

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.

On motion of Mr. Bowers the rules were waived and be allowed without previous notice to introduce the following bill:

A bill to be entitled an Act to change the time of holding the Spring Term of the Circuit Court for the counties of Holmes, Walton and Washington, and to change the time of holding the Fall Term in Washington county;

Which was placed among the orders of the day.

Mr. Chain asked for leave, which was granted to him, at the request of, and for Mr. Abercrombie, of which he had heretofore given notice, to introduce the following bill:

A bill to be entitled an Act to Incorporate the Hydrant Water Company of Pensacola;

Which was placed among the orders of the day.

Mr. Chain gave notice that he would, after to-day, ask leave to introduce the following bill:

A bill to be entitled an Act to amend an Act to require licenses to be taken out by persons and subjects not hitherto taxed, approved January 12, 1849.

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

A bill to be entitled an Act to establish a term of the Supreme Court in the Suwannee Circuit;

A bill to be entitled an Act to provide for holding the terms of the Supreme Court at the seat of Government;

A bill to be entitled an Act providing for the issue of Treasury notes;

A bill to be entitled an Act to incorporate the Mutual Marine and fire Insurance Company of Fernandina;

A bill to be entitled an Act to incorporate the Commercial Bank of Ferdandina;

A bill to be entitled an Act declaring of what estate widows shall be endowed;

A bill to be entitled an Act defining who shall be competent witnesses, and for other purposes;

A bill to be entitled an Act to change the time of holding the courts in the Suwannee Circuit;

A bill to be entitled an Act concerning attachments;

A bill to be entitled an Act regulating the order in which cases shall be tried in the Circuit Courts; and

A bill to be entitled an Act to provide for the defence of certain Sea Ports.

Mr. Chain asked leave, which was granted him, to introduce the following bills:

A bill to be entitled an Act to amend the law of this State in relation to Coroners and Juries of inquest;

Which was placed among the orders of the day.

Mr. Magbee moved that the resolution in regard to postponing the election of Attorney General and Comptroller of Public Accounts be placed first among the orders of day;

Which was adopted.

Pursuant to previous notice, Mr. Chain introduced the following bill:

A bill to be entitled an Act to relieve the Town Council of the Town of Milton, of the limit of fifty per cent. in taxation within the corporate limits of said Town, and for other purposes;

Which was placed among the orders of the day.

Mr. Call moved that the following additional rule to be numbered , be adopted;

No motion to adjourn or to take a recess for more than two hours shall be in order until after the orders of the day have been disposed of;

Which was adopted.

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

A bill to be entitled an Act in relation to Sheriffs.

Pursuant to previous notice, Mr. Call introduced the following bill:

A bill to be entitled an Act for the defence of certain Sea Ports;

Which was placed among the orders of the day.

Mr. Stark presented a petition from sundry citizens of Orange county;

Which, on motion, was referred to the committee on Internal Improvements.

Mr. Davidson presented the petition of E. W. Oakes and others;

Which was referred to committee on Proposition and Greivances.

Mr. Finlayson from the committee on Taxation and Revenue, made the following report:

The committee on Taxation and Revenue, to whom was referred the bill to be entitled an Act to authorize the issue of bonds to the extent of one million dollars by the commonwealth of Florida,

REPORT:

That they have had the same under consideration and recommend its passage with the following additional section:

SEC. 4. *Be it further enacted*, That any person or persons holding claims against the State, that are now due or past due and desirous of investing the same in said bonds, that on such claims being properly authenticated, the Comptroller shall register the same and issue his warrant on the Treasurer for the amount of such claims, and the Treasurer is hereby authorized as heretofore prescribed to

issue to such person or persons bonds for the amount respectively due them, provided the same is not less than one hundred dollars.

JNO. FINLAYSON,
Chairman.

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

Mr. Brokaw from the committee on the State of the Commonwealth made the following report:

The committee on the State of the Commonwealth, to whom was referred a bill to be entitled an Act to establish the fees of Notaries Public in certain cases, have had the same under consideration and ask leave to make the following

REPORT:

The committee recommend the passage of the bill with the following amendments.

P. B. BROKAW,
Chairman.

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

Mr. Ingram, from the committee on Engrossed bills, made the following report:

The committee on Engrossed bills beg leave to report the following bills as being correctly engrossed:

- A bill to be entitled an Act to facilitate criminal proceedings;
- A bill to be entitled an Act to authorize and empower Florida A. Stanley to assume the management of her own estate;
- A bill to be entitled an Act to change the mode of selecting Grand and Petit Jurors in this State.

Respectfully submitted,

TILLMAN INGRAM,
Chm'n Com. on Engrossed bills.

Mr. Dawkins from the committee on Internal Improvements made the following report:

The committee on Internal Improvements to whom was referred a bill to be entitled an Act to protect occupants or settlers upon the public lands of the State in their possession of, and to their improvements thereon, and a resolution relative to the price of the public lands in this State, have considered the same and recommend the passage of both the bill and resolution.

D. C. DAWKINS, Chm'n.

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

Mr. Call from the Select Committee made the following report:

The Select Committee to whom was referred the bill to be entitled an Act to amend the charter of the city of Fernandina, report that they have examined the said bill and recommend its passage.

GEO. W. CALL,
Chairman.

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

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

The Select Committee to whom was referred the bill entitled an Act for the relief of A. J. Peeler and others,

REPORT:

That a bill has already passed both Houses for the relief of A. J. Peeler, and consequently this bill, in its present shape and with its present title, should not pass, but a substitute providing for the other persons named therein, if any relief is due them.

The claim for relief is founded on the following state of facts:— The office of the Floridian & Journal was destroyed by fire early in August last. The reports of the decisions of the Supreme Court for the terms held in 1860, which were being published, were consumed with everything else in the office. The Attorney-General, without waiting for the notice of the General Assembly, applied to the Clerk and Deputy Clerks for duplicate copies of the opinions, to enable him to proceed as soon as possible, to publish the reports, advising them that as the reports had to be published, and as this could not be done without the required copies, he had no doubt the Legislature would provide for their payment. The Clerk and Deputies consented to this, and have furnished the duplicates.

Again, the Attorney-General discharged the duty required of him by the law, which directs that he shall report the decisions. He performed this duty to the extent of the cases printed when the fire occurred, which comprised nearly all, leaving a few cases, and those not the most important, unfinished. Having performed his duty he is entitled to be paid for the work he did. Messrs. Dyke & Carlisle, the publishers, printed several hundred pages of the report, and in a short time, had the fire not occurred, would have completed the work. The delay in getting the work out is not attributable to them, but to the delay in furnishing the Attorney General with the necessary copies. Had the copies been furnished in time, the reports would have been complete, and deposited with the Secretary of State sometime before the occurrence of the fire. They had finished

all the cases that were prepared by the Att'y. General, who furnished them as fast as the printing progressed until all the cases on hand were completed, when a stop was put to the work until the copies of the cases needed in West Florida should be received by the Attorney General. These were not received until July, and immediately on being received the work went on. A delay of a month or more was thus occasioned, and hence the work was not fully completed when the fire occurred. These facts the committee are unanimous, entitle the Deputy Clerks and Attorney General to pay for their extra work, and a majority are of the opinion that Messrs. Dyke and Carlisle also should be paid, and they accordingly recommend the passage of the accompanying bill, entitled an Act for the relief of M. D. Papy, *et al.*

GEO. W. CALL,
Chm'n. Select Committee.

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

ORDERS OF THE DAY.

Resolution in regard to postponing the election of Attorney General and Comptroller of Public Accounts; ?

Was read.

Mr. Call moved that the resolution be indefinitely postponed;

Upon which the yeas and nays were called for by Messrs. Magbee and Brokaw;

The vote was:

Yeas—Messrs. Call, Chain, Dawkins, Davidson, Finlayson, Ingram, Jones, Rogers, Starke and Simkins—10.

Nays—Messrs. Baldwin, Brokaw and Magbee—3.

So said resolution was indefinitely postponed.

The following message was received from the Governor:

EXECUTIVE DEPARTMENT, }
Tallahassee, January 21, 1861. }

To the President and members of the Senate:

GENTLEMEN—In compliance with the ordinance of the Constitution "establishing a Court of Admiralty for the Southern District of Florida, and requiring the Governor to appoint, by and with the advice and consent of the Senate, a Judge and Marshal for said Court," I respectfully recommend for the advice and consent of the Senate, the Hon. S. R. Mallory, for Judge of said Court of Admiralty, and Fernando J. Moreno, as Marshal of said Court.

Very respectfully,

M. S. PERRY.

Which was read, and nominations advised and consented to.

The following message was received from the House of Representatives:

HOUSE OF REPRESENTATIVES, }
January 18th, 1861. }

HON. T. J. EPPES,

President of the Senate:

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

A bill to be entitled an Act to authorize James Addison to construct a dam across the Ocklocknee river for the purpose of erecting a mill;

A bill to be entitled an act to allow Matthew L. McKinney to assume the management of his own estate;

A bill to be entitled an Act for the relief of A. D. Rogero, of St. John's county; and

A resolution requesting the Comptroller to render statements of the several banks in this State.

Respectfully,

A. J. PEELER,

Clerk House of Representatives.

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

The following message was received from the House of Representatives:

HOUSE OF REPRESENTATIVES, }
January 21st, 1861. }

HON. T. J. EPPES:

President of the Senate:

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

A bill to be entitled an Act to incorporate the Town of Campbellton, in Jackson county;

A bill to be entitled an Act to amend the School Laws of Columbia, Suwannee, New River, Lafayette, Nassau and Sumpter counties;

A Senate resolution for the relief of L. I. Fleming; and

A resolution for the relief of B. Frisbee and M. J. Murphy.

Respectfully,

A. J. PEELER

Clerk of the House of Representatives.

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

On motion of Mr. Rogers, the rules were waived, and a resolution for the relief of B. Frisbee and M. J. Murphy was taken up

and read a first time, rules waived, read a second and third time by its title, and put upon its passage;

The vote was :

Yeas—Mr. President, Messrs. Baldwin, Bowers Brokaw, Call, Chain, Dawkins, Davidson, Finlayson, Ingram, Jones, Magbee, Rogers, Starke and Simkins—15.

Nays—none.

So said resolution passed—title as stated.

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

A committee from the House appeared at the bar and informed the Senate that the House had passed the following resolution, viz :

Resolved, That a Joint and Select Committee of three members be appointed by the House to act with a like committee from the Senate to report a bill providing for Finances for this State, and that said committee be instructed to invite gentlemen of financial abilities to appear before said committee and confer with them for the best interest of the State, and the Treasurer and Comptroller are requested to furnish said Joint Committee with any information which they may require; also, that the House had appointed a committee to consult with a similar committee on the part of the Senate, in regard to a uniform and flag.

The resolution was placed among the orders of the day.

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

Was read a second time.

Mr. Call moved to amend by inserting in the third section, first line, after the words "that," the words "no forfeiture or penalty due to the State shall be exacted from any bank or banking association nor shall any proceeding be instituted in the name or by the authority of the State against any bank or banking association and"

Which was adopted.

On motion the Senate took a recess until 3½ o'clock, p. m.

HALF-PAST THREE O'CLOCK, P. M.

Senate resumed its session.

A quorum present.

The orders of the day were resumed.

Mr. Call asked that the rules be waived to allow him to make a motion;

Which was granted.

Mr. Call moved that a committee of three be appointed to act

with a similar committee appointed by the House to report a bill providing for the Finances for the State ;

Which was adopted.

Whereupon Messrs. Call, Finlayson and Magbee, was appointed as said committee.

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

Having been under consideration this morning was read.

Mr. Davidson moved to recommit the bill to the Judiciary committee ;

Which was lost.

Mr. Eppes moved to strike out the fourth section ;

Which was carried.

Mr. Eppes moved to amend by adding the following additional section :

SEC. 3. *Be it further enacted*, That the several banks of this State, and the agencies of foreign banks in this State be and they are hereby authorized to suspend specie payment; and all penalties or interest heretofore provided by law upon their refusal to pay specie on demand of any bill holder of the notes of any of said Banks be and the same are hereby suspended until the first day of January, A. D. 1862.

Mr. Davidson moved as an amendment to Mr. Eppes' amendment ;

After the words "banks" insert "hereafter to be issued ;"

Which was lost.

Upon the question of the adoption of the amendment offered by Mr. Eppes, the yeas and nays were called for by Messrs. Eppes and Magbee ;

The vote was :

Yeas—Mr. President, Messrs. Baldwin, Dawkins, Davidson and Jones—5.

Nays—Brokaw, Call, Chain, Ingram, Magbee, McQueen, Rogers and Simkins—8.

So said amendment was lost.

Mr. Eppes moved to amend by adding the following additional section :

SEC. 3. *Be it further enacted*, That the State Treasurer, the Registers of Public Lands, the several Tax Collectors and Sheriffs and all other receivers of public dues, be and they are hereby authorized to receive in discharge and payment of taxes or other indebtedness due the State, the notes of the several Banks of Florida and the notes of the agencies of the Banks of Georgia, South Carolina and Alabama in this State that are current until the first day of January, A. D., 1862.

To which Mr. Call offered the following substitute :

Be it further enacted, That the State Treasurer, the Register of Public Lands, the several Tax Collectors and Sheriffs, and all other receivers of public dues are hereby required to receive the notes of all specie paying banks in the States of Florida, South Carolina, Georgia, Alabama, Louisiana and Mississippi;

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

The vote was:

Yeas—Messrs. Baldwin, Bowers, Call, Chain, Finlayson, Rogers, Starke and Watlington—8.

Nays—Mr. President, Messrs. Brokaw, Dawkins, Davidson, Ingram, Jones, Magbee and McQueen—8.

So said substitute was lost.

The question then recurred as to the adoption of the amendment offered by Mr. Eppes;

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

The vote was:

Yeas—Mr. President, Messrs. Baldwin, Bowers, Brokaw, Chain, Dawkins, Davidson, Finlayson, Ingram, Jones, Magbee and McQueen—12.

Nays—Messrs. Call, Rogers, Simkins and Watlington—4.

So said amendment was adopted.

Mr. Call moved the following amendment:

Be it further enacted, That no bank, bank agency or banker shall pay out at its or their counter or place of business, the bills of any bank which does not pay specie for its bills (other than their own,) under a penalty of five hundred dollars, for every such offence, to be recovered by an action of debt, one-half for the use of the informer, (in which suit the informer may be a witness).

Mr. Magbee moved that the bill and amendment be laid on the table;

Upon which the yeas and nays were called for by Messrs. Baldwin and Call:

The vote was:

Yeas—Messrs. Brokaw, Call, Magbee, McQueen, Simkins and Watlington—6.

Nays—Mr. President, Messrs. Baldwin, Bowers, Chain, Dawkins, Davidson, Finlayson, Ingram, Jones and Rogers—10.

So said motion was lost.

The question then recurred upon the amendment offered by Mr. Call;

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

The vote was:

Yeas—Messrs. Baldwin, Bowers, Call, Chain, Davidson, McQueen, Rogers, Simkins and Watlington—9.

Nays—Mr. President, Messrs. Brokaw, Dawkins, Finlayson, Ingram, Jones and Magbee—7.

So said amendment was adopted.

Mr. Call moved the following additional section:

Be it further enacted, That every bond, bill, note or other security for money, the consideration for which shall be a loan or advance, of the notes of suspended banks shall be totally void.

Mr. Finlayson moved the indefinite postponement of the bill;

Upon which the yeas and nays were called for by Messrs. Finlayson and Dawkins;

The vote was:

Yeas—Mr. President, Messrs. Bowers, Brokaw, Davidson, Finlayson, Jones, Magbee and McQueen—8.

Nays—Messrs. Baldwin, Call, Chain, Dawkins, Ingram, Rogers, Simkins and Watlington—8.

So said motion was lost.

Mr. Call moved that the further consideration of the bill be postponed until to-morrow;

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

The vote was:

Yeas—Messrs. Baldwin, Call, Chain, Dawkins, Davidson, Jones, McQueen, Rogers, Simkins and Watlington—10.

Nays—Mr. President, Messrs. Bowers, Brokaw, Ingram and Magbee—5.

So said motion was carried.

On motion of Mr. Rogers the rules were waived and he allowed to make a motion;

Which was adopted.

Upon motion of Mr. Rogers, the Senate adjourned until to-morrow morning, 10 o'clock.

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TUESDAY, January 22, 1861.

The Senate met pursuant to adjournment.

A quorum present.

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