

election for such Senator if a Senator, shall not have been elected ;

Which was adopted.

Mr. Cottrell moved that a committee be appointed to notify the House of the adoption of the resolution.

The following were appointed as said committee :

Messrs. Cottrell, Morrison and Rosseau.

Mr. Bird moved that the Senate take a recess until 3 o'clock, P. M. ;

Which was not agreed to.

Mr. Cottrell moved that the Senate go into an election for United States Senator ;

Which was not agreed to.

Mr. McLellan moved that the Senate go into an election for U. S. Senator at 3 o'clock P. M.

Which was agreed to.

On motion of Mr. Bird, the Senate took a recess till 15 minutes to 3 o'clock P. M.

FIFTEEN MINUTES TO THREE O'CLOCK P. M.

The Senate resumed its session.

Mr. Bird presented the credentials of Mr. Daniel Williams, Senator from the 1st District.

The Senator was duly sworn in.

Mr. Ross moved a call of the House.

Absent members without leave were Messrs. Brevard, Evans, Finegan and McLellan.

Mr. Ross moved that the Sergeant-at-Arms be sent to summons the absent Senators ;

Which was agreed to.

Mr. Bird moved to suspend the call of the House ;

Which was not agreed to.

Mr. Bird renewed the motion for the call of the House ;

Mr. Cottrell moved that the Senate now proceed to the election of U. S. Senator to serve for six years from the 4th March next.

Which was agreed to.

Mr. Whitehurst nominated Wm. Marvin.

Mr. Ross nominated Joseph Finegan.

The ballot was as follows :

For Finegan—Messrs. Cottrell, Evans, Gorrie, Haynes, Jordan, Kenan, Oliveros, Owens, Pearce, Richard, Ross, Rosseau, Steele and Turner—14.

For Marvin—Messrs. Bird, Crawford, Morrison, Poe, Roper, White, Whitehurst, Woodruff and Williams—9.

The Chair announced that Jos. Finegan had received a majority of the whole number of votes cast in the Senate.

On motion, the Senate adjourned till to-morrow at 10 o'clock A. M.

WEDNESDAY, November 28, 1866.

The Senate met pursuant to adjournment.

The Lieutenant-Governor in the Chair.

A quorum present.

Prayer by the Chaplain.

The Journal of yesterday was read and approved.

Mr. Jordan gave notice that he would at some future day ask leave to introduce a resolution for the relief of the several Tax Collectors of this State.

Mr. Morrison desired to change his vote to Aye upon the bill yesterday, in relation to the clearing out of the Ocklawaha river ;

Which was agreed to.

Mr. Ross gave notice that he would on to-morrow introduce a bill for the relief of G. W. S. Waldron, of Columbia county.

Mr. Steele gave notice that he would at a future day introduce a bill to be entitled An act to extend the jurisdictional limits of the city of Jacksonville.

The committee appointed by the Senate to notify the House that the Senate would meet in joint session to day, at 12 o'clock, meridian, to go into an election for U. S. Senators,

appeared and reported that they had performed their duty and asked to be discharged.

On motion of Mr. Cottrell,

A bill to be entitled an act to authorize the clearing out of the Withlacoochie river,

was taken from the table and placed among the orders of the day.

A committee appeared from the House, and notified the Senate, that the House would be prepared to-day, at 12 o'clock, meridian, to assemble in joint meeting, to proceed to an election of U. S. Senators.

A committee from the House appeared and informed the Senate that they were appointed a committee on the part of the House to inform the Senate that the House had appointed a committee of five to act with a similar committee on the part of the Senate, to act as a joint committee to prepare to report a bill providing for the establishment of a Court in lieu of the County Criminal Court, and ask the appointment of a similar committee on the part of the Senate.

The following communication was received from his Excellency the Governor :

EXECUTIVE DEPARTMENT,
November 26, 1866. }

Gentlemen of the General Assembly :

I have the honor to send you herewith, for your information, a copy of the orders of Major Gen. J. G. Foster, to the officer in command at Fernandina, October 24th, 1866.

The existence of these orders did not come to my knowledge until

the 23d November, which was a week after I sent you my annual message. They present the relations between the military and civil authorities at Fernandina, in a much more favorable aspect than that presented in the message. These orders, together with those of General Foster, through his Adjutant Lieut. Lyman, of 22d inst., a copy of which I sent you, also herewith, will, I trust, leave our ministerial officers free to discharge all their duties without further difficulty.

I have reason, also, to hope that, we shall not again have cause to complain of the organization of "Bureau Courts" for the exercise of judicial powers by the military.

I am, gentlemen, with great respect,
Your fellow citizen,

D. S. WALKER.

Which was read, and the communication with accompanying documents, referred to the Committee on Federal Relations.

Mr. Cottrell offered the following resolution:

Resolved, That the Senate appoint a committee of five to act in concert with a similar committee already appointed by the House to prepare and report a bill providing for the establishment of a Court in lieu of the County Criminal Court;

Which was adopted, and the following were appointed such committee:

Messrs. Cottrell, Whitehurst, Owens, Vann and White.

On motion of Mr. Cottrell, a committee of three, consisting of Messrs. White, Morrison and Ross, were appointed to communicate the foregoing resolution to the House.

The Committee on the Judiciary made the following report:

The Committee on the Judiciary to whom was referred a bill to be entitled An act to provide for a compilation of a code of the general and public statute laws of the State, have had the same under consideration, and beg to report favorably thereon recommend its passage.

T. W. BREVARD, Chairman.

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

The Committee on Schools and Colleges made the following report:

The Committee on Schools and Colleges, to whom was referred the petition of George S. Leavitt, praying of the General Assembly compensation of services as teacher in the county school of Hernando county, in the year 1852, ask leave to

REPORT:

That the said petition of George S. Leavitt simple sets forth his services for a period of five months in Hernando county, amounting in the aggregate to \$187.50, and that by reason of a want of funds in the county treasury, and the insolvency of the contracting parties,

he has not been paid, and therefore applies to the General Assembly, asking its aid in his behalf. The petition is sworn to, before the Judge of Probate of Levy county, but is unsupported by collateral testimony, either showing his service, the nature of his contract, or that the obligations he assumed, were, or were not fulfilled.

In the absence therefore, of all information, supported by documentary evidence, to enable the committee to reach an equitable conclusion, they ask to be relieved from the farther consideration of the petition.

D. W. WHITEHURST, Ch'n.

Which was received and read, and on motion of Mr. Cottrell, laid on the table.

The Committee on Boundaries made the following report:

The Committee on Boundaries to which was referred the bill to be entitled an act to alter and define the Southern boundary of Sumter county, after having duly considered and examined the same, have instructed me to report the same back to the Senate with an amendment thereto as is found below, and with said amendment recommend the passage of the bill.

COTTRELL, Ch'n.

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

The Committee on Enrolled bills made the following report:

The Joint Standing Committee on Enrolled Bills report the following bills correctly Enrolled, viz:

Senate bill to be entitled An act to consolidate the offices of Judge of Probate and Clerk, in Calhoun county, and for other purposes;

Senate bill to be entitled An act to amend an act approved January 12, 1866, entitled an act to amend the several acts regulating Pilotage on the St. John's bar and river, and for other purposes;

Senate bill to be entitled An act authorizing the county of Polk to issue bonds, and for other purposes, and

Senate bill to be entitled An act to amend the charter of the city of Fernandina.

JOHN L. CRAWFORD,
Chairman Senate Committee.

A. PEELER,
Chairman House Committee.

Which was received and read.

The Committee on Engrossed Bills made the following report:

That the following bills are correctly engrossed:

A bill to be entitled An act for the relief of the counties of Columbia, Suwannee, Bradford and Baker;

A bill to be entitled An act to authorize the County Commissioners of Hamilton county to issue bonds for the purposes therein mentioned;

A bill to be entitled An act to amend an act entitled an act to establish and organize a county Criminal Court; also,

A bill to be entitled an act to amend an act entitled an act to pro-

vide for the incorporation of towns and cities in this State, approved January 16th, 1866.

Respectfully submitted,
J. H. ROPER, Chairman.

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

The following communication was received from the House of Representatives:

HOUSE OF REPRESENTATIVES,
November 27, 1866. }

Hon. W. W. J. KELLEY,

President of the Senate:

SIR:—The House of Representatives has this day passed the following House bills, viz:

A bill to be entitled An act to amend an act in relation to contracts of persons of color, approved January 12, 1866; also,

A bill to be entitled An act for the relief of Uriah Bowden, Sheriff of Duval county.

Very Respectfully,

WM. FORSYTH BYNUM,

Clerk of the House of Representatives.

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

ORDERS OF THE DAY.

Bill to be entitled an act to authorize the county Commissioners of Hamilton county to issue bonds for the purposes therein mentioned,

Was read a third time and put upon its passage.

The vote was:

Yeas—Messrs. Bird, Brevard, Cottrell, Evans, Finegan, Haynes, Jordan, Kenan, McLellan, Oliveros, Owens, Pearce, Poe, Richard, Ross, Rosseau, Steele, Turner, Vann, White, Whitehurst and Williams—22.

Nays—None.

So the bill passed—title as stated,

Ordered that the same be certified to the House.

Bill to be entitled an act for the relief of the counties of Columbia, Suwannee, Bradford and Baker,

Was read a third time and put upon its passage.

The vote was:

Yeas—Messrs. Bird, Cottrell, Crawford, Evans, Finegan, Haynes, Jordan, Morrison, Oliveros, Owens, Pearce, Poe, Richard, Roper, Ross, Rosseau, Turner, Vann, White, Whitehurst and Williams—21.

Nays—Messrs. Brevard, Kenan, McLellan and Steele—4.

So the bill passed, title as stated.

Ordered that the same be certified to the House.

The hour having arrived for the Senate to meet the House in joint assembly, as required by the law of Congress to canvass the votes cast on yesterday for U. S. Senator, the Senate proceeded to the hall of the House.

The two Houses met in joint meeting.

The President of the Senate in the Chair.

The proceedings of the House and Senate of yesterday in relation to the election of U. S. Senator were read.

Mr. Whitehurst nominated the Hon. Wm. Marvin.

Mr. Saxon, of the House nominated the Hon. J. L. F. Cottrell.

The vote of the Senate was:

For Marvin—Messrs. Bird, Brevard, Crawford, Morrison, Poe, Roper, White, Whitehurst, Woodruff and Williams—10.

For Cottrell—Messrs. Evans, Finegan, Gorrie, Haynes, Jordan, Kenan, Oliveros, Owens, Pearce, Richard, Ross, Rosseau, Steele, Turner and Vann—15.

For Finegan—Mr. Cottrell—1.

Vote of the House:

For Marvin—30.

For Cottrell—24.

The President of the Senate announced there was no election.

On motion, the Joint Meeting proceeded to a second ballot,

The vote of the Senate was:

For Marvin—Messrs. Bird, Brevard, Crawford, Morrison, Poe, Roper, White, Whitehurst, Woodruff and Williams—10.

For Cottrell—Messrs. Evans, Finegan, Gorrie, Haynes, Jordan, Kenan, Oliveros, Owens, Pearce, Richard, Ross, Rosseau, Steele, Turner and Vann—15.

The vote of the House was:

For Marvin—30.

For Cottrell—23.

The President of the Senate announced that the Hon. Wm. Marvin, having received a majority of the whole number of votes cast in the joint meeting of the General Assembly, was duly elected Senator from the State of Florida, in the Congress of the United States, for six years, from the 4th of March next.

On motion, the joint assembly was dissolved, and the Senate returned to its chamber.

On motion, the Senate took a recess till 3 o'clock, p. m.

THREE O'CLOCK, P. M.

The Senate resumed its session.

Bill to be entitled An act to amend an act entitled an act to establish and organize a County Criminal Court,

Was read third time, and on motion of Mr. Vann, was placed back on its second reading, and referred to a Joint Select Committee; and

Bill to be entitled An act to amend an act entitled an act to provide for the incorporation of towns and cities in this State, approved January 16th, 1866.

Was read the third time and put upon its passage.

The vote was:

Yeas—Messrs. Brevard, Cottrell, Crawford, Evans, Finegan, Gorrie, Haynes, McLellan, Morrison, Oliveros, Owens, Poe, Richard, Roper, Rosseau, Steele, Vann, White, Whitehurst and Williams—20.

Nays—None.

So the bill passed—title as stated.

Ordered that the same be certified to the House.

Bill to be entitled An act to alter and define the Southern boundary of Sumter county,

Was read a second time, the amendment thereto adopted, and the bill as amended ordered to be engrossed for its third reading on to-morrow.

Bill to be entitled An act to authorize the clearing out of the Withlacoochee river;

Was read second time.

Mr. Cottrell offered the following as an amendment:

Provided, That no toll or charge shall be made on any vessel, boat, water craft or raft of timber or lumber of any description, for passing up or down that portion of said river, lying and being between the mouth of said river and Cape Izard;

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

Bill to be entitled An act to provide for a code of the general and public statute laws of the State;

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

Bill to be entitled An act to regulate the sale of poisons and for the more effectually guarding and protecting the public health,

Was read the first time, rule waived, read the second time by its title, and referred to the Committee on the Judiciary.

A bill to be entitled An act to amend An act, approved January 16th, 1866, entitled An act to embody the following acts, viz; Act March 15th, 1843, pp. 55 and 56, pamphlet; Act March 11th, 1845 pp. 23 and 24, pamphlet; Act January 22d, 1857, pp. 125 and 126 pamphlet; and to enlarge and amend portions thereof,

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

House bill to be entitled An act for the repeal of a certain law therein named,

Was read second time and placed among the orders of the day for to-morrow.

House bill to be entitled An act changing and defining the boundary line between Orange and Brevard counties.

Rule was waived, bill read the second time by its title and placed among the orders of the day for to-morrow.

House bill to be entitled An act to regulate the foreclosure of mortgages.

Was read the second time and laid upon the table.

House bill to be entitled An act for the relief of Burrough E. Carr,

Was read the first time and referred to the Committee on Propositions and Grievances.

House bill to be entitled An act for the relief of the City of Jacksonville,

Was read second time and placed among the orders of the day for to-morrow.

House bill to be entitled An act to amend an act entitled an act in relation to apprentices,

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

House bill to be entitled An act to consolidate the offices of Sheriff and Tax Assessor and Collector of Santa Rosa County,

Was read a third time and put upon its passage.

The vote was:

Yeas—Messrs. Brevard, Cottrell, Crawford, Evans, Finegan, Gorrie, Haynes, Jordan; Kenan, McLellan, Morrison, Oliveros, Owens, Poe, Richard, Roper, Rosseau, Steele, Turner, Vann, White, Whitehurst and Williams—23.

Nays—None.

So the bill passed, title as stated.

Ordered that the same be certified to the House.

House bill to be entitled An act to divide the county of Nassau, and organize a new county, to be called Stewart county.

Rule was waived, bill read second time by its title, and referred to the Committee on Judiciary.

House bill to be entitled An act to amend an act entitled an act in relation to contracts of persons of color, approved January 12th, 1866,

Was read first time, rule waived, read second time by its title and referred to the Committee on all subjects connected with the colored population of the State.

House bill to be entitled An act for the relief of Uriah Bowden Sheriff of Duval county,

Was read the first time and placed among the orders of the day for to-morrow.

The following communication was received and read from the Comptroller:

COMPTROLLER'S OFFICE,
Nov. 28th, 1866.

Hon. W. W. J. KELLEY,
President of the Senate:

SIR—In reply to a resolution of the Senate calling on the Com-

troller to report what amount of warrants have issued from his office since May 1865, under the head of salaries to public officers for services rendered during the war, I have to state the amount to be \$19,062,00.

Very Respectfully,

JOHN BEARD, *Comp't.*

The rules were waived, and Mr. Kenan offered the following motion:

Mr. Kenan moved that the Comptroller's report in reference to amount of warrants issued to public officers on account of salaries for services rendered during the war, be referred to the Committee on Finance and Accounts;

Which was agreed to.

Mr. Cottrell offered the following:

Resolved, That the Comptroller report to the Senate in what amounts to each, and what individuals he issued the warrants under the head of salaries to public officers for services rendered during the war, since May 1865, and under what authority such warrants were issued, and also the offices held by the individual to whom the warrant was issued;

Which was adopted.

Mr. Gorrie moved that the Senator from the 20th district be excused from attendance in the Senate till Monday next;

Which was agreed to.

Mr. Williams gave notice that he would, on some future day, introduce a bill to be entitled An act, to aid in creating a fund for the benefit of the orphans of Confederate soldiers of Florida, killed in battle.

A Committee from the House appeared and informed the Senate that the House had appointed Messrs. Peeler of Leon, Westcott, Fife, Anderson and Bates, as a Committee of five to act with a similar Committee on the part of the Senate, as a Joint Committee on a bill providing for the establishment of a Court in lieu of the County Criminal Court.

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

THURSDAY, November 29, 1866.

The Senate met pursuant to adjournment.

The Lieutenant-Governor in the Chair.

A quorum present.

Prayer by the Chaplain.

The Journal of yesterday was read and approved.

Mr. Roper moved that the Senator from the 5th district be excused from attendance on the Senate, till to-morrow.

Mr. Jordan pursuant to previous notice, introduced the following resolution:

Resolution for the relief of Tax Collectors of this State;

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

Mr. White moved that the Senator from the 6th district be excused from attendance in the Senate after Saturday next;

Which was agreed to.

Mr. Ross moved, that whereas this is a day set apart by the President of the United States, as a day for Thanksgiving and Prayer, to be observed by the people of the United States,

Resolved, That the Senate do now adjourn till to-morrow morning 10 o'clock;

Which was adopted.

FRIDAY, November 30, 1866.

The Senate met pursuant to adjournment.

The Lieutenant-Governor in the Chair.

A quorum present.

Prayer by the Chaplain.

The Journal of yesterday was read and approved.

Mr. White moved that the Senator from the 5th district be excused from attendance in the Senate this week;

Which was agreed to.

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

A bill to be entitled An act in relation to Common Schools;

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

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

A bill to be entitled an act to prevent persons from planting without proper fences, and for other purposes;

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

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

A bill to be entitled An act to aid in creating a fund for the benefit of the orphans of soldiers of Florida killed in battle;

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

Mr. Steele pursuant to previous notice introduced the following bills:

A bill to be entitled An act to amend certain laws mentioned therein; relating to Executors, Administrators and Judges of Probate;

A bill to be entitled An act to extend the jurisdictional limits of the city of Jacksonville; also,

A bill to be entitled An act to repeal An act, approved January