

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

A bill to be entitled, 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.

Was read the second time, and on motion, referred to the Committee on Amendments and Revision of the Constitution.

On motion, the Senate took a recess until 12 o'clock, M.

TWELVE O'CLOCK, M.

The Senate resumed its session. Quorum present.

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

THURSDAY, December 5, 1850.

The Senate met pursuant to adjournment.

The Rev. Mr. Pratt officiated as Chaplain.

A quorum being present, yesterday's proceedings were read and approved.

Mr. Avery moved that the Register of Public Lands be requested to inform the Senate of the number of acres of Internal Improvement Land sold, the average price per acre for which said Land has been sold, the number of acres sold for which the State has complete title.

The number of acres sold of Lands selected for Internal Improvements, but which selections have not been approved, and the date of the last sale of the last mentioned Lands.

Also, the number of acres of Seminary Lands sold, and the average price per acre, for which said Land has been sold.

Also, that the Register be requested to inform the Senate concerning the operation of the Pre-emption Law passed at the last session—whether it has been beneficial in its operation, or otherwise, and to make such suggestions as he thinks advisable with regard to the management of the Seminary and Internal Improvement Lands.

Which motions were carried.

Mr. Smith gave notice that he would, on some future day, ask leave to introduce a bill to be entitled, An act for the relief of Levi F. Miller, Sheriff of Washington County.

Pursuant to previous notice, Mr. Forward introduced a bill to be entitled, An act to alter and amend proceedings in Chancery in certain cases.

Which was read the first time, and on motion of Mr. Forward, laid on the table, and seventy-five copies ordered to be printed.

Mr. Baldwin, pursuant to notice previously given, introduced a

bill to be entitled, An act consolidating the Counties of Dade and Monroe for Judicial purposes;

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

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

The Committee on Engrossed Bills beg leave to Report as correctly engrossed,

A bill to be entitled, An act to authorize Hiram Roberts, a minor, of Jackson County, to assume the management of his own estate, and to contract and be contracted with.

J. P. BALDWIN, *Chairman.*

Mr. Maxwell moved that the bill to be entitled, An act to correct an error in an act to change the Southern boundary of Leon County, be placed among the orders of the day;

Which was carried.

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

The Committee on Enrolled Bills beg leave to report as correctly Enrolled, the Preamble and Resolutions relative to Edmund LaFayette, Esq.

W. A. FORWARD, *Chairman.*

Mr. Forward, 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 to amend an act entitled an act concerning Practitioners of Medicine in this State, approved 10<sup>th</sup> February, 1831, have had the same under consideration, and have instructed me to report the same back to the Senate, without amendment, and to recommend its passage.

They have also had under consideration a bill to be entitled, An act in relation to Pilotage for the Port of Key West, and instructed me to report it back to the Senate, without amendment.

They have also insructed me to report back to the Senate a bill to be entitled, An act to establish the Fees of Notaries Public in certain cases, without amendment.

And they had also under consideration a bill to be entitled, An act to Punish Cheats and False Pretences, and have instructed me to report the same back to the Senate, without amendment, and to recommend its passage.

W. A. FORWARD, *Chairman pro tem.*

Which was concurred in.

Mr. Avery, from the Committee on Schools and Colleges, made the following Report:

The Committee on Schools and Colleges, to whom was referred the bill to be entitled, An act to amend the twentieth section of the fifth article of the Constitution so as to allow the General Assembly to require the Justices of the Supreme Court, Chancellors, or the

Judges of the Circuit Courts to perform certain duties with regard to the subject of Education, ask leave to

### REPORT:

The Constitution now says "no duty not judicial shall be imposed by law upon the" officers mentioned. The amendment simply *allows* the General Assembly to require, besides this, certain duties with regard to the subject of Education.

This amendment is offered in view of the probability that a separate Supreme Court will be organized, and that it may be desirable for the members thereof to be appointed members of a Board of Education.

It may also be thought advisable to require the Judges of the Circuit Courts to exercise a supervisory power over the schools established in their respective Circuits.

The committee therefore recommend the passage of the bill.

O. M. AVERY,

*Chairman of Committee on Schools and Colleges.*

Which was concurred in.

The House returned Senate bill to be entitled, An act to empower Henry B. Davis, a minor, to assume the management of his own estate, as passed by the House without amendment.

Ordered to be Enrolled also.

Preamble and Resolutions relative to causes in Admiralty, as passed by the House without amendment,

Ordered to be Enrolled.

The following message was received from the House, viz :

HOUSE OF REPRESENTATIVES, December 4, 1850.

*Honorable President of the Senate :*

Sir:—The House have passed the following resolution;

*Be it Resolved by the Senate and House of Representatives of the State of Florida in General Assembly convened, That on Tuesday next, the 10th instant, the two Houses proceed to the election of a United States Senator for the State of Florida, to supply the vacancy which will occur on the 4th of March next, in consequence of the expiration of the term of the Hon. D. L. Yulee.*

In which the concurrence of the Senate is respectfully requested.

W. H. MILTON,

*Clerk House of Representatives.*

### ORDERS OF THE DAY

A bill to be entitled, An act to correct an error in the act entitled, An act to change the Southern boundary of Leon County, passed at the last session of the General Assembly of this State, and approved January 6, 1849,

Was read the second time.

Mr. Crawford moved to amend the title of said bill so as to read,

"A bill to be entitled, An act to correct an error in an act to change the Southern boundary of Leon County;"

Which motion was carried.

Mr. Maxwell moved to refer said bill to a select Committee of three;

Which was carried; and Messrs Maxwell, Crawford, and Taylor were appointed said Committee.

Engrossed bill to be entitled, An act to abolish the 10th clause of the 6th article of the Constitution of this State,

Was read the third time.

Mr. Baldwin moved that the rule be waived, and that the Senate go into Committee of the Whole on said bill;

Which motion was lost.

Mr. Baldwin moved to amend said bill by the following Engrossed rider, viz: "insert after the word 'Gospel,' in the fifth line, the words 'Bank Directors;'"

The Chair decided said motion out of order.

Mr. Baldwin appealed from the decision of the Chair; upon which the yeas and nays were called for by Messrs. Baldwin and Forward, and were,

Yeas—Messrs. Austin, Avery, Brown of Columbia, Brown of Hillsborough, Buddington, Crawford, Finley, Forward, Johnson, Maxwell, McMillan, Moseley, Perry, Smith, Stewart—15.

Nays—Messrs. Baldwin and Taylor—2.

The decision of the Chair, was sustained.

The vote upon the passage of said bill, was as follows:

Yeas—Mr. President, Messrs. Avery, Brown of Columbia, Brown of Hillsborough, Buddington, Crawford, Finley, Johnson, Maxwell, McMillan, Smith—11.

Nays—Messrs. Austin, Baldwin, Forward, Moseley, Perry, Stewart, Taylor—7.

Said bill was lost, not having received the requisite Constitutional majority.

Bill to be entitled, An act to amend an act entitled, An act concerning Practitioners of Medicine in this State, approved 10th February, 1831,

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

Bill to be entitled, An act in relation to Pilotage for the Port of Key West,

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

Bill to be entitled, An act to establish the fees of Notaries Public in certain cases,

Was read the second time.

Mr. Smith moved that the Senate resolve itself into a Committee of the Whole on said bill;

Which motion was lost.

Mr. Baldwin, moved to amend said bill by inserting, after the word "Public" in second line of first section, the words, "in and for the Counties of Monroe and Wakulla;"

Which was carried.

Mr. Maxwell moved to amend said bill by inserting, after the word "Repealed," in second section the words "as to said Counties;"

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

Bill to be entitled, An act to Punish Cheats and False Pretences,

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

Bill to be entitled, An act to change and make more permanent the dividing line between the Counties of Santa Rosa and Walton,

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

Bill to be entitled, An act to amend the Constitution of the State of Florida,

Was read the second time, and referred to the Committee on Amendments and Revision of the Constitution, and seventy-five copies ordered to be printed.

Bill to be entitled, An act to authorize William Henry Van Horn, a minor, to assume the management of his own estate, and to contract and be contracted with,

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

Engrossed bill to be entitled, An act to authorize Hiram Roberts, a minor, of Jackson County, to assume the management of his own estate, and to contract and be contracted with,

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

Yeas—Mr. President, Messrs. Austin, Avery, Brown of Columbin, Buddington, Crawford, Finley, Johnson, Maxwell, McMillian, Perry, Smith, Stewart—13.

Nays—Messrs. Moseley, Taylor—2.

Said bill passed. Title as stated. Ordered to be certified to the House.

Bill to be entitled, An act to amend the twentieth section of the fifth clause of the Constitution so as to allow the General Assembly to require the Justices of the Supreme Court, Chancellors, or Judges of the Circuit Courts to perform certain duties with regard to the subject of Education,

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

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

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

House resolution relative to the election of United States Senator,  
Was read the first time.

Mr. Baldwin moved to lay said resolution on the table;

Upon which motion, the yeas and nays were called for by Messrs.  
Taylor and Stewart, and were,

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

Nays—Messrs. Johnson, Perry, Smith, Taylor—4.

Said Resolution was laid on the table.

The Senate, on motion, adjourned until to-morrow 10 o'clock,  
A. M.

FRIDAY, December 6, 1850.

The Senate met pursuant to adjournment.

The Rev. Mr. Pratt officiated as Chaplain.

A quorum being present, yesterday's proceedings were read and  
approved.

Pursuant to previous notice, Mr. Finley asked and obtained leave  
to introduce a bill to be entitled, An act to re-establish the Records  
of the County of Jackson, and for other purposes;

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

Mr. Maxwell gave notice that he would, at some future day, ask  
leave to introduce a bill to be entitled, An act to repeal an act  
to compel the Judge of the Circuit Courts to hold the terms of  
Court at the times and places prescribed by law, approved January  
9th, 1849.

Mr. Forward moved to take from the table the Report of the  
Joint Select Committee on Rules for the government of both Houses,  
and place the same among the orders of the day;

Which was carried.

Pursuant to previous notice, Mr. Maxwell introduced a bill to be  
entitled, An act to re-organize the Judicial System, and to estab-  
lish five Judicial Circuits;

Which was read the first time, on motion laid on the table, and  
75 copies ordered to be printed.

Pursuant to previous notice, Mr. Smith introduced a bill to be en-  
titled, An act for the relief of Levi F. Miller, of Washington County;

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

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

The Committee on Engrossed Bills, beg leave to report the fol-  
lowing bills as correctly Engrossed, viz:

A bill to be entitled, An act in relation to Pilotage for the Port of  
Key West.