Bills, made the following Report:

The Committee on Enrolled Bills report as correctly enrolled:

An act in relation to the term of office and duties of the Tax Collectors;

An act to permit George W. Andrews, to practice Medicine in the county of Hernando;

An act to change the Southern boundary of Leon County;

An act authorizing Judges of Probate to set apart Dower;

Resolution relative to Auction Taxes in the Counties of Monroe and Escambia.

W. A. FORWARD, *Chairman.*

Which was received.

Mr. Buddington, from the committee on Agriculture, made the following report:

The Committee on Agriculture, to whom was referred a bill to be entitled, An act to organize and establish a Board of Agriculture for the State of Florida, have had the same under consideration, and have instructed me to report that they approve the objects of the bill, and recommend its passage.

O. BUDDINGTON, *Chairman.*

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

The following message was received from his Excellency the Governor:

EXECUTIVE CHAMBER, January 14, 1851.

The Honorable R. J. FLOYD,

President of the Senate:

SIR:—I have approved and signed the following acts and Resolutions, viz:

An act to incorporate the Florida and Georgia Plank Road Company;

An act for the relief of William D. Moseley and for other purposes;

An act to change the time when the County Commissioners shall examine the accounts of the County Treasurer;

An act to change the name of Sarah Frances Waters;

Preamble and Resolutions relative to the lands granted by Congress to the State, for the purpose of Internal Improvements, and for fixing the Seat of Government;

Preamble and Resolutions relative to the payment of Volunteers, legally called into service for the defence of the Territory of Florida;

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

THOMAS BROWN.

Which was read.

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

The Committee on Engrossed Bills, report as correctly engrossed.

An act for the relief of A. E. Geiger.

JOHN P. BALDWIN, *Chairman.*

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

Committee from the Senate proceeded to the House to inform the House that the Senate would then go into the election of an Associate Justice.

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

Committee from the House informed the Senate that the House concurred, and that the House was then ready to proceed with said election.

Mr. Brown of Columbia nominated W. A. Forward.

Mr. Buddington nominated Samuel Spencer.

Committee from the House informed the Senate that the names of W. A. Forward and Samuel Spencer were in nomination.

The Senate proceeded to a sixteenth voting; the result was as follows:

For Forward—Mr. President, Messrs. Brown of Columbia, Brown of Hillsborough, Johnson, Moseley, Perry, Taylor—7. Result in the House, 21. Total, 28.

For Spencer—Messrs. Avery, Baldwin, Buddington, Crawford, Finley, McMillan, Smith—7. Result in the House, 16. Total, 23.

Blank—0. Result in the House, 1.

There being no election, the Senate proceeded to a seventeenth voting.

For Forward—Mr. President, Messrs. Brown of Columbia, Brown of Hillsborough, Johnson, Moseley, Perry, Taylor—7. Result in the House, 28. Total, 35.

For Spencer—0. Result in the House, 0.

For Maxwell—Messrs. Austin, Baldwin, Smith—3. Result in the House, 0. Total, 3.

Blank—Messrs. Avery, Buddington, Crawford, Finley, McMillan, Stewart—6. Result in the House, 10. Total, 16.

There being no election, the Senate proceeded to an eighteenth voting.

Mr. Baldwin nominated A. E. Maxwell.

For Forward—Messrs. Brown of Columbia, Brown of Hillsborough, Johnson, Moseley, Perry, Taylor—6. Result in the House, 21. Total, 27.

For Maxwell—Mr. President, Messrs. Austin, Baldwin—3. Result in the House, 11. Total, 14.

For Thompson—0. Result in the House, 0.

Blank—Messrs. Avery, Buddington, Crawford, Finley, McMillan, Smith, Stewart, 7. Result in the House, 7. Total, 14.

There being no election the Senate proceeded to a nineteenth voting, which resulted as follows:

For Forward—Messrs. Brown of Columbia, Brown of Hillsborough, Johnson, Moseley, Perry, Taylor, 6. Result in the House, 22. Total, 28.

For Maxwell—Messrs. Austin, Baldwin, 2. Result in the House, 10. Total, 12.

Blank—Messrs. Avery, Buddington, Crawford, Finley, McMillan, Smith, Stewart, 7. Result in the House, 6. Total, 13.

There being no election, the Senate proceeded to a twentieth voting.

A Committee from the House announced that the name of D. P. Hogue was in nomination.

For Hogue—Mr. Crawford—1. Result in the House, 12. Total, 13.

For Forward—Mr. President, Messrs. Brown of Hillsborough, Johnson, Moseley, Perry, Taylor—6. Result in the House, 20.—Total, 26.

For Maxwell—Mr. Baldwin—1. Result in the House, 4. Total, 5.

For Spencer—Messrs. Austin, Buddington, Finley, McMillan, Smith, 5. Result in the House, 0. Total, 5.

Blank—Messrs. Avery, Stewart, 2. Result in the House, 0.—Total, 2.

On motion of Mr. Baldwin, a Committee was appointed to inform the House that the Senate would postpone balloting for Associate Justice until 11 o'clock to-morrow.

Which Committee reported that they had performed said duty.

Committee from the House reported that the House concurred in the proposition of the Senate to postpone said election until 11 o'clock to-morrow, A. M.

ORDERS OF THE DAY.

Bill to be entitled, An act for the Incorporation of Plank Road Companies;

Was read the second time; and ordered to be engrossed for a third reading to-morrow.

On motion the Senate took a recess until half-past 2 o'clock this evening.

HALF-PAST 2 O'CLOCK, P. M.

The Senate resumed its session.

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

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

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

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

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

Nay—Mr. Johnson—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, 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 ;

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

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

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

Yeas—Mr. President, Messrs. Avery, Baldwin, Brown of Columbia, Brown of Hillsborough, Buddington, Crawford, Finley, Johnson, Maxwell, McMillan, Moseley, Smith, Stewart, Taylor—16.

Nays—None.

Said bill passed. Title as stated.

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

House resolution relative to Public Lands in the State of Florida

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

House Preamble and Resolution requiring our members in Congress to procure the passage of an act to graduate the price of Public Lands in this State ;

Was read the second time, rule waived, read the third time by its title, and passed.

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

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

Bill to be entitled, An act to provide for the investment of a portion of the Seminary and Common School Fund ;

Was read the second time and ordered to be engrossed for a third reading to-morrow.

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;

Was read the second time, and on motion referred to the Committee on Internal Improvements.

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

Was read the third time, and 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, Finley, Johnson, Maxwell, McMillan, Moseley, Perry, Smith, Stewart, Taylor—16.

Nay—Mr. Crawford—1.

Said bill passed. Title as stated.

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

Engrossed bill to be entitled, An act to provide for the mode of contesting the election of Governor;

Was read the third time, and 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, Smith, Stewart, Taylor—17.

Nays—None.

Said bill passed. Title as stated.

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

Engrossed bill to be entitled, An act to change and fix the salaries and compensations of the Solicitors of this State;

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, Moseley, Smith, Stewart, Taylor—15.

Nays—Mr. President, Mr. Austin—2.

Said bill passed. Title as stated.

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

Engrossed Bill to be entitled, An act for the relief of A. G. Geiger;

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, Moseley, Stewart, Taylor—14.

Nays—Mr. President, Messrs. Austin, Smith—3.

Said bill passed. Title as stated.

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

Bill to be entitled, An act granting to the Alabama and Florida Rail Road Company land granted or hereafter to be granted to the State by the General Government for the purpose of aiding in the construction of a Rail Road from Pensacola to Montgomery;

Came up for a second reading.

On motion of Mr. Avery, the Senate went into Committee of the Whole on said bill, Mr. Brown of Columbia in the Chair.

After some time spent in consideration of said bill, the Committee rose and reported said bill back to the Senate with sundry amendments;

Which was concurred in, and said bill ordered to be engrossed for a third reading to-morrow.

House bill to be entitled, An act amendatory to acts in reference to Militia and Patrol duty, and Crimes and Misdemeanors:

Was read the second time.

Mr. Johnson offered the following amendment, viz:

Strike out the words "and give his attention to said farm," in the second section;

Which was adopted, said amendment ordered to be engrossed, and said bill ordered to a third reading to-morrow.

House bill to be entitled, An act for the relief of Celestino Gonzalez:

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

House bill to be entitled, An act to authorize Coley R. Stewart to sell and convey certain property of the infant heirs of Jas. Stewart, deceased;

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

The following communication was received from the House of Representatives:

HOUSE OF REPRESENTATIVES, January 14, 1851.

Honorable President of the Senate:

Sir: The House have passed the following bills and resolutions,

viz:

Bill to be entitled, An act Incorporating the City of Apalachicola;

Bill to be entitled, An act to change the time of holding the Terms of the Circuit Court for Orange, St. Lucie and Putnam Counties;

Bill to be entitled, An act for the relief of John T. Myrick;

Bill to be entitled, An act to amend an act entitled an act to provide for the appointment of Weighers of Cotton for the City of Tallahassee and Town of St. Marks, approved March 2, 1839;

Bill to be entitled, An act to amend the laws now in force in relation to the establishment of lost papers;

Bill to be entitled, An act to refund Taxes paid by certain persons of Hillsborough County, in the year 1849:

Bill to be entitled, An act to legalize certain acts of the Clerk of the Circuit Court and *ex officio* Judge of Probate for Columbia County;

Bill to be entitled, An act relating to the offices of Sheriff and Clerk of the County of Hernando;

Resolution relative to a grant by Congress of a quarter section of land for the County-site of Calhoun County;

Preamble and Resolution relative to the claim of Levi F. Mosher, deceased;

And resolutions relative to the establishment of a Bureau of Agriculture at the City of Washington.

Also, Senate bill to be entitled, An act to Incorporate the Apalachicola Mutual Insurance Company;

With the enclosed amendments, in which the concurrence of the Senate is respectfully solicited.

The House have concurred in Senate amendments to a bill to be entitled, An act to provide for the payment of the Florida Volunteers called out in the year 1849;

And a bill to be entitled, An act to re-establish the Records of St. Lucie County.

Respectfully,

H. ARCHER,

Speaker House of Representatives.

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

House Bill to be entitled, An act to amend an act entitled an act to provide for the appointment of Weighers of Cotton, for the city of Tallahassee and town of St. Marks, approved March 2, 1839;

Read the first time, rule waived, read the second and third times by its title.

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, Smith, Stewart, Taylor—17.

Nays—None.

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 amend the laws now in force in relation to the Establishment of Lost Papers;

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 for the relief of John T. Myrick;

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

House bill to be entitled, An act to change the time of holding the terms of the Circuit Courts for Orange, St. Lucie, and Putnam; Rule waived, read first and second times by its title, and referred to the Committee on the Judiciary.

House bill to be entitled, An act to amend an act incorporating the city of Apalachicola;

Rule waived, read first and second times by its title, and referred to the Committee on Corporations.

House bill to be entitled, An act to refund Taxes paid by certain persons of Hillsborough County in the year 1849;

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

House bill to be entitled, An act to legalize certain acts of the Clerk of the Circuit Court and *ex officio* Judge of Probate for Columbia County;

Was read the first time, rule waived, read the second and third times by its title, and 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, Smith, Taylor—16.

Nays—None.

Said bill passed. Title as stated.

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

House bill to be entitled, An act relating to the offices of Clerk and Sheriff of the County of Hernando;

Was read the first time, rule waived, read second and third times, and 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, Smith, Taylor—16.

Nays—None.

Said bill passed. Title as stated.

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

House resolution relative to a grant by Congress of a quarter section of land, for the county site of Calhoun County;

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

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

Mr. Baldwin moved a reconsideration of a bill to be entitled, An act to legalize certain acts of the Clerk of the Circuit Court and *ex officio* Judge of Probate for Columbia County,

Which motion was carried, the vote on said bill reconsidered, and said bill referred to the Committee on the Judiciary.

House preamble and resolution relative to claim of Levi F. Mosher, deceased;

Was read the first time, rule waived, read the second and third times by its title, and passed.

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

House resolutions relative to the establishment of a Board of Agriculture at the city of Washington.

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

Mr. Finley 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 in relation to the offices of Secretary of State, Attorney General, Comptroller and Treasurer of this State;

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

Mr. Finley moved that the rule be waived, and that he be allowed to introduce the following Resolutions:

WHEREAS, it may be desirable to the people of this State at some future period, to appropriate the proceeds of such lands as may have been granted by the United States to the State of Florida for a Seminary or Seminaries of Learning, to the use of Common Schools: Be it, therefore,

Resolved by the Senate and House of Representatives of the State of Florida in General Assembly convened, That the Senators and Member of the House of Representatives in Congress from this State, be requested to use all the means in their power to procure the passage of an act or resolution granting the assent of the United States to the appropriation of the proceeds of such lands as have been donated by Congress to this State for a Seminary or Seminaries of Learning, to the use of Common Schools.

Be it further resolved, That the Governor of the State be, and he is hereby, instructed to forward a copy of the foregoing preamble and resolution to the two Senators and the Member of the House of Representatives in Congress, from the State of Florida.

Which was carried.

Which was read the first time, rule waived, read the second time, and ordered to be engrossed for to-morrow.

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