

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

House bill to be entitled An Act to extend the jurisdiction of Justices of the Peace in Gadsden and Duval Counties and for other purposes,

Was read the first time, on motion, rule waived, and the bill read the second time by its title, and ordered for a third reading on to-morrow.

Resolution relative to Bay Port,

Was read and adopted.

House amendment to Senate bill entitled An Act for the benefit of the Seminary of Learning located east of the Suwannee River, was concurred in.

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

WEDNESDAY, December 13, 1855.

The Senate met pursuant to adjournment.

A quorum being present,

The Rev. Mr. Turner officiated as Chaplain.

On motion,

The reading of the Journal was dispensed with,

The following bills having been signed by the presiding officers of both Houses of the General Assembly, were forwarded to his Excellency the Governor, for his approval, viz :

An Act to amend An Act entitled An Act in relation to pilotage at the port of Key West.

An Act to authorize William A. Moseley to establish a Ferry on Suwannee river.

An Act amendatory to An Act to establish election precincts in Putnam County, approved Dec. 14, 1852.

An Act authorizing Kirkland R. Duke to establish a ferry across the St. Johns river.

An Act declaratory of the law in relation to the replevy of property levied upon by execution.

#### MOTIONS.

On motion of Mr. Kilcrease,

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 of Mr. Long,

A bill to be entitled An Act in addition to An Act to provide for contesting the validity of Wills in the Circuit Courts of this State, approved January 8, 1853, was taken from the table and placed among the orders.

#### RESOLUTIONS.

Mr. Hopkins introduced the following :

*Resolution in relation to Duval County.*

WHEREAS great diversity of opinion exist as to the propriety of dividing the county of Duval, and

WHEREAS, various petitions for and against, has from time to time been forwarded to the Senator and Representatives.

Be it therefore resolved by the Senate and House of Representatives in General Assembly convened, That the County Commissioners for said county, shall cause proclamation to be made in one of the public newspapers published in the city of Jacksonville, calling on the citizens to vote at the next general election, "Division," or "no Division." Which notice shall be given at least sixty days previous to said election, and upon counting out the votes, by the inspectors of said election, if it shall appear that a majority are for 'Division,' it shall be the duty of the County Commissioners to proceed to the selection of such lines of partition as shall seem most conducive to the interest of all parties, and a true report make thereof to the next General Assembly, who shall therupon proceed to a division of said county of Duval.

Which was read and adopted.

Ordered to be certified to the House of Representatives.

Mr. Perry introduced the following :

*Resolution requesting the Governor of this State to furnish Arms and Equipments to the Company of Volunteer Cavalry at Micanopy.*

Be it resolved by the Senate and House of Representatives of the State of Florida in General Assembly convened, That the Governor of this State be and he is authorized and requested, out of any arms under his control belonging to this State, to furnish to a company of volunteer cavalry at Micanopy, Florida, commanded by Captain Sillman Ingram, such arms and equipments as may be necessary and proper thoroughly to arm and equip said company.

Adopted.

Ordered to be certified to the House of Representatives.

Mr. Kilcrease introduced the following :

*Resolution relative to the distribution of the Laws and Journals of the present Session.*

*Be it 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 let out at such terms as he may deem proper, to the lowest bidder, the transportation of the Laws Journals, and other public documents, which are or may be required by law to be distributed throughout the State, and the person who gets the contract shall give bond to the satisfaction of the Governor, and the Laws, Journals and other public documents, shall be distributed by the 1st day of May, A. D. 1856, and the Comptroller shall issue his warrant for the payment of the same out of the Contingent Fund, upon proof of the performance of the contract.*

And adopted.

Ordered to be certified to the House of Representatives  
The following message was received from the House of Representatives :

HOUSE OF REPRESENTATIVES, }  
December 13, 1855. }

*Hon. President of the Senate:*

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

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

Senate bill to be entitled An Act to authorize the sale of sixteenth sections in Escambia county.

Senate bill to be entitled An Act in relation to Constables in the county of Hamilton.

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

Senate 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.

Senate resolution relative to the payment of the companies of Captains Jernigan and Devall.

Senate resolution for the relief of M. D. Papy.

A bill to be entitled An Act to repeal chapter first of title sixth of the second division of the laws contained in Thompson's Digest.

A bill to be entitled An Act for the relief of the Sheriff of Leon county.

A bill to be entitled An Act to protect sureties in this State.

A bill to be entitled An Act in relation to the migration or importation of free negroes or mulattoes into this State, and declaration of the law in such cases.

A bill to be entitled An Act to apportion the representation of the State of Florida.

A bill to be entitled An Act to amend An Act entitled An Act to amend the Constitution of this State, so as to make the sessions annual, instead of biennial.

Resolution relative to a certain Military Reserve in the neighborhood of Palatka.

Resolution in relation to securing the interest on Internal Improvement bonds.

Resolution asking Congress to establish a post-office at Free Port, in Walton county, and for other purposes.

Resolution to provide for the payment of interest on State scrip, and for other purposes ; and,

Resolution in relation to copying the laws passed at the present session.

The House has concurred in Senate amendments to the following bills, viz :

A bill to be entitled An Act for the relief of certain persons therein named.

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,

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

Messrs. Thompson of Levy, Shine and Pope have been appointed a Committee on the part of the House, to act with a similar Committee on the part of the Senate, to arrange the rates and amount of compensation to be paid for printing at this session.

Very respectfully,

HUGH A. CORLEY,

Clerk House of Representatives.

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

#### ORDERS OF THE DAY.

House bill to be entitled An Act to provide for the payment of Hons. Thomas F. King, J. Wayles Baker and Jesse J. Finley, for services in attending the sessions of the Supreme Court, was read the third time as amended, and, on the question of its passage, the vote was :

Yeas—Mr. President, Messrs. Eppes, Filor, Hopkins, Myrick and Tracy—6.

Nays—Messrs. Bird, Brinson, Cone, Criglar, Duncan, Kilcrease, Long, Perry and Smith—9.

So said bill did not pass.

A bill to be entitled An Act in relation to a road tax in Putnam county, came up as amended by the House and said amendment was not concurred in.

Ordered to be certified to House of Representatives.

House bill to be entitled An Act to authorize the Register of Public Lands to sell at private sale, the remaining 40 acre tract in Section 16, Township 2, Range 2 N. and W., was read the first time, and on motion the rule was waived, and said bill read second and third times by its title and on the question of its passage the vote was:

Yeas—Messrs. Bird, Cone, Criglar, Duncan, Eppes, Filor, Gillis, Hopkins, Kilcrease, Long, Myrick, Nicholson, Perry, Smith, Tracy, and Wynn—16.

Nays—Mr. President and Mr. Brinson—2.

So said bill passed, title as stated.

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

House Resolution in relation to copying the Laws passed at the present Session, was read the first time and, on motion, laid on the table.

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 to provide for the maintenance of William Crawford, a lunatic, carried by law to a lunatic asylum, having considered the same, instruct the undersigned to report that said bill do not pass.

The Committee are of opinion, that until the State shall settle upon the policy of providing for all the lunatics or idiots of the State, which are now charges upon the counties as part of the pauper system, it is at once unfair to the other counties and impolitic to provide for the maintenance of one particular pauper or lunatic by the State. The Committee would give more favor to a bill to provide a general system for the whole State for taking care of idiots and lunatics, but at this late day of this extra Session, the Committee have not time to present a system to the consideration of the General Assembly worthy of the subject and the State.

Respectfully submitted,

M. A. LONG,

Chairman Judiciary Committee.

Which was read and concurred in.

On motion of Mr. Filor,

A bill to be entitled An Act making appropriations for the expenses of the State Government, for the fiscal year 1856, and for other purposes was taken up,

Read the second time and on motion, the rule was waived and said bill was read the third time by its title and on the question of its adoption the vote was,

Yeas—Mr. President, Messrs. Bird, Cone, Gillis, Hopkins, Kilcrease, Long, Myrick, Nicholson, Perry, Tracy and Wynn—15.

Nays—Messrs. Duncan, Eppes, Filor and Smith—4.

So said bill passed, title as stated.

Ordered to be certified to the House of Representatives.

On motion of Mr. Long,

The rule was waived, and he allowed to submit the following

#### REPORT:

The Committee on Enrolled bills, report as correctly enrolled the following:

An Act to change the names of certain persons therein mentioned.

An Act to incorporate a Bank in the city of Tallahassee.

An Act to repeal An Act entitled An Act to establish the rates of wharfage, dockage and storage in the city of Key West county of Monroe.

An Act to authorize County Commissioners to extend charters to bridges and ferries,

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

An Act to establish an uniform rate of commissions throughout the State upon wrecked or disabled vessels.

An Act to facilitate the construction of the various lines of Railroad, 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.

Respectfully submitted,

M. A. LONG, *Chairman,*

*Committee on Enrolled Bills.*

Which was read and concurred in.

House bill to be entitled An Act to organize the county of Liberty,

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

On motion,

A committee of three, consisting of Messrs. Gillis, Tracy and Nicholson, was appointed to ask of the House the return of a bill to be entitled An Act to establish the *ad valorem* system of taxation, which was sent down by mistake.

The committee returned and through their chairman reported performance of the duty assigned them.

On motion of Mr. Hopkins, the rule was waived and he allowed to introduced the following

#### RESOLUTION:

*Resolution authorizing the Governor to turn over fifty carbines and accoutrements to the Loring Guards.*

*Be it resolved by the Senate and House of Representatives of the State of Florida in General Assembly convened; That the Governor of this State is hereby authorized to turn over fifty carbines and accoutrements out of the State Armory, to the Loring Guards, a Company organized in the City of Jacksonville, on application of the officers of said Company for the same, Provided That the said Company, by their officers or others for them, shall give proper bond for the return of the same in good condition, when required by the Governor of this State.*

Which was read and adopted.

On motion of Mr. Long, the rule was waived and he allowed as Chairman of Committee on enrolled bills, to make the following

#### REPORT:

The Committee on enrolled bills report as correctly enrolled the following bills and resolutions:

Preamble and Resolution for the relief of John J. Williams, of Leon county.

Resolution in reference to a Naval Depot on Amelia Island.

An Act to amend the laws of this State now in force relative to the partition of Real Estate.

An Act for the relief of George Coombs, a citizen of Columbia county of this State.

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,  
M. A. LONG, *Chairman,*  
*Committee on Enrolled Bills*

Which was received, read and concurred in.

House bill to be entitled An Act to extend the jurisdiction of Justices of the Peace in the Counties of Gadsden and Duval and for other purposes.

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

Yeas—Messrs. Duncan, Gillis, Hopkins, Kilcrease and Tracy—5,

Nays—Messrs. Bird, Brinson, Cone, Criglar, Eppes, Long, Myrick, Nicholson, Perry, Smith and Wynn—11.

So said bill was lost.

A Committee from the House, consisting of Messrs. Galbraith, Shine and Moseley, waited upon the Senate and returned a bill to be entitled An Act to establish the *ad valorem* system of taxation.

House bill to be entitled An Act to establish the *ad valorem* system of taxation,

Came up on its second reading, and,

On motion of Mr. Filor, "one fifth" and "twenty" stricken out of Section sixth, and "one sixth" and "or sixteen and two-thirds," inserted in lieu thereof,

Said amendments as reported were concurred in, and the bill read the third time and put upon its passage, when the vote was:

Yeas—Mr. President, Messrs. Bird, Brinson, Cone, Criglar, Filor, Long, Perry and Smith—9.

Nays—Messrs. Duncan, Eppes, Gillis, Hopkins, Kilcrease, Myrick, Nicholson and Tracy—8.

So said bill passed, title as stated.

Ordered to be certified to the House of Representatives.

On motion of Mr. Criglar, a Committee composed of Messrs. Myrick, Gillis and Long, was appointed to return said bill to the House of Representatives, who returned and reported said duty discharged.

A bill to be entitled An Act in addition to An Act to provide for contesting the validity of wills in the Circuit Courts of this State, approved January 8th, 1853.

Was read the first time, and rule waived, read a second time.

Mr. Eppes moved the indefinite postponement, upon which question the yeas and nays were called by Messrs. Eppes and Gillis, the vote was:

Yeas—Messrs. Bird, Brinson, Eppes, Filor, Gillis, Hopkins, Myrick, Nicholson, Smith and Wynn—10.

Nays—Cone, Criglar, Kilcrease, Long and Tracy—5.

Said bill was indefinitely postponed.

A committee from the House, composed of Messrs. Galbraith, Penn and Colson, waited upon the Senate to inform them that the House of Representatives had rescinded the 7th Joint Rule of the General Assembly, and request the Senate to do likewise.

On motion,

A committee composed of Messrs. Tracy, Smith and Brinson, were appointed a committee to wait upon the House of Representatives to inform that body of the concurrence of the Senate in rescinding the 7th Joint Rule of the General Assembly, who returned and reported the duty performed, and asked to be discharged.

House bill to be entitled An Act to apportion the Representation of the State of Florida, was read the first time and on motion, the rule waived, read a second time. Mr. Long moved to amend said bill by striking out the word "Volusia" in the 7th and 8th lines, upon which question the yeas and nays were called for by Messrs. Long and Tracy, and were :

Yeas—Messrs. Long and Kilcrease—2.

Nays—Mr. President, Messrs. Bird, Brinson, Cone, Criglar, Duncan, Filor, Gillis, Hopkins, Myrick, Nicholson, Perry, Smith, Tracy Eppes and Wynn—16.

Said motion was lost.

On motion, the rule was waived and said bill read a third time and put upon its passage.

The vote was :

Yeas—Mr. President, Messrs. Bird, Brinson, Cone, Criglar, Duncan, Filor, Gillis, Hopkins, Myrick, Nicholson, Perry, Smith Tracy and Wynn—15.

Nays—Messrs. Eppes, Kilcrease and Long—3.

Said bill passed, title as stated.

Ordered to be certified to the House of Representatives.

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

3 o'clock, P. M.

The Senate met pursuant to adjournment, and proceeded to business.

The following messages were received from the Governor :

EXECUTIVE CHAMBER, }  
December 12, 1855. }

Hon. H. V. Snell,

President of the Senate :

SIR—I have approved and signed the following bill and resolutions :

An Act for the election of a county site in Orange county.

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 Court of Georgia.

Resolution asking for the establishment of a mail route,

Very respectfully,

JAMES E. BROOME.

EXECUTIVE CHAMBER, }

December 12, 1855. }

Hon. H. V. Snell,

President of the Senate :

SIR—I have approved and signed the following bill and resolution :

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

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

Very respectfully,

JAMES E. BROOME.

House bill to be entitled An Act to amend An Act entitled An Act to amend the Constitution of this State so as to make the sessions annual, was read three several times as on its first reading.

Resolution to provide for the payment of interest on State scrip, and for other purposes, was read the first time, rule waived and read a second time, rule waived, read a third time and put upon its passage.

The vote was :

Yeas—Mr. President, Messrs. Brinson, Duncan, Eppes, Filor, Hopkins, Kilcrease, Long, Perry, Tracy and Wynn—11.

Nays—Messrs. Cone and Myrick—2.

The resolution passed.

Ordered to be certified to the House of Representatives.

Resolution in relation to a certain Military Reserve in the neighborhood of Palatka was read and adopted.

Resolution in relation to securing the internal improvement bonds was read and adopted.

House bill to be entitled An Act to protect sureties in this State, Was read first time, rule waived, read a second and third time.

On motion of Mr. Long,

Said bill was amended by adding the words "and the execution issued thereon," in the first line of the second section, between the words "Judgments" and "shall," which amendment was adopted, and said bill read the third time as amended and put upon its passage.

The vote was,

Yeas—Mr. President, Messrs. Bird, Brinson, Cone, Duncan, Eppes Gillis, Hopkins, Kilcrease, Long, Perry, Tracy and Wynn—13.

Nays—Mr. Myrick—1.

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 Sheriff of Leon county,

Was read a first time, and rule waived, read a second time,

Mr. Eppes moved the indefinite postponement of said bill upon which question the yeas and nays were called for by Messrs. Eppes and Hopkins.

The vote was:

Yeas—Messrs. Cone, Duncan, Eppes, Gillis, Hopkins, Myrick and Wynn—7.

Nays—Mr. President, Messrs. Bird, Brinson, Filor, Kilcrease, Long, and Tracy—7.

So said motion was lost.

House bill to be entitled An Act to repeal chapter First, of title Sixth, of the second division, of the laws contained in Thompson's Digest,

Was read first time and on motion the rule was waived, read second time by title and referred to a select committee consisting of Messrs. Long, Eppes and Hopkins, and,

On motion the President was added to said committee.

The following messages were received from the House of Representatives.

HOUSE OF REPRESENTATIVES, }  
December 13th, 1855. }

Hon. President of the Senate:

SIR:—The House has refused to concur in Senate amendments to House bill to establish the *ad valorem* system of taxation.

Very respectfully,

HUGH A. CORLEY,  
Clerk House of Representatives.

HOUSE OF REPRESENTATIVES, }  
December 13th, 1855. }

Hon. President of the Senate:

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

A bill to be entitled An Act to organize the office of Treasurer of the State of Florida, of July 26, 1845.

A bill to be entitled An Act to make Seaborn E. Rawls the heir at law of Seaborn Rawls.

A bill to be entitled An Act in relation to the estate of Charles Henry Longworth deceased.

Resolution to increase the pay of the President and Speaker of the House.

Resolution authorizing the Comptroller of Public Accounts to audit and the Treasurer to pay the account of James M. Smith, of Gadsden county.

Resolution for the relief of Thomas Langford.

Senate resolution in relation to buoys on the bar of St. Andrews Bay.

Senate Resolution to obtain the sense of the people of West Florida in regard to annexation to Alabama.

A bill to be entitled An Act to authorize the interest on the School Fund to each county; and

A bill to be entitled An Act for the protection of corded wood.

The House has adopted Senate Resolution relative to copying the Laws of the adjourned Session of this General Assembly, with the following amendment, viz:

Strike out "T. S. Haughton" and insert "A. B. Campbell" in lieu thereof.

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

Very respectfully,

HUGH A. CORLEY,  
Clerk House Representatives.

Which were read and bills accompanying the same placed among the orders, and Senate resolutions ordered to be enrolled, excepting Resolution relative to copying the laws, which was placed among the orders.

Resolution relative to copying the laws of the adjourned session of the General Assembly,

Was read with House amendment and the Senate refused to concur therein.

A bill to be entitled An Act to establish the *ad valorem* system of taxation was taken up and the Senate refused to recede from its amendments thereto.

House bill to be entitled An Act to make Seaborn E. Rawls the

heir-at-law of Seaborn Rawls, was read the first time, and, on motion, it was read a second and third time by its title, and, on the question of its passage, the vote was :

Yeas—Mr. President, Messrs. Bird, Duncan, Eppes, Hopkins, Kilcrease, Long, Myrick, Perry, Smith and Tracy—11.

Nays—None.

So said bill passed, title as stated.

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

Resolution to increase the pay of the President of the Senate and Speaker of the House of Representatives, was read the first time, and

On motion, rule was waived and read second time by title and amended by inserting the word "five" in lieu of the word "four," and

On motion, the rule was waived and the Resolution read the third time, and on the question of its passage, the vote was :

Yeas—Messrs. Brinson, Kilcrease, Long, Myrick, Perry, Smith Bird and Tracy—8.

Nays—Messrs. Duncan, Eppes and Hopkins—3.

So said resolution was adopted.

Ordered to be certified to the House of Representatives.

House bill to be entitled An Act in relation to the estate of Charles Henry Longworth, deceased, was read the first time and placed among the orders for to-morrow.

House Resolution authorizing the Comptroller of Public Accounts to audit, and the Treasurer to pay the account of James M. Smith of Gadsden county, was read the first time, on motion the rule was waived, and the Resolution was read the second time, and on motion of Mr. Eppes, it was amended as follows, viz :

Strike out all after the word "for" in the 6th line, and insert "such amount as may appear due to said officer upon settlement as contemplated by this bill, after examination and production of vouchers." Said Resolution was then read the third time and adopted.

Ordered to be so certified to the House of Representatives.

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

#### REPORT:

The Committee on Enrolled bills having examined, report as correctly enrolled :

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

Resolution for the relief of M. D. Papy ;

Resolution relative to the claims of Captains Jernigan and Devall,

M. A. LONG,

Chairman Committee on Enrolled Bills.

House bill to be entitled An Act for the protection of corded wood, was read the first time, on motion the rule was waived, and said bill read the second time by title and on motion of Mr. Eppes, it was indefinitely postponed.

House bill to be entitled An Act to amend "An Act organizing the office of Treasurer of the State of Florida, of July 26, 1845, was read the first time, and placed among the orders for to-morrow.

House bill to be entitled An Act to distribute the interest on the School Fund to each county, was read the first time, on motion the rule was waived, and the bill read a second time by title, and on motion the rule was waived and the bill read the third time, when it was put upon its passage and the vote was :

Yeas—Mr. President, Messrs. Bird, Duncan, Eppes, Filor, Hawes, Hopkins, Smith, and Tracy—8.

Nays—Mr. Long—1.

So said bill passed, title as stated.

Ordered to be certified to the House of Representatives.

House Resolution for the relief of Thomas Langford, was read the first time, on motion the rule was waived and the resolution read a second and third time by its title and adopted.

Ordered to be certified to the House of Representatives.

House 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 referred to a select Committee consisting of Messrs. Kilcrease, Brinson and Hawes.

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

FRIDAY, December 14, 1855.

The Senate met pursuant to adjournment.

A quorum being present,

The Rev. Mr. Turner officiated as Chaplain.

On motion,

The reading the of the Journal was dispensed with,

#### RESOLUTIONS.

Mr. Duncan introduced the following resolution.