

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

to plaintiffs in error or appellants who have reversed or may reverse judgments in favor of the State.

An Act in relation to Constables in the county of Hamilton.

An Act to be entitled An Act to change the name of Francis Amanda Vienna Oglesby, and for other purposes.

JAMES FILOR,
Chairman.

MESSAGES FROM THE HOUSE OF REPRESENTATIVES.

The following messages were received from the House of Representatives, viz :

HOUSE OF REPRESENTATIVES, }
December 10th, 1855. }

Hon. President of the Senate :

SIR :—The House has this day passed the following Bills and Resolutions, viz :

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

Senate Bill to be entitled An Act to amend An Act to incorporate the town of Milton, in Santa Rosa county.

Senate Bill to be entitled An Act to establish the rates of wharfage, storage and dockage in the Port of Key West, county of Monroe.

Senate Bill to be entitled An Act to authorize County Commissioners to extend charters for bridges and ferries in this State.

Senate Resolution relative to the confirmation by the General Government of titles to certain lands in this State.

A bill to be entitled An Act to organize the counties of Taylor and Suwannee.

A Bill to be entitled An Act to amend An Act incorporating the Florida Rail Road Company.

A Bill to be entitled An Act to regulate the fees of County Surveyors ; and,

A Bill to be entitled An Act in addition to An Act creating the office of State Engineer and Geologist.

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

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

Also the following :

HOUSE OF REPRESENTATIVES, }
December 11th, 1855. }

Hon. President of the Senate:

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

A Bill to be entitled An Act requiring an oath of secrecy to be administered to witnesses and bailiffs in the Circuit Courts of this State in certain cases, and for other purposes.

A Bill to be entitled An Act authorizing a Road Tax in Hernando county.

A Bill to be entitled An Act to provide for the maintenance of William Crawford, a lunatic, carried by law to a Lunatic Asylum.

A Bill to be entitled An Act to amend An Act entitled in part An Act providing new modes of investing the School Fund.

A Bill to be entitled An Act to incorporate the city of Tampa.

A Bill to be entitled An Act to protect and preserve from depre- dation the School, Swamp, Seminary and Internal Improvement Lands of this State.

A Bill to be entitled An Act to amend An Act to authorize B. T. Jordan to build a bridge across the Suwannee river, and for other purposes.

A Bill to be entitled an Act for the relief of Benjamin Hopkins.

A Bill to be entitled An Act to repeal certain Acts now in force in this State relative to taxes.

Senate Bill to be entitled An Act to establish a uniform rate of commissions throughout this State upon wrecked or disabled ves- sels or cargoes.

Resolution in relation to the Mail between Tampa and Old Tampa.

Resolution in relation to claims on Congress for Military services in 1849, recognized by the State of Florida ; and

Resolution requiring the State Engineer to examine and report upon certain proposed improvements of Rivers.

The House has rejected Senate Bill to be entitled An Act to change the names of certain persons therein mentioned.

The House has ordered the printing of 150 copies of a Bill to be entitled An Act to apportion the representation of the State of Florida.

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

Which was read and the House bills accompanying the same

placed among the orders of the day, and Senate bills ordered to be enrolled.

ORDERS OF THE DAY.

Resolution relative to the payment of the companies of Captains Jernigan and Duvall was read a second time,

On motion, rule waived, read third time by title and, on the question of its adoption, the vote was:

Yeas—Mr. President, Messrs. Bird, Brinson, Cone, Criglar, Eppes, Filor, Hawes, Hopkins, Kilcrease, Nicholson, Perry and Smith—13.

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

So said resolution was adopted.

Ordered to be certified to the House of Representatives.

House bill to be entitled An Act to authorize the introduction of Reciever's receipts as evidence of title to lands purchased of the United States in certain cases, was read a second time and placed among the orders for to-morrow.

House bill to be entitled An Act amendatory to the laws now in force in relation to the acknowledgment or proof of deeds, was read the second time, and,

On motion, said bill was indefinitely postponed.

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

On motion, was referred to the Judiciary Committee.

A bill to be entitled An Act to authorize the sale of sixteenth sections in Escambia county, was read the third time, and, on the question of its passage, the vote was:

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

Nays—None.

So said bill passed, title as stated.

Ordered to be certified to House of Representatives.

House Bill to be entitled An Act to allow William Colson, to enter the North East quarter of Section 16, T. 7., R. 19 S. and E., of the Common School Fund, was read the third time and on the question of its passage, the vote was:

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

Nays—none.

So said bill passed, title as stated.

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

Mr. Long moved that the rule be waived, and he allowed to make reports from Judiciary Committee, which motion prevailed, and Mr. Long as chairman of said committee introduced the following

REPORTS :

The Judiciary Committee, to whom was referred a bill to be entitled An Act to change the First Section of the Ninth Article of the Constitution of this State, have considered the same, and a majority of said committee instruct the undersigned to recommend that said bill do pass. The reasons upon which the proposed amendment rests, are deemed too obvious to require enumeration by the committee. As a measure of economy and convenience, the amendment commends itself to the favorable consideration of a majority of the committee.

Respectfully submitted,

M. A. LONG, *Chairman,*
Judiciary Committee.

Which was recieved and concured in.

The Judiciary Committee to whom was referred a communication or memorial from a citizen of Dade county, praying the appointment of a Justice of the Peace, with extraordinary powers and jurisdiction, have considered the same. The Committee are unable to perceive how the petition can be granted consistantly with the constitution of the State, and have been unable to devise a plan to answer the desire or wants of the memorialist, without the exercise of very doubtful power by the General Assembly.

The Committee therefore, recommend that said memorial be laid on the table, and the Committee discharged from its further consideration

Respectfully submitted,

M. A. LONG, *Chairman,*
Judiciary Committee.

Which was recieved and concured in.

House bill to be entitled An Act to repeal An Act in relation to electing County Commissioners in the county of Gadsden, was read the third time and informally passed.

Resolution in relation to a bill creating a fifth Judicial Circuit in this State, was read the first time,

On motion of Mr. Hopkins, rule waived, read a second time, and Mr. Criglar moved its indefinite postponement, upon which the yeas and nays were called for by Messrs. Hopkins and Nicholson.

Yeas—Messrs. Bird, Cone, Criglar, Filor, Kilcrease, Long, Myrick and Perry—8.

Nays—Mr. President, Messrs. Brinson, Duncan, Gillis, Hawes, Hopkins, Nicholson, Smith and Tracy—10.

So said motion was lost, and the resolution ordered to be engrossed for a third reading on to-morrow.

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, School and Seminary Funds, was read second time, and,

On motion, rule waived, and, on question of its passage, the vote was :

Yeas—Messrs. Bird, Brinson, Duncan, Eppes, Filor, Gillis, Hawes, Hopkins, Nicholson, Perry and Tracy—12.

Nays | Messrs. Long and Myrick—2.

So said bill passed, title as stated.

Ordered to be certified to the House of Representatives.

On motion, rule was waived and Mr. Filor excused from further attendance on the Senate after Thursday evening next.

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 third time, and, on the question of its passage, the vote was :

Yeas—Messrs. Bird, Brinson, Cone, Criglar, Duncan, Filor, Gillis, Hawes, Kilcrease, Long, Myrick, Nicholson and Perry—13.

Nays—Mr. President, Messrs. Eppes, Hopkins, Smith and Tracy—5.

So said bill passed, title as stated.

Ordered that the same be certified to House of Representatives.

An Act in relation to Constables in the county of Hamilton was read the third time, and, on its passage, the vote was :

Yeas—Mr. President, Messrs. Bird, Brinson, Cone, Criglar, Duncan, Filor, Gillis, Hawes, Hopkins, Kilcrease, Long and Smith—13.

Nays—Mr. Myrick—1.

So said bill passed, title as stated.

Ordered to be certified to the House of Representatives.

A bill to be entitled An Act to change the name of Francis Amanda Oglesby, and for other purposes, was read the third time, and, on the question of its passage, the vote was :

Yeas—Mr. President, Messrs. Bird, Brinson, Cone, Criglar,

Duncan, Eppes, Filor, Gillis, Hawes, Hopkins, Kilcrease, Long, Myrick, Perry and Smith—16.

Nays—None.

So said bill passed, title as stated.

On motion, rules waived and Messrs. Filor, Cone and Criglar, appointed a Committee to the bills asked for by them on yesterday.

A bill to be entitled An Act to amend An Act relative to taking depositions under commission,

Was read with amendments made by House of Representatives, and said amendments were concurred in.

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

A bill to be entitled An Act to amend An Act regulating common law proceedings,

Was read as amended by the House of Representatives, and said amendments concurred in.

Ordered to be certified to the House of Representatives.

House bill to be entitled An Act to amend the Act incorporating the Florida Railroad Company,

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

House bill to be entitled An Act to organize the Counties of Taylor and Suwannee,

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

On motion, the Senate took a recess until 3 o'clock, P. M.

3 o'clock, P. M.

The Senate resumed its session, and proceeded to business.

On motion the rule was waived and House bill to be entitled An Act to organize the Counties of Taylor and Suwannee,

Was read second time by title, and,

On motion, to refer to Committee on Census and apportionment, the Yeas and Nays were called for by Messrs. Myrick and Gillis, and the vote was :

Yeas—Mr. President, Messrs. Criglar, Duncan, Eppes, Filor, Gillis, Hopkins, Kilcrease, Myrick and Smith—10.

Nays—Messrs. Bird, Brinson, Cone, Hawes, Perry and Tracy—6.

Messrs. Galbraith, Shine and Darling, a Committee from the House, asked the return of a bill to be entitled An Act for the relief of Benjamin Hopkins.

House bill to be entitled An Act to repeal An Act in relation to electing County Commissioners in the County of Gadsden,

Was read the third time, and Mr. Kilcrease moved that said bill be laid on the table, and the yeas and nays being called for by Messrs. Kilcrease and Criglar the vote was:

Yeas—Mr. President, Messrs. Bird, Cone, Criglar, Hopkins, Kilcrease, Perry and Smith—8.

Nays—Messrs. Duncan, Eppes, Gillis, Hawes, Myrick and Tracy—6.

So the motion prevailed and the bill was laid on the table.

A bill to be entitled An Act to amend the 1st Section of the 9th Article of the Constitution,

Was read three several times, as on its second reading, and ordered to be engrossed for a third reading on to-morrow.

House bill to be entitled An Act in addition to An Act creating the office of State Engineer and Geologist,

Was read first time, and,

On motion, rule waived, and the bill read a second time by title, and the following amendment offered by Mr. Myrick.

SEC. 30. *Be it enacted*, That from and after the time that the office of State Geologist and Engineer expires, that no further office of this kind shall exist in this State,

Which was adopted.

Resolution requiring the State Engineer to examine and report upon certain proposed improvements of Rivers,

Read first time and ordered for second reading on to-morrow.

House bill to be entitled An Act to regulate the fees of County Surveyors, read 1st time and ordered for second reading on to-morrow.

House bill to be entitled An Act to provide for the maintenance of William Crawford, a lunatic, carried by law to a Lunatic Asylum, read first time and ordered for second reading on to-morrow.

Resolution in relation to the mail route between Tampa and Old Tampa was adopted.

Resolution in relation to claims on Congress for military services in 1849, recognized by the State of Florida, was adopted.

House bill to be entitled An Act requiring an oath of secrecy to be administered to witnesses and bailiffs in the Circuit Courts of this State in certain cases, and for other purposes,

Was read the first time,

On motion, rule waived, read the second time, and

On motion, indefinitely postponed.

House bill to be entitled, An Act to protect and preserve from de-

predation the School, Seminary, Swamp and Internal Improvement Lands of this State,

Was read first time, and

On motion, rule waived, read the second time and indefinitely postponed.

House bill to be entitled An Act authorizing a road tax in Hernando County,

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

House bill to be entitled An Act to amend An Act to authorize B. T. Jordan to build a bridge across the Suwannee river, and for other purposes,

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

House bill to be entitled An Act to repeal certain Acts now in force in this State relative to Taxes,

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

House bill to be entitled An Act to incorporate the city of Tampa, Was read the first time, and

On motion, rule waived, and the bill read second and third times by its title, and on the question of its passage, the vote was:

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

Nays—Mr. Myrick—1.

So said bill passed, title as stated.

On motion of Mr. Brinson, rule waived, and committee consisting of Messrs. Brinson, Tracy and Hopkins, were appointed to return House bill for the relief of Benj. Hopkins, which was done accordingly.

On motion of Mr. Long, rule waived, and Mr. Criglar excused from attendance on the Senate from and after Friday next.

On motion of Mr. Hopkins, rule waived and Mr. Nicholson excused from attendance on the Senate from and after Friday next.

The following message was received from House of Representatives.

HOUSE OF REPRESENTATIVES, }
December 11, 1855. }

Hon. President of the Senate :

SIR :—The House has passed enclosed 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 received,
 And bill accompanying same, placed among the orders of the day.
 House bill to be entitled An Act to establish the *ad valorem* system of Taxation,

Was read the first time, rule waived, and the bill read second time by title, and

On motion 75 copies were ordered to be printed, the bill made a special order of the day for to-morrow.

On motion, the Senate adjourned until 9 o'clock to-morrow morning.

—
 WEDNESDAY, December 12, 1855.

The Senate met pursuant to adjournment.

On motion, the reading of the journal was dispensed with.

The following resolution and bill having passed both Houses of the General Assembly, and having been signed by the presiding officers thereof, were sent to his excellency the Governor, for his approval, viz :

Preamble and Resolution asking the establishment of a mail route along the Bellamy Road, between the St. Johns River and Newnansville, in the County of Alachua, and the transmission of semi-weekly mails over said route.

Resolution authorizing appeals and writs of Error from the District Courts of Florida to the Circuit Courts of Georgia.

Resolution in relation to the payment of the accounts of Henry J. Stewart and W. J. J. Duncan, and

An Act granting the right of appeals from the Judges and orders of the Board of County Commissioners to the Circuit Court.

MOTIONS.

On motion, Mr. Hawes was excused from attendance on the Senate to-morrow.

On motion, the preamble and resolution in relation to the public domain was taken from the table, read, and, on motion, 3d resolution was stricken out. It was then put upon its passage, and the yeas and nays being called for by Messrs. Myrick and Tracy, were as follows :

Yeas—Mr. President, Messrs Criglar, Duncan, Filor, Gillis, Hawes, Hopkins, Myrick, Nicholson, and Tracy—10:

Nays—Messrs. Bird, Cone, Eppes, and Perry—4.

So said Resolution was adopted.

Ordered to be so certified to the House of Representatives.

REPORTS OF STANDING COMMITTEES.

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

REPORT :

The Committee on Engrossed Bills have examined and find correctly engrossed :

A Bill to be entitled An Act to amend the 10th Section of the 9th Article of the Constitution of this State.

A resolution in relation to a bill creating the 5th Judicial Circuit in this State.

Respectfully submitted,
JAS. FILOR,
Chairman.

ORDERS OF THE DAY.

House Bill to be entitled An Act to authorize the introduction of Receivers receipts as evidence of title to lands purchased of the United States in certain cases, was read the third time, and on the question of its passage the vote was :

Yeas—Messrs. Bird, Cone, Duncan, Filor, Gillis, Hawes, Hopkins, Kilcrease, Long, Myrick, Nicholson, Perry and Tracey—13

Nays—Mr. President, and Mr. Criglar.—2.

So said bill passed, title as stated.

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

On motion of Mr. Long, the rule was waived and he allowed to make the following

REPORT :

The Judiciary Committee to whom was referred a bill to be entitled An Act for the relief of non-residents owning property in this State, having carefully examined the same, instruct the undersigned to report that in their opinion said bill should not pass. The committee