

on motion referred to a select committee, consisting of Messrs. Ross, Cottrell and Haynes,

A bill to be entitled An act to change the time of holding the Circuit Courts of Suwannee Circuit.

The rule was waived, the bill read first and second times by its title, and referred to the Committee on the Judiciary.

House resolution relative to a mail route,

Was read first time, rule waived, read second and third times by its title, and put upon its passage.

The vote was :

Yeas—Messrs. Bird, Cottrell, Crawford, Finegan, Gorrie, Haynes, Jordan, Kenan, Morrison, Oliveros, Owens, Pearce, Richard, Roper, Ross, Rousseau, Steele, Turner, White, Whitehurst Woodruff and Williams—22.

Nays—None.

So the resolution passed, title as stated.

Ordered to be certified to the House.

The rules were waived, and Mr. Cottrell introduced the following :

A bill to be entitled An act to alter and change the time of holding the terms of the Supreme Court ;

Which was received and placed among the orders of the day for to-morrow.

Mr. White gave notice that he would, on some future day, ask leave to introduce a bill to allow persons of color further time to have the rights of matrimony solemnized, where they have been living together in the relation of husband and wife.

Mr. Finegan gave notice that he would, on some future, day introduce a bill to be entitled An act to incorporate the Florida Canal and Inland Transportation Company.

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

WEDNESDAY, December 5, 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.

The rules were waived, and Mr. Williams, without previous notice, introduced the following bills :

A bill to be entitled An act for the relief of James B. Roberts ; and

A bill to be entitled An act for the adoption of a child by John B. Griffin and his wife.

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

Mr. Kenan moved to take from the table House resolution reques-

ting the Governor to assign to the Supreme Court a room in the Capitol for conference.

Which was not agreed to.

The rule was waived to allow Mr. Rousseau, without previous notice, to introduce the following :

A bill to be entitled An act to authorize the qualified voters of Suwannee County to locate the Court-house.

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

Mr. Rousseau presented a petition, which on motion was referred to the following committee : Messrs. Rousseau, Richard and Baker.

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

A bill to be entitled An act to amend an act approved January 4, 1866, entitled An act to facilitate the collection of taxes and require the registration of grants and donations ; and

A bill to be entitled An act concerning railroads of the State ;

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

Pursuant to previous notice, Mr. White introduced the following :

A bill to be entitled An act legitimatizing the marriage of persons of color.

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

The Committee on Finance and Accounts made the following report :

The Committee on Finance report the bill to be entitled an act to provide for taking the census in the year 1867 in this State, have had the same under consideration and return the same back to the Senate, without further comment, and recommend its passage ; also,

The resolution in relation to clearing out the Chipola river, and the drainage of the swamp and overflowed lands on the same, have had the same under consideration and recommend that the resolution do pass.

WM. B. ROSS, Ch'n.

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

The Committee on Corporations made the following report :

The Committee on Corporations to whom was referred a bill to be entitled An act to incorporate the Southern Railroad Company

REPORT :

That they have had the same under consideration and find that the Constitutional Requirements have been fully complied with, they can see no reasonable objection to the bill, they therefore return the same to the Senate and recommend its passage.

THOMAS M. WHITE, Ch'n.

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

The Committee on Engrossed Bills made the following report :

The Committee on Engrossed bills report as correctly engrossed :
A bill to be entitled An act to authorize the Governor to appoint a person in the county of Levy to take the marks and brands of cattle driven from said county ;

A bill to be entitled An act to provide for booming and clearing out the Escambia and Yellow rivers; also,

A bill to be entitled An act to build a State prison or penitentiary for the State of Florida.

J. R. RICHARD, Ch'n. *pro tem.*

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

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 charter the Florida Provision Company," have had the same under consideration, and have instructed me to

REPORT :

That the Constitutional provision requiring public notice in one or more newspapers in the State, for at least three months immediately preceding the session at which the same may be applied for, has not been complied with, it is therefore recommended that the bill do not pass.

The Committee have also had under consideration the bill to be entitled An act to organize a 6th Judicial Circuit and for other purposes, and have directed me to report the bill back to the Senate recommending its passage with the following amendment, viz :

Strike out the whole of section 6.

The peculiar necessities of the people for whom this Circuit is sought to be established, require the passage of the bill. At the same time this should not be regarded as a precedent for the establishment of Judicial Circuits for other Seaboard cities in the State.

The bill to be entitled "An act for the relief of Uriah Bowden" is returned with a recommendation that it do pass.

T. W. BREVARD, Ch'n.

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

The Committee on Engrossed Bills made the following report :

The Committee on Engrossed Bills report the following bills correctly engrossed, viz :

A bill to be entitled "An act in relation to the public printing."

J. H. ROPER, Ch'n.

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

The Committee on Propositions and Grievances made the following report :

The Committee on Propositions and Grievances to whom was referred a bill to be entitled "An act for the relief of James A. Mickler, late Sheriff and ex-officio Tax Assessor and Collector of St. John's county, beg leave to

REPORT :

That in absence of evidence to prove the requirements of the bill recommend it should not pass.

E. A. PEARCE, Ch'n.

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

Mr. Finegan, pursuant to previous notice, introduced the following :

A bill to be entitled An act to incorporate the Florida Canal & Inland Transportation Company ;

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

ORDERS OF THE DAY.

A bill to be entitled An act to incorporate the Southern Land & Immigration Company,

Was read a third time and put upon its passage.

The vote was :

Yeas—Messrs. Baker, Bird, Brevard, Cottrell, Crawford, Finegan, Haynes, Jordan, Pearce, Richard, Roper, Rosseau, Steele, Turner, White, Whitehurst and Woodruff—17.

Nays—Mr. Owens—1.

So the bill passed—title as stated.

Ordered to be certified to the House.

A bill to be entitled An act to relieve the stockholders of the Bank of St. Johns,

Was read the third time and put upon its passage.

The vote was :

Yeas—Messrs. Baker, Bird, Brevard, Crawford, Finegan, Haynes, Jordan, Kenan, Oliveros, Pearce, Richard, Roper, Steele and Williams—14.

Nays—Messrs. Cottrell, Owens, Rosseau, Turner, White, Whitehurst and Woodruff—7.

So the bill passed—title as stated.

Ordered to be certified to the House.

A bill to be entitled An act to provide for funding the interest now due by the State, and for other purposes,

Was read a third time and put upon its passage.

The vote was :

Yeas—Messrs. Baker, Bird, Brevard, Cottrell, Crawford, Finegan, Gorrie, Haynes, Jordan, Kenan, Morrison, Oliveros, Owens, Pearce, Poe, Richard, Ross, Rosseau, Steele, Turner, Vann, White, Whitehurst and Williams—24.

Nays—Messrs. Roper and Woodruff—2.

So the bill passed—title as stated.

Ordered to be certified to the House.

A bill to be entitled An act relating to salaries,

Was read third time and put upon its passage.

The vote was :

Yeas—Messrs. Bird, Cottrell, Crawford, Finegan, Gorrie, Haynes, Jordan, Kenan, Morrison, Oliveros, Owens, Pearce, Poe, Richard, Roper, Steele, Turner, Vann, White, Whitehurst, Woodruff and Williams—22.

Nays—Messrs. Brevard, Ross and Rosseau—3.

So the bill passed—title as stated.

Ordered to be certified to the House.

House bill to be entitled An act to authorize planting and bedding oysters in the waters of Escambia County,

Was read third time and put upon its passage.

The vote was :

Yeas—Messrs. Gorrie, Morrison, Roper, Steele, White and Williams—6.

Nays—Messrs. Baker, Bird, Brevard, Cottrell, Crawford, Finegan, Haynes, Jordan, Oliveros, Owens, Pearce, Poe, Richard, Ross, Rosseau, Turner, Vann and Woodruff—18.

So the bill did not pass.

A resolution relative to the pay of absent members,

Was read third time and put upon its passage.

The vote was :

Yeas—Messrs. Cottrell, Crawford, Finegan, Morrison, Poe, Richard, Roper, Steele, Vann, White and Woodruff—11.

Nays—Messrs. Baker, Brevard, Haynes, Jordan, Kenan, Oliveros, Pearce, Ross, Rosseau, Turner, Whitehurst and Williams—12.

So the resolution did not pass.

A bill to be entitled An act in relation to the public printing,

Was read third time and put upon its passage.

The vote was :

Yeas—Messrs. Baker, Brevard, Cottrell, Crawford, Finegan, Gorrie, Haynes, Jordan, Kenan, Morrison, Oliveros, Pearce, Poe, Roper, Ross, Rosseau, Steele, Turner, Vann, White, Whitehurst, Woodruff and Williams—23.

Nays—none.

So the bill passed—title as stated.

Ordered to be certified to the House.

A bill to be entitled an act to build a State prison or penitentiary for the State of Florida,

Was read third time.

Mr. Pearce moved to fill up the blank in the bill by inserting the words "fifteen thousand;"

Which was not agreed to.

Mr. Pearce moved to fill up the blank in said bill by inserting the words "ten thousand;"

Which was agreed to.

Mr. Cottrell moved that the vote had yesterday on the bill be reconsidered, and the bill be placed back on its second reading.

Mr. Gorrie moved that the bill be indefinitely postponed.

The yeas and nays were called for by Messrs. Ross and

The vote was :

Yeas—Messrs. Bird, Gorrie, Haynes, Morrison, Owens, Roper, Steele, Vann and White—9.

Nays—Messrs. Brevard, Cottrell, Crawford, Finegan, Jordan, Kenan, Oliveros, Pearce, Ross, Rosseau, Turner, Whitehurst and Williams—13.

So the motion was not agreed to.

Mr. Ross moved that the consideration of the bill be postponed until day after to-morrow;

Which was agreed to.

A committee appeared from the House and notified the Senate that they had been appointed a committee on the part of the House of Representatives to advise the Senate that the House had appointed a committee of five to act with a similar committee on the part of the Senate as a joint committee to which has been referred all bill before the House, relating to digesting or collating the public Statutes of this State, and that the House requests similar action on the part of the Senate.

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

THREE O'CLOCK, P. M.

The Senate resumed its session.

A quorum present.

A bill to be entitled An act to authorize the Governor to appoint a person in the county of Levy to take the marks and brands of cattle driven from said county,

Was read the third time and put upon its passage.

The vote was :

Yeas—Messrs. Baker, Cottrell, Crawford, Finegan, Gorrie, Haynes, Jordan, Morrison, Oliveros, Pearce, Poe, Richard, Roper, Rosseau, Steele, Turner, Vann, White, Whitehurst, Woodruff and Williams—21.

Nays—None.

So the bill passed—title as stated.

Ordered to be certified to the House.

A bill to be entitled An act to provide for booming and clearing out the Escambia and Yellow rivers,

Was read the third time and put upon its passage.

The vote was :

Yeas—Messrs. Baker, Cottrell, Crawford, Finegan, Gorrie, Haynes, Jordan, Morrison, Oliveros, Pearce, Poe, Richard, Roper, Rosseau, Steele, Turner, Vann, White, Whitehurst, Woodruff and Williams—21.

Nays—None.

So the bill passed—title as stated.

Ordered to be certified to the House.

A bill to be entitled An act to incorporate the Southern Railroad Company,

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

A bill to be entitled An act to amend an act approved January 4, 1866, entitled An act to facilitate the collection of taxes, and to require the registration of grants and donations,

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

A bill to be entitled an act concerning Railroads of the State,

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

The rules were waived, and Mr. Brevard made the following report :

The Committee on the Judiciary to whom was referred "a bill to be entitled an act to authorize the sale of real estate of idiots and lunatics, and for other purposes," have had the same under consideration and beg leave to

REPORT :

The bill back to the Senate with the following amendments, viz :
In section 1st, line 2d, after the word "Representatives," insert the words "of the State of Florida."

In section 2d, line 1st, before the word "that" insert the following words viz : "be it further enacted."

In section 2, line 8th, strike out the words "Probate of the county" and insert in lieu thereof "the judge of the Circuit Court of the county."

Also in lines 11 and 12, strike out the words "Probate of the county" and insert the words "the said Circuit Court."

With these amendments the committee recommend the passage of the bill.

The bill to be entitled "an act to extend the provisions of an act in relation to contracts of persons of color, to all persons without discrimination of color, approved January 12th, 1866," has also been considered and the adoption of the following amendment is respectfully recommended, viz :

Strike out all in section 2d, after the enacting clause, and insert the following in lieu of the words stricken out,

"That this act and the act to which this is an amendment, shall not be so construed as to require contracts in writing, except in contracts appertaining to agricultural, and to the lumber, rafting and milling business, and these and none others, shall be in writing in order to be valid."

The bill is herewith returned for the consideration of the Senate.

The committee have also had under consideration "a bill to be entitled an act to admit Haden N. Leavitt to practice law in the several courts of this State," and beg to report, that in their opinion the

constitutional provision which prohibits the enactment of any law "allowing minors to contract" deprives the General Assembly of any capacity to pass the bill.

The committee have instructed me to report adversely to the passage of the "bill to be entitled An act to incorporate the Gas Light Company of Pensacola" for the reason that the provisions of Art. XIII, Section 1, requiring "that public notice in one or more newspapers in the State shall have been given for at least three months, immediately preceeding the session at which the same may be applied for" have not been complied with.

T. W. BREVARD, Ch'n;

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

A committee from the House appeared at the bar of the Senate and informed the Senate that the House had appointed a select committee of five consisting of Messrs. Peeler of Leon, Stanford, Coulter, Mosely and Gee, to unite with a similar committee to be appointed by the Senate to prepare a joint resolution in reference to the trial, pardon, release or parole of Jefferson Davis, and request similar action on the part of the Senate.

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

Resolved, That the Senate appoint a committee of five to act jointly with a committee appointed by the House to consider of all propositions to provide for a codification or digest of the laws of this State, and that a committee of three be appointed to inform the House of the same ;

Which was agreed to, and the Chair appointed the following as such committee, Messrs. Cottrell, Vann, Brevard, Gorrie and White.

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

House bill to be entitled an act to amend an act entitled an act in relation to apprentices ;

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

House bill to be entitled An act for the relief of the estate of John Broward, deceased ; also,

Joint House resolution in relation to the proposed Constitutional amendment.

A. PEELER,

Chairman House Committee.

JOHN L. CRAWFORD,

Chairman Senate Committee.

The Committee appointed to notify the House of the action of the Senate, after a short absence, returned and informed the Senate that they had performed their duty and asked to be discharged ;

Which was agreed to.

Mr. Gorrie moved that a committee consisting of five be appointed by the Senate to confer with a similar committee appointed on

the part of the House to prepare a resolution in reference to the trial, pardon, release or parole of Jefferson Davis.

The Chair appointed the following as such committee, Messrs. Vann, Finegan, Whitehurst, Jordan and Roper.

The Chair appointed Messrs. Ross, Turner and Crawford a committee to notify the House of the action of the Senate

House bill to be entitled An act in relation to the fees to be charged, received and collected by officers of the State whose fees are prescribed by law,

Was read third time as amended and put upon its passage.

The vote was:

Yeas—Messrs. Baker, Brevard, Cottrell, Crawford, Finegan, Gorrie, Haynes, Morrison, Oliveros, Pearce, Richard, Roper, Ross, Rosseau, Steele, Turner, White, Whitehurst, Woodruff and Williams—20.

Nays—Messrs. Jordan and Vann—2.

So the bill passed as amended—title as stated.

Ordered to be certified to the House.

House bill to be entitled An act authorizing certain persons therein named, to clear out Peas Creek, and for other purposes,

Was read third time and put upon its passage.

The vote was:

Yeas—Messrs. Baker, Brevard, Cottrell, Crawford, Finegan, Gorrie, Haynes, Jordan, Oliveros, Pearce, Richard, Roper, Ross, Rosseau, Steele, Turner, Vann, White, Whitehurst and Williams—20.

Nays—None.

So the bill passed—title as stated.

Ordered to be certified to the House.

A bill to be entitled An act to alter and change the time of holding the terms of the Supreme Court,

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

A bill to be entitled An act for the relief of James B. Roberts,

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

A bill to be entitled An act for the adoption of a child by John B. Griffin and his wife,

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

A bill to be entitled An act to authorize the qualified voters of Suwannee county to locate the Court House,

Was read first time, rule waived, read second time by its title, and ordered to be engrossed for a third reading.

A bill to be entitled an act legitimatising the marriage of persons of color,

Was read first time, rule waived, read second time by its title and ordered to be engrossed for a third reading.

A bill to be entitled An act to promote the introduction of capital and emigrants into this State,

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

A bill to be entitled An act to amend An act entitled An act to incorporate the Pensacola and Georgia Railroad Company, approved January 8, 1853,

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

A bill to be entitled An act to amend An act entitled An act in relation to pilotage at the port of Key West, county of Monroe, approved Dec. 23, 1856,

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

House bill to be entitled An act to incorporate the Telegraph Company of Pensacola,

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

House bill to be entitled An act requiring judgments in Magistrates' Courts to be recorded in the Clerks' office of the Circuit Court of the county in which they are obtained,

Was read second time, and on motion of Mr. Ross laid on the table.

House bill to be entitled An act to authorize the County Commissioners of Hillsboro' county to levy and collect an additional tax in said county and for other purposes,

Was read third time and put upon its passage.

The vote was:

Yeas—Messrs. Baker, Bird, Brevard, Crawford, Finegan, Gorrie, Haynes, Morrison, Oliveros, Pearce, Richard, Roper, Ross, Rosseau, Steele, White, Whitehurst, Woodruff and Williams—19.

Nays—Messrs. Cottrell, Jordan, Turner and Vann—4.

So the bill passed, title as stated.

Ordered to be certified to the House.

House resolution requesting his Excellency, the Governor of this State, and our delegation to the United States Congress, to use their influence with the authorities at Washington to have released from confinement at Fort Jefferson on the Florida coast, all persons suffering an illegal imprisonment, and especially to bring to the attention of his Excellency, Andrew Johnson, President of the United States, the case of George St. Leger Grenfell, now held under sentence of close confinement for life, by a Military Commission.

Was read second time, rule waived, read third time by its title and put upon its passage.

The vote was:

Yeas—Messrs. Baker, Bird, Brevard, Cottrell, Crawford, Finegan, Gorrie, Haynes, Jordan, Morrison, Oliveros, Pearce, Poe, Richard, Roper, Ross, Rosseau, Steele, Turner, Vann, White, Whitehurst, Woodruff and Williams—24.

Nays—None.

So the resolution passed—title as stated:

Ordered to be certified to the House.

House bill to be entitled An act to consolidate the offices of the Clerk of the Circuit Court and Judge of Probate of the county of Taylor, and for other purposes,

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

House bill to be entitled An act to amend an act entitled an act to amend an act regulating judicial proceedings, approved November 21, 1829,

Was read third time and put upon its passage.

The vote was :

Yeas—Messrs. Baker, Brevard, Cottrell, Crawford, Finegan, Gorrie, Haynes, Jordan, Morrison, Oliveros, Pearce, Poe, Richard, Roper, Rosseau, Steele, Turner, Vann, White, Whitehurst, Woodruff and Williams—22.

Nays—None.

So the bill passed—title as stated.

Ordered to be certified to the House.

A bill to be entitled An act to incorporate the Florida Canal and Inland Transportation Company,

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

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

Was read second time, rule waived, read third time by its title, and put upon its passage.

The vote was :

Yeas—Messrs. Baker, Brevard, Cottrell, Crawford, Finegan, Gorrie, Haynes, Jordan, Morrison, Oliveros, Pearce, Poe, Richard, Roper, Rosseau, Steele, Turner, White, Whitehurst and Williams—20.

Nays—Mr. Vann—1.

So the bill passed—title as stated.

Ordered to be certified to the House.

A bill to be entitled An act to organize the Sixth Judicial Circuit, and for other purposes,

Was read second time, the amendments proposed by the Committee on the Judiciary, adopted, and the bill as amended, ordered to be engrossed for a third reading.

A bill to be entitled An act to charter the Florida Provision Company,

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

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

THURSDAY, December 6, 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. Ross moved that the Senator from the 17th District be excused from attendance on the Senate, after to-day, until Monday next.

Which was agreed to.

Mr. Steele gave notice that he would at an early day ask leave to introduce the following named bill, viz :

A bill to be entitled An act relative to vacancies in office.

Mr. Ross moved for a reconsideration of the vote had yesterday on the House bill to be entitled An act to authorize planting and bedding of oysters in the waters of Escambia county.

Which was agreed to.

Mr. White moved that a committee of three be appointed to request the House to return said bill to the Senate.

The Chair appointed Messrs. White, Williams and Haynes as such committee, who after a short absence returned and reported they had performed their duty, and asked to be discharged.

Which was agreed to.

The following communications from the House were received :

HOUSE OF REPRESENTATIVES,
December 4, 1866. }

Hon. W. W. J. KELLEY,

President of the Senate :

SIR: The House of Representatives have passed—

House bill to be entitled An act providing for the sale of the public lands of this State;

House bill to be entitled An act to provide for special terms of the Courts of this State, and for other purposes;

House bill to be entitled An act to amend the 12th section of an act prescribing additional penalties for the commission of offences against the State, and for other purposes, approved January 15th, 1866.

Very respectfully,

WM. FORSYTH BYNUM,

Clerk of the House of Representatives.

Also the following :

HOUSE OF REPRESENTATIVES,
December 5, 1866. }

Hon. W. W. J. KELLY,

President of the Senate :

SIR: The House of Representatives have passed—

House bill to be entitled An act to repeal an act entitled an act to quiet titles and prevent unjust and vexatious litigations in the county of Escambia;

House bill to be entitled An act to amend an act entitled an act