

possible, care being taken to detail an accurate and true account of the proceedings.

Rule 37. Messages shall be transmitted to the House of Representatives by the Secretary; upon each of which shall previously be endorsed by the Secretary, the final determination of the Senate thereon.

Rule 38. Messengers may be introduced in any stage of the business, except while a question is being put, or while the yeas and nays are being called.

Rule 39. The Governor of the State, former Governors of the State and Territory, Senators, and Representatives from this State in the Congress of the United States, State House officers, members of the Representative branch of the General Assembly, and Judges of the Chancery and Circuit Courts of this State, shall be admitted to a seat within the bar of the Senate Chamber and any other person upon the invitation of a member of the Senate.

Rule 40. The Secretary of the Senate, Sergeant-at-Arms, Messenger and Door-Keeper, shall be severally sworn by the President, well and faithfully to discharge their respective duties, and to keep secret the proceedings of the Senate, when sitting with closed doors.

Rule 41. No member who was without the bar of the Senate when the question was put by the Chair, shall be permitted to vote on the question then before the Senate, without the unanimous consent of the Senate.

Rule 42. No Rule herein adopted for the Government of the Senate, shall be amended or suspended, without the consent of four fifths of the Senate, except Rule No. 1, which shall only be suspended by the unanimous consent of the Senate.

Rule 43. That upon the adjournment of the General Assembly, the Secretary of the Senate shall be required to file in the office of the Secretary of State, all papers on file with him relating to unfinished business, all original papers and Journal of the Senate, and that he be required to obtain a certificate from the Secretary of State that such has been done, and file the same with the Treasurer before receiving his compensation.

T. J. EPPES, Chairman.

On motion of Mr. Baker, the Rules reported by the Select Committee for the Government of the Senate, were adopted.

On motion of Mr. Hawes, the Senate proceeded to the election of a printer.

Mr. Dell nominated Benj. F. Allen.

The vote was:

For Allen—Mr. President, Messrs. Baker, Call, Dawkins, Dell, Duncan, Eppes, Eubanks, Hawes, Jones, McElvy, Nicholson, Walker and Welch—13.

Mr. Allen having received the requisite Constitutional vote, was declared duly elected.

On motion of Mr. Duncan, a committee of three was appointed consisting of Messrs. Duncan, Nicholson and Dell, to act with a similar committee on the part of the House, to arrange with the printer in reference to the compensation to be paid for printing for the Senate at the present session.

On motion of Mr. Hawes, the Senate adjourned until Friday 11 o'clock, A. M.

FRIDAY, November 26, 1858.

The Senate met pursuant to adjournment.

A quorum present.

The Rev. Dr. Dubose officiated as Chaplain.

The Journal of Wednesday was read and approved.

On motion of Mr. Hawes, the reading of the Rules of the Senate was dispensed with.

Mr. Hawes gave notice that he would, on some future, day ask leave to introduce a bill to be entitled an Act, to improve the navigation of the Ocklawaha River, in this State.

On motion of Mr. Eppes, it was ordered that so much of the Governor's Message as relates to taxation, be referred to the standing committee on Taxation and Revenue;

That so much of said Message as relates to Official Reports, be referred to the standing committee on Executive Department;

That so much of said Message as relates to Internal Improvements, and Public Lands, be referred to the standing committee on Internal Improvements;

That so much of said Message as relates to Charters, be referred to the standing committee on Corporations;

That so much of said Message as relates to Lunatic Asylums, be referred to the standing committee on the state of the Commonwealth;

That so much of said Message as relates to Education, be referred to the standing committee on Schools and Colleges;

That so much of said Message as relates to the Militia, be referred to the standing committee on said subject;

That so much of said Message as relates to Exemption, be referred to the standing committee on Taxation and Revenue;

That so much of said Message as relates to the Boundary Line, be

referred to the standing committee on the state of the Commonwealth;

That so much of said Message as relates to the Slave Trade, be referred to the standing committee on Federal Relations;

That so much of said Message as relates to Indians Affairs, be referred to the standing committee on the state of the Commonwealth;

That so much of said Message as relates to Agriculture, be referred to the standing committee on Agriculture;

That so much of said Message as relates to State Debt, be referred to the standing committee on Taxation and Revenue.

On motion of Mr. Eppes, 300 additional copies of the Governor's message were ordered to be printed for the use of the Senate.

On motion of Mr. Dell, it was ordered that seventy-five copies each, of the Rules and Standing Committees of the Senate be printed for the use of the General Assembly.

Notice was given of intention to introduce the following bills, at some future day, viz:

By Mr. Dell:

A bill to be entitled An Act to amend an Act to provide for the payment of Jurors and State witnesses;

A bill to be entitled An Act to authorize Daniel B. Coker to build a Toll Bridge across the Santa Fee River, at what is known as the Mud Mill, on said River.

By Mr. Baker:

A bill to be entitled An Act to provide for the additional compensation of the several Judges of the Circuit Courts of this State;

A bill to be entitled An Act to fix the time of holding the Circuit Courts in the Eastern Circuit of this State.

By Mr. Call:

A bill to be entitled An Act to incorporate the City of Fernandina;

A bill to be entitled 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, in the County of Levy;"

A bill to be entitled An Act to amend the Road Laws in the State of Florida;

A bill to be entitled An Act to incorporate a Bank in the City of Fernandina;

A bill to be entitled An Act to amend an Act to amend an Act to authorize the business of Banking;

A bill to be entitled An Act to establish a fifth Judicial Circuit in the State of Florida;

A bill to be entitled An Act to regulate the mode of assessing taxes in this State, and for other purposes.

By Mr. McQueen:

A bill to be entitled An Act to make the Sheriffs of the Counties

of Lafayette and Taylor *ex officio* Tax Assessors and Collectors of said Counties;

A bill to be entitled An Act to establish more definitely the boundary line between the Counties of Lafayette and Taylor.

Pursuant to previous notice, Mr. McElvy introduced

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

Which was read the first time.

On motion of Mr. Dell, the rule was waived and said bill was read a second and third time by its title, and put upon its passage, upon which the vote was:

Yeas—Mr. President, Messrs. Baker, Call, Dawkins, Dell, Duncan, Eppes, Eubanks, Hawes, Jones, 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.

On motion of Mr. Call, the reading of the communication of W. K. Jones, Clerk of the Circuit Court of Lafayette county relative to the Senatorial election in that District, was dispensed with.

On motion of Mr. Baker, the reading of the communication of A. S. Baldwin, relative to the rejection of the returns from Duval county, by the Board of State Canvassers, was dispensed with.

The following communication was received from the State Treasurer, and read:

TREASURY OFFICE,
TALLAHASSEE, Nov. 26, 1858. }

Hon. P. Dell:

DEAR SIR:—In answer to your enquiry, as to the committee rooms, I have to say, that I have never given any one authority to use them, and that they are now ready for their legitimate purposes.

Yours Respectfully,

C. H. AUSTIN, State Treasurer.

The Committee on Elections to whom was referred the memorial of John Broward, claiming a seat in this body, from the 16th Senatorial District, composed of the County of Duval, beg leave to

REPORT:

That, from the evidence before them, there seems to be no doubt, that the memorialist received a majority of all the votes cast in the County of Duval, at the October Election, and is therefore, *prima facie* entitled to a Seat in this body.

That in addition, however, to the votes cast in the County of Duval an election seems to have been held at a place in Nassau Coun-

ty, three miles west of the boundary line between the Counties of Nassau and Duval, as established by the Act of the last Session of the Legislature, at which the Duval County candidates were voted for, and which votes if added to those of Duval would defeat the said memorialist.

But in the absence of any information or evidence, your Committee are not prepared to violate the established usage and law of the State, which requires that all elections shall be held, and all votes cast within the limits of the Election District, and that none other shall be counted.

They therefore recommend that John Broward, upon taking the oath of office be admitted a member of this body, as the Senator from the 16th Senatorial District.

All of which is respectfully submitted.

PHILLIP DELL,
Chairman of the Committee on Elections.

Which Report, on motion of Mr. Hawes, was adopted.

The Senator from Duval, Col. John Broward, appeared and was duly sworn by T. J. Eppes, N. P.

The following message from the House of Representatives was received and read :

HOUSE OF REPRESENTATIVES,
November 26, 1858. }

Hon. President of the Senate :

SIR :—Messrs. Vogt, Clyatt and Bird, have been appointed a Committee on the part of the House, to act with a similar Committee on the part of the Senate, for the purpose of drafting Joint-Rules for the government of the two Houses of the General-Assembly, at the present session.

Respectfully,

R. B. HILTON, Clerk.

On motion of Mr. Call, a Committee of three was appointed to act for the above purpose, consisting of Messrs. Dell, Call and Eppes.

ORDERS OF THE DAY.

A bill to be entitled An Act to change the name of Abraham Dupont Zylstra ;

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

On motion, the Senate adjourned until to-morrow, 11 o'clock, A. M.

SATURDAY, November 27th, 1858.

The Senate met pursuant to adjournment.

A quorum present.

The Rev. Dr. Dubose officiated as Chaplain.

The Journal of yesterday was read and approved.

Notice was given of intention to introduce the following bills at some future day, viz :

By Mr. McCall :

An Act to create and organize the counties of Suwanee and New River.

By Mr. Jones :

A bill to be entitled an Act to fix definitely Constable sale days in this State.

By Mr. Broward :

A bill to divide the county of Duval ;

A bill to protect the interests of persons engaged in the log and lumber business in the State of Florida ; and

A bill to exempt slaves from being sold under execution for debts contracted from and after the passage of the Act.

By Mr. Nicholson :

A bill to be entitled an Act in addition to, and amendatory of the several Acts concerning pleading and practice in civil and criminal cases.

A bill to be entitled an Act to authorize Albert Hire, a minor, to contract and be contracted with, and

An Act for the relief of William McRae.

By Mr. Call :

An Act to be entitled an Act defining false swearing and punishing the same ; and

An Act to be entitled an Act concerning evidence.

By Mr. McElvy :

A bill in relation to the agencies of foreign Banks in this State.

On motion of Mr. Hawes, it was

Ordered, That each of the newspapers published in Tallahassee be furnished each member of the Senate during the session.

On motion of Mr. Baker, a joint-select committee of three was appointed consisting of Messrs. Baker, Dell and McQueen, to act with a similar committee on the part of the House, to inquire into and report as to the proper control and present use of all the rooms of the Capitol, except the chambers of the Senate and House of Representatives ; and, in the absence of any law, to recommend a proper disposition of the same :

Which was adopted.

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