

NAYS—0.

So the bill passed, title as stated.

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

Engrossed resolution authorizing the Treasurer to purchase a fire proof safe, for the safe keeping of the public monies,

Was read a third time, and by the unanimous consent of the Senate was laid on the table.

Engrossed bill to be entitled An Act to amend and simplify the election laws now in force in this State,

Was read a third time, and upon the question of its passage, the vote was :

YEAS—Mr. President, Messrs. Baldwin, Blackburn, Buddington, Finley, Forsyth, Gillis, Gonzalez, Johnson, Long, Moseley, Providence, Smith, Snell and Stewart—15.

NAYS—0.

So the bill passed, title as stated.

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

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

A bill to be entitled An Act to amend an act entitled an act to incorporate the Florida and Georgia Rail Road Company ;

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

A bill to be entitled An Act to incorporate the Pensacola and Mobile bay Rail Road Company,

Came up, and on motion, 75 copies were ordered to be printed.

The report of the committee on Propositions and Grievances, together with the petition of Daniel A. Burlison was taken up,

And on motion to concur in the report of the committee, the yeas and nays were called for by Messrs. Providence and Johnson, and were as follows :

YEAS—Messrs. Blackburn, Buddington, Finley, Gillis, Johnson, Long, Moseley, Smith, Snell and Stewart—10.

NAYS—Mr. President and Mr. Providence—2.

So the report of the committee was concurred in.

Mr. Johnson moved that the Senate adjourn until 9 o'clock, to-morrow morning ;

Which motion was lost.

On motion of Mr. Snell,

The Senate adjourned until to-morrow morning, 10 o'clock.

SATURDAY, December 18th, 1852.

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

A quorum being present, the proceedings of yesterday were read and approved.

Mr. Johnson, 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 authorize William H. Chase and Jasper W. Strong to cut a canal, connecting the waters of the Perdido River and Grand Lagoon, have considered the same, and ask leave to report :

The contemplated work is intended for general benefit and public convenience, without interfering with the rights or privileges of others. The committee recommend the passage of the bill without amendment, and ask to be discharged.

Respectfully submitted,

ALLEN G. JOHNSON,
Chairman.

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

ORDERS OF THE DAY.

A bill to be entitled An Act to authorize William H. Chase and Jasper Strong, to cut a canal, connecting the waters of the Perdido River and Grand Lagoon,

Was read a second time, and ordered to be engrossed.

House bill to be entitled "An Act to authorize Angus Nicholson to assume the management of his own estate,

Was read a third time, and upon the question of its passage, the vote was as follows :

YEAS—Mr. President, Messrs. Buddington, Finley, Forsyth, Gonzalez, Johnson, Smith and Snell—8.

NAYS—Messrs. Blackburn, Moseley and Stewart—3.

So the bill passed, title as stated.

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

On motion of Mr. Baldwin, the rule was waived and he permitted to make the following report from the joint Select Committee appointed to examine the Office of Treasurer of this State :

The Joint Select Committee appointed to examine the office of the Treasurer of this State beg leave to Report :

That they have discharged the duty assigned them, and that they take pleasure in stating that the Treasurer has performed the duties of his office with fidelity and correctness. The books of the office are all properly posted, and the papers, including the notes belonging to the several land funds, are all properly filed and labelled. Warrants were exhibited for every payment that has been made, and every entry was sustained by its proper voucher. Indeed, your committee are entirely satisfied with the manner in which the duties of the office have been discharged.

The examinations they have made led the Committee to the conclusion that the law making the Treasurer the receiver of all sums received for sales made by the Register of Public Lands, should be repealed. The legitimate duties of the office are sufficiently onerous for the compensation allowed by law. The accumulative duties imposed by the Act referred to, render the affairs of the office so complicated as not to be compensated by any supposed check upon the Register. Your committee believe the better plan would be to place the matter in the position it was prior to the passage of the law, but to require the Register to make monthly payments into the Treasury of any monies he may receive for lands sold, or on the notes taken therefor. They therefore report the accompanying bill.

All which is respectfully submitted.

JOHN P. ALDWIN,
Chairman Senate Committee.
LUKE LOTT,
Chairman House Committee.

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

Also, the following report in regard to the injuries done to the Capitol:

The Joint Select Committee empowered to examine the injuries done to the Capitol by the storm in October, and to ascertain and report estimates of the probable amount necessary to be appropriated to procure repairs, &c., beg leave to report:

That, in discharging the duties assigned them, they discovered that the building sustained great injury from the exceeding violence of the storm which occurred in October, and that, unless repairs are made at an early day, still greater damage must result. The House of Representatives is in a very damaged condition, as are, also, other parts of the building. Your Committee have estimated that the probable cost of repairing the building, including work heretofore done and that which ought to be done to complete such rooms as have heretofore been left unfinished, will amount to two thousand dollars. To meet this expense, your Committee report the accompanying bill making an appropriation therefor.

Your Committee also recommend that an appropriation not exceeding three hundred dollars be made to purchase an iron fire-proof safe, for the use of the Treasury Office. This your Committee deem indispensable to the safety of the public funds and the books and papers of the Treasurer's Office.

Your Committee find that, unless an officer is specially charged with the duty of preserving the Library and property assignable to the Supreme Court, there is every probability that the books will be scattered and, possibly, finally lost. They therefore recommend that all books of Reports, or miscellaneous law books that have been or shall be procured for the use of the State, be placed in charge of the Clerk of the Supreme Court, and that a moderate sum be allowed

him for taking care of and preserving them. For this purpose your Committee include in the bill reported an appropriation of two hundred dollars, to be paid to the Clerk quarterly out of the Treasury.

All of which is respectfully submitted.

JOHN P. BALDWIN,
Chairman of the Senate Committee.
LUKE LOTT,
Chairman of the House Committee.

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

On motion of Mr. Long, the rule was waived and he permitted to make the following report from the committee on the Judiciary:

The Judiciary Committee, to whom was referred a bill to be entitled An Act amendatory of the laws regulating proceedings in Chancery, have had the same under consideration, and find that the objects of the bill have already been provided for by a bill which has passed its third reading in the Senate. The Committee, therefore, recommend the rejection of the bill, as unnecessary.

Respectfully Submitted,

M. A. LONG,
Chairman Judiciary Committee.

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

Also the following reports:

The Judiciary Committee to whom was referred a bill to be entitled An Act to provide for the more effectual administration of Justice in this State, have had the same under consideration, and have instructed the undersigned to recommend that the same do not pass. The reasons which have led to this conclusion are briefly as follows:

The first section of the bill proposes that the circuit judges of this State shall have power to continue the terms of their Courts beyond the time provided by law, whenever the business shall not all have been disposed of during the regular term. The Committee believe this unnecessary, as there has already been passed in the Senate at this session, a law to allow the trial of Chancery causes in vacation, which will diminish the business of the term sufficiently. This opinion is formed after careful inquiry of some of the Circuit Judges, and other persons familiar with the subject; another reason is, that the continuance of the terms would require a new arrangement of the times of holding the several courts as the Courts follow each other in the several counties without any time in which to continue each term. The Committee think the wants of the country do not require this change.

The second section provides, that the Circuit Judges may have power to appoint extra or special sessions of the Courts, when the Judges are sick, or when malignant diseases shall be prevailing at the time of the regular term. This the Committee think unnecessa-

ry in the present state of the business of the Court; special terms they think, are generally very inconvenient to the people, and therefore objectionable. There seems little reason to fear either of the calamities contemplated, as neither of them seem to have occurred frequently, if ever, in this State.

All of which is respectfully submitted.

M. A. LONG,
Chairman Judiciary Committee.

The Judiciary Committee, who have been instructed to inquire and report upon the practicability of so amending the law as to diminish the aggregate expenses of criminal prosecutions, having had the same under consideration, have instructed the undersigned to prepare the bill herewith transmitted.

After careful inquiry of judges and others familiar with the matter, the committee believe that the present system of paying prosecuting attorneys by fees to be taxed in each case of conviction, has tended to increase the number of frivolous prosecutions, the expenses of which fall heavily upon the Treasury.

Another main cause the committee believe to be, the source from which payment is had—namely, the State, instead of the county in which the prosecution originates. The committee believe that if the expenses of criminal prosecutions shall hereafter be a charge upon the county, rather than the State Treasury, that Grand Juries and citizens will be more cautious in instituting frivolous and malicious prosecutions. These matters will be more generally objects of public attention, and a kind of responsibility to the people who are to taxed for the purpose, will more likely be felt by all concerned in instituting criminal prosecutions. Moreover, the committee think that there is great justice and propriety in requiring the people of each county to pay their own expenses in this respect, and that the policy proposed will exert a moralizing influence on the people of each county, as well by diminishing the number of frivolous criminal prosecutions as the number of real offences. The committee, therefore, recommend the passage of the bill herewith reported.

M. A. LONG,
Chairman Judiciary Committee.

Which were read and received, and the bills placed among the orders of the day.

A bill to be entitled An Act amendatory of the laws regulating proceedings in Chancery,

Was read a second time and indefinitely postponed.

A bill to be entitled An Act to amend An act entitled An act to incorporate the Florida and Georgia Rail Road Company,

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

An Act to permit John W. Roberts to practice medicine, came up,

The Senate resolved itself into a committee of the whole, Mr. Moseley in the Chair,

After some time spent therein, the committee rose, and through their Chairman, reported the bill as amended, and asked to be discharged from the further consideration thereof;

Which report was concurred in.

The following report was received from the Chairman of the Committee on Engrossed Bills:

The Committee on Engrossed Bills report as correctly engrossed: "An Act to remove and permanently fix the Seat of Government of the State of Florida."

Respectfully Submitted,

J. J. FINLEY,
Chairman.

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

On motion, the rule was waived, to enable Mr. Blackburn to make a motion to reconsider the vote of yesterday concurring in the report of the Committee on Propositions and Grievances on the petition of Daniel A. Burlison,

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

YEAS—Mr. President, Messrs. Baldwin, Blackburn, Finley, Forsyth, Gonzalez, Long and Snell—8.

NAYS—Messrs. Buddington, Johnson, Moseley, Smith and Stewart—5.

So the motion was carried, and said petition made the special order of the day for Monday.

Mr. Blackburn moved that the Senate adjourn until 12 o'clock on Monday next,

Upon which, the yeas and nays were called for by Messrs. Finley and Baldwin, and were as follows;

YEAS—Mr. President, Messrs. Baldwin, Blackburn, Forsyth and Gonzalez—5

NAYS—Messrs. Buddington, Finley, Johnson, Long, Moseley, Smith, Snell and Stewart—8.

So the motion was lost.

Mr. Baldwin moved that the Senate adjourn until Monday morning, at half-past 11 o'clock,

Upon which motion, the yeas and nays were called for, and were as follows:

YEAS—Messrs. Baldwin, Blackburn, Forsyth, Gonzalez and Provenance—5.

NAYS—Mr. President, Messrs. Buddington, Finley, Johnson, Long, Moseley, Smith, Snell and Stewart—9.

So the motion was lost.

On motion of Mr. Finley, the Senator from Jefferson was excused until next Monday morning, at 12 o'clock. 15

On motion,
The Senate took a recess until half-past two o'clock.

HALF-PAST TWO O'CLOCK.

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

EXECUTIVE CHAMBER, FLORIDA, }
December 17, 1852. }

To the Hon. R. J. FLOYD,

President of the Senate, &c.:

Sir,—I have approved and signed An Act to separate the offices of Sheriff and Tax Assessor and Collector in the County of Nassau ; also, a Resolution in regard to the establishment of a Land Office at Tampa,

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

I have the honor to be,
your most ob't. &c.,
THOMAS BROWN.

Also the following :

EXECUTIVE CHAMBER, }
December 17th, 1852. }

Hon. R. J. FLOYD,

President of the Senate :

SIR,—I nominate Samuel Benizet, Robert Myers, William H. Long, William A. Cain and John Coupe, for Commissioners of Pilotage of the port of Apalachicola ; and Nathan Baker, Donald McDonald, Amos Hancock, Benjamin Ellison, Henry Swain, David Livingston and Benjamin L. Turner, Port Wardens for the port of Apalachicola ; and Patrick W. Cullum, James J. Griffin and Robert Myers, for Auctioneers for the City of Apalachicola, in the county of Franklin ; also,

Thomas M. Mickle, for Auctioneer for the county of Columbia ; also,

George W. Hines, for Auctioneer for the County of Marion, and John F. Broome, for Cotton Weigher for the city of Tallahassee, in the county of Leon.

THOS. BROWN.

So much of which as related to the nomination of Thomas M. Mickle, of Columbia County, was advised and consented to, and the remainder of the message laid on the table.

A bill to be entitled "An Act relative to the costs in criminal cases,

Was read the first time, and ordered for a second reading on Monday.

A bill to be entitled "An Act to provide for the more effectual administration of justice in this State,"

Came up on its second reading, and on motion, was indefinitely postponed.

A bill to be entitled An Act to repeal an act entitled an act requiring purchasers of State Lands to make payment therefor to the Treasurer of the State and for other purposes,

Was read a first time, and ordered for a second reading on Monday next.

A bill to be entitled An Act making appropriations for the repairs of the Capitol and for other purposes,

Was read the first time, and ordered for a second reading on Monday next.

A bill to be entitled An Act giving to the Alabama and Florida Rail Road Company the right to extend their road into the State of Florida and construct branch roads, with chartered privileges,

Was read a second time, and ordered to be engrossed.

A bill to be entitled An Act to remove and permanently fix the Seat of Government of the State of Florida,

Was read a third time, and on the question of its passage, the vote was as follows :

YEAS—Mr. President, Messrs. Baldwin, Brown, Buddington, Gonzalez, Johnson, Long, Moseley, Smith, Snell and Stewart—11.

NAYS—Messrs. Finley and Forsyth—2.

So the bill passed.

On motion of Mr. Moseley,

The following was adopted as the title of said bill : An Act in relation to the permanent location of the Seat of Government of this State.

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

The following message was received from the House of Representatives :

HOUSE OF REPRESENTATIVES, }
December 17th, 1852. }

Hon. President of the Senate :

SIR,—The House have passed without amendment the following Senate bills, viz :

Bill to be entitled An Act supplementary to an act giving the election of Judges of Probate to the people.

Bill to be entitled An Act in relation to executors and administrators.

Also, Senate resolution designating the day for the adjournment of the General Assembly, with the following amendment, viz :

Strike out "Wednesday, the 22nd.," and insert "Friday, the 24th.," in which the concurrence of the Senate is respectfully requested.

Senate bill to be entitled An Act to amend the several acts now

in force in this State, in relation to the duties and responsibilities of Judges of Probate, has been lost in the House.

Respectfully,

JOHN DICK,

Clerk House Representatives.

Which was received, and read, and the bills ordered to be enrolled.

Also the following message was received :

HOUSE OF REPRESENTATIVES, }
December 17, 1852. }

Honorable President of the Senate :

Sir,—The House have concurred in the three additional sections, (7, 8, 9,) proposed by the Senate to House bill to be entitled An Act in addition to and amendatory of the several acts concerning writs of error and appeals to the Supreme Court, as amendments to said bill.

The House refused to concur in the other amendments proposed by the Senate to said bill.

Respectfully,

JOHN DICK,

Clerk of House of Representatives.

Which was read and received.

Mr. Floyd moved to concur in the amendments by the House of Senate Resolution designating the day for the adjournment of the General Assembly.

Mr. Finley moved to lay said motion on the table,

Upon which, the yeas and nays were called for by Messrs. Floyd and Baldwin, and were as follows :

YEAS—Messrs. Baldwin, Finley, Forsyth, Gonzalez, Long, Provence, Smith and Snell—8.

NAYS—Mr. President, Messrs. Brown, Buddington, Johnson, Moseley and Stewart—6.

So said motion was carried,

On motion of Mr. Baldwin,

The resolution making the reading of the amendments to the Constitution of this State the special order of the day for Monday next, was reconsidered ;

Said amendments read a second time, and ordered for a third reading on Monday next.

On motion,

The Senate adjourned until Monday at 12'clock.

MONDAY, December 20, 1852.

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

A quorum being present, the journal was read, amended and approved.

On motion of Mr. Snell,

The rule was waived, and he permitted to introduce the following bill :

A bill to be entitled An Act to prevent the trading with the Indians in the State ;

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

Mr. Provence presented the petition of John M. Fontane, Andrew Papy and eighty-three others, of St Johns County ;

Which was received, and referred to the Committee on Propositions and Grievances.

On motion of Mr. Wynn,

The rule was waived, and he permitted to introduce the following bill :

A bill to be entitled An Act for the relief of James Brown and William Ganier, Senior ;

Which was placed among the orders of the day.

Mr. Baldwin gave notice that he would, on some future day, introduce a bill regarding the quarantine relations in this State.

Mr. Long introduced the petition of Thomas B. Wynn, of Georgia, asking to be guaranteed in the right of purchasing a certain fraction of land in Leon county, whenever the same shall come into market ;

Which was read and received, and referred to Committee on Propositions and Grievances.

On motion, the rule was waived, and Mr. Long permitted to introduce the following bill :

A bill to be entitled An Act for the relief of Thomas B. Wynn ;

Which was placed among the orders of the day.

Mr. Gonzalez offered the following resolution :

Resolution urging upon Congress the sale of reserved lands ;

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

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

The Committee upon Enrolled Bills have examined An Act to provide for the election of a County Site in the County of Walton, and instruct me to report that the same is correctly enrolled.

M. A. LONG,

Chairman Committee on Enrolled Bills.

Which was received.

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

The Committee on Engrossed Bills report as correctly engrossed,

An Act to authorize William H. Chase and Jasper Strong to cut a canal, connecting the waters of the Perdido River and Grand Lagoon ;

An Act giving to the Alabama and Florida Rail Road Company