

Mr. Baldwin offered a substitute to Mr. Rogers' amendment, a substitute to the whole bill;

Mr. Dawkins moved the indefinite postponement of the bill and substitute;

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

The vote was:

Yeas—Mr. President Messrs. Abercrombie, Baldwin, Brokaw, Call, Chain, Bawkins, Davidson, Jones and Watlington—10.

Nays—Messrs. Ingram, McCall, McQueen, Rogers and Simkins—5.

So the bill and substitute was indefinitely postponed.

Mr. Call moved to reconsider the vote just taken indefinitely postponing the bill, and to lay the motion to reconsider on the table and on this he called the previous question;

Upon which the yeas and nays were called by Messrs. McCall and Baldwin;

The vote was:

Yeas—Mr. President, Messrs. Abercrombie, Baldwin, Brokaw, Call Chain, Dawkins, Davidson, Jones and Watlington—10.

Nays—Messrs. Ingram, McCall, McQueen, Rogers and Simkins—5. So the previous question was sustained.

The question then recurred upon laying the bill upon the table;

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

The vote was:

Yeas—Mr. President, Messrs. Abercrombie, Baldwin, Brokaw, Call, Chain, Dawkins, Davidson, Jones and McCall—11.

Nays—Messrs. Ingram, McQueen, Rogers and Simkins—4.

So the bill was laid upon the table.

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

—o—
THURSDAY, February 7th, 1861.

The Senate met pursuant to adjournment.

A quorum present.

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

The following message was received from the House of Representatives:

HOUSE OF REPRESENTATIVES, }
February 6th 1861. }

HON. T. J. EPPES,

President of the Senate:

Sir: The House has passed the following bills, viz:

A bill to be entitled an act for the better preservation of the State Judicial Library;

A bill to be entitled an act for the security of the citizens of this State transacting business with foreign corporations;

A bill to be entitled an act in relation to crimes and misdemeanors;

A bill to be entitled an act regulating the fees of Port Wardens of the city of Apalachicola and for other purposes;

A bill to be entitled an act to provide for the election of Tax Assessor and Collector for Sumpter county and for other purposes;

A bill to be entitled an act to amend an act entitled an act to regulate pilotage of St. Johns bar;

A bill to be entitled an act requiring certain statements to be made by the several banks of this State to the Governor and Comptroller;

A Senate 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 12th, 1849;

A Senate bill to be entitled an act to relieve the town council of the town of Milton of the limits of fifty per cent. in taxation within the corporate limits of said town and for other purposes;

A Senate bill to be entitled an act for the relief of Joseph Alzerotte;

A Senate bill to be entitled an act for the relief of Dr. James D. Smith;

A Senate bill to be entitled an act governing the County Commissioners of Nassau county in certain cases as amended; and

A Senate bill to be entitled an act for the relief of M. D. Papy and others, passed as amended.

Respectfully,

A. J. PEELER,
Clerk House Rep.

Which was read.

On motion the Senate bills which had passed the House without amendment were ordered to be enrolled, and the House bills read the first time by their titles and placed among the orders of the day for to-morrow.

On motion the amendments of the House to the Senate bills were concurred in, and the bills ordered to be enrolled as amended, and the same ordered to be certified to the House of Representatives.

The following communication was received from the House of Representatives :

HOUSE OF REPRESENTATIVES, }
February 6, 1861. }

HON. T. J. EPPES,

President of the Senate :

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

A bill to be entitled an act to incorporate the Alachua county Railroad Company ;

A bill to be entitled an act to incorporate the Lake City and Blunt Ferry Railroad Company ;

A bill to be entitled an act for the defence of the Port of Apalachicola ;

A Senate bill to be entitled an act to incorporate the Marine and Fire Insurance Company of Pensacola ;

A Senate bill to be entitled an act to improve the navigation of Chipola river and other purposes ;

A Senate bill to be entitled an act for the relief of Edward M. West, Justice of the Peace of Leon county ;

A Senate bill to be entitled an act to incorporate the Pensacola Gas Light Company ;

A Senate bill to be entitled an act to improve the navigation of Weekiver creek and Clay Spring Run creek and to reclaim the swamp and overflowed lands on said streams ;

A Senate bill to be entitled an act for the relief of James McCormick ; also

A resolution relative to the State Library.

Very respectfully,

A. J. PEELER,

Clerk House of Representatives.

Which was read, the Senate bills ordered to be enrolled, and the House bills read the first time by their titles and placed among the orders of the day.

Mr. Magbee from the committee on engrossed bills made the following report :

The committee on engrossed bills report the following bill as correctly engrossed :

A bill to be entitled an act to provide for the incorporation of Insurance Companies.

JAS. T. MAGBEE,
For committee.

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

Mr. Magbee, from the committee on Ways and Means, made the following report :

The committee on Ways and Means to whom was referred a bill to be entitled an act to provide for the public expenditure,

REPORT :

That the House bill providing for the issue of Treasury notes which your committee has reported with amendments, supplies the wants provided for in this bill, they therefore instruct me to return the bill, and ask leave to be discharged from further consideration thereof.

JAMES T. MAGBEE,
Chairman.

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

Also the following :

The committee on Ways and Means to whom was referred a bill to be entitled an act to increase the taxes, have had the same under consideration, and have instructed me to

REPORT

The same back to the Senate without amendment, and to recommend its passage. In this recommendation I must however, with due respect to the committee, enter my dissent.

JAMES T. MAGBEE,
Chairman.

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

Also the following :

The committee on Ways and Means to whom was referred a resolution authorizing the Treasurer to make temporary arrangements to meet the present expenses of the State, have had the same under consideration, and have instructed me to

REPORT

The resolution back with amendment and recommend that it do pass.

J. T. MAGBEE,
Chairman.

Which was received, read and the bill ordered to be placed first among the orders of the day.

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

The Judiciary committee report the bill to be entitled an act transferring causes from the late District Court to the Circuit Court, with amendments, and recommend its passage.

GEO. W. CALL,
Chairman.

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

Mr. Baldwin from the committee on Claims and Accounts made the following report:

The committee on Claims and Accounts to whom was referred a resolution to compensate B. F. Whitner, Jr., for services in running and marking the boundary line between the States of Florida and Georgia, have had the same under consideration, and instruct me to

REPORT

That the said Whitner was appointed to this service by the Governor in 1859, and in a letter of the date of 5th September of that year, in speaking of the compensation for the service, the Governor says: "It is to be determined by the Legislature, which I feel confident will be equal to that paid by Georgia to the surveyor appointed by the Governor to co-operate with you, or to that paid you by the State to run the boundary line between the States of Florida and Alabama;" and in reply to the other, on the date of the 16th of the same month, Col. Whitner says that the rate allowed on the former survey will be satisfactory to him.

The service was rendered, and from an account current presented by the said Whitner, the cost of the outfit and expenses of the survey on the part of Florida, was \$1,053.77, and from the sale of mules, &c., belonging to the expedition, there was realized \$520.95 leaving \$532.82 to be provided for as the outfit and expenses of the expedition. To which is to be added the sum of \$2,500 for his own services as surveyor, making then an aggregate of \$3,033.82 to be provided for by the Legislature. Of this sum there has already been ordered to the said Whitner by the Governor, \$1,500, leaving now due to him the sum of \$1,533.82.

The bill should return the amount of \$3,033.82, deducting there from the sum of \$1,500 which has already been received by him,

and your committee offer the accompanying bill as a substitute for the House bill, and recommend its passage.

Respectfully submitted,

A. S. BALDWIN,
Chairman.

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

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

The select committee to whom was referred a bill to be entitled an act to repeal in part the laws prohibiting intercourse with the Indians, have had the same under consideration and

REPORT

That they are not satisfied that the act which said bill seeks to repeal in part should be any way changed or altered; your committee therefore recommend that the bill do not pass.

JAS. T. MAGBEE,
E. C. SIMKINS.

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

A committee from the House appeared at the bar and informed the Senate that the House had passed a bill to be entitled an act for the government of the military forces of this State, and asked the concurrence of the Senate in the same;

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

ORDERS OF THE DAY.

House Resolution authorizing the Treasurer to make temporary arrangements to meet the present expenses of the State;

Was read the third time, and on motion the amendments reported by the committee adopted.

Mr. Call offered the following amendments:

After the word "State," 5th line, insert "by and with the approbation of the Governor of this State." Add to the end of bill "provided that not more than after the rate of 8 per cent. per annum be paid for the use of said money." After the word "State" in 7th line insert "or with any other person or corporations." In 10th and 12th lines strike out "he is" and insert "they are;"

Which were adopted.

The rules were then waived, the resolution read the third time by its title and put upon its passage;

The vote was:

Yeas—Mr. President, Messrs. Abercrombie, Baldwin, Brokaw, Call, Chain, Dawkins, Ingram, Jones, Magbee, McQueen, Rogers and Simkins—13.

Nay—Mr. Watlington—1.

So said resolution passed.

Mr. Call moved to amend the title of the resolution :

Which was agreed to and the same ordered to be certified to the House of Representatives.

A bill to be entitled an act to amend an act to provide for the incorporation of Insurance companies ;

Was read the third time and put upon its passage ;

The vote was :

Yeas—Mr. President, Messrs. Baldwin, Brokaw, Call, Chain, Dawkins, Davidson, Ingram, Jones, Magbee, McQueen, Simkins and Watlington—13.

Nays—none.

So said bill passed—title as stated.

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

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 correctly engrossed :

A bill to be entitled an act to incorporate a company to construct a railroad from St. Andrews to some point on the line of Georgia or Alabama in West Florida ;

A bill to be entitled an act to amend the attachment laws ; and

A bill to be entitled an act providing a mode of instituting suits against counties.

Respectfully submitted,

TILLMAN INGRAM,
Chairman.

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

A bill to be entitled an act to provide for the public expenditure ;

Was read the second time and on motion laid on the table.

A bill to be entitled an act to increase the taxes ;

Which was read the second time.

Mr. Chain moved to strike out the first section ;

Upon which the yeas and nays were called for by Messrs. McCall and Ingram ;

The vote was :

Yeas—Mr. President, Messrs. Abercrombie, Chain, Dawkins, Davidson, Ingram, Magbee, McQueen and Watlington—9.

Nays—Messrs. Baldwin, Brokaw, Call, Jones, McCall and Simkins—6.

So said motion was adopted.

Mr. Dawkins moved to reconsider the vote just taken on striking out.

Mr. Chain moved to lay the motion to reconsider on the table ;

Which was lost.

The question then recurred upon the motion to reconsider ;

Upon which the yeas and nays were called by Messrs. Chain and Ingram ;

The vote was :

Yeas—Mr. President, Messrs. Abercrombie, Baldwin, Brokaw, Call, Dawkins, Davidson, Jones, Magbee, McCall, McQueen, Rogers and Simkins—13.

Nays—Messrs. Chain, Ingram and Watlington—3.

So said motion was adopted.

Mr. Davidson moved to amend by striking out "twenty-five" and inserting "twenty" in the first section ;

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

The vote was :

Yeas—Messrs. Abercrombie, Baldwin, Brokaw, Davidson, Ingram, Jones and Magbee—7,

Nays—Mr. President, Messrs. Call, Chain, Dawkins, McCall, McQueen, Rogers, Simkins and Watlington—9.

So said motion was lost.

On motion the bill was then passed over informally.

The committee appointed on yesterday to return to the House a bill to be entitled an act to establish the Commercial Bank of Lake City, and ask them to recede from their amendments thereto, reported that they had performed that duty and were discharged.

A bill to be entitled an act transferring causes from the late District Courts to the Circuit Courts ;

Was read the second time, the amendments of the Judiciary committee concurred in, and the bill ordered to be engrossed, as amended, for a third reading on to-morrow.

House bill to be entitled an act to compensate B. F. Whitner, Jr., for services in running and marking the boundary line between the States of Florida and Georgia ;

Was read the second time, the substitute proposed by the committee on Claims and Accounts adopted, and ordered for a third reading on to-morrow.

House bill to be entitled an act to repeal in part the laws prohibiting intercourse with the Indians ;

Was read the second time, and on motion, laid upon the table.

A bill to be entitled an act to incorporate a company to construct a Railroad from St. Andrew's to some point on the line of Georgia and Alabama in West Florida ;

Was read a third time and put upon its passage ;

The vote was:

Yeas—Messrs. Abercrombie, Baldwin, Call, Chain, Dawkins, Ingram, Jones and Watlington—8.

Nays—Messrs. Brokaw, Magbee, and McQueen—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 amend the attachment laws;

Was read a third time and put upon its passage;

The vote was:

Yeas—Messrs. Abercrombie, Baldwin, Brokaw, Call, Chain, Dawkins, Ingram, Jones, Magbee, McQueen, Rogers, Simkins and Watlington—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 providing a mode for instituting suits against counties;

Was passed over informally and ordered to be re-engrossed to come up on its third reading on to-morrow.

A bill to be entitled an act to declare who are citizens of the State of Florida;

Was read the second time.

Mr. Baldwin moved to amend by striking out "five years" in section three, and inserting "three years."

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

The vote was:

Yeas—Messrs. Abercrombie, Baldwin and Brokaw—3.

Nays—Mr. President, Messrs. Call, Chain, Dawkins, Ingram, Jones, Magbee, Rogers, Simkins and Watlington—10.

So the motion was lost.

The bill was then ordered to be engrossed for a third reading on to-morrow.

House bill to be entitled an act for the relief of Wm. J. Parker of Suwannee county;

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

The vote was:

Yeas—Mr. President, Messrs. Abercrombie, Baldwin, Brokaw, Call, Chain, Dawkins, Jones, Rogers, Simkins and Watlington—11.

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 relief of F. L. Dancy, late Surveyor General, and for other purposes;

Was read the third time and put upon its passage;

The vote was:

Yeas—Mr. President, Messrs. Abercrombie, Baldwin, Brokaw, Call, Chain, Dawkins, Jones, Magbee, Rogers, Simkins and Watlington—12.

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 providing for the maintainance of the Light houses on the sea board;

Was read the third time and put upon its passage;

The vote was:

Yeas—Mr. President, Messrs. Abercrombie, Baldwin, Brokaw, Call, Chain, Dawkins, Jones, Rogers, Simkins, and Watlington—11.

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 prescribing the form of an oath of allegiance;

Was read the third time and put upon its passage;

The vote was:

Yeas—Mr. President, Messrs. Abercrombie, Baldwin, Brokaw, Call, Chain, Dawkins, Jones, Magbee, Rogers, Simkins and Watlington—12.

Nays—None.

So said resolution passed—title as stated.

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

House bill to be entitled an act to amend the act to incorporate the town of Marianna, approved Jan. 8, 1853;

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

The vote was:

Yeas—Mr. President, Messrs. Abercrombie, Baldwin, Brokaw, Call, Chain, Dawkins, Jones, Magbee, McQueen, Rogers, Simkins and Watlington—13.

Nays—none.

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 provide for taking of the marks and brands of cattle driven from the counties of Sumter, Hillsboro' and Manatee;

Was read the second time and ordered for a third reading on tomorrow.

House bill to be entitled an act to provide for the service of civil process in certain cases:

Was read the second time and ordered for a third reading on tomorrow.

House bill to be entitled an act concerning the office of Clerk of the Supreme Court of this State;

Was read the third time and put upon its passage;

The vote was:

Yeas—Mr. President, Messrs. Abercrombie, Baldwin, Brokaw, Call, Chain, Dawkins, Jones, McQueen, Simkins and Watlington—11.

Nays—none.

So said bill passed—title as stated.

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

Mr. Call moved that the rules be waived and he be permitted to introduce without previous notice a bill to be entitled an act for the relief of the Pensacola and Georgia Railroad Company, and that the same be read a first, second and third time by its title;

Which was adopted.

A bill to be entitled an act for the relief of the Pensacola and Georgia Railroad Company;

Was read the first, second and third times and put upon its passage;

The vote was:

Yeas—Mr. President, Messrs. Abercrombie, Baldwin, Brokaw, Call, Chain, Dawkins, Jones, McQueen, Simkins and Watlington—11.

Nays—none.

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 change the name of Elizabeth Lovett;

Was read the third time and put upon its passage;

The vote was:

Yeas—Mr. President, Messrs. Abercrombie, Brokaw, Call, Chain, Dawkins, Jones, McQueen, Simkins and Watlington—10.

Nay—Mr. Baldwin—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 amend the road laws in the counties of Leon and Gadsden;

Was read a third time and put upon its passage;

The vote was:

Yeas—Mr. President, Messrs. Abercrombie, Baldwin, Brokaw, Call, Chain, Dawkins, Jones, McQueen, Simkins and Watlington—11.

Nays—none.

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 authorize Henry C. Grooyenstine to plead and practice law;

Was read the third time and put upon its passage;

The vote was:

Yeas—Mr. President, Messrs. Abercrombie, Baldwin, Brokaw, Call, Chain, Dawkins, Jones, McQueen, Simkins and Watlington—11.

Nays—none.

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 making Capt. Simeon Sparkman a citizen of Columbia county;

Was read the third time and put upon its passage;

The vote was:

Yeas—Mr. President, Messrs. Abercrombie, Baldwin, Brokaw, Call, Chain, Dawkins, Jones, McQueen, Simkins and Watlington—11.

Nays—none.

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 for the relief of Wm. H. Fannen;

Was read the third time and put upon its passage;

The vote was:

Yeas—Mr. President, Messrs. Abercrombie, Baldwin, Brokaw, Call, Chain, Dawkins, Jones, Magbee, McQueen, Simkins and Watlington—12.

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 reorganizing the Military forces of this State;

Was passed over informally and made the special order for tomorrow.

A bill to be entitled an act to amend the Militia laws now in force in this State;

Was passed over informally and made the special order for to-morrow.

House bill to be entitled an act to enable Railroad Companies to obtain the right of way;

Was read the third time and put upon its passage;

The vote was:

Yeas—Mr. President, Messrs. Abercrombie, Baldwin, Brokaw, Call, Chain, Dawkins, Ingram, Jones, McQueen, Simkins and Watlington—12.

Nays—none.

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 regulate fishing on the coast of Florida;

Was read the third time and put upon its passage;

The vote was:

Yeas—Mr. President, Messrs. Abercrombie, Baldwin, Call, Chain, Dawkins, Ingram, Jones and Simkins—9.

Nays—Messrs. Brokaw, McQueen and Watlington—3.

So said bill passed—title as stated.

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

House resolution to provide for the appointment of a Major General in the army of Florida;

Was passed over informally and made the special order for to-morrow.

House bill to be entitled an act for the relief of Satrene Remerez and others, inhabitants of Escambia county;

Was read a third time and put upon its passage;

The vote was:

Yeas—Mr. President, Messrs. Abercrombie, Baldwin, Call, Chain, Dawkins, Jones and Watlington—8.

Nays—Messrs. Brokaw, Ingram, Magbee, McQueen and Simkins—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 to establish the office of Indian Agent

Was read the second time, and on motion of Mr. Call, indefinitely postponed.

House bill to be entitled an act to for the government of the Military forces of the State of Florida;

Was passed over informally and made the special order for to-morrow.

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

—o—

FRIDAY, February 8th, 1861.

The Senate met pursuant to adjournment.

A quorum present.

The Rev. Dr. DuBose officiated as Chaplain.

On motion the reading of yesterday's journal was dispensed with. Mr. Magbee moved that the Senator from the 18th District be excused from attendance on the Senate on to-morrow;

Which was agreed to.

Mr. McCall moved that a committee of three be appointed for the purpose of inquiring into the state of the Republic of Florida;

Which was agreed to, and Messrs. McCall, Chain, and Brokaw appointed said committee.

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

A bill to be entitled an act to clean out and improve the navigation of Escambia River in West Florida.

The following message was received from the House of Representatives:

HOUSE OF REPRESENTATIVES. }
February, 7, 1861. }

Hon. T. J. EPPES,

President of the Senate:

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

House bill to be entitled an act respecting the sale of vinous or spirituous liquor to slaves or free persons of color;

A resolution relative to the adjournment of the Legislature of this State;

A bill to be entitled an act to provide the mode and manner of giving notice in actions of ejectment;

A bill to be entitled an act regulating wharfage in the city of Apalachicola;