

FRIDAY, January 18, 1861.

The Senate met pursuant to adjournment.

A quorum present.

The Rev. Dr. DuBose officiated as chaplain.

The minutes of yesterday were read and adopted.

Mr. Call gave notice that he would on some future day introduce the following bill :

A bill to be entitled an Act for the relief of Major General Benjamin Hopkins.

On motion, the rules were waived, and Mr. Jones was allowed to introduce without previous notice, the following bills :

A bill to be entitled an Act to authorize the County Commissioners of Washington county to establish a Ferry across Holmes Creek ; and

A bill to be entitled an Act to compel the regular attendance of witnesses ;

Which were placed among the orders of the day.

Mr. Brokaw gave notice that he would on some future day, ask leave to introduce the following bill :

A bill to be entitled an Act for the relief of Donald Cameron, Justice of the Peace for Leon county.

Pursuant to previous notice Mr. Simkins introduced the following bill :

A bill to be entitled an Act to incorporate the college of St. Augustine, to be located at St. Augustine, Fla ;

Which was placed among the orders of the day.

Mr. Bowers gave notice that he would on some future day ask leave to introduce the following bill :

A bill to be entitled an Act to extend the jurisdiction of Justice's of the Peace and for other purposes.

Mr. Cha'n asked leave, which was granted to him, to be permitted, at the request of and for Mr. Abercrombie, to introduce the following bill :

A bill to be entitled an Act to incorporate the Pensacola Gas-light Company ;

Which was placed among the orders of the day.

Mr. Chain moved that the journals of the Senate be so amended as to show that on Tuesday the 15th inst., while the two Houses were in joint assembly for the election of Attorney General and Comptroller, and after the first ballot, wherein Mr. T. T. Long received for Attorney General twenty-nine ballots out of fifty-six, being a clear majority of two of the votes cast, and the President of the joint assembly declared that neither candidate had received a constitutional majority, and there was therefore no election, that George W. Call, one of the Senators then present, moved the Chair to de-

clare the said T. T. Long duly elected Attorney General, which motion the Chair refused to entertain as being out of order under rule 12th of the joint rules of the General Assembly.

Which was adopted.

Mr. Watlington gave notice that after to-day he will ask leave to introduce the following bill :

A bill to be entitled an Act to amend the law on fishing.

Mr. Bowers asked leave to present a petition of a number of citizens of Walton County for the benefit of Alex. C. Moors ;

Which was received and referred to committee on Judiciary.

The following message was received from the House of Representatives :

HOUSE OF REPRESENTATIVES, }  
January 17, 1861. }

HON. T. J. EPPES,

President of the Senate :

SIR : The House has passed the following bills and resolutions viz :

A Senate bill to be entitled an Act for the relief of Joseph B. Wood, of Columbia county as amended ;

A Senate bill to be entitled an Act to authorize the County Commissioners of Escambia County to borrow money to build a courthouse and jail as amended ;

A House bill to be entitled an Act permanently to locate the county site of Volusia county ;

A House bill to be entitled an Act for the relief of Howell A. Baisden former sheriff and tax collector of Putnam county.

A Senate resolution relative to the erection a of monument to Capt. John Parkhill in the Capitol square.

Very respectfully,

A. J. PEELER,

Clerk House of Representatives.

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

Mr. Magbee offered the following resolution :

*Be it resolved by the Senate and House of Representatives of the State of Florida in General Assembly convened,* That whereas, there is a great deal of business before the Legislature which has been retarded by the repeated ballotings for the offices of Attorney General and Comptroller ; that the election for said offices, be and are hereby postponed until the next regular meeting of the General Assembly ;

Which was placed among the orders of the day.

Mr. Call from the joint Judiciary committee made the following report :

The Joint Judiciary Committee, to whom was referred a bill to be entitled an Act to amend the law of this State regulating the issue of the process of garnishment, having had the same under consideration, instructed us to

## REPORT:

In the 11th line of the 1st Section, between the words "Attorney" and "to," insert the words "at law or in fact."

With amendments adopted, recommend the passage of the bill.

GEO. CALL,  
Chairman Senate Committee.  
D. H. MAYS,  
Chairman House Committee.

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

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

The Joint Committee on the Judiciary, to whom was referred the bills entitled an Act to legalize certain sales of real estate, and an Act to facilitate the disposition of real estate held in parcenary and in common, report against the passage of the said bills.

The same committee recommend that the bill referred to them entitled an act relating to foreign guardians, do pass.

GEO. CALL,  
Chairman Senate Com.  
D. H. MAYS,  
Chairman House Com.

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

Mr. Call, from the Joint Judiciary Committee, made the following report:

The Judiciary Committee to whom was referred the Act defining the condition of negroes and other persons of color in this State, report a substitute for said bill and recommend its passage.

GEO. CALL,  
Chairman Senate Com.  
D. H. MAYS,  
Chairman House Com.

Which report was received and read and bill placed among the orders of the day.

Mr. Magbee from the select committee, made the following report:

The select committee to whom was referred the petition of a large number of citizens, praying for the relief of Dr. James D. Smith, respectfully represent that they have had the same under consideration, and are of the opinion that the relief should be granted, and herewith report a bill for that purpose, and ask that the same do pass.

JAS. T. MAGBEE, Chm'n.  
WM. B. JONES.

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

Mr. Magbee, from the select Committee, made the following report:

The select committee to whom was referred the petition of a large number of citizens of Manatee and Hillsborough counties, praying relief for Joseph Alzerotte,

## REPORT:

That they have had the same under consideration, and are of opinion that relief should be granted said Alzerotte, and herewith report a bill for that purpose, and recommend its passage.

JAMES T. MAGBEE, Chm'n.  
W. B. JONES.

Which report was received and read and bill placed among the orders of the day.

Mr. Magbee, from the select committee, made the following report:

The select committee to whom was referred the memorial of the Judge of Probate and county commissioners of Hillsborough county.

## REPORT:

That they have had the same under consideration, and recommend the passage of the bill accompanying this, their report.

JAMES T. MAGBEE, Chm'n.  
W. B. JONES.

## ORDERS OF THE DAY.

A bill to be entitled an Act to facilitate criminal proceedings; Was read a second time.

Mr. Rogers moved to strike out the first section;

Which was lost.

Mr. Rogers moved to amend the first section by inserting the

words "other than in cases of felony" after the word "indictment," in the second line of the printed bill;

Upon which the yeas and nays were called;

The vote was:

Yeas—Messrs. Magbee and Rogers—2.

Nays—Mr. President, Messrs. Baldwin, Bowers, Brokaw, Call, Chain, Finlayson, Jones, McQueen, Starke, Simkins, Walker and Watlington—13.

Mr. Rogers moved to amend the first section by striking out the words "or judgment on a criminal case be arrested," in the second line of the printed bill;

Which was lost.

Mr. Rogers moved to amend the first section by striking out the words "or misjoinder of offences," in the third line of the printed bill;

Which was lost.

Mr. Rogers moved to amend the first section by striking out the words "or for any other cause whatever," in the fourth line of the printed bill;

Which was lost.

Mr. Rogers moved to strike out the second section;

Which was lost.

Mr. Rogers moved to amend the second section by inserting the words "submitted to the Grand Jury returning such indictment, or to the Grand Jury at the next ensuing term of such Court, and then finding thereon had, and returned into Court in the same manner as now provided for the returning of bills of indictment when the same shall be if returning with the affirmation of the Grand Jury," after the words "which specification shall be," in the fourth line of the printed bill;

Which was lost.

Mr. Rogers moved to strike out the third section;

Which was lost.

Mr. Rogers moved to amend the third section by inserting the words "be submitted to the Grand Jury returning such indictment or to the Grand Jury at the next ensuing term of said Court, and then finding thereon had, and returned into Court in the same manner as now provided for the returning of bills of indictment, which specification when so returned, with the affirmation of the Grand Jury shall" after the words "which specification shall" on the fifth line of the printed bill;

Which was lost.

Mr. Rogers moved to strike out the fourth section;

Which was lost.

On motion, the amendments made while in Committee of the

Whole, were concurred in and adopted, by striking out the fifth section.

On motion, the bill was ordered to be engrossed for a third reading on to-morrow.

A committee from the House appeared at the bar and informed the Senate that the House had passed a resolution to go into the election of Attorney General and Comptroller of Public Accounts; Which resolution was placed among the orders of the day.

A bill to be entitled an Act to change the mode of selecting the Grand and Petit jurors in this State;

Was read the second time.

Mr. Rogers moved to strike out the the 3rd section of the bill;

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

The vote was:

Yeas—Mr. President, Messrs. Brokaw, Davidson and Rogers—4.

Nays—Messrs. Baldwin, Bowers, Call, Chain, Dawkins, Finlayson, Jones, Magbee, McQueen, Starke, Simkins, Walker and Watlington—13.

So the motion was lost.

Mr. Baldwin moved to strike out in the 3d section, the words "or any other person;"

Which was lost.

Mr. Rogers moved to strike out in the 3rd section the words "or add any name thereto;"

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

The vote was:

Yeas—Mr. President, Messrs. Baldwin, Brokaw, Call, Dawkins, Magbee, Rogers and Walker—8

Nays—Messrs. Bowers, Chain, Davidson, Finlayson, Jones, McQueen, Starke, Simkins and Watlington—9.

So said motion was lost.

Mr. Call moved to amend section 7 by inserting in the second line of printed bill, after the word "county" the words "or attained the age of 21 years and who are competent jurors as aforesaid;"

Which was adopted.

The bill then with amendments as recommended by the Judiciary Committee, was ordered to be engrossed for a third reading on Monday.

A bill to be entitled an Act to incorporate the Bank of Tallahassee; Was read the second time and referred to committee on Corporations.

A bill to be entitled an Act to establish a bank in behalf of and for the benefit of the State of Florida;

Was read a second time and referred to committee on Corporations.

A bill to be entitled an Act to empower Florida A. Stanley to assume the management of her own estate;

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

A bill to be entitled an Act to facilitate the express business;

Was read the third time and put upon its passage;

The vote was;

Yeas—Mr. President, Messrs. Baldwin, Bowers, Brokaw, Call, Chain, Dawkins, Davidson, Finlayson, Jones, Magbee, McQueen, Rogers, Starke, Simkins and Walker—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 change the name of Thomas J. Danford to Thomas Jefferson Cook and for other purposes;

Was read the third time and put upon its passage;

The vote was:

Yeas—Mr. President, Messrs. Bowers, Call, Chain, Dawkins, Davidson, Finlayson, Jones, Magbee, McQueen, Simkins, Walker, and Watlington—13.

Nays—Messrs Baldwin, Brokaw, and Rogers—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 alter the majority of women;

Was read the third time and put upon its passage;

The vote was:

Yeas—Mr. President, Messrs. Baldwin, Bowers, Brokaw, Call, Chain, Dawkins, Finlayson, Jones and Simkins—10.

Nays—Messrs. Davidson, Magbee, McQueen, Rogers and Walker—5.

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 relief of Edward M. West, justice of the peace of Leon county:

Was read the first time and ordered for a second reading on Monday.

A bill to be entitled an Act for the relief of the Banks in this State, and for other purposes;

Was read the second time.

Mr. Eppes moved to strike out section 2, in said bill;

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

The vote was:

Yeas—Mr. President, Messrs. Bowers, Brokaw, Dawkins, Jones, Magbee, McQueen and Walker—8.

Nays—Messrs. Baldwin, Call, Chain, Davidson, Finlayson, Rogers and Simkins—7.

So said motion was carried, and Sec. 2 was ordered to be stricken out.

On motion the Senate adjourned until Monday, 1 o'clock, P. M.

MONDAY, January 21, 1861.

The Senate met pursuant to adjournment.

A quorum present.

The Rev. Dr. DuBose officiated as Chaplain.

On motion the reading of the minutes of last Friday's proceedings were dispensed with.

Mr. Dawkins, according to previous notice, introduced the following bill:

A bill to be entitled an Act to improve the navigation of Chipola River, and other purposes.

On motion of Mr. Jones, the rules were waived, and he allowed without previous notice, to introduce the following bill:

A bill to be entitled an Act to change the name of the county site of Holmes county, from Hewitts Bluff to that of Gay Hill, and for other purposes therein expressed;

Which was placed among the orders of the day.

Mr. Brokaw asked leave, according to previous notice, to introduce the following bill:

A bill to be entitled an Act for the relief of Donald Cameron, a Justice of the Peace of Leon county.

Which was placed among the orders of the day.

Mr. Bowers asked leave to introduce, according to previous notice, the following bill:

A bill to be entitled an Act to extend the jurisdiction of Justices of the Peace, and for other purposes;

Which was placed among the orders of the day.