

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

Joint resolution relative to the construction of the canal between Indian river and St. Johns;

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

Upon which the vote was:

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

Nays—none.

So the bill passed—title as stated.

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

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

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THURSDAY, December 9th, 1858.

The Senate met pursuant to adjournment.

A quorum present.

The Rev. Dr. Dubosc officiated as chaplain.

The Journal of yesterday was read, amended and approved.

The following bill and resolutions which had been passed by the Senate, were transmitted to the House, viz:

House bill to be entitled an Act granting a charter for the Cowford Ferry, at Jacksonville, Duval county, to Wm. A. Young, as amended;

Resolution for the relief of J. C. McArthur;

Joint resolution relative to the construction of the Canal between Indian river and St. Johns; and

Resolution relative to the improvement of Suwanee river.

Pursuant to previous notice, the following bills were introduced and placed among the orders of the day:

By Mr. Fisher:

A bill to be entitled an Act to change the times of holding the Circuit Courts for the Western Judicial Circuit;

A bill to be entitled an Act giving to the Judge of Probate of Santa Rosa county, the powers of a Justice of the Peace in certain cases.

By Mr. Hawes:

A bill to be entitled an Act to repeal an Act entitled an Act to

prevent slaves from hiring their own time, and for other purposes, approved Dec. 23d, 1856.

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

By Mr. Dawkins:

A bill to be entitled an Act to change the time of giving in, assessing taxes, and for other purposes.

By Mr. Jones:

A bill to be entitled an Act to declare Oncal's Spring, in Washington County, navigable to its head.

By Mr. Eppes:

A bill to be entitled an Act to amend an Act entitled "an Act to organize the Supreme Court of the State of Florida, approved January 11, 1851.

Mr. Eppes offered the petition of the citizens of Apalachicola, in reference to the migration of free persons of color into the port of Apalachicola, with an accompanying bill;

Which was read, and upon motion of Mr. Eppes, referred to a Select Committee of three to examine the same, and to report thereon by bill or otherwise.

The President announced Messrs. Eppes, Hawes and Nicholson such Committee.

Mr. Fisher offered

A resolution requesting our Senators and members in Congress to use their best endeavors to procure the appointment of an Inspector of Customs at the town of Milton, in West Florida;

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

Mr. Eppes presented the petition of certain citizens of Apalachicola, in the county of Franklin, in reference to lines of Telegraph, and asking an amendment to the general laws of the State on the subject;

Which was received and read, and

On motion of Mr Eppes, referred to the Standing Committee on Corporations.

The Committee on Engrossed Bills made the following report:

*Mr. President:*

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

A bill to be entitled an Act defining the jurisdiction of Circuit Courts, in certain cases;

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

A bill to be entitled an Act to define the manner of swearing Petit Jurors in this State;

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

A Resolution providing for the copying of the Laws of the present General Assembly.

All of which is respectfully submitted,

THOMPSON B. LAMAR,  
Chm'n Com. on Engrossed Bills.

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

The Committee on Propositions and Grievances made the following report:

The committee on Propositions and Grievances to whom was referred the communication of Harrison Fairbanks, asks leave to

#### REPORT:

That they have considered the same, and recommend the passage of the following bill:

A bill to be entitled an Act defining the indecent exposure of the person, at or near any chartered ferry, &c., a misdemeanor and punishing the same.

J. C. DAWKINS,  
Chairman.

The Committee on Corporations made the following report:

The Committee on Corporations, to whom was referred a bill to be entitled "An Act to incorporate the Nuevitas, Nassau and Florida Navigation Company," have had the same under consideration, and have instructed the undersigned to

#### REPORT:

That they consider the objects contemplated in said bill, of great importance to the State; that all approved projects of commerce by the citizens of our State, either internal or foreign, should be carefully fostered and duly encouraged by the Legislature. Moreover, the persons named in said bill as corporators, from their know character and high standing, present an additional recommendation in favor of the correctness, feasibility and ultimate benefits to be derived from the future operations of said Company. The bill being in accordance with our statutes, and due notice of said application having been published, we recommend that said bill do pass.

Respectfully submitted,

J. McROBERTS BAKER,  
Chm'n Com. on Corporations.

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

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

HOUSE OF REPRESENTATIVES, }  
December 8, 1858. }

HON. JOHN FINLAYSON,

President of the Senate:

SIR: The House of Representative have passed the following bills and resolution, viz:

Senate bill entitled an Act to authorize William McRae, to trade free from the license now imposed upon hawkers and pedlers, and itinerant traders in this State; also

Senate bill entitled an Act to authorize Daniel B. Coker to build a toll bridge across the Santa Fee River; and

House resolution asking Congress to establish a mail route.

Very Respectfully,

R. B. HILTON,  
Clerk House Representatives.

On motion it was ordered that the Senate bills be enrolled, and the House resolution be placed among the orders of the day.

Also the following:

HOUSE OF REPRESENTATIVES, }  
December 8, 1858. }

HON. JOHN FINLAYSON,

President of the Senate:

SIR: In compliance with the request of the Senate, I am directed by the House of Representatives to return the accompanying bill, viz:

A bill to be entitled an Act to amend an Act, approved December 22, 1834, to provide for the payment of Jurors and State Witnesses, approved January 8, 1848.

Very Respectfully,

R. B. HILTON,  
Clerk House Representatives.

Which was read.

On motion of Mr. Dell, it was ordered that the enclosed bill be placed first among the orders of the day.

On motion, the rules were waived, and Mr. Lamar allowed to introduce, without previous notice,

A resolution to provide for the payment of scrip issued for interest due on scrip issued under an Act to provide for the payment of Capt. Sparkman's, Parker's, and other Volunteer Companies, for service in the year 1849, approved January 7th, 1853;

Which was placed among the orders of the day.

On motion, the rules were waived, and Mr. McCall allowed to introduce, without previous notice,

A resolution requesting the establishment of a mail route ;  
Which was read and put upon its passage ;

Upon which the vote was :

Yeas—Mr. President, Messrs. Baker, Broward, Dell, Eppes, Eubanks, Fisher, Jones, Keitt, McCall, McElvy, McQueen, Nicholson and Welch—14.

Nays—None.

So the bill passed—titled as stated.

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

A committee from the House of Representatives appeared and requested the return of a bill to be entitled an Act to amend section one, clause two, of the attachment laws of this State, approved February 15, 1834.

On motion of Mr. Eppes, a committee of three was appointed consisting of Messrs. Eppes, Call and McElvy, on the part of the Senate, to inform the House of Representatives that said bill was not in the possession of the Senate.

#### ORDERS OF THE DAY.

A bill to be entitled an Act to amend an Act, approved December 22, 1854, entitled an Act to amend an Act to provide for the payment of Jurors and State Witnesses, approved January 8th, 1848.

Was read a third time and put upon its passage ;

Upon which the vote was :

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

Nays—none.

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 authorize the Solicitors of the different circuits to change the venue in criminal cases, under certain circumstances ;

Was read a second time.

Mr. Baker offered the following amendment to said bill :

After the words "such event" in Sec. 1, insert "the Court may upon motion of." Strike out the words "may upon motion," and insert "made." Insert "and" before the word "upon." After the word "upon," insert "the presentation of proper evidence to be submitted to the Court," in lieu of "his statement in writing to be filed with the papers of the case."

Also the following :

In Section 2, strike out the word "persons" and insert in lieu thereof the word "prisoners." Strike out in the same Section, the words "the Grand Jury or," and insert in lieu thereof the word "the."

Upon the question of the adoption of the amendment, Messrs. Baker and Eppes called for the yeas and nays, which were as follows :

Yeas—Mr. President, Messrs. Baker, Eppes, Fisher, Jones, McElvy and Welch—7.

Nays—Messrs. Broward, Call, Dell, Eubanks, Keitt, McQueen and Nicholson—7.

So said amendment was adopted.

Upon motion of Mr. Eppes, the bill as amended was referred to the Judiciary Committee.

The following bills were read a second time and referred to the Committee on Judiciary, viz :

A bill to be entitled an Act to regulate the order of calling the Dockets, and trial of causes in the Circuit Courts of this State ;

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

A bill to be entitled an Act for the relief of Nathan Norton of Putnam county ;

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

A bill to be entitled an Act to authorize Silas Jernigan to establish a Ferry on Blackwater River, in the town of Milton ;

Was read a second time and referred to the Committee on Executive Department.

A bill to be entitled an Act to incorporate the City of Alligator, Florida ;

Was read a second time by its title, and referred to the Committee on Corporations.

The following resolution was read, amended and adopted :

*Resolved*, That the Governor be, and is hereby respectfully requested to furnish the Senate with a copy of all letters addressed to him as the Governor of the State, by the Hon. D. L. Yulee, President of the Florida Railroad Company ; and also, all letters addressed to him as President of the Board of Trustees of the Internal Improvement Fund, by the Hon. D. L. Yulee, President of the Florida Railroad Company.

Mr. Baker offered the following amendment, which was adopted :

Or from the Secretary or any other officer of said Company, and all papers, documents, certificates, or other writings of every kind whatsoever relating to the Florida Railroad Company.

It was ordered that a copy of the resolution, as amended, be communicated to his Excellency, the Governor.

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

Came up on its second reading.

Mr. Eppes, by the consent of the Senate, offered the following amendment:

To Section 1, and ninth line, add, "payable quarterly, as now provided by law." Also, strike out the third section;

Which was adopted, and the bill, as amended, ordered to be engrossed for a third reading on to-morrow.

Resolution providing for the copying of the laws of the present General Assembly;

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

Yeas—Mr. President, Messrs. Baker, Broward, Call, Dell, Eppes, Eubanks, Fisher, Hawes, Jones, Keitt, McElvy, McQueen, Nicholson, Walker and Welch—16.

Nays—None.

So the resolution passed—title as stated.

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

A bill to be entitled an Act to define the manner of swearing Petit Jurors in this State;

Came up on its third reading.

By consent of the Senate, Mr. McElvy offered the following amendment:

Insert after the word "sworn," the words "or affirmed;"

Which was adopted, and the bill ordered to be re-engrossed, as amended, for a third reading on to-morrow.

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

Was read a third time.

Mr. Call, by consent of the Senate, offered the following amendment:

Strike out the words "six months," wherever it occurs in the bill, and insert in lieu thereof the words "twelve months;"

Which was adopted.

Ordered that the bill be re-engrossed for a third reading on to-morrow.

A bill to be entitled an Act defining the Jurisdiction of Circuit Courts in certain cases;

Came up on its third reading.

On motion its reading was passed over informally, and the bill placed among the orders of the day for to-morrow.

House bill to be entitled an Act to incorporate the Neuvitas, Nassau and Florida Navigation Company;

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

Yeas—Mr. President, Messrs. Baker, Broward, Call, Dell, Eppes, Eubanks, Fisher, Hawes, Jones, Keitt, McElvy, McQueen, Nicholson, Walker and Welch—16.

Nays—none.

So the bill passed—title as stated.

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

Resolution requesting our Senators and Members in Congress to use their best endeavors to procure the appointment of an inspector of customs at the town of Milton in West Florida;

Was read the first time, rules waived and put upon its passage;

Upon which the vote was:

Yeas—Mr. President, Messrs. Baker, Broward, Call, Dell, Eppes, Eubanks, Fisher, Hawes, Jones, Keitt, McElvy, McQueen, Nicholson, Walker and Welch—16.

Nays—none.

So the resolution passed—title as stated.

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

A bill to be entitled an Act more fully defining the duties of Judges of Probate;

Was on motion, taken from the table, and ordered to be read a second time on to-morrow.

A bill to be entitled an Act for the relief of Alexander Douglas, and others therein mentioned;

Was read the second time, and referred to the committee on Claims and Accounts.

House Resolution asking Congress to establish a Mail Route;

Was read the first time and put upon its passage;

The vote was:

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

Nays—none.

So the bill passed—title as stated.

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

The following bills were read the first time, and ordered for a second reading on to-morrow:

A bill to be entitled an Act giving to the Judge of Probate of Santa Rosa county, the powers of a Justice of the Peace in certain cases;

A bill to be entitled an Act to change the time of holding the Circuit Courts for the Western Judicial Circuit;

A bill to be entitled an Act to repeal an Act entitled an Act, to

prevent slaves from hiring their own time, and for other purposes, approved 27th Dec., 1856;

Resolution to provide for the payment of scrip issued for interest due on scrip issued under "an Act to provide for the payment of Capt. Sparkman's, Parker's and other volunteer companies, for service in the year 1849, approved January 7th, 1853;

Joint resolution appointing a day for the election of Clerk for the Supreme Court; and

A bill to be entitled an Act defining indecent exposure of the person, at or near any chartered ferry, &c., a misdemeanor and punishing the same.

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

FRIDAY, December 10th, 1858.

Senate met pursuant to adjournment.

A quorum present.

The Rev. Dr. Dubose officiated as Chaplain.

The Journal of yesterday was read and approved.

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

House resolution asking Congress to establish a Mail Route;

House bill to be entitled an Act to incorporate the Neuvitas, Nassau and Florida Navigation Company;

Resolution providing for the copying of the laws of the present General Assembly;

A bill to be entitled an Act to amend an Act, approved Dec. 22d, 1854, entitled an Act to amend an Act to provide for the payment of Jurors and State witnesses, approved Jan. 8, 1848; and

Resolution requesting our Senators and Member in Congress to use their best endeavors to procure the appointment of an Inspector of Customs at the Town of Milton, in West Florida.

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

By Mr. Welch:

A bill to be entitled an Act to authorize Silas Jernigan to establish a Ferry across the Black Water River, at the town of Milton, in Santa Rosa county.

Pursuant to previous notice, the following bill was introduced and placed among the orders of the day.

By Mr. Eppes:

A bill to be entitled an Act to amend an Act entitled an Act to organize the Supreme Court of the State of Florida, approved January 11, 1851.

Mr. Call moved, that a Committee of five on the part of the Senate be appointed, to act with a similar Committee on the part of the House, as a Joint Committee to investigate the charges contained in the Governor's message against the Florida Railroad Company, together with all circumstances attending the making of the same, with full powers to send for persons and papers, to examine witnesses, and take such other steps as may be necessary to ascertain the real facts of the case, and report the evidence taken to this General Assembly.

Which motion was adopted.

The President appointed as such committee on the part of the Senate, Messrs. Eppes, Lamar, Hawes, Keitt and McQueen.

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

Mr. Dell presented a petition from the citizens of Alachua county, asking that the portion of Alachua county lying between the Suwanee river and the Range Line dividing Ranges 16 and 17, be attached to Lafayette county.

Which was read, and on motion, laid upon the table.

Mr. McElvy requested that the rules be waived to allow him to make a motion;

Which was agreed to.

Mr. McElvy moved that the Senator from Leon be granted leave of absence until Tuesday next;

Which was granted.

Mr. Call presented a petition from L. D. and N. A. Hart, requesting that the name of Mary Ellen Sears, be changed to that of Mary Ellen Hart.

Mr. Call moved that the petition be referred to a Select Committee of three;

Which was adopted.

The President appointed as such Committee, Messrs. Call, Baker and Broward.

The Committee on Enrolled bills made the following report:

The Committee on Enrolled bills report as correctly Enrolled

A bill to be entitled an Act to authorize Daniel B. Coker to build a Toll bridge across the Santa Fe river; and

A bill to be entitled an Act to authorize Wm. McRae to trade free from the license now imposed upon Hawkers, and Pedlers and itinerant traders in this State.

All of which is respectfully submitted.

L. G. McELVY,  
Chairman.