

the State, that a railroad shall be in process of construction I cannot but think that it is unwise in the State to thus part with its title to the land upon an uncertainty as to when, if ever, the object of the grant is to be inaugurated.

Again, what seems most objectionable is that although a road may never be built, the land itself may remain where the bill places it, and if sold, as would most likely be the case, its proceeds will be hung up in the hands of the Trustees without there being any provision for its return to the State, or for its beneficial application to the county of Hillsborough or the citizens thereof.

Very respectfully,

M. S. PERRY.

Which was read.

The following communication was received from his Excellency the Governor :

EXECUTIVE DEPARTMENT, }
Tallahassee, Feb. 14, 1861. }

HON. T. J. EPPES,

President of the Senate :

SIR—I have approved and signed the following bills, viz :
An act re organizing the Military forces of this State ; and
An act providing for the issue of Treasury notes.

Very respectfully,

M. S. PERRY.

Which was read.

A committee appeared at the bar and informed the Senate that they had been appointed a committee on the part of the House to act with a similar committee on the part of the Senate, to wait upon his Excellency the Governor, and inquire if he had anything to lay before the General Assembly ;

The Chair appointed Messrs. Watlington, Chain and Dawkins as said committee.

The committee retired, and after a short absence returned and reported that they had performed said duty, and that his Excellency had no farther communications to lay before the General Assembly, and the committee were discharged.

On motion a committee consisting of Messrs. Magbee, Brokaw and Dawkins was appointed to wait upon the House and inform that body that the Senate was ready to adjourn, in pursuance to joint resolution of the General Assembly.

A committee appeared at the bar and informed the Senate that the House was now ready to adjourn.

The hour of adjournment as fixed by joint resolution of both Houses of the General Assembly having arrived, the President declared the Senate adjourned *sine die*.

APPENDIX.

DOCUMENTS
ACCOMPANYING THE GOVERNOR'S MESSAGE.

COMPTROLLER'S REPORT.

TREASURY DEPARTMENT, COMPTROLLER'S OFFICE, }
TALLAHASSEE, Nov. 1st, 1860. }

To his Excellency, MADISON S. PERRY,
Governor of Florida:

Sir: In obedience to the requirements of law, I herewith submit my Report upon the Finances of the State for the year ending on the 31st of October, 1860.

The receipts at the Treasury for the year ending on the 31st October, 1860, amount to.....\$115,894 89 ✓

To wit:—From License Tax,.....	\$6,554 51	
“ Fines,.....	2,685 38	
“ Auction Tax,.....	2,285 96	
“ Revenue, 1850,.....	39 51	
“ “ 1857,.....	1,773 99	
“ “ 1858,.....	6,858 40	
“ “ 1859,.....	93,263 99	
“ “ 1860,.....	2,353 06	
On Account of Rent,.....	60 00	
“ Contingent Fund,.....	16 00	
“ Sale of Books,.....	5 00	—\$115,894 89 ✓

The Warrants issued amount to.....\$117,803 85 ✓

To wit:—*Judicial Department*—

On account of Salaries,.....	\$23,575 00	
“ Contingent Expenses of Supreme Court,.....	1,694 03	
“ Fees paid acting Solicitors,.....	235 00	
“ Additional compensation to Judges,.....	79 50	
“ Attendance of Attorney General on Supreme Court,.....	61 00	—\$25,644 53

Executive Department—

On account of Salaries,.....	\$5,100 00	
“ Governor's Residence, ..	500 00	—5,600 00

Military Department—

On account of Salaries,.....	163 83	
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Ninth General Assembly Adjourned Session—

On account of Pay of Members and Clerks,.....	\$12,637 00	
“ Contingent Expenses proper,.....	465 53	
“ Printing General Laws, ..	324 40	
“ “ Miscellaneous, ..	2,465 50	
“ Copying House Journal, ..	270 00	
“ “ Senate Journal, ..	50 00	—17,702 43

1913.96

BALANCES

School Fund,.....	13,122 04
Seminary Fund,.....	488 66
	<hr/>
	\$190,159 98

STATE REGISTER'S REPORT.

STATE REGISTER'S OFFICE, }
November 1st, 1860. }

To his Excellency MADISON S. PERRY, Governor of Florida:

SIR: As Register of Public Lands and Superintendent of Common Schools and Seminaries for the State, I have the honor to submit to your Excellency the following as the Biennial Report of this office:

SEMINARY FUND.

From October 31st, 1858, to November 1st, 1860, there have been sold, of the lands belonging to this Fund, 3,097 79-100 acres, at an average price of a little over \$3.94½ per acre, producing, in cash, \$3,683.65, and, in bonds, \$9,626.69. Add this number of acres to the 32,651 59-100 stated as having been sold at the date of the last report of my predecessor, and it appears that the whole number of acres belonging to this fund sold since the establishment of this office is 35,748 79-100, producing in cash and bonds the sum of \$84,935.58.

The following is a statement of the receipts and disbursements on account of this Fund during the period embraced in this report:

Received in cash:

From cash payments made for entries of lands,	\$3,683 65
From bonds given for credit instalments,	4,410 56
From balance on hand per last report,	3 72
	<hr/>
	\$8,094 21

Disbursements:

Amount paid to C. H. Austin, Treasurer,	8,040 31
Balance on hand not paid over,	53 90
	<hr/>
	\$8,094 21

SCHOOL FUND.

From October 31st, 1858, to November 1st, 1860, there have been sold, of lands belonging to this Fund, 14,827 11-100 acres, at an average price of a little more than \$1.38½ per acre, yielding, in cash, \$8,421.44, and, in bonds, \$12,578.98. Add this number of acres to the 46,881 96-100 acres stated as having been sold in the last report from this office, and it appears that

the whole number of acres belonging to this Fund sold since November 23d, 1850, is 61,709 7-100 acres, producing, in cash and bonds, the sum of \$99,681.01.

The following is a statement of the receipts and disbursements on account of this Fund during the period embraced in this report:

Received in cash:

From sales of lands, being cash payments,	\$8,421 44
From payment of instalment bonds,	21,749 46
Balance not paid over per last report,	28 64
	<hr/>
	\$30,199 54

Disbursements:

Paid Williams, Gwynn and Harris for appraising,	\$1,621 11
Paid for binding and printing 1 vol. certificates,	8 00
Money refunded upon an erroneous entry,	15 00
Paid C. H. Austin, Treasurer,	27,657 79
Balance not paid over,	897 64
	<hr/>
	\$30,199 54

COMMON SCHOOLS.

The following statements show the number of children in each county between the ages of five and eighteen years, and the am't of money apportioned to each county, accruing from the interest of the School Fund, for the years 1859 and 1860:

A.

The Apportionment of Interest accruing on the School Fund from July 1st, 1858, to July 1st, 1859, among the several Counties in the State.

COUNTIES.	No. Children.	Amount.	Remarks.
Escambia,.....	650	\$270 18	Amount apportioned for each child a little over 41-57 cents.
Santa Rosa,.....	1,044	434 00	
Walton,.....	520	216 13	
Washington,.....	466	193 70	
Holmes,.....	331	137 60	
Jackson,.....	1,946	808 85	
Calhoun,.....	250	103 92	
Franklin,.....	506	210 33	
Gadsden,.....	1,062	441 42	
Liberty,.....	265	110 15	
Leon,.....	1,210	505 00	
Wakulla,.....	501	208 25	
Jefferson,.....	839	348 73	
Madison,.....	973	404 41	
Taylor,.....	160	66 50	
Lafayette,.....	160	66 50	
Hamilton,.....	651	270 60	
Columbia,.....	1,745	725 32	
Nassau,.....	351	145 89	
Duval,.....	1,602	665 88	
Alachua,.....	900	374 09	
Marion,.....	929	386 15	
Sumter,.....	233	96 85	
St. Johns,.....	452	187 88	
Putnam,.....	507	210 73	
Orange,.....	220	91 44	
Volusia,.....	208	86 46	
Brevard,.....	100	41 56	
Levy,.....	272	113 05	
Hernando,.....	269	112 80	
Hillsborough,.....	700	290 96	
Manatee,.....	148	61 51	
Monroe,.....	590	245 33	
	20,760	\$8,630 10	

B.

Apportionment of Interest accruing on the School Fund from July 1st, 1859, to July 1st, 1860, among the several Counties of the State of Florida.

COUNTIES.	No. Children.	Amount.	Remarks.
Escambia,.....	567	\$255 15	Amount apportioned for each child, 45 cents.
Santa Rosa,.....	1,044	469 80	
Walton,.....	685	218 25	
Washington,.....	435	195 75	
Holmes,.....	410	184 50	
Jackson,.....	1,995	897 75	
Calhoun,.....	200	90 00	
Franklin,.....	421	189 45	
Gadsden,.....	1,058	476 10	
Liberty,.....	272	122 40	
Leon,.....	1,133	509 85	
Wakulla,.....	527	227 15	
Jefferson,.....	869	387 90	
Madison,.....	1,081	486 45	
Taylor,.....	412	185 40	
Lafayette,.....	160	72 00	
Hamilton,.....	875	393 75	
Suwannee,.....	323	147 60	
Columbia,.....	919	413 55	
New River,.....	500	225 00	
Nassau,.....	386	173 70	
Duval,.....	434	195 20	
Clay,.....	313	140 85	
St. Johns,.....	634	280 80	
Putnam,.....	510	229 50	
Alachua,.....	900	405 00	
Marion,.....	1,200	540 00	
Sumter,.....	233	104 85	
Orange,.....	220	99 00	
Volusia,.....	208	93 60	
Brevard,.....	100	45 00	
Levy,.....	341	153 45	
Hernando,.....	408	183 60	
Hillsborough,.....	867	390 15	
Manatee,.....	148	66 60	
Monroe,.....	602	270 90	
	21,178	\$9,530 10	

But few of the County Superintendents have reported anything except the census of children as returned to them by the Tax Assessors.

In Escambia county—One Teacher was employed during the year ending July 1, 1860, teaching 27 Scholars; amount paid him, \$117.65; during the previous year six teachers were employed, teaching 150 children; amount paid them \$677.50; several of said teachers were employed only a part of the year.

In Santa Rosa county—No children attended school under the provisions of the Act of 1853 during the year 1859, no Common Schools being as yet organized. No appropriation by the county for Common Schools.

In Washington county—Teachers employed in 1859, nine; amount paid them, \$173.55; No. of scholars taught, 152; Teachers employed in 1860, four; amount paid them, \$96.75; Scholars taught, 92. Nothing appropriated by the county.

In Jackson county—Teachers employed in 1859, ten; amount paid them, \$355; Scholars taught, 258: amount appropriated by the county during the year, \$807.46; in 1860, No. of Teachers employed, 16; amount paid them, \$595; Scholars taught, 464; amount appropriated by the county, \$934.77.

In Wakulla county—No children attending school under the Act. The County Commissioners have laid a tax of 10 per cent. upon the State Tax for Common School purposes.

In Duval county—Two Teachers were employed; amount paid them, \$94.50; No. of children taught, 33.

In Marion county, 1860—Teachers employed, fourteen; amount paid them, \$426.75; No. of children taught, 256.

In Monroe county, 1859—Teacher employed, one; assistants, two; No. of schools, 1; No. of children attending school, 146; amount paid Teachers, \$727.65; amount paid from county apportionment, \$545. In 1860—Teacher employed, 1; assistants, 1; No. of schools, 1; children attending school, 195; amount paid Teachers, \$824.80; total sum apportioned to said county by State and county, \$825.

The apportionment of the interest of the School Fund in 1860 gives 45 cents for each child between the ages of five and eighteen years. This is the largest apportionment ever made from the School Fund. *If equally distributed*, it is evident the amount is insufficient to confer any practical benefit upon the children of our State. This suggestion is all that I suppose necessary to call the attention of yourself and the Legislature to the subject.

By the Act of the last Legislature it is made the duty of the State Superintendent to pay the amount of school money apportioned annually, to each county, to the Judge of Probate of the county. The law does not provide that the County Superintendents shall make any report of the manner in which said Fund is disposed of or invested.

SEMINARIES.

Circumstances over which I had no control have so far prevented me from visiting the Seminary at Ocala this year, nor have I received any report from the Board of Visitors.

I have several times visited the Seminary at Tallahassee, and find that there are prospects of it becoming a highly useful institution.

HUGH A. CORLEY, Register.

SALESMAN'S REPORT.

TALLAHASSEE, FLA., Nov. 1, 1860.

To his Excellency, Madison S. Perry, Governor of Florida, and President of the Board of Trustees of the Internal Improvement Fund:

SIR: As Salesman of the Board of Trustees of the Internal Improvement Fund, I have the honor to submit the following Report of sales and receipts in this office for the two last years.

From 31st October, 1858, to November 1st, 1860, there have been sold of lands belonging to the original Internal Improvement Fund 7,949.37 acres, at an average price of nearly \$2.17 per acre. Add this number of acres to the 153,572.91 stated to have been sold in the last Report of my predecessor, and it appears that 161,522.28 acres belonging to this Fund have been sold since the establishment of this Office. In addition to these, the Board has issued to the St. Johns and Indian River Canal Commissioners a deed for 20,227.78 acres of Internal Improvement lands, making the whole amount heretofore disposed of 181,750.06.

During the period embraced in this Report there have been sold of swamp and overflowed lands granted by the act of Congress of September 28th, 1850, 60,073.95 acres, making the whole amount of these lands sold since they were brought into market 179,195.90 acres.

The annexed tables, marked A and B, exhibit statements of the monthly sales during the period embraced in this Report, and of the monthly receipts up to the 1st of April last. Since the last named date the moneys have been received by C. H. Austin, Esq., Treasurer of the Board.

HUGH A. CORLEY, Salesman, &c.

A.

Statement of Sales of Internal Improvement and Swamp Lands,
from November 1st, 1858, to November 1st, 1860

MONTH.	SWAMP LANDS.			INTER'L IMP. LANDS.		
	No. Acres Sold.	A't. Cash Payme't.	Amt. Bonds Received.	No. Acr's Sold.	A't. Cash Payme't.	Amt. Bonds Received.
November, 1858,...	2,928.01	\$1106 43	\$3,418 53	480.22	\$287 85	\$768 44
December, 1858,...	3,432.03	1721 33	3,551 73	80.19	52 00	130 15
January, 1859,...	4,373.94	2572 23	4,367 91	242 82	179 00	432 65
February, 1859,...	6,537.45	2381 48	7,497 00	210.08	133 00	357 48
March, 1859,...	2,730.62	2499 51	1,180 60	272 36	190 11	193 54
April, 1859,...	1,364.77	1615 25		160 14	289 00	
May, 1859,...	3,211.97	3633 02	239 50	160.93	339 24	
June, 1859,...	1,337.35	2320 92		131.15	71 91	195 26
July, 1859,...	3,039.42	4020 06		40.17	96 66	
August, 1859,...	2,140.40	2639 30		197.02	107 05	291 99
September, 1859,...	2,097.19	2342 11		119.84	79 15	213 90
October, 1859,...	1,996.24	2256 17		78.94	44 00	117 22
November, 1859,...	2,465.45	3057 42		80.02	44 24	119 26
December, 1859,...	2,991.53	3465 63		200.07	153 18	413 19
January, 1860,...	2,460.56	3901 65		40.00	71 90	
February, 1860,...	2,759.59	3076 14		160.12	125 18	338 73
March, 1860,...	1,772.78	2093 60		118.72	65 66	176 98
April, 1860,...	2,490.50			80 00		
May, 1860,...	1,210.63			2751 02		
June, 1860,...	1,519.26			1321 00		
July, 1860,...	1,563.23			240 00		
August, 1860,...	1,331.23			794 14		
September, 1860,...	2,296.15			120.37		
October, 1860,...	1,520.60					
	60,073.95		\$20,255 27	7949.37		\$3,807 89

Credit system abolished.

Received by
C. H. Austin,
Treasurer.Credit system
abolished.Received by
C. H. Austin,
Treasurer.

B.

Statement of the amount of Cash received on account of Sales
of Swamp and Internal Improvement Lands from November
1st, 1858, to April 1st, 1860.

MONTH.	Cash Payments.	Notes Paid.	Inter. on Notes.	TOTAL.
November, 1858,...	\$1,394 28	\$3,013 63	\$65 27	\$4,473 18
December, 1858,...	1,773 33	2,997 54	30 71	4,801 58
January, 1859,...	2,751 23	4,699 09	143 08	7,593 00
February, 1859,...	3,014 48	5,814 74	4 30	8,834 02
March, 1859,...	2,689 62	3,359 60	49 09	6,098 31
April, 1859,...	1,934 25	2,201 46	6 36	4,142 07
May, 1859,...	4,027 26	3,079 02	10 57	7,116 85
June, 1859,...	2,392 83	2,020 92	69 38	5,383 13
July, 1859,...	4,116 72	2,690 63	16 88	6,824 23
August, 1859,...	2,746 35	2,301 20	44 77	5,092 42
September, 1859,...	2,421 26	1,165 30	39 21	3,625 77
October, 1859,...	2,300 17	4,384 08	535 06	7,219 31
November, 1859,...	3,101 72	4,320 19	126 02	7,547 93
December, 1859,...	3,618 86	3,609 34	22 30	7,250 50
January, 1860,...	3,073 55	3,601 57	27 62	6,712 74
February, 1860,...	3,201 32	6,032 41	103 50	9,337 23
March, 1860,...	2,159 26	3,248 36	31 97	5,439 59
Total,.....	\$46,716 49	\$59,439 78	\$1,342 19	\$107,498 46

TREASURER'S REPORT.

TREASURY OFFICE, }
TALLAHASSEE, Nov. 20, 1860. }

To His Excellency, MADISON S. PERRY,

Governor of Florida:

Sir: I respectfully present (and through you to the General Assembly,) my report of the financial affairs of the Internal Improvement Fund, for the two years beginning November 1, 1858, and ending October 31, 1860.

Since the organization of the Board of Trustees, the Fund has received (in round numbers,) four hundred and seventy-one thousand and eighty-five dollars, from the following sources:

From sale of lands—cash,.....	\$321,000 00	
In Tallahassee Railroad bonds,.....	3,100 00	\$324,100 00
From the General Government on account of land reclamation,.....		42,038 55
From sales of State stocks,.....		52,000 00
From the several Railroads of the system on account of net earnings,.....		18,336 04
From Interest account—in cash,.....	\$13,080 00	
In bonds,.....	2,000 00	15,080 00
From bills payable,.....		19,000 00
From Calhoun county loan,.....		300 00

From miscellaneous sources,.....	230 40	
		\$471,085 00
Tallahassee Railroad Company Bonds on hand from land sales and interest account,.....	5,100 00	
		\$465,985 00
Which has been disbursed for the following purposes:		
Invested in Bonds of the several Railroads of the system,....	\$120,145 00	
Disbursed for the interest on the Bonds of the said Railroad Companies,.....	231,300 00	
Disbursed for the St. Johns and Indian River Canal,.....	6,000 00	
Disbursed for selecting lands:		
Paid H. Wells and A. M. Randolph,.....	\$82,475 00	
Paid Walter Gwynn,.....	4,151 00—	86,626 00
Disbursed for management and sale of lands,.....		6,500 00
For legal services,.....		500 00
For rescinded land contracts,.....		600 00
For interest account,.....		1,887 00
For bills payable account,.....		8,706 04
For miscellaneous purposes,.....		3,222 61
Balance on hand,.....		498 35
		\$465,985 00

The Florida Rail Road Company.

The amount of interest paid upon the bonds of this Company with that which has accrued on their bonds held by the Trustees is,.....	\$195,195 00
To which add land dividend and stock interest,.....	19,265 91
	\$214,460 91

For which there have been received certificates of Stock,.....	\$130,100 00
Cash on net earnings account,.....	6,937 33—
	137,037 33
	\$77,423 58

They have acknowledged receipt of statement and say that the certificate for the balance shall be forthcoming, and have presented a draft for the amount of \$4,379 30 to be applied to their net earnings account.

The Pensacola & Georgia Rail Road Company.

The amount of interest paid for this Company, with that which has likewise accrued, &c., is,.....	\$32,100 00
For which has been rec'd certificates of stock,....	\$26,900 00.
Cash on net earnings account,.....	5,200 00—
	\$32,100 00

The Florida, Atlantic & Gulf Rail Road Company.

The amount of interest paid and that which has accrued, &c.,.....	\$22,505 00
For which has been rec'd certificates of stock,....	\$16,300 00
Cash on net earnings account,.....	6,198 71
Balance,.....	629 00—
	\$22,505 00

The Tallahassee Rail Road Company.

This Company did not apply to the Fund to provide for the interest of their bonds.

They have provided for the sinking Fund account to July 1859, by their bonds amounting to,.....	\$5,100 00
And cash,.....	505 00
	\$5,605 00

ASSETS.

The assets of the Fund are as follows:

Railroad Stocks, viz:		
The Florida Railroad,.....	\$130,100	
Pensacola & Georgia Railroad,.....	26,900	
Florida, Atlantic & Gulf Central Railroad,.....	10,300	
		\$173,300 00
Railroad Bonds:		
Tallahassee Railroad,.....	\$53,600	
Deduct exchg. with Comp'r for Florida R. R. do. (by order of Board),....	50,000	
		3,600
Of sinking Fund,.....	5,100	
Of interest account,.....	2,000	
		10,700
Florida Railroad Company Bonds,.....		95,000
Pensacola & Georgia Railroad Bonds,*..	41,000	
Deduct amount returned to equalize rate of purchase, (by order of Board),...	2,000	
		39,000
Florida, Atlantic & Gulf Central Railroad Bonds,.....		23,000
		167,700 00
County Bonds:		
Gadsden County,.....		1,150
Calhoun County,.....	650	
Less collected,.....	300	350
		1,500 00
Land Bonds:		
Per Register's List,.....	94,634 81	
Less Collected,.....	8,672 20	
		85,962 61
Per list of last Report,....	986 13	
Less collected,.....	451 38	534 75
		86,497 36
		\$428,997 98

Very respectfully,

C. H. AUSTIN,
Treasurer Board Trustees In. Imp. Fund.

*This item was erroneously published \$41,500 in last Report. See original extension of Oct. 8, 1858.

	8. By amount paid M. Nash, P. M., postage bill Salesman's office,.....	32 55	
	" amount paid interest on \$1,012,000 Florida R. R. Co. bonds,.....	35,420 00	
	" amount paid interest on \$71,000 Fla., At. & Gulf Cen. R. R. Co. bonds,.....	2,485 00	
	" amount paid interest on \$82,000 Pen. & Geo. R. R. Co. bonds,.....	2,870 00	
	" amount paid advertising in New York and express transportation,.....	7 50	
	" amount paid exchange balance,.....	42 29	
28.	" amount paid interest on \$10,000 Florida R. R. Co. bonds,.....	350 00	
April 2.	" amount paid interest on \$8,000 Fla., At. & Gulf Cen. R. R. Co. bonds,.....	280 00	
12.	" amount paid do. on \$1,000 do do do.....	35 00	
17.	" amount paid do. on \$2,000 do do do.....	70 00	
18.	" amount paid quarter salaries officers, viz.: H. A. Corley, Salesman,..... \$300 00 F. L. Villepigue, Secretary,..... 100 00 C. H. Austin, Treasurer,..... 125 00—	525 00	
20.	" amount paid interest on \$5,000 Fla., At. & Gulf R. R. Co. bonds,.....	175 00	
May 2.	" amount paid Fla., At. & Gulf R. R. Co., bal- ance on net earnings account,.....	17 28	
20.	" amount paid bill Florida Dispatch advertising sale of lands,.....	24 00	
	" amount paid Floridian & Journal, blanks for Salesman,.....	22 50	
July 16.	" amount paid M. Nash, P. M., postage account Salesman's office,.....	23 15	
19.	" amount paid quarter salary officers, viz.: H. A. Corley, Salesman,..... 200 00 F. L. Villepigue, Secretary,..... 100 00 C. H. Austin, Treasurer,..... 200 00—	500 00	
30.	" amount paid interest on 24,000 dollars Florida Atlantic & Gulf Central Railroad Company Bonds,.....	840 00	
August 2.	" amount paid bill Florida Peninsular, advertis- ing public sale lands,.....	10 00	
	" amount paid bill Eastern Herald for same,....	24 00	
	" " " Home Companion for same,.....	15 00	
Oct. 4	" amount paid quarter salary officers, viz.: H. A. Corley, Salesman,..... 200 00 F. L. Villepigue, Secretary,..... 100 00 C. H. Austin, Treasurer,..... 200 00—	500 00	
	" amount paid W. D. Moseley, Ch. Indian River and St. Johns Canal Company, to meet in- terest on bonds of said company,.....	4,000 00	
	" amount paid interest on \$1,198,000 Florida R. R. Company Bonds,..... 41,930 00 Exchange,..... 419 30 Advertising and Express trans- portation,..... 650 00—	42,355 80	
	" amount paid interest on \$340,000 Florida, Atlantic & Gulf Central Railroad Company Bonds,..... 11,900 00 Exchange,..... 90 30 Advertising and Express,..... 4 25—	11,994 55	

By amount paid interest on \$172,000 Pen. & Geo. Railroad Co. bonds, \$6,020 00	
Exchange,.....	60 20
Advertising and Express,.....	3 05—
" amount paid on account of bills payable,...	6,083 25
" balance,.....	8,706 04
	498 35
	<hr/>
	\$128,433 62

1860.

Nov. 1.—To balance,.....	\$498 35
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C. H. AUSTIN,

Treasurer Board of Trustees Internal Imp't. Fund.

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ATTORNEY GENERAL'S REPORT.

ATTORNEY GENERAL'S OFFICE, }
TALLAHASSEE, November 19, 1860. }

His Excellency, M. S. PERRY, Governor, &c.

Sir: The act of July 23d, 1845, directs the Attorney General to report to the Governor "as to the effect and operation of the acts of the last previous session, the decision of the Courts thereon, referring to the previous legislation on the subject, with such suggestions as in his opinion the public interest may demand."

The act to amend the militia and patrol laws of this State, approved 22d December, 1859, has not, to my knowledge, been sufficiently tested in its practical workings to enable me to suggest any amendments, except such as seem to be needful when considered in reference to the exigency for which it was intended to provide.

One of the purposes of the act was to secure the enrollment of all persons subject to military duty, with the view of ascertaining the effective military strength of the State, and of obtaining the basis upon which a proper distribution of arms might be made. By the proper discharge of their duties by the several officers elected under the act, this purpose may be easily accomplished. But another, and perhaps the more important object, was the efficient military organization and discipline of those upon whom the State has to rely in any case of emergency making it necessary to call its forces into the field. It is impossible to foretell when this emergency will arise, but in view of the present aspect of affairs the ordinary rule of action should be discarded, and the possibility of a danger be held sufficient to exact the best and most efficient measures to place the military forces of the State on the best possible footing. It might perhaps not be considered wise to abolish the militia system alto-

gether, but in connection with it the General Assembly might, by suitable enactments, encourage the organization of volunteer companies, batalions and regiments. To do this in a proper way, a fund should be raised, and although the people are ever alive to any new impositions, it is believed that in times of emergency a true patriotism will not shrink from a necessary burthen. Money performs its part in the protection of the people as well as men, and those who do not give the State their services should not object to yield her the small amount necessary to attain the end in view. Many of our citizens would willingly enrol themselves in volunteer companies if much of the expense incident to their proper organization and discipline were borne by the State. A properly organized volunteer force in each county would form the nucleus of an army around which the citizens generally could rally in case of need, and render more effective service than we could expect under the militia laws.

I beg leave to call the attention of the General Assembly to the Act of last session to amend the laws now in force in this State relative to ejectment suits. The fictitious parties are abolished and the declaration is required to contain a simple statement of the cause of action, but no provision is made in reference to the manner of bringing the party defendant into Court. As the law stands, difficulties may arise in practice as to the manner of serving the defendant with notice, and I therefore suggest that the General Assembly should so amend the law as to provide for the issuing and service of process, as in ordinary common law actions.

I would respectfully call the attention of the General Assembly to those provisions of the laws establishing the *ad valorem* system of taxation, requiring returns to be made of and imposing a tax upon book accounts, as being in many instances unequal. The merchant who has already paid a tax upon his capital, and who, according to the common practice, sells his goods on a credit, in the expectation of realizing his money on the first of January, when the accounts become due, is compelled, if the accounts remain unpaid, to submit to a second tax upon the same capital, without the opportunity of increasing his profits by its re-investment.— Add to this the difficulty of estimating the value of such accounts, many of which are never collected, and it becomes apparent that the law operates with inequality and oftentimes with injustice.— Capital can easily elude the restraints of the law. It may, in a moment, be transferred to those points where the least restrictions are thrown around it. The wisest policy is to encourage its introduction into the State, and leave it as free as possible to seek those channels of trade in which it promises the best returns.

I am, very respectfully, &c.,

M. D. PAPY.

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Journal of the Proceedings

OF THE

HOUSE OF REPRESENTATIVES

OF THE

GENERAL ASSEMBLY

OF THE

STATE OF FLORIDA,

AT ITS

TENTH SESSION,

Began and Held at the Capitol, in the City of Tallahassee, on Monday, November 26, 1860.

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