

"bly shall not pledge the faith and credit of the State to raise funds "in aid of any corporation whatsoever;" and that the faith and credit of the State are not pledged to raise funds, but for the faithful application of funds already raised.

Resolved further, That all efforts on the part of alarmists and others to alienate any portion of the Internal Improvement Fund from its legitimate purpose or to depreciate the value of the railroad bonds are a violation of the spirit of the Constitution of the State, an illegal interference with vested rights, and should be arrested by the courts of the State whenever the question shall properly come before them.

Resolved further, That there is nothing in the act, approved January 6th, 1855, or in the opinion of the Attorney General of this State declaring the several railroad bonds to be "State Stocks," to authorize the inference that the State of Florida is liable in any manner for the ultimate redemption of the said bonds, beyond the faithful application of the funds provided for that purpose by the act approved January 6th, 1855, and that by the Constitution of this State, no tax can ever be imposed for the redemption of said bonds should the said funds prove to be insufficient.

Mr. Keitt moved its indefinite postponement;

The yeas and nays were called for by Messrs. Lamar and Keitt;

The vote was:

Yeas—Messrs. Baker, Fisher, Keitt, McQueen, Nicholson and Walker—6.

Nays—Mr. President, Messrs. Call, Dell, Eppes, Eubanks, Hawes, Lamar and McElvy—8.

So the motion was lost.

Ordered that eighty copies of the resolution be printed for the use of the Senate.

A bill to be entitled an Act to incorporate the New Port & Gulf Railroad Company:

Came up on its second reading;

Mr. Call offered the following amendment:

Strike out in section 1, lines 2 and 3, the words "Georgia and Gulf," and insert "Newport and Gulf;," strike out all after the word "on" in section 2, 3d and fourth lines, and insert "The Tallahassee & St. Marks Railroad within five miles of St. Marks;" strike out in said section, line 5, after the word "expedient," and insert, "may be extended," also, in said section, 6th line, strike out the word, "Road," also, strike out all of the "8th section;"

Which amendments were agreed to, and the bill ordered to be engrossed as amended, for a third reading on to-morrow.

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

THURSDAY, January 6th, 1859.

The Senate met pursuant to adjournment.

A quorum present.

The Rev. Dr. Dubose officiated as Chaplain.

On motion of Mr. McElvy, the reading of yesterday's Journal was dispensed with.

On motion of Mr. Dell, the preamble and resolution concerning the St. Johns and Indian river Canal;

Was taken from the table, and placed among the orders of the day to come up upon its third reading.

On motion of Mr. Fisher, a bill to be entitled on Act to create a new county to be called Almirante, was placed back upon its second reading.

The rules were waived, and Mr. Fisher allowed to introduce without previous notice,

An Act concerning Sheriffs and Coroners;

Also, to allow Mr. Call to introduce,

An Act providing for the appointment of Port Wardens at Fernandina and Cedar Key.

Mr. McQueen presented a petition signed by a number of the citizens of Madison County asking that a portion of that County be added to Taylor County, &c.,

Which was read, and referred to the Committee of Propositions and Grievances.

Mr. McElvy made the following report:

The Committee on Enrolled Bills beg leave to report as correctly enrolled the following bills and resolutions:

An Act to permanently locate the County site of Lafayette County;

An Act governing the County Commissioners of Nassau County, in certain cases;

Resolution in relation to an examination of the Books, &c., of the Board of Trustees of the Internal Improvement Fund;

Resolution asking Congress to make Florida a Supervising Inspectors District, and for other purposes.

Respectfully submitted,

L. G. McELVY,
Chairman.

Which was read.

Mr. Lamar made the following report:

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

A bill to be entitled an Act to amend an Act entitled an Act to establish the *ad valorem* system of taxation; and

A bill to be entitled an Act to incorporate the New Port and Gulf Railroad company.

Respectfully submitted,
THOMPSON B. LAMAR,
 Chairman Committee on Engrossed Bills.

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

Mr. Keitt introduced a resolution relative to the further introduction of bills;

Which was placed among the orders of the day.

The following message from the Governor was received and read:

EXECUTIVE CHAMBER, }
 Tallahassee January 6, 1859. }

HON. JOHN FINLAYSON,
 President of the Senate:

Sir : I have approved and signed the following acts and resolutions, viz :

An Act to prevent citizens of other States from fishing in lakes Iamonia and Miccosukie ;

An Act to make the Sheriffs of the counties of Lafayette and Taylor, *ex-officio* Tax Assessors and Collectors in their respective counties ;

An Act to define false swearing, and punishing the same ;

An Act to amend an Act to regulate pilotage at the port of Fernandina, in the county of Nassau, and the port of Cedar Key, county of Levy ;

An Act to repeal an Act to regulate and define the duties of the County Commissioners in Calhoun County ;

An Act to separate the offices of Sheriff and Tax Assessor and Collector of Calhoun county ;

An Act to change the times for holding the Circuit Courts for the Western Judicial Circuit ;

An Act to incorporate the Town of Madison ;

An Act to repeal an Act entitled an Act to restore the force and operation of the general laws of this State in relation to the migration of free persons of color into this State, and to revive an Act entitled an Act explanatory of the several Acts in relation to the migration of free persons of color into this State, in the port and bay of Apalachicola, and for other purposes ;

An Act to change the name of the county site of Columbia county from Alligator to Lake City ;

An Act to authorize Elizabeth Barthlow to sell the real estate of Ephraim Guinan, deceased, of Marion county ;

Preamble and resolution with regard to quarantine regulations at the Town of Milton, Santa Rosa county ;

An Act to empower Wm. Hentz, a minor, to assume the management of his own estate ;

Resolution in relation to timber lands reserved by the General Government ;

An Act to divide the county of Duval and organize a new county to be called Clay county ;

An Act giving to the Judge of Probate of Santa Rosa county, the powers of a Justice of the Peace, in certain cases ;

An Act explanatory of an Act to organize the county of Volusia, approved Dec. 29, 1854 ;

An Act for the relief of Nathen Norton, of Putnam county ;

Resolution for the relief of J. C. McArthur ;

Resolution for the purchase of a safe for the Comptroller's Office ;

Resolution requesting the establishment of a mail route from Madison C. H., to New Boston ;

Resolution asking Congress to make an appropriation to keep in repair the old Spanish Fort at St. Augustine, known as Fort Marion ;

Resolution requesting the establishment of a light-house at St. Martin's Reef ;

An Act to provide for the additional compensation of the several Judges of the Supreme and Circuit Courts of this State ;

An Act to provide for the payment of the Volunteer Company of Captain Hansford D. Dyches, and other companies therein named ;

Resolution for the relief of John Broward and A. S. Baldwin ;

An Act to amend an Act entitled an Act to allow owners or commanders of boats to peddle on the Choctawhatchie river, approved Jan. 8, 1853.

An Act to amend the road laws so far as relates to Santa Rosa County ;

An Act to remove in part obstructions to commerce at the Port of Key West ;

Resolution asking that the Apalachicola Arsenal be made an Arsenal of construction ;

An Act to authorize Richard M. White, of Gadsden county, to contract and be contracted with ;

An Act to authorize the Mayor and Aldermen of the town of Milton to elect a Public Weigher of Cotton ;

An Act to amend an Act to organize the county of Liberty ;

An Act granting a charter of the Cowford Ferry, at Jacksonville, Florida, to William A. Young ; and

An Act to amend an Act to secure the payment of Magistrates and other officers their fees in criminal prosecutions not now provided for.

Very respectfully,

M. S. PERRY.

The following message was received from the House of Representatives :

HOUSE OF REPRESENTATIVES,
January 5, 1859. }

HON. JOHN FINLAYSON,
President of the Senate :

SIR :—The House of Representatives have passed the following bill :

Senate bill to be entitled an Act to amend an Act entitled an Act to amend an Act entitled an Act to incorporate the city of Apalachicola, approved February 22, 1838, and for other purposes.

Very Respectfully,

R. B. HILTON,
Clerk House Representatives.

Which was read, and the accompanying bill ordered to be enrolled.

ORDERS OF THE DAY.

Preamble and resolution concerning the St. Johns and Indian river Canal ;

Was read a third time and put upon its passage ;

The vote was :

Yeas—Messrs. Baker, Call, Hawes, Keitt, Lamar and McQueen—

6.

Nays—Mr. President, Messrs. Dell, Eppes, Eubanks, Fisher, McElvy, Nicholson, Walker and Welch—9.

So the resolution was lost.

House bill to be entitled an Act for the benefit of those Counties and towns which have subscribed, or may hereafter subscribed for stock in any Railroad or other work of Internal Improvement in this State ;

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

Yeas—Mr. President, Messrs. Baker, Call, Dell, Eppes, Eubanks, Fisher, Hawes, Keitt, Lamar, McElvy, McQueen, Nicholson, Walker and Welch—15.

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 amend an Act to provide for and encourage a liberal system of Internal Improvement in this State, approved January 6, 1855 ;

Was read a third time and put upon its passage ;

Upon which the vote was :

Yeas—Mr. President, Messrs. Baker, Eppes, Eubanks, Fisher, Hawes, Keitt, Lamar, McElvy, Nicholson, and Walker—11.

Nays—Messrs. Call and Dell—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 to change the name of Mary Ellen Beers to Mary Ellen Hart ;

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

Yeas—Mr. President, Messrs. Call, Dell, Fisher, Hawes, Keitt, Lamar, McElvy, McQueen, Nicholson, Walker and Welch—12.

Nays—Messrs. Baker and Eubanks—2.

So the bill passed—title as stated.

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

A bill to be entitled an Act to amend an Act entitled an Act to establish the *ad valorem* system of taxation ;

Was read a third time and put upon its passage ;

Upon which the vote was :

Yeas—Mr. President, Messrs. Baker, Dell, Eubanks, Hawes, Keitt, Lamar, McElvy, McQueen, Nicholson, Walker and Welch—11.

Nays—Messrs. Call and Fisher—2.

So the bill passed—title as stated.

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

A bill to be entitled an Act to extend the time for collecting taxes in this State ;

Was read a third time, and put upon its passage ;

Upon which the vote was :

Yeas—Mr. President, Messrs. Baker, Call, Dell, Eubanks, Fisher, Hawes, Keitt, Lamar, McElvy, McQueen, Nicholson, Walker and Welch—14.

Nays—none.

So the bill passed—title as stated.

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

Resolution in relation to the Internal Improvement Bonds of the State of Florida ;

Was read.

Mr. Keitt offered the following as a substitute to the first section of the resolution :

Resolved, That the honor and faith of the State of Florida are virtually pledged to the faithful application of such funds to the purpose

ses specified, and such funds should not be misapplied or diverted from the objects to which they have already been appropriated.

Upon the question of the adoption of the substitute, the yeas and nays were called for by Messrs. Baker and Walker ;

The vote was :

Yeas—Mr. President, Messrs. Baker, Eubanks, Fisher, Hawes, Keitt, McElvy, McQueen, Nicholson, Walker and Welch—11.

Nays—Messrs. Call, Dell, Eppes and Lamar—4.

So the substitute was adopted.

Mr. McElvy moved to strike out the 3d section ;

Upon which motion the yeas and nays were called for by Messrs. Call and Walker ;

The vote was :

Yeas—Mr. President, Messrs. Baker, Eubanks, Fisher, Keitt, McElvy, McQueen, Nicholson, Walker and Welch—10.

Nays—Messrs. Call, Dell, Eppes, Hawes and Lamar—6.

So the motion was adopted.

The resolution as amended, was read a third time and put upon its passage ;

The vote was :

Yeas—Mr. President, Messrs. Call, Dell, Eppes, Eubanks, Hawes, Keitt, Lamar, McElvy, McQueen, Nicholson and Walker—12.

Nays—Messrs. Baker, Fisher and Welch—3.

So the resolution passed—title as stated.

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

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

—o—
FRIDAY, January 7, 1859.

Senate met pursuant to adjournment.

A quorum present.

The Rev. Dr. Dubose officiated as Chaplain.

On motion of Mr. Call, the reading of yesterday's journal was dispensed with.

The rules were waived, and Mr. McQueen allowed to introduce without previous notice,

A bill to be entitled an Act to authorize John McClamma to establish a Ferry across the Suwanee river at Troy ;

Which was placed among the orders of the day.

On motion of Mr. Dell, the Senator from Hernando was excused from attendance on the Senate, after Tuesday next.

Mr. Hawes made the following report :

The Committee on Taxation and Revenue to whom was referred a resolution requiring the Trustees to reimburse the State Treasury certain moneys, have had the same under consideration, and ask leave to

REPORT :

That as this resolution is simply a declaration of opinion on the part of the Legislature as to the justness of the claim therein presented, the Committee recommend the passage of the same.

G. E. HAWES, Chairman.

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

Mr. Baker made the following report :

The Special Committee to whom was referred the petition of the citizens of Sumter county, respectfully

REPORT :

1st. That as there seems still to be a conflict between the citizens of said county, as to the location of the Court House and county site of said county, and as there appears to be three parties, severally in favor of Adamsville, the Centre of the County, and Sumterville ; therefore, your Committee deem it best to refer the matter back to the people, to be decided by them by their suffrages.

2d. That as the place of holding Courts since the organization of the county, has been at or near Adamsville, and as there is at no other place in the county a Court-House completed ; therefore, your committee are of opinion, until the Court-House and county site is definitely located, the Courts of said county should be held at the same place as heretofore, until changed by law and vote of the people, and at the same times.

3d. Your Committee, therefore, recommend the passage of the bill now before the Senate as to the subject matter of said petition.

All of which is respectfully submitted,

J. McROBERT BAKER,
Chairman Special Committee.

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

The following message was received from the House of Representatives :