

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.

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 in 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;

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

Yeas—Mr. President, Messrs. Baker, Broward, Call, Dawkins, Dell, Eppes, Eubanks, Fisher, Hawes, Jones, Keitt, Lamar, McElvy, McQueen, Nicholson and Walker—17.

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 more fully defining the duties of Judges of Probate;

Was read a second time.

Mr. Call offered the following amendment:

At the end of the bill annex "and for making any decrees or orders requisite in such cases."

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

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;

Was read the second time, and referred to the Committee on Finance and Public Accounts.

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;

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

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

Was read a second time;

Mr. Fisher offered the following amendment:

Annex to the bill the words "Sec. 3. Be it further enacted, That all laws or parts of laws inconsistent with the due intent and meaning of this Act, be and the same are hereby repealed."

Which was adopted;

Ordered that the bill be engrossed as amended, 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 second reading.

Mr. Dawkins offered the following amendment, viz:

Strike out the words "less than fifty dollars" after the word "recovers," and insert in lieu thereof, "any sum not more than fifty dollars, exclusive of interest."

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

Joint Resolution appointing a day for the election of a Clerk of the Supreme Court.

On motion, the rules were waived, and Mr. Baker allowed to present the following report from the Committee on Corporations:

The Committee on Corporations, to whom was referred a bill to be entitled an Act to Incorporate the Town of Madison, have instructed the undersigned to

REPORT:

That they have had the same under consideration, and that although the terms of said Charter as to some points, are vague and not entirely explicit, yet, they do not deem the same materially objectionable; and the said bill being in its nature a local Act, they recommend the passage of the same.

J. McROBERT BAKER,

Chairman Committee on Corporations.

Which was read.

The accompanying bill was read a second time, and ordered for a third reading on to-morrow.

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

SATURDAY, December 11th, 1858.

The Senate met pursuant to adjournment.

A quorum present.

The Journal of yesterday was read, amended and approved.

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

By Mr. Fisher:

A bill to be entitled an Act to provide for the payment of Constable fees for summoning Juries of inquest and attending upon the same.

By Mr. Hawes :

A bill to be entitled an Act amending an Act relative to suffering a slave to trade as free, passed 10th Feb., A. D., 1852.

Mr. Nicholson moved that Messrs. Baker and Fisher be added to the committee of five appointed yesterday 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 ;

After some discussion, Mr. Baker requested that his name be withdrawn, and that of Mr. Dawkins substituted ;

Which was agreed to.

Upon the question of the adoption of said motion as amended, the yeas and nays were called for by Messrs. Dell and Walker ;

Which were as follows :

Yeas—Mr. President, Messrs. Baker, Dawkins, Eppes, Fisher, Hawes, Jones, McElvy, Nicholson, Walker and Welch—11.

Nays—Messrs. Broward, Call, Dell, Eubanks, Keitt and McQueen—6.

So the motion was adopted.

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

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

By Mr. McElvy :

A bill to be entitled an Act to authorize Richard M. White, to contract and be contracted with.

Mr. Eppes presented a petition from the bar of Tallahassee, showing the present state of the Judicial Library, and requesting that provision be made for the proper arrangement of the same.

On motion, the reading of said petition was dispensed with, and the same referred to the Committee on Executive Department.

Mr. Eubanks presented resolutions of the citizens of Cedar Key, and letters from other persons relating to that port.

Mr. Call moved that the papers be read, upon which motion, the ayes and nays were called for by Messrs. Call and Dawkins.

The vote was as follows :

Yeas—Messrs. Call, Dawkins, Dell, Hawes, Keitt and McQueen—5.

Nays—Messrs. Baker, Broward, Eppes, Eubanks, Fisher, Jones, McElvy, Nicholson, Walker and Welch—10.

So said motion was lost.

Mr. Eubanks moved that the above papers be referred to the Joint Select Committee already appointed by the two Houses.

Mr. Call moved to amend the motion, by adding thereto the following, viz :

And, that said Committee be further instructed to make a full investigation into the depth of water at Cedar Key, to obtain all the evidence on that subject in the possession of his Excellency the Governor, together with all other available testimony, and report the facts, with their opinion, to the two House of the General Assembly.

Mr. Baker moved that the motion of Mr. Call be amended, by inserting the word "present" between the words "the" and "General Assembly."

The original motion, with the two amendments, was adopted.

Mr. Eppes, from the Judiciary Committee, made the following report :

The Judiciary Committee, to whom was referred a bill to be entitled an Act explaining and delaratory of the lien of executions in this State,

REPORT :

That a majority of your Committee do not approve of said bill. Your committee are of opinion that, in a majority of instances, it would operate hardly and unjustly upon *bona fide* purchasers, and seeing no necessity for the same, they recommend that it do not pass.

All of which is respectfully submitted,

T. J. EPPES,

Chairman Judiciary Committee.

The undersigned, of the Committee of the Judiciary, to whom was referred "A bill to be entitled an Act explaining and declaratory of the lien of executions in this State, reports the following amendment to the 2d section of said act, as obviating the objections, urged by a majority of the committee, and recommends that said bill, with the amendment, do pass :

"And provided, moreover, that no execution shall be such lien as aforesaid in any other County in this State than the County where said execution was issued, until such execution shall have been placed in the hands of the Sheriff or other officer of such other County or Counties for collection."

J. McROBERT BAKER,

Of Judiciary Committee.

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

The committee on Corporations made the following report :

The committee on Corporations to whom was referred "a bill to be entitled an Act to provide for the incorporation of the Mexican

Gulf Steamship and Inland Navigation Company, in Florida," have instructed the undersigned to

REPORT :

That while they are of opinion that the Legislature should extend every legal protection and encouragement to the extension of trade and commerce, yet exclusive privileges and immunities should in no instance be granted to companies or corporations without a corresponding tantamount benefit to be derived by the State. This we conceive, should be the broad basis upon which all exclusive privileges of all kinds whatsoever, should only be granted to any and all companies or corporations.

The 7th Section of said Act providing for an immunity from taxation, and your committee not perceiving any corresponding benefit to be derived by the State, recommend that said bill be amended by striking out said section.

Again : Corporators may in time vest all their individual property in the funds or stock of such companies or corporations and the same being exempt from taxation, a large portion of the property of citizens of this State hitherto subject to taxation may thus be withdrawn from contributing to the revenue of the State.

Again : Large and controlling amounts of foreign capital may be introduced into the State, which, while it enjoys the exclusive privileges asked in addition to the usual protection of the laws of our State, yet will in no wise aid in the support of the Government or assist in meeting the expenses of the State.

For these reasons, and other, your committee recommend that said 7th section be expunged, and that with such emendation said bill do pass.

Respectfully submitted,
J. McROBERT BAKER,
Chairman Committee on Corporations.

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

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 to change the time 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 Justice of the Peace in certain cases ;

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

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

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.

All of which is respectfully submitted,

A. W. NICHOLSON,
Acting Chairman Committee on Engrossed Bills.

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

ORDERS OF THE DAY.

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

Was read a third time.

On motion of Mr. Call, said bill was passed over, and re-committed to the Select Committee.

House bill to be entitled an Act to incorporate the town of Madison ;

Was read a third time and put upon its passage.

The vote was :

Yeas—Mr. President, Messrs. Baker, Broward, Call, Dawkins, Dell, Eppes, Eubanks, Fisher, Hawes, Jones, Keitt, McElvy, McQueen, Nicholson, Walker and Welch—17.

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 for the protection of public property ;
Was read a second time.

Mr. Baker moved that to Section 3, annex the words "and that the Reports, Statutes and Journals of other States, and other law works, or one copy of the same, when duplicate copies of the same are received in exchange or otherwise by this State, shall be kept by the said Librarian in the Supreme Court Room ;

Which amendment was adopted.

Mr. Eppes moved to strike out in Sec. 6th, line 4th, all after the word "Treasurer" in said section ;

Which additional amendment was also adopted.

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

House bill to be entitled an Act to prevent citizens of other States from fishing in Lakes Iamonia and Miccosukie ;

Was read a second time.

On motion of Mr. Eppes, the bill was laid upon the table until Tuesday next.

House resolution asking that the Apalachicola Arsenal be made an Arsenal of construction;

Was read a second time, and passed over informally for the present.

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

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

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

Was laid upon the table until Monday.

A bill to be entitled an Act to authorize Richard M. White to contract and be contracted with;

Was read the first time and placed among the orders for Monday.

A bill to be entitled an Act explanatory and declaratory of the lien of executions in this State;

Was read a second time.

The amendment offered by Mr. Baker, as one of the Judiciary Committee, was adopted.

Mr. Call offered the following additional amendment:

"Strike out the words 'of the issue of said executions,' in the 13th line of the first section, and insert the words 'the said execution comes to the hands of the Sheriff's or Constable.'"

On motion, the bill, with the amendment last offered, was laid upon the table.

A bill to be entitled an Act providing for the incorporation of the Mexican Gulf Steamship, and Inland Trading and Navigation Companies, in Florida;

Was read a second time, and passed over informally.

House resolution in relation to timber lands reserved by the General Government;

Was read a second time, and referred to the Committee on Federal Relations.

House bill to be entitled an Act for the relief of Jesse M. Williams, Tax Assessor and Collector of Marion county;

Was read a second time, and ordered for a third reading on Monday.

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

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

Yeas—Mr. President, Messrs. Baker, Call, Dawkins, Eppes, Eubanks, Fisher, Hawes, Jones, Keitt, McElvy and Welch—11.

Nays—Messrs. Dell and McQueen—2.

Mr. Dawkins offered the following as a substitute to the title of the bill:

A bill to be entitled an Act to provide for the payment of cost by Plaintiffs, in certain cases.

Which was adopted.

So the bill passed—title as amended.

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

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.

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

Yeas—Mr. President, Messrs. Baker, Broward, Call, Dawkins, Dell, Eppes, Eubanks, Fisher, Hawes, Jones, Keitt, McElvy, McQueen 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 more fully defining the duties of Judges of Probate;

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 and Welch—14.

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 change the time of holding the Circuit Courts for the Western Judicial Courts;

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

Yeas—Messrs. Baker, Broward, Call, Dawkins, Dell, Eppes, Eubanks, Fisher, Hawes, Jones, Keitt, McElvy, McQueen and Welch—14.

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

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

Yeas—Mr. President, Messrs. Baker, Broward, Call, Dell, Dawkins, Eppes, Eubanks, Fisher, Hawes, Jones, Keitt, McElvy, McQueen 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, the Senate adjourned until Monday morning, 11 o'clock.

MONDAY, December 13th, 1858.

Senate met pursuant to adjournment.

A quorum present.

The Journal of yesterday was read, amended and approved.

Mr. Eppes moved that House Bill to be entitled an Act to prevent citizens of other States from fishing in Lakes Iamonia and Miccosukie, which on Saturday, was laid upon the table until Tuesday next, be taken from the table and placed in the orders of the day ;

Which motion was adopted.

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

By Mr. Dell :

A bill to be entitled an Act to authorize William Cannon to establish a Ferry across the Suwanee river.

By Mr. Baker :

A bill to be entitled an Act to grant and regulate appeals from corporate Courts to the Circuit Courts of this State ;

A bill to be entitled an Act providing for the ultimate removal of free negroes and mulattoes from this State ; and

A bill to be entitled an Act for the relief of Spencer E. Thomas.

On motion of Mr. Nicholson, a bill to be entitled an Act providing for the incorporation of the Mexican Gulf Steamship and Inland Trading and Navigation Companies in Florida, was placed back upon its second reading, and 80 copies of the same ordered to be printed for the use of the Senate.

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

By Mr. Hawes :

A bill to be entitled an Act amending an Act relative to suffering a slave to trade as free, passed 10th February, A. D., 1832.

By Mr. Fisher :

A bill to be entitled an Act to provide for the payment of Constable fees for summoning juries of inquest, and attendance on the same.

On motion, the rules were waived, and Mr. Walker allowed to make a motion ;

Mr. Walker gave notice that he would on some future day, ask leave to introduce a bill to be entitled an Act to incorporate a company to construct a Railroad from New Port (with the privilege of extension to Spanish Hole,) to some point on the Georgia line.

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

HOUSE OF REPRESENTATIVES,
December 11th, 1858. }

HON. JOHN FINLAYSON,
President of the Senate :

SIR: The House of Representatives have passed the following bills and resolutions viz :

Senate bill to be entitled an Act amending the charter of the City of Pensacola, for the purpose of extending the power of the City to aid in the construction of the Alabama & Florida Railroad in Florida ;

Senate bill to be entitled an Act prescribing the manner of making returns of elections for electors of President and Vice President of the United States ;

Senate joint resolution in relation to fractional sections on the State line ;

Senate bill to be entitled an Act more fully defining the boundary line between the counties of Lafayette and Taylor ;

Resolution for the relief of Washington Rogers ;

A bill to be entitled an Act to empower William Hentz, a minor, to assume the management of his own estate ;

The House has stricken out the Senate amendment to the bill to be entitled an Act granting a charter for the Cowford Ferry at Jacksonville, Duval county, to William A. Young, and inserted in lieu of said amendment, the following :

SEC. 3 *Be it further enacted*, That nothing in the preceding sections shall be so construed as to prevent any person or persons from crossing the waters at said Ferry in his or their skiff, canoe or yawl boat, or from landing at either termini of said Ferry : *Provided*, That in so doing they do not interfere with the boats, flats, or other conveyances of said William A. Young, *provided, also*, that they do not