

House bill to be entitled an Act to improve the navigation of Suwannee river ;

Was read the first time, rule waived, read the second time and referred to the Committee on Internal Improvements:

House bill to be entitled an Act to define the boundary line between Duval and Nassau counties ;

Was read the first time, the rule waived, read the second time by its title, when Mr. Hopkins offered the following amendment, viz :

Section 2. Be it further enacted, That nothing herein contained shall be so construed as to alter the original line of Duval county, and that the expense of running said line be borne by the county of Nassau ;

Which was adopted.

House bill to be entitled an Act to supply the deficiency of the appropriation of the last fiscal year, for contingent expenses of the Supreme Court ;

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

A bill to be entitled an Act to provide for the payment of the debts of the State ;

Came up on its second reading.

On motion, the Senate resolved itself into a Committee of the Whole on said bill—Mr. Tracy in the Chair.

After some time spent in the consideration of the same, the Committee arose and by their Chairman reported the bill as amended ;

Which report was concurred in.

Mr. Filor offered a substitute for said bill ;

Which was read.

Mr. Keitt moved to lay the substitute on the table ;

Upon the question of laying the substitute on the table the yeas and nays were called for by Messrs. Myrick and Filor and were :

Yeas—Mr. President, Messrs. Brooks, Bird, Duncan, Eppes, Eubanks, Hawes, Keitt, Lamar, McElvy and Welch—11.

Nays—Messrs. Brinson, Filor, Fisher, Hopkins, Myrick, McBride and Tracy—7.

So the substitute was laid on the table.

Mr. McElvy moved the following amendment, viz :

Amend by striking out "five" in the third line, Section 1, and insert "four" in lieu thereof ;

Which was not agreed to.

Mr. Myrick moved to indefinitely postpone the bill ;

Upon which the yeas and nays were ordered and was as follows :

Yeas—Messrs. Duncan, Fisher, Hopkins, Myrick, McBride and Tracy—6.

Nays—Mr. President, Messrs. Brooks, Bird, Brinson, Eppes, Eubanks, Filor, Hawes, Keitt, Lamar, McElvy and Welch—12.

So the motion was lost.

On motion 75 copies of the bill were ordered to be printed for the use of the General Assembly.

The following bill and resolution having been duly enrolled and signed by the presiding officers of both Houses were transmitted to his Excellency the Governor for approval, viz :

An Act in relation to Pilotage at the Port of Key West in the county of Monroe ;

Resolution relative to the establishment of a land office in the town of Milton, Santa Rosa county.

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

FRIDAY, December 19th, 1856.

The Senate met pursuant to adjournment.

A quorum present.

The Rev. Mr. Turner officiated as Chaplain.

The proceedings of yesterday were read and confirmed.

The following bills which had passed the Senate, has been transmitted to the House of Representatives, viz :

A bill to be entitled an Act to amend an Act to incorporate the town of Milton in Santa Rosa county ;

A bill to be entitled an Act to amend an Act to organize the county of Liberty ;

A bill to be entitled an Act changing the names of certain persons ;

A bill to be entitled an Act to legalize the will of Jno. Perry, dec'd ;

A bill to be entitled an Act to authorize the Register to sell the sixteenth sections in certain cases ;

A bill to be entitled an Act to benefit Commerce ;

A bill to be entitled an Act further to define the duties of the Board of Trustees of the Internal Improvement Fund.

The Senate has amended the title of the bill to amend and alter the law in regard to Auctioneers, by striking out the words "and alter," to which amendment the concurrence of the House of Representatives is respectfully requested.

The Senate has rejected a bill to be entitled an Act to provide for and encourage a liberal system of Internal Improvements in this State, approved January 6, 1855, so that those counties and corporate towns that have subscribed for stock in any of the Roads mentioned in said bill may be required to refund to their citizens respectively all monies paid by them as a Rail Road tax and for other purposes.

The following bill which had passed both Houses and duly enrolled and signed by the presiding officers of the General Assembly, were transmitted to his Excellency the Governor for approval, viz:

An Act in relation to Pilotage at the Port of Key West in the county of Monroe.

Mr. Duncan gave notice that he would on some future day ask leave to introduce a bill to be entitled an Act to repeal an Act entitled an Act to establish the ad valorem system of taxation.

Mr. Hawes offered a resolution in relation to the accounts of Captains Devall and Jernigan;

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

The Committee on Corporations made the following report:

The Committee on Corporations to whom was referred "an Act to incorporate a Company for the purpose of Spinning and Manufacturing Cotton Goods at or near the town of Madison, in the county of Madison, State of Florida," ask leave to

#### REPORT:

That they have carefully examined said bill, that they approve its provisions and the object sought to be accomplished, and recommend its passage.

Respectfully submitted.

E. D. TRACY,  
Chairman.

Which was received and read.

The Committee on Enrolled bills made the following report:

The Committee on Enrolled Bills ask leave to

#### REPORT,

as correctly enrolled, the following bills, viz:

An Act providing for the payment to the several counties of the interest arising from the School funds not heretofore drawn;

An Act to authorize Mary Moreno, a minor, to assume the management of her own estate;

Also, an Act to enable Joseph M. Taylor, of Hernando county, to enter and pay for certain portions of the Common School Lands.

Respectfully submitted.

ED. HOPKINS,  
Chairman.

Which was received and read.

The Committee on Engrossed bills made the following report:

The Committee on Engrossed bills beg leave to report the following bills as correctly engrossed:

A bill to be entitled an Act authorizing the appointment of weighers of hay and cotton for the town of Jacksonville;

A bill to be entitled an Act granting to the Alabama and Florida Railroad Company, alternate sections of the swamp and overflowed lands;

A bill to be entitled an Act to empower Watson Ashhurst, a minor, to act as deputy clerk;

A bill to be entitled an Act in relation to depositions;

A bill to be entitled an Act to allow the several Judges of the Circuit Courts of this State to hold extra terms, whenever, in their opinion, the public safety may require.

Respectfully submitted.

T. B. LAMAR,

Chairman of Committee on Engrossed Bills.

Which was read.

The Committee on Internal Improvement made the following report:

The Committee to whom was referred a resolution to provide for clearing out the Oclawaha river for steamboat navigation, beg leave to

#### REPORT:

That they have examined the same with care, and find it very objectionable.

The object of the resolution is to advise the Trustees of the Internal Improvement Fund, to sell, at a nominal price, fifty thousand acres of the Swamp and Overflowed Lands to certain Trustees, in order that the said Trustees, by a further sale, might raise funds to clear out the Oclawaha river. It is true, as stated by the preamble to the resolution, that the swamp and overflowed lands are now vested in the Board of Trustees of the Internal Improvement Fund, and that the said Board of Trustees have the sole and exclusive power to "sell and transfer" said lands; and your committee would call the attention of the Senate to the further and very material fact, that the Internal Improvement Fund, of which the swamp and overflowed lands are a part, was vested in the said Trustees, to be held by them in trust for a certain use and purpose, viz: as a security for the payment of the interest on certain Railroads. The said board of trustees cannot so "sell and transfer," or "fix the price" of the lands included in the said Fund as to impair the value of the security thus pledged. If the Board of Trustees should do what the resolution, in effect, advises—appropriate fifty thousand acres of the lands included in the Internal Improvement Fund to clear out the Oclawaha river, and thereby contravene the purpose for which it was set apart, they would be guilty of a gross dereliction of duty, and a flagrant abuse of their trust.

In the opinion of your committee, it would neither elevate the character of the State, nor accord with the fitness of things, for the

General Assembly to advise a Board of Trustees of its own creation, to abuse their trust.

They think, moreover, that the General Assembly should not undertake to advise, when they have no authority to require. In addition, your Committee would state that there is not the slightest particle of evidence submitted with the resolution, to show that it is at all practicable to clear out the said river, so as to render it navigable; therefore, the Senate cannot advise understandingly on the subject.

The foregoing objections being conclusive against the resolution, in the minds of the Committee, they have instructed the undersigned to recommend that the bill do not pass.

Respectfully submitted,

T. B. LAMAR,

Chairman Committee on Internal Improvements.

Which was read, and the bill placed among the Orders of the Day.

Also the following:

The Committee, to whom was referred a bill to be entitled an Act to improve the navigation of the Suwannee river, beg leave to

#### REPORT:

That they have had the same under consideration and find it open to the same objections which your committee have already urged against a bill of a similar nature. If passed into a law, the General Assembly will have appropriated, for clearing out the Suwannee river, lands over which it has no jurisdiction, and will have, thereby, invaded and disregarded rights accruing under previous legislation. From the nature of the case, your committee are compelled to recommend that the bill do not pass.

Respectfully submitted,

THOMPSON B. LAMAR,

Ch'n Com. on Internal Improvements.

Which was received and read, and the bill placed among the orders of the day for to-morrow.

Mr. Eppes from a select Committee, made the following report:

The Select Committee to whom was referred the Petition of Sundry Citizens of Calhoun County, asking authority to change the County site of said County, beg leave to

#### REPORT:

That they have carefully examined the same, and would recommend that the prayer of the memorial be granted. As the subject is one affecting the interests and desires of the citizens of Calhoun and in the absence of any place being designated in the memorial

for the permanent location of the County site, your Committee would recommend leaving the selection to the voters of said County. By so doing, no injustice would be done to any section of said County, and the matter be placed where it rightly belongs, to the choice and action of those interested. In accordance with these views, and in furtherance of the object and prayer of the Petitioners, your Committee have instructed the undersigned to report the following bill and recommend its passage.

T. J. EPPES,

Chairman Select Committee.

Which was received and the bill placed among the orders of the day-

The following message was received from the House of Representatives:

HOUSE OF REPRESENTATIVES, }  
December 18, 1856. }

Hon. President of the Senate:

Sir:—The House has passed the following bills, viz:

A bill to be entitled an Act, to regulate the Pilotage of the St. Johns Bar and River;

A bill to be entitled an Act, to authorize Elizabeth Bathlow to sell the real estate of the late Ephraim Guann, deceased, in Marion County;

A bill to be entitled an Act, empowering the Register to sell to Nathaniel Fowler a quarter section of land;

A bill to be entitled an Act, to amend the several Acts in relation to suits by attachment in the Circuit Courts, and before Justices of the Peace in this State;

A bill to be entitled an Act, to repeal and annul the fourth section of an Act, entitled an Act, authorizing a Road Tax in Hernando County, approved December 14, 1855;

A bill to be entitled an Act, to authorize the sale of certain lands lying upon the Georgia line;

Senate bill to be entitled an Act, to authorize Harrison Fairbanks to establish a Ferry across Ocklockonee River;

Senate bill to be entitled an Act to prevent trading with free persons of color in this State; and

Senate bill to be entitled an Act for the relief of Alexander Purviance, Absalom S. Smith, Ira S. Rouse, and W. W. Burke.

The House has rejected Senate resolution for the relief of Milton Haynes.

The House has ordered the printing of eighty copies of a bill to

be entitled an Act to regulate the mode of selecting grand and petit jurors in this State.

Very Respectfully,  
**HUGH A. CORLEY,**  
 Clerk of the House of Representatives.

#### ORDERS OF THE DAY.

House bill to be entitled an Act to supply the deficiency of the appropriation of the last fiscal year, for contingent expenses;

Came up on its second reading, on motion the rule was waived, and was read the third time by its title, and put upon its passage, upon which the vote was:

Yeas—Mr. President, Messrs. Brooks, Bird, Eppes, Eubanks, Filor, Fisher, Hopkins, Hawes, Keitt, Lamar, McElvy, McBride, Tracy and Welch—15.

Nays—Messrs. Brinson, Duncan and Myrick—3.

So the bill passed—title as stated.

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

The bill entitled an Act to pay the debts of the State,

Came up on its third reading.

Mr. Hopkins moved to lay over the bill until Monday.

The Chair decided that the motion was out of order.

An appeal was taken from the decision of the Chair, when the decision of the Chair was not sustained.

The motion of Mr. Hopkins then recurring, his motion to lay over the bill, and to make the same the Special Order of the Day for Monday next, came up.

On the question of its adoption, the vote was—

Yeas—Messrs. Duncan, Eppes, Filor, Fisher, Hopkins, Hawes, Myrick, McBride and Tracy—9.

Nays—Mr. President, Messrs. Brooks, Bird, Brinson, Keitt, Lamar, McElvy and Welch—8.

So the motion prevailed, and the said bill was made the Special Order of the Day for Monday next.

House bill to be entitled an Act to provide for the maintenance, care and custody of lunatics or insane persons, in the State;

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

House bill to be entitled an Act to define the boundary line between the counties of Duval and Nassau;

Was read the third time and passed as amended; upon the question of which, the vote was:

Yeas—Mr. President, Messrs. Bird, Brinson, Duncan, Eppes,

Eubanks, Filor, Fisher, Hopkins, Hawes, Keitt, Lamar, McElvy, McBride, Tracy and Welch—15.

Nays—Messrs. Brooks and Myrick—2.

So said bill passed the Senate as amended—title as stated.

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

Resolution concerning the sixteenth sections in Walton county;  
 Was read and ordered to be engrossed for a third reading on tomorrow.

House bill to be entitled an Act to organize the counties of Lafayette and Taylor;

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

Yeas—Mr. President, Messrs. Brooks, Brinson, Duncan, Eubanks, Filor, Fisher, Hopkins, Hawes, Keitt, Lamar, McElvy, McBride, Tracy and Welch—14.

Nays—Messrs. Eppes and Myrick—2.

So said 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 Divorces;

Was read a third time and put upon its passage, upon which the vote was:

Yeas—Messrs. Brooks, Eppes, Eubanks, Filor, Hawes, Lamar, McElvy, and McBride—7.

Nays—Mr. President, Messrs. Brinson, Fisher, Duncan, Hopkins, Keitt, Myrick, Tracy and Welch—9

So the bill was lost.

House bill to be entitled an Act to authorize N. A. Jameson to establish a ferry across the Santa Fee river;

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

Yeas—Messrs. Brooks, Bird, Duncan, Eppes, Eubanks, Filor, Fisher, Hopkins, Hawes, Keitt, Lamar, Myrick, McElvy, McBride, Tracy and Welch—16.

Nays—None.

So said bill passed—title as stated.

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

A bill to be entitled an Act, to organize the Supreme Court of the State of Florida;

Was read the first time, rule waived, read a second time, and 80 copies ordered to be printed.

A bill to be entitled an Act, to incorporate a company for the purpose of spinning and manufacturing Cotton Goods, at or near the town of Madison, State of Florida;

Mr. Dell moved to strike out 30, and insert 20 whenever it appears in the bill, which was adopted—and the bill,

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

Engrossed bill to be entitled an Act to allow the several Judges of the Circuit Courts of this State to hold extra terms, whenever, in their opinion, the public safety may require ;

Was read the third time, and put upon its passage, upon which the vote was :

Yeas—Mr. President, Messrs. Bird, Brinson, Eppes, Eubanks, Filor, Fisher, Hopkins, Hawes, Keitt and McElvy—11.

Nays—Messrs. Brooks, Duncan, Lamar, Myrick, McBride and Welch—6.

So said bill passed—title as stated.

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

Mr. Lamar asked that the rule be waived and he be allowed to move that a Committee of three be appointed to wait upon the House of Representative, and request that a bill to be entitled an Act, to amend an Act, to provide for and encourage a liberal system of Internal Improvement in this State, approved January 6, 1855, so that those Counties and corporate towns that have subscribe for stock in any of the Roads mentioned in said Act may be required to refund to their citizens respective, all monies paid by them as a Rail Road Tax, and for other purposes, which had been rejected by the Senate on yesterday—be returned to the Senate ;

Which motion was adopted, and,

Messrs. Lamar, Eubanks and Welch, appointed a Committee to wait upon the House.

Engrossed bill to be entitled an Act, in relation to Deposition ;

Was read the third time and put upon its passage, upon which the vote was :

Yeas—Mr. President, Messrs. Brinson, Eppes, Filor, Fisher, Hawes Lamar and Tracy—8.

Nays—Messrs. Brooks, Bird, Duncan, Eubanks, Hopkins, Keitt, Myrick, McElvy and McBride.—9.

So the bill was lost.

The Committee which had been appointed to wait upon the House and request the return of a bill to the Senate, reported that they had performed the duty assigned them, and asked to be discharged.

A Committee from the House of Representatives appeared, and delivered to the President—

A bill to be entitled an Act to amend an Act to provide for and encourage a liberal system of Internal Improvements in this State, approved January 6th, 1855, so that those counties and corporate towns that have subscribed for stock in any of the roads mentioned

in said Act, may be required to refund to their citizens, respectively, all monies paid by them as a railroad tax, and for other purposes ;

On motion of Mr. Dell, the vote of yesterday, taken on said bill, was re-considered, and the same referred to the Committee on Internal Improvement.

A bill to be entitled an Act granting to the Alabama and Florida Railroad Company alternate sections of swamp and overflowed lands ;

Came up on its third reading.

On motion of Mr. Brooks, the bill was put back on its second reading, and referred to the Committee on Internal Improvement.

A bill to be entitled an Act to empower Watson Ashhurst, a minor, to act as Deputy Clerk ;

Was read a third time, and put upon its passage, upon which the vote was :

Yeas—Messrs. Brinson, Duncan, Eubanks, Filor, Fisher, Hopkins, Hawes, Keitt, Lamar, McElvy, McBride, Tracy and Welch—13.

Nays—Messrs. Brooks, Bird and Myrick—3.

So said bill passed—title as stated.

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

House Resolution to provide for clearing out the Oclowaha river for steamboat navigation ;

Was read the third time, and on the question of concurring in the report of the Committee on Internal Improvement, on said bill, the yeas and nays were called for by Messrs. Myrick and Dell, and were :

Yeas—Mr. President, Messrs Brooks, Bird, Brinson, Eppes, Eubanks, Filor, Fisher, Hopkins, Lamar, McElvy, McBride, Tracy and Welch—14.

Nays—Messrs. Duncan, Hawes, Keitt and Myrick—4.

So the report of the Committee was concurred in.

On motion the bill was put upon its passage, upon which the vote was :

Yeas—Messrs. Duncan, Hawes, Keitt, Myrick and McElvy—5.

Nays—Mr. President, Messrs. Brooks, Bird, Brinson, Eppes, Eubanks, Filor, Fisher, Hopkins, Lamar, McBride, Tracy and Welch—13.

So the bill was lost.

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

A bill to be entitled an Act to authorize the appointment of weighers of hay and cotton for the town of Jacksonville ;

Was read a third time, and put upon its passage, upon which the vote was :

Yeas—Mr. President, Messrs. Brooks, Bird, Duncan, Eppes, Eu-

banks, Filor, Fisher, Hopkins, McElvy, McBride, Tracy and Welch—13.

Nays—Messrs. Hawes, Keitt and Lamar—3.

So said bill passed—title as stated.

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

House bill to be entitled an Act to improve the navigation of the Suwannee river ;

Was read a third time and put upon its passage, upon which the vote was :

Yeas—Messrs. Duncan, Hawes, Keitt and Myrick—4.

Nays—Mr. President, Messrs. Brooks, Bird, Eppes, Eubanks, Filor, Fisher, Hopkins, Lamar, McElvy, McBride, Tracy and Welch—13.

So the bill was lost.

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

House bill to be entitled an Act, to regulate the Pilotage of the St. Johns Bar and River ;

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

A bill to be entitled an Act, to change the location of the County site of Calhoun County ;

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

Yeas—Mr. President, Messrs. Brooks, Bird, Duncan, Eppes, Eubanks, Filor, Fisher, Hopkins, Hawes, Keitt, Lamar, Myrick, McElvy, McBride, Tracy and Welch—17.

Nays—None.

So said bill passed—title as stated.

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

House bill to be entitled an Act, to amend the several Acts in relation to suits by attachment in the Circuit Courts and before Justices of the Peace in this State ;

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

House bill to be entitled an Act, empowering the Register to sell to Nathaniel Fowler a quarter section of land ;

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

House bill to be entitled an Act to repeal and annul the fourth section of an Act entitled an Act authorizing a Road tax in Hernando county, approved December 14th, 1855 ;

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

House bill to be entitled an Act to authorize the sale of certain lands lying upon the Georgia line ;

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

House bill to be entitled an Act to authorize Elizabeth Bathlow to sell the real estate of the late Ephraim Guann, deceased, in Marion county ;

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

A Resolution in relation to the accounts of Captains Devall and Jernigan ;

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

On motion of Mr. Hawes the Senate adjourned till to-morrow morning, 10 o'clock.

SATURDAY, December 20, 1856.

The Senate met pursuant to adjournment.

A quorum present.

Rev. Mr. Turner officiated as Chaplain.

The reading of the Journal of yesterday's proceedings was dispensed with.

The following bills which had passed the Senate were transmitted to the House of Representatives, viz :

House bill to be entitled an Act to supply the deficiency of the appropriation for the last fiscal year, for contingent expenses of the Supreme Court ;

A bill to be entitled an Act authorizing the appointment of weighers of cotton and hay for the town of Jacksonville ;

A bill to be entitled an Act to change the location of the county site of Calhoun county ;

A bill to be entitled an Act to empower Watson Ashhurst to act as deputy clerk ;

A bill to be entitled an Act to allow the several Judges of the Circuit Courts of this State to hold extra terms, whenever, in their opinion, the public safety may require ;

House bill to be entitled an Act to authorize N. A. Jameson to establish a ferry across the Santa Fee river ;

House bill to be entitled an Act to create and organize the counties of Lafayette and Taylor ;

House bill to be entitled an Act to define the boundary line between Duval and Nassau counties.

The following House bill and resolution, having been rejected by the Senate, have also been returned to the House, viz :

A bill to be entitled an Act to improve the navigation of Suwannee river ;