

In which amendments the concurrence of the Senate is respectfully requested.

Very respectfully,
HUGH A. CORLEY,
 Clerk House Representatives.

And Senate bills ordered to be enrolled.

House bill to be entitled An Act to allow Franklin Link to enter part of a 16th Section on which he has settled,

Was read the first time and placed among the orders of the day for Monday.

House resolution asking for the establishment of a Mail Route,

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

House bill to be entitled An Act for the relief of James B. Basfort,

Was read the first time and placed among the orders of the day for Monday.

House bill to be entitled An Act for the relief of Josephine Flournoy, and for other purposes,

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

On motion, the rule was waived, and Mr. Hawes introduced the following resolution:

Be it resolved by the Senate and House of Representatives of the State of Florida in General Assembly convened, That the accounts of Captain Jernigan and Devall with their officers and privates of their respective companies be audited by the Comptroller, as coming under the Act approved January 7th, 1853, entitled An Act to provide for the payment of Captain Sparkman's, Parker's and other volunteer companies for service in the year 1849.

Which was read first and second time, and

On motion,

Referred to the Committee on Claims and Accounts.

On motion the Senate resolved itself into a Committee of the whole, on a bill to be entitled An Act to facilitate the construction of the various lines of Railroad in this State, provided for by the a Act entitled "An Act to provide for and encourage a liberal system of Internal Improvement in this State." Approved January 6th 1855.

And after sometime spent therein, the Committee rose and reported said Bill back to the Senate with the following amendments:

1st. Senate Amendments to Rail Road Bill—between the lines 2 & 3 after the word State insert "except the sixth specification in the sixth section."

2nd. In the sixth line strike out the word "Board" and insert "the Trustees of the Internal Improvement Fund."

3d. Strike out the Proviso in the second section.

4th. At the end of the 4th line in the 3d. section add "and for any number of miles less than ten at the termination of any road."

5th. Add the following section:

"SECTION 4TH—*Be it further enacted,* That a line of Rail Road to be constructed from the City of Pensacola, or any other point or points on the waters of Pensacola Bay, or the waters of St. Andrews Bay, in Florida, to the north line of the State, leading in the direction of Montgomery, Alabama, shall be considered as proper improvements to be aided from the Internal Improvement Fund in the manner provided for, or may be hereafter provided for in "An Act to provide for and encourage a liberal system of Internal Improvement in this State." Approved January 6th, 1855.

Which report was concurred in and the amendments adopted.

Senate Bill entitled An Act to facilitate the construction of the various lines of Rail Road in this State, provided for by an An Act entitled "An Act to provide for and encourage a liberal system of Internal Improvement in this State." Approved January 6th, 1855.

Which was read a second time and 75 copies thereof ordered to be printed, and that said Bill be made the order of the day for Monday.

Mr. Bird was excused from further attendance upon the Senate until Tuesday next.

On motion, the Senate concurred in House amendments to Senate bill, to be entitled An Act to incorporate the Lagoon and Perdido Canal Company, and said bill ordered to be enrolled.

On motion, the Senate adjourned until Monday, 11 o'clock, A. M.

MONDAY, December 10, 1855.

The Senate met pursuant to adjournment.

A quorum being present,

The Rev. Mr. Turner officiated as Chaplain.

MOTIONS.

By Mr. Kilcrease, the rule waived and House bill entitled An Act to organize the County of Liberty,

Was taken from the table and placed among the orders of the day.

According to notice heretofore given, Mr. Nicholson introduced a bill to be entitled An Act for the relief of non-residents owning property in this State, placed among the orders of the day.

The rule was waived and Mr. Long permitted without previous notice, to introduce a bill to be entitled An Act to authorize restitution by the State to plaintiffs in error, or appellants, who have reversed, or may reverse judgments in favor of the State. Also a bill to be entitled An Act to amend the laws of this State now in force, relative to the partition of real estate, which was placed among the orders of the day.

The rule was waived and Mr. Perry without previous notice, permitted to introduce a bill to be entitled An Act, entitled An Act in addition to An Act, to provide for contesting the validity of wills in the Circuit Court of this State,

Which was placed among the orders of the day.

Mr. Myrick moved the adoption by the Senate of the 53d rule of the House of Representatives, which was agreed to.

PETITIONS.

By Mr. Kilcrease, the Petition of citizens of Gadsden County, which was read and laid upon the table.

By the President of the Senate, the Petition of Andrew W. Garner, which was read and laid upon the table.

RESOLUTIONS.

By Mr. Tracy, a Resolution in reference to a naval depot on Amelia Island,

Was read and adopted.

By Mr. Long, a Resolution for the relief of John J. Williams, was read, and,

On motion, the rule waived, read a second and third time by its title, and upon its adoption, the vote was:

Yeas—Mr. President, Messrs. Brinson, Criglar, Filor, Hawes, Hopkins, Kilcrease, Long, Nicholson, Perry and Tracy—11.

Nays—Messrs. Duncan, Gillis, Myrick, and Smith—4.

The Resolution was adopted.

Ordered to be certified to the House of Representatives.

Mr. Myrick introduced the following Preamble and Resolutions relative to the public lands, which were read, and,

On motion, laid upon the table and seventy-five copies ordered to be printed:

WHEREAS, Notice has been brought to the Senatorial branch of the State Legislature, that the Trustees of the Internal Improvement Fund of this State, have thought proper to raise the price of said lands belonging to the Internal Improvement Fund at the rate of one hundred per cent. in the East, and fifty per cent. in the Western district of this State, and believing that no such augmentation of price is desired or even necessary, but on the contrary, that all experience proves that cheap lands are the greatest impetus that can be given to immigration; and feeling satisfied from past experience, that the great object to be obtained by this State is population, thereby bringing into the Treasury of the State by a judicious system of taxation, the means so necessary to be obtained, to carry out the great scheme of Internal Improvement now so warmly advocated by the people of the whole State, can be more readily brought about and made more permanent in its character, by placing the price of the said lands within the reach of all that may desire to cast their lot among us, therefore:

Resolved by the Senate and House of Representatives of the State of Florida in General Assembly convened, That the interest of the State requires that no augmentation in the price of the Public Lands is necessary; but on the contrary, that the rate of prices fixed and applied to said Lands prior to the meeting of this present Legislature, was quite as high as the interest of the State demands.

2nd. Resolved further, That it is more important to the State of Florida, that our Internal Improvement, School and Seminary Lands should be sold low enough to invite to our State by a cheap and moderate sale of our public domain, the honest and industrious immigrant, than by an injudicious and exorbitant price set on said lands, to drive away this much desired population.

3rd. Therefore be it further Resolved, That the officers of the Law having in charge the various Funds, and the right to place any higher or lower rate than existed on the Lands named in the 1st resolution, be and they are hereby required to desist in any such attempt, and that no such right should be vested in any officer of the law, but on the contrary, that the Legislature of this State shall be the sole and only judges of such necessity, and that no higher rate than the existing rate of prices be fixed on said Public Lands prior to the meeting of this present Legislature.

4th. Resolved, That in order to prevent speculation, that no larger amount of the public domain belonging to this State, than

three Sections shall be disposed of to any one person or company at the prices named, prior to the meeting of this Legislature.

REPORT OF STANDING COMMITTEES.

Mr. Brinson from the Committee on Internal Improvements made the following

REPORT:

The Committee on Internal Improvement, to whom was referred a bill to be entitled An Act for the relief of William Sapp, of Madison, beg leave to report:

That William Sapp did on the 6th day of April, 1852, purchase from the State of Florida, forty acres of land, belonging to the Internal Improvement Fund, through mistake, but since that time, the Legislature have vested the land in the hands of Trustees—if such is the fact, your Committee believe that the Legislature have no power to relieve the party, but would recommend him to the Trustees of the Internal Improvement Fund for relief.

All of which is respectfully submitted,

W. A. BRINSON.

Chairman.

Which was received and concurred in.

Mr. Filor from the Committee on Engrossed Bills, made the following

REPORT:

The Committee on Engrossed bills, have examined the following and find the same correctly engrossed:

A bill to be entitled An Act for the benefit of the Seminary of Learning located east of the Suwannee River.

An Act to authorize the sale of 16th Sections in Escambia County.

A bill to be entitled An Act for the relief of Dr. R. H. Shaffer.

An Act in relation to hunting in this State by citizens of other States.

Respectfully submitted,

JAS. FILOR,

Chairman.

Which was read and concurred in.

Mr. Filor from the Committee on Finance made the following

REPORT OF THE FINANCE COMMITTEE.

The Committee on Finance, to whom was referred the State

Treasurer's report of abstract of loans to the State of Florida from the Internal Improvement, School and Seminary Funds, beg leave to report, that they have examined the same and find the amount of indebtedness on the part of the State to these "funds" to be the sum of \$86,077 11, including interest to the 1st of November last. By reference to the same officer's report upon the state of the School and Seminary Funds, it is shown that the sum of \$18,690 26 was on hand the 1st of November, subject to investment according to the law of 1850, chap. 338, No. 27. Your Committee would respectfully recommend a loan of \$18,000 of this money to the State at six per cent. interest for a period of two years, with the interest payable annually. Your Committee are of opinion, that by adopting this mode, the incoming revenue of the present year from all sources will be sufficient to meet the demands upon the Treasury for the same period, and that the loan above recommended will provide for the expenses of the present General Assembly and the interest upon the debt of \$86,077 11 for the year ending the first of November next.

In recommending this measure, your Committee only do so as a temporary means, to provide for present emergencies. They are fully satisfied as to the insufficiency of the present revenue system to meet the financial wants of the State, and that a new and sufficient revenue bill has become indispensably necessary.

In regard to the previous appropriation made by the General Assembly to pay the interest of the debt to the several "funds," your Committee are informed by the Treasurer that no application has been made by the managers of those funds for said interest, and that the payment of it would have caused an earlier resort to the issuing of Treasury certificates—a system so objectionable to the public.

Your Committee recommend that the "Abstract of Loans," &c., referred to, be entered upon the Journal of the Senate.

JAMES FILOR,

Chairman.

Abstract of Loans to the State of Florida from the Internal Improvement Fund, the School Fund and the Seminary Fund, with interest annually to Nov. 1, 1855.

From the Internal Improvement Fund:

Loan of July 8, 1852, at 6 per ct.,	\$5,000 00
Interest to July 8, 1853,	300 00
" " 1854,	318 00
" " 1855,	337 08
" Nov. 1, 1855,	111 12 --6,066 20

Loan of February 17, 1853, at 6 per cent.,	\$10,000 00	
Interest to February 17, 1854,	600 00	
" " 1855,	636 00	
" Nov'r 1, 1855,	470 01	11,706 01
Loan of Dec. 22, 1853, at 6 per cent.,	15,000 00	
Interest to Dec. 22, 1854,	900 00	
" Nov. 1, 1855,	818 85	16,718 85
		<u>\$34,491 06</u>

From the School Fund:		
Loan on bond Jan'y 24, 1851, at 7 pr. ct.,	25,000 00	
Interest to Jan'y 24, 1852,	1,750 00	
" " 1853,	1,872 50	
" " 1854,	2,003 57	
" " 1855,	2,143 82	
" Nov. 1, 1855,	1,764 94	34,534 83

Loan of Feb'y 17, 1853, at 6 per ct.,	10,000 00	
Interest to Feb'y 17, 1854,	600 00	
" " 1855,	636 00	
" Nov. 1, 1855,	470 01	11,706 01
		<u>\$46,240 84</u>

From the Seminary Fund:		
Loan of Nov. 17, 1852, at 6 per ct.,	4,500 00	
Interest to Nov. 17, 1853,	270 00	
" " 1854,	286 20	
" " 1, 1855,	289 01	5,345 21

RECAPITULATION.

Am't loans and int. from Int. Improvement Fund,	\$34,491 06
" " School Fund,	46,240 84
" " Seminary Fund,	5,345 21
	<u>\$86,077 11</u>
Grand total,	
	C. H. AUSTIN, <i>Treasurer.</i>

TREASURY OFFICE,
Tallahassee, Nov. 1, 1855.

Which was read and concurred in, and ordered to be spread upon the Journals, together with the abstract, to which the same had reference.

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

REPORT:

The Committee on Enrolled bills have examined, and find correctly enrolled,

An Act granting the right of appeal from the Judges and orders of the Board of county commissioners to the Circuit Courts.

M. A. LONG,
Chairman.

Which was received.

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 authorize the drainage of Lake Orange, situate in the counties of Marion and Alachua, having carefully considered the same, instruct the undersigned to report, that, in their opinion, no valid objection exists to the passage of the same. The bill presents no one quality of a corporation, nor does it compel a citizen to expend money upon an uncertain project of improvement. The improvement is only to be paid for out of the property improved, and the proposed improvement will, at the same time, increase the taxable property of the State and improve the health of the neighborhood.

Respectfully submitted,

M. A. LONG,
Chairman Judiciary Committee.

Which was read and the bill accompanying same placed among the orders of the day.

Mr. Smith from the Committee on Claims and Accounts made the following

REPORT:

The Committee on Claims and Accounts, to whom was referred a resolution in relation to the accounts of Captains Jernigan and Devall, have instructed me their chairman, to make the following report, viz:

That the resolution under consideration is simply explanatory of a law passed by the this Legislature in 1853, and is introduced

solely for the satisfaction of the Comptroller of public accounts, who has entertained a doubt as to the applicability of said law on account of the comprehensiveness of the word "other," occurring in it, and that they respectfully recommend the adoption of the resolution.

JAMES W. SMITH,
Chairman.

Which was received and concurred in.

MESSAGES FROM THE HOUSE OF REPRESENTATIVES.

The following message was received from the House of Representatives, viz:

HOUSE OF REPRESENTATIVES, }
December 10, 1855. }

Hon. President of the Senate:

SIR:—The House has passed the following Bills viz:

A bill to be entitled An Act for the relief of the County of Manatee.

A bill to be entitled An Act to provide for filling vacancies in the office of Clerk of the Circuit, Supreme and Chancery Courts.

A bill to be entitled An Act amendatory to the laws now in force in relation to the acknowledgement or proof of deeds.

A bill to be entitled An Act to authorize the introduction of Receiver's Receipts as evidence of title to lands purchased from the United States, in certain cases.

A bill to be entitled An Act to alter the dividing line between Franklin and Calhoun Counties; and,

A bill to be entitled An Act in reference to judicial proceedings and for other purposes.

The House has also passed the following Senate bills, without amendment, viz:

Senate bill to be entitled An Act authorizing Kirkland R. Duke, to establish a ferry across the St. Johns River.

Senate bill to be entitled An Act amendatory to An Act to establish election precincts in the County of Putnam, approved Dec. 14th, 1852; and,

Senate bill to be entitled An Act for the relief of George Combs, a citizen of Columbia County in this State.

The House has also passed the following Senate bills, with enclosed amendments, viz:

Senate bill to be entitled An Act to amend An Act in relation to taking depositions under commissions, and

Senate bill to be entitled An Act to amend the Act regulating common law proceedings.

In which amendments the concurrence of the Senate is respectfully requested.

The House has indefinitely postponed Senate bill to be entitled An Act allowing judgments by motion against Sheriffs for certain delinquencies.

The House has ordered the printing of 75 copies of a bill to be entitled An Act to establish the *ad valorem* system of taxation.

Very respectfully,

HUGH A. CORLEY,
Clerk House of Representatives.

Which was read, and House bill accompanying same, placed among the orders of the day,

And Senate bills ordered to be enrolled.

ORDERS OF THE DAY.

A bill to be entitled An Act to facilitate the construction of the various lines of Railroad in this State provided for by the Act entitled An Act to provide for and encourage a liberal system of Internal Improvement in this State, approved January 6th, 1855,

Was read a second time.

Mr. Nicholson moved, to strike out the word "or" in the second line of 4th section, and substitute the word "and" in lieu thereof,

Which was agreed to.

Mr. Filor moved, to strike out the words "a competent" in the 6th line of the 1st section, and insert the words "the State,"

Which was overruled.

And said bill as amended read the third time and put upon its passage.

The vote was,

YEAS—Mr. President, Messrs. Brinson, Duncan, Gillis, Hopkins, Long, Myrick, Nicholson, Perry, Smith and Tracy—11.

NAYS—Messrs. Criglar, Filor and Hawes—3.

The bill passed.

Title as stated.

Ordered to be certified to the House of Representatives.

A bill to be entitled An Act for the relief of Dr. R. H. Shaffer,

Was read the third time,

And, upon the question of its passage, the vote was,

Yeas—Mr. President, Messrs. Brinson, Criglar, Filor, Have

Hopkins, Kilcrease, Long, Nicholson, Perry, Smith and Tracy—11.

Nays—Messrs. Duncan and Myrick—2.

The bill passed,
Title as stated.

Ordered to be certified to the House of Representatives.
A bill to be entitled An Act for the relief of the Seminary of learning, located East of the Suwannee river,
Was read the third time,
And put upon its passage.

The vote was,

Yeas—Mr. President, Messrs. Brinson, Criglar, Duncan, Filor, Hawes, Kilcrease, Long, Myrick, Nicholson, Perry, Smith, and Tracy—13.

Nays—none.

The bill passed.

Title as stated.

Ordered to be certified to the House of Representatives.

An Act to change the name of Frances Amanda Vienna Oglesby and for other purposes.

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

An Act in relation to hunting in this State, by citizens from other States,

Was read the third time and put upon its passage.

The vote was,

Yeas—Messrs. Brinson, Criglar, Duncan, Filor, Gillis, Hawes, Kilcrease, Long and Nicholson.—9.

Nays—Mr. President, Messrs. Myrick, Perry, Smith and Tracy—5.

The bill passed :

Title as stated.

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

A bill to be entitled An Act in relation to constables in the County of Hamilton,

Was read a second time and ordered to be engrossed.

A bill to be entitled An Act to authorize the drainage of Lake Orange, in the Counties of Marion and Alachua in this State,

Was read the second time, and the rule waived, read a third time, and put upon its passage.

The vote was,

Yeas—Mr. President, Messrs. Brinson, Criglar, Duncan, Filor,

Gillis, Hawes, Kilcrease, Long, Nicholson, Perry, Smith and Tracy—13.

Nays—Mr. Myrick—1.

The bill passed, title as stated.

Ordered to be certified to the House of Representatives.

On motion,

The rule was waived, and Mr. Snell allowed to introduce a resolution as follows :

RESOLUTION FOR THE RELIEF OF M. D. POPY.

WHEREAS, by resolution approved 4th January, 1849, the Attorney General was required to file and prosecute, with such associate Counsel as the Governor should employ, a bill in the Supreme Court of the U. S., to quiet the Boundary Line between Florida and Georgia, and whereas, by resolution approved 31st December, 1850, provision was made for the compensation of the counsel engaged in said suit, which resolution has been understood to apply only to such associate counsel, and whereas, by act approved January 15th, 1855, five thousand dollars were appropriated to meet the expenses incurred by said suit, for Solicitors fees for procuring testimony, documents and &c., and whereas, it is doubted whether said Act intended to include the Attorney General as one of the Solicitors in said case ; and whereas, it is deemed to be just and proper, that the present Attorney General should be compensated for his services rendered, and to be rendered in said case ;
Therefore :

Resolved by the Senate and House of Representatives of the State of Florida in General Assembly convened, That the Governor be and he is hereby authorized, to direct and require that of the sum of five thousand dollars appropriated by the third section of the Act to provide for the expenses of Florida in the settlement of boundary with the State of Georgia, approved 15th January, 1855, five hundred dollars be paid to M. D. Popy, Attorney General in the manner pointed out by said Act.

Which was read the first time, rule waived a second and third third time by 1st title and adopted.

Ordered to be certified to the House of Representatives

House bill to be entitled An Act for the relief of James B. Basfort,

Was read a second time, rule waived, read a third time and put upon its passage.

The vote was,

Yeas—Mr. President, Messrs. Brinson, Criglar, Duncan, Filor,

Gillis, Hawes, Kilcrease, Long, Myrick, Nicholson, Perry, Smith and Tracy—14.

House bill to be entitled An Act to change the name of Josephine Flournoy, and for other purposes, was read the second time, rule waived, read a third time and put upon its passage.

The vote was:

Yeas—Mr. President, Messrs. Brinson, Criglar, Duncan, Filor, Gillis, Hawes, Kilcrease, Long, Myrick, Nicholson, Perry, Smith and Tracy—14.

Nays—None.

The bill passed, titled as stated,

Ordered to be certified to the House of Representatives.

House bill to be entitled An Act to allow Franklin Link to enter a part of a sixteenth section, on which he has settled, was read a second time and amended as follows, viz:

Sec. 2. *Be it further enacted*, That the Register be authorized to sell to Andrew W. Garner, of Hernando county, the N. $\frac{1}{2}$ of the N. E. $\frac{1}{4}$ of section No. 4 of township No. 21 of range 19 South and East, also the S. $\frac{1}{2}$ of the S. E. quarter of section 33 of township 20 of range 19 S. and E., at their appraised value.

And said bill, as amended, was read the third time and put upon its passage.

The vote was:

YEAS—Mr. President, Messrs. Brinson, Criglar, Duncan, Filor, Gillis, Hawes, Kilcrease, Myrick, Nicholson, Perry, Smith and Tracey—13.

The bill passed.

The title to said bill was amended as follows:

“A bill to be entitled An Act to allow Franklin Link to enter a part of a sixteenth section, on which he has settled, and for other purposes,” and the same ordered to be certified to the House of Representatives.

House bill to be entitled An Act for the relief of William Sapp, of Madison county, was read the second time and rule waived, read a third time and put upon its passage.

The vote was:

Yeas—Messrs. Brinson, Duncan, Hawes and Tracy—4.

Nays—Mr. President, Messrs. Criglar, Hopkins, Nicholson, Smith and Wynn—7.

The bill was lost.

House bill to be entitled An Act in reference to judicial proceed-

ings, and for other purposes, was read the first time, rule waived, read a second time, and,

On motion, indefinitely postponed.

A Committee from the House, consisting of Messrs. Pope, Penn and Whitehurst, informed the Senate of the wish of the House for the return by the Senate on the following bills, viz:

Senate bill to be entitled An Act to amend An Act to incorporate the town of Milton, in Santa Rosa county; and,

Senate bill to be entitled An Act to incorporate the town of New Port, county of Wakulla, State of Florida.

House bill to be entitled An Act to alter the dividing line between Franklin and Calhoun counties, was read the first time, the rule waived, read a second time by its title and ordered for a third reading on to-morrow.

House bill to be entitled An Act to authorize the introduction of Receiver's receipts as evidence of title to lands purchased from the United States in certain cases, was read the first time and ordered for a second reading to-morrow.

A bill to be entitled An Act to provide for the filling vacancies in the office of the Clerk of the Circuit, Supreme and Chancery Courts in this State,

Was read the first time, the rule waived, read a second and third time, and put upon its passage, the vote was:

Yeas—Mr. President, Messrs. Brinson, Criglar, Duncan, Eppes, Filor, Gillis, Hawes, Hopkins, Kilcrease, Long, Myrick, Nicholson, Perry, Smith, Tracy and Wynn—17.

Nays—None.

The bill passed, title as stated,

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

House bill to be entitled An Act for the relief of the County of Manatee,

Was read the first time, rule waived, read a second and third time by its title, and put upon its passage, the vote was:

Yeas—Mr. President, Messrs. Brinson, Criglar, Duncan, Eppes, Filor, Gillis, Hawes, Hopkins, Kilcrease, Long, Myrick, Nicholson, Perry, Smith, Tracy and Wynn—17.

Nays—none.

So the bill passed, titled as stated,

Ordered to be certified to the House of Representatives.

House bill to be entitled An Act amendatory of the law in relation to the acknowledgement of deeds,

Was read the first time, and placed among the orders of the day for to-morrow.

House bill to be entitled An Act to organize the County of Liberty, was read the third time, and,

On motion,

Referred to a select Committee, composed of Messrs. Kilcrease, Eppes and Gillis.

A bill to be entitled An Act for the relief of non-residents, owning property in this State,

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

A bill to be entitled An Act to authorize restitution by the State to plaintiffs in error, or appellants who have reversed, or may reverse judgments in favor of the State,

Was read the first time, the rule waived, read a second time by its title, and ordered to be engrossed.

The rule being waived, Mr. Myrick from the Committee on Schools and Colleges, made the following

REPORT :

The Committee on Schools and Colleges, to whom was referred a Bill to allow William Colson to enter certain lands therein, report that they have had the same under consideration and recommend its passage.

J. T. MYRICK,
Chairman.

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

An Act to be entitled An Act in addition to An Act to provide for the contesting the validity of Wills in the Circuit Courts of this State, approved January 8th, 1853, was read the first time and, on motion, laid upon the table.

A bill to be entitled An Act to amend the Laws in this State, now in force relative to the partition of Real Estate, was read the first time, the rule waived, read a second and third time by its title and put upon its passage, the vote was :

Yeas—Mr. President, Messrs. Bird, Brinson, Criglar, Duncan, Eppes, Filor, Gillis, Hawes, Hopkins, Kilcrease, Long, Myrick, Nicholson, Smith and Tracy—15.

NAYS—None.

The bill passed, title as stated.

Ordered to be certified to the House of Representatives.

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

TUESDAY, December 11th, 1855.

The Senate met pursuant to adjournment.

A quorum being present, the Rev. Mr. Turner officiated as Chaplain.

MOTIONS.

On motion of Mr. Tracy, rule waived and a bill to be entitled An Act to repeal An Act in relation to electing County Commissioners in the county of Gadsden was taken from the table and placed among the orders of the day.

On motion, the rule waived and Mr. Filor allowed to introduce, without previous notice, a bill to be entitled An Act to provide for the expenses of adjourned session of the General Assembly, and for a payment of interest on the loans from the Internal Improvement Fund.

RESOLUTIONS.

Mr. Hopkins introduced the following resolution, viz :

Resolved, as the opinion of the General Assembly, That the Act passed by both Houses of the present General Assembly, entitled An Act to create a fifth judicial circuit and to confer the powers and devolve the duties of the Justices of the Supreme Court upon the Circuit Judges, is now a law of this State and should be published along with the other laws of the present session, the Governor having failed to sign it or return it with his objections within five days after it was presented to him, as prescribed by the Constitution, and the General Assembly not having prevented its return by an adjournment sine die, as is contemplated by the Constitution.

REPORTS OF STANDING COMMITTEES.

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

The Committee on Engrossed Bills have examined and find correctly engrossed

A bill to be entitled An Act to authorize the drainage of Lake Orange, situated in the counties of Marion and Alachua.

A bill to be entitled An Act to authorize restitution by the State