

this State and the interest of the holders of the Internal Improvement Bonds;

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

A bill to be entitled an Act to remove the State Seminary East of the Suwannee to some more suitable and healthy locality;

On motion, the further reading of the bill was dispensed with and the bill ordered for a second reading on to-morrow.

A bill to be entitled an Act to authorize Spencer Price, of Levy county, to establish a ferry from Number Four on the mainland to the Western terminus of the Florida Railroad on Way Key, thence across the bay to the city of Atseena Otie;

Was read the third time and put upon its passage;

Upon which the vote was:

Yeas—Mr. President, Messrs. Baker, Baldwin, Call, Dawkins, Dell, Eubanks, Hawes, Jones, Keitt, Lamar, McCall, McElvy, McQueen, Nicholson 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 amend the law allowing appeals from the decisions of County Commissioners in this State;

The rules being waived, was read a third time by its title and put upon its passage;

Upon which the vote was:

Yeas—Mr. President, Messrs. Baker, Baldwin, Call, Dawkins, Dell, Eubanks, Hawes, Jones, Keitt, Lamar, McCall, McElvy, McQueen, Nicholson 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 in relation to Courts of Probate in this State;

On motion, the further reading of the bill was dispensed with, the bill placed back upon its second reading and referred to the Committee on the Judiciary.

The rules being waived, Mr. McCall introduced without previous notice,

A bill to be entitled an Act to incorporate the Lake City & Suwannee Railroad Company;

Which was placed among the orders of the day.

A bill to be entitled an Act to incorporate the Lake City & Suwannee Railroad Company;

On motion of Mr. McCall, the further reading of the bill was dispensed with, and ordered for a second reading on to-morrow.

The rules being waived, Mr. Nicholson moved that whereas it appears that a bill entitled an Act for the relief of J. C. Crosby, late Sheriff of Escambia, which was reported favorably to the Senate by the Committee on Claims and Accounts on the 13th January last, has been mislaid or lost so it cannot be found, he therefore moves that the accounts of said Crosby, be re-referred to the Committee on Claims and Accounts that they may report a bill for the same;

Which was adopted.

The rules being waived, Mr. Baker moved that the bill to be entitled an Act for the relief of Gen. Benjamin Hopkins be taken from the table and placed among the orders of the day;

Which was adopted, and on motion of Mr. Baker, the bill was read the second time and referred to the Committee on Militia.

The rules being waived, Mr. Baker moved that the Journal of yesterday be amended by inserting the Report of the Committee on Corporations as to the Alachua and Columbia Railroad bills, and also the action of the Senate that said bill was laid upon the table;

Which motion was adopted.

The Committee on Corporations to whom was referred the bill to incorporate the Alachua and Columbia Railroad Company, beg leave to return the same to the Senate, and recommend that the same be laid upon the table.

Respectfully submitted,

J. McROBERT BAKER,
Ch'n Com. on Corporations.

Upon motion of Mr. Dell, the Report of the Committee was adopted and the bill laid upon the table.

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

THURSDAY, December 8th, 1859.

Senate met pursuant to adjournment.

A quorum present.

Rev. Dr. DuBose officiated as Chaplain.

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

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

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 ; and

A bill to be entitled an Act to prevent insubordination among slaves.

Mr. Hawes gave notice that he would on some future day ask leave to introduce,

A bill to be entitled an Act to explain and enforce the 16th clause of an Act entitled an Act to provide for and encourage a liberal system on Internal Improvements in this State.

Mr. McQueen presented the petition of sundry citizens of Lafayette county, praying for the relief of Andrew J. Lanier ;

Which was received and referred to the Committee on Propositions and Grievances.

Mr. Jones presented resolutions asking aid to improve the navigation of Holmes Creek ;

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

Mr. Lamar from 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 dividing line between the Counties of Putnam and St. Johns ;

A bill to be entitled an Act to prohibit the circulation in this State, of Foreign Bank bills of less denomination than five dollars ;

A bill to be entitled an Act to provide for the payment of costs by plaintiffs, in certain cases in the Western Judicial Circuit ;

A bill to be entitled an Act amending the Pilot laws for the Bay and Harbor of the City of Pensacola ;

A bill to be entitled an Act to empower John W Bronson and Isaac Bronson to assume the management of their own estates ;

A bill to be entitled an Act to authorize the Trustees of the Internal Improvement Fund to clean out the channel of the Oklawaha river in this State, for the purpose of improving the navigation of the same, and for other purposes.

Respectfully submitted,

T. B. LAMAR,

Chm'n Com. on Engrossed Bills.

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

Mr. Call from the Committee on Judiciary made the following report :

The Committee on the Judiciary to whom was referred a bill to be entitled an Act in relation to Courts of Probate in this State,

REPORT :

That they have examined the provisions of the same and recommend its passage as amended.

G. W. CALL, Chairman.

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

Mr. Call from the Committee on Judiciary made the following report :

The Judiciary Committee to whom was referred the memorial and accompanying documents of John K. Mitchell,

REPORT :

That the papers filed exhibit a case of hardship, doubtless, but not one that it is in the power of the General Assembly to redress the memorialist must find his remedy if any before the Courts. To prevent a repetition of similar complaints. Your Committee recommend the passage of the accompanying bill to be entitled an Act for the recovery of taxes illegally exacted.

GEO. W. CALL,

From Judiciary Committee.

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

Mr. Call from the Committee on Judiciary made the following report :

The Judiciary Committee to whom was referred the bill more fully defining the duties of the Tax Assessor and Collector of the city of Pensacola, recommend that the same do pass.

GEO. W. CALL,

From Judiciary Committee.

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

Mr. Call from the Committee on Judiciary made the following report :

The Committee on the Judiciary to whom was referred a bill to be entitled an Act in relation to dower,

REPORT:

That they have examined said bill, and in as much as its provisions conflict with a bill on the same subject which has already been recommended to the favorable consideration of the Senate, they recommend that this bill do not pass:

GEO. W. CALL,
From Judiciary Committee.

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

Mr. Call from the Committee on Judiciary made the following report:

The Judiciary Committee to whom was referred the Act to provide for the attendance of slave witnesses in capital cases, recommend the passage of the same.

GEO. W. CALL,
From Judiciary Committee.

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

Mr. Call from the Committee on Judiciary made the following report:

The Judiciary Committee to whom was referred the bill to be entitled an Act to prohibit trespasses upon Railroad Land Grants, recommend that the same do pass with the following additional section:

SECTION 2. That this Act shall not apply to residents on said Lands so as to prohibit them from using material for domestics purposes.

GEO. W. CALL,
From Judiciary Committee.

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

Mr. Baldwin from the Committee on Internal Improvements, made the following report:

MR. PRESIDENT:

Sir:—The committee to whom was referred, a Resolution relative to the Indian & St. Johns river canal;

And also a Resolution relative to the several Rail-roads in this State, beg leave to,

REPORT:

That they have examined the same and in reference to the Resolution first named, they are of the opinion that the provision therein

proposed, would, if carried out by this Legislature, be an alteration of the Internal Improvement Act such as it has no right to make. And in reference to the other Resolution, the Committee are also unanimous in the opinion that a similar objection to it exists. Inasmuch as by it, it is proposed to make the Rail-road Companies an actual bona fide donation of Lands, which have by the Internal Improvement Act been placed in trust, and the proceeds of their sale are especially appropriated to paying the interest only, on Bonds used by the several Railroad Companies, for Ironing and equipping their respective Roads, which interest, it is contemplated by the Act, will be refunded to the Trustees of the Fund, by these Rail-road Companies, after their respective Roads have been built and are put in operation, and the stock of the several Companies held by the Trustees, as surety for the interest paid out of the fund, is also held in trust, to be redeemed by the respective Companies; that is the property of the Companies put in pledge with the Trustees and cannot be disposed of by the Legislature or Trustees, except in the manner provided in said Internal Improvement Act.

The provisions of these Resolutions, therefore are not, in the opinion of your Committee, consistent with the spirit and letter of the Act to provide for and encourage a liberal System of Internal Improvements in this State.

Therefore, they recommend that these Resolutions do not pass.

Respectfully submitted,

A. S. BALDWIN,
From Committee of Internal Improvements.

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

Mr. Call from the Committee on Judiciary made the following report:

The Judiciary Committee to whom was referred the bill entitled an Act concerning replevin, recommend its passage.

GEO. W. CALL,
From Judiciary Committee.

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

Mr. Call from the Committee on Judiciary made the following report:

The Judiciary Committee to whom was referred the bill entitled an Act amendatory of the several Acts in force in this State in reference to costs in suits at Law and in Equity, in the several Courts in this State, recommend that said bill do not pass.

GEO. W. CALL,
From Judiciary Committee.

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

Mr. Call from the Committee on Judiciary made the following report:

The Judiciary Committee to whom was referred the bill entitled an Act authorizing a bridge tax in Walton county,

REPORT :

That the same is a local bill to which there are no objections, and recommend its passage.

GEO. W. CALL,
From Judiciary Committee,

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

ORDERS OF THE DAY.

A bill to be entitled an Act in relation to Courts of Probate in this State;

Was read the second time, rules waived, read a third time and put upon its passage;

Upon which the vote was :

Yeas—Mr. President, Messrs. Baldwin, Call, Dawkins, Dell, Eubanks, Hawes, Jones, Keitt, McElvy, McQueen, Nicholson and Welch—13.

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 in relation to dower;

Was read the second time, and on motion, was indefinitely postponed.

A bill to be entitled an Act for the recovery of taxes illegally exacted;

Was read the first time and ordered for a second reading on to-morrow.

A bill to be entitled an Act authorizing a bridge tax in Walton county;

Was read the second time.

Mr. Lamar offered the following amendment :

Strike out "fifty per centum," and add "twenty-five per centum;"

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

A bill to be entitled an Act to prohibit trespasses upon Railroad land grants;

Was read the second time;

The amendment offered by the Judiciary Committee adopted, and the bill as amended ordered to be engrossed for a third reading on to-morrow.

A bill to be entitled an Act to provide for the attendance of slave witnesses in capital cases;

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

A bill to be entitled an Act more fully defining the duties of Tax Assessors and Collectors;

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

Resolution relative to the Indian River & St. Johns River Canal;

Was read the second time, and on motion passed over informally.

Resolution relative to the several Railroads in this State;

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

A bill to be entitled an Act amendatory of the several acts of force in this State in reference to costs in suits at law and in equity, in the several Courts of this State;

Was read a second time.

Mr. Keitt moved that the bill be indefinitely postponed;

The yeas and nays were called for by Messrs Dell and Lamar;

Upon which the vote was :

Yeas—Messrs. Dawkins, Jones and Keitt—3.

Nays—Mr. President, Messrs. Baldwin, Call, Dell, Eubanks, Hawes, Lamar, McCall, McQueen, Nicholson and Welch—11.

So said motion was lost.

On motion, the bill was passed over informally.

A bill to be entitled an Act concerning Replevin;

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

House bill to be entitled an Act to change the time of holding the Circuit Court in the counties of Hamilton and Taylor, in the Middle Judicial Circuit;

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

House bill to be entitled an Act to authorize the Board of Education of the State Seminary West of the Suwannee, to confer Collegiate degrees;

Was read the second time, and referred to the Committee on Schools and Colleges.

House bill to be entitled an Act to change the name of George Gibbs Smith;

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

House bill to be entitled an Act for the relief Allen Gibson;

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

House bill to be entitled an Act to authorize John S. Addison, a minor of Florion county, to assume the management of his own estate;

Was read the second time, rules waived, read a third time and put upon its passage;

Upon which the vote was:

Yeas—Mr. President, Messrs. Baldwin, Call, Dawkins, Hawes, Jones, Keitt, Lamar, McCall, McElvy, McQueen, Nicholson and Welch—12.

Nay—Mr. Eubanks—1.

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 allow additional compensation to County Commissioners;

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

A bill to be entitled an Act to remove the State Seminary East of the Suwannee, to some more suitable and healthy locality;

Was read a second time and referred to the Committee on Schools and Colleges.

A bill to be entitled an Act to prevent the killing of stock in certain cases;

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

A bill to be entitled an Act relative to the offices of Sheriff and Circuit Court Clerk in the County of Washington;

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 Edmund N. Everett, of Washington county, to assume the management of his own estate;

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

Mr. McCall moved that the rules be waived that he might introduce a bill without previous notice, and that the Senators from Nassau and Gadsden be included in the motion;

Which was adopted and the bills placed among the orders of the day.

By Mr. McCall:

A bill to be entitled an Act to authorize Daniel Newnan Cone, a

minor of Columbia county, to assume the management of his own estate.

By Mr. McElvy:

A bill to be entitled an Act to change the line between Gadsden and Liberty counties.

By Mr. Call:

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

The rules being waived Mr. McCall made the following report:

Mr. McCall from the committee on the Militia, reports back to the Senate, an Act for the relief of Benjamin Hopkins, and recommends the passage of the bill.

W. W. McCALL,
Chairman of the Committee on Militia.

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

The rules being waived, Mr. McQueen moved that the petition and vouchers of Spencer T. Thomas, be transferred from the Committee on Claims and Accounts, to the select Committee of three appointed on yesterday to examine a bill entitled an Act for the relief of the said Spencer T. Thomas;

Which motion was adopted.

A bill to be entitled an Act to incorporate the Lagoon and Perdido Canal Company;

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

House bill to be entitled an Act to change the name of George Frisby;

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

A bill to be entitled an Act to change the dividing line between the Counties of Putnam and St. Johns;

Was read the third time and put upon its passage;

Upon which the vote was:

Yeas—Mr. President, Messrs. Baldwin, Call, Dawkins, Dell, Eubanks, Hawes, Jones, Keitt, Lamar, McCall, McElvy, McQueen, Nicholson 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 amending the Pilot Laws for the Bay and Harbor of Pensacola;

Was read a third time and put upon its passage;

Upon which the vote was:

Yeas—Mr. President, Messrs. Baldwin, Call, Dawkins, Eubanks, Hawes, Jones, Keitt, Lamar, McCall, McElvy, McQueen, Nicholson 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 provide for the payment of costs by plaintiffs in certain cases in the Western Judicial Circuit;

Was read the third time, and on motion was placed back upon its second reading;

Upon which Mr. Dawkins offered the following amendment:

Strike out the word "reserve" and insert the word "recover" in its place.

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

A bill to be entitled an Act to empower John W. Broxon and Isaac Broxon to assume the management of their own estates;

Was read the third time and put upon its passage;

Upon which the vote was:

Yeas—Mr. President, Messrs. Baldwin, Call, Dawkins, Hawes, Jones, Keitt, McCall, McElvy, McQueen, Nicholson and Welch—12.

Nays—Messrs. Dell, Eubanks, and Lamar—3.

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 authorize the Trustees of the Internal Improvement Fund to clear out the channel of the Oclawaha river in this State, for the purpose of improving the navigation of the same, and for other purposes;

Was read a third time and put upon its passage;

Upon which the vote was:

Yeas—Mr. President, Messrs. Call, Hawes, Jones, Keitt, McElvy, McQueen and Welch—8.

Nays—Messrs. Dawkins, Dell, Eubanks, Lamar and Nicholson—5

So said bill passed—title as stated.

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

Resolution asking aid to improve the navigation of Holmes Creek;

Was read the first time, rules waved, read a second time by its title, and ordered to be engrossed for a third reading on to-morrow.

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

FRIDAY, December 9th, 1855.

Senate met pursuant to adjournment.

A quorum present.

Rev. Dr. DuBose officiated as Chaplain.

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

Mr. McCall moved to waive the rules, so that the Lake City and Suwannee Railroad Company bill might be read a second time by its title and referred to the Committee on Corporations;

Which motion was adopted.

The Committee on Militia made the following majority report:

The Committee on the Militia to whom has been referred a bill for the relief of Benjamin Hopkins, ask leave to

REPORT,

That they have had the same under consideration, and find nothing materially different from the Report made by the Committee on Claims and Accounts the last Session, which they herewith present as embodying the views of your Committee as full as anything we can present.

We herewith present the report of the Committee on Claims and Accounts, reported at the last Session of the General Assembly, to-wit: The Committee on Claims and Accounts to whom has been referred a resolution for the relief of Benjamin Hopkins, ask leave to Report, that they have had the same under consideration, and find in the Acts of 1852-'53, a joint resolution of the General Assembly, authorizing the payment of one hundred and fifty dollars per month to Benjamin Hopkins, while in actual service, and find also in Governor Brown's message to the General Assembly of the same Session, that Gen. Hopkins was called into services as the Special Agent of the State, and had not more than forty men in the service at any time, and we are informed and believe that the compensation allowed to Special Agents called into the service of the State, since the date that Gen. Hopkins' term expired, has been fixed at three dollars per day, with other and actual necessary expenses by the Governor of this State, while Gen. Hopkins received for the same kind of service five dollars per day.

Your Committee are further of the opinion that to allow Gen. Hopkins the pay of Major General would be adopting a precedent for all persons who have been called into the service of the State, or who may hereafter be called in as Special Agent to be entitled to the same pay that the said Gen. Hopkins would receive, which in the opinion of your Committee would be detrimental to the best interest of the State. Your Committee are of the opinion that Gen.