

Sir :—The House of Representatives have passed a resolution relative to the relief of Harry Hawkins.

Very Respectfully,
WM. FORSYTH BYNUM,
Clerk of the House of Representatives,

Which was read, and the resolution read first time, rule waived: read second and third time by its title and put upon its passage.

The vote was :

Yeas—Messrs. Bird, Brevard, Cottrell, Kenan, Morrison, Oliveros, Pearce, Richard, Roper, Ross, Steele, Turner, Vann, Whitehurst and Williams—15.

Nays—None.

So the resolution passed—title as stated.

Ordered to be certified to the House.

On motion of Mr. Cottrell, the Senate reconsidered its vote placing on its third reading the resolution relative to the contingent expenses of the General Assembly.

Mr. Cottrell moved to amend the bill by striking out in thirteenth line, the words "two thousand" and insert the words "twelve hundred;"

Which was agreed to.

The bill as amended, was read third time by its title and put upon its passage.

The vote was :

Yeas—Messrs. Brevard, Cottrell, Crawford, Haynes, Jordan, Kenan, Oliveros, Pearce, Richard, Roper, Ross, Rosseau, Steele, Turner, Vann, Whitehurst and Williams—17.

Nays—None.

The bill passed as amended—title as stated.

Ordered to be certified to the House.

The Joint Standing Committee on Enrolled Bills made the following report :

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

Senate bill to be entitled An act to provide for the reimbursement of certain officers of the United States ;

Senate bill to be entitled An act relative to vacancies in office ;

Senate bill to be entitled An act to provide for taking the census in the year 1867, in this State ; and,

A resolution for the reestablishment of certain lost bonds of the State of Florida.

JOHN L. CRAWFORD,
Chairman Senate Committee.
A. PEELER,
Chairman House Committee.

Which was read.

The following communication was received from the House :

HOUSE OF REPRESENTATIVES,
December 13th, 1866. }

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

Sir : The House have passed :
Senate bill to be entitled An act relative to salaries ;
House resolution for the relief of George W. Floyd, messenger of the House ; and refused to pass
Senate bill relative to Administrators and Judges of Probate.

Very respectfully,

WM. FORSYTH BYNUM,
Clerk of the House of Representatives.

Which was read, the Senate bill ordered to be enrolled, and the House resolution placed among the orders of the day for to-morrow. On motion, the Senate adjourned till to-morrow, 10 o'clock, A. M.

FRIDAY, December 14, 1866.

The Senate met pursuant to adjournment.

The Lieutenant-Governor in the Chair.

A quorum present.

The Journal of yesterday was read and approved.

Mr. Cottrell moved, that the veto message of his Excellency the Governor, which was sent to the House yesterday, be spread upon the Journal of the Senate ;

Which was agreed to.

EXECUTIVE DEPARTMENT,
Dec. 13th, 1866. }

Mr. Speaker :

I herewith respectfully return to the House, in which it originated, "Joint resolution relative to the pay of members and officers of the present General Assembly."

I have already approved and signed a resolution passed at the present session entitled a "Resolution relative to the pay of members of the present General Assembly," by which the Comptroller is instructed to issue to each member and officer of the present General Assembly, a warrant for the amount that shall be due said member or officer.

The appropriation bill having also been passed and approved, it seems to me that the legislation on this subject is complete without the resolution now under consideration, and much more perfect than it will be, should this resolution become a law.

The resolution I am now objecting to, takes from the Comptroller the right to audit the amounts due to each member, and gives that power to the Secretary of the Senate and Clerk of the House. Why this change should be made, I cannot conceive—it has never been

done before since the commencement of the Government. The comptroller is the officer appointed by law to audit all claims against the Treasury, and I can see no reason for changing the law as it now stands. I am not aware that the Comptroller has done or said anything which should induce the General Assembly to deprive him of his legitimate functions.

The communication which was addressed by the Comptroller to the House on yesterday informing them of his views of his duty under the laws and constitution, was respectful, and certainly not intended to give offence.

I fully coincide with him in the opinion expressed by him that the present General Assembly can pass no law to increase their own pay.

For them to do so would, I think, be clearly in violation of the 16th section of the 4th article of the Constitution, which expressly provides that the members of the General Assembly shall not increase their own pay. They may pass a law to increase the pay of members hereafter to be elected, but they cannot increase their own pay. Their own pay, according to the constitution is always fixed by the law in force at the time when they were elected, and if they pass any law to increase the pay of members, it can only take effect after those passing it have gone out of office. That this is the meaning of the 16th section of the 4th article of the Constitution, is too clear for argument. It reads as follows: "Each member of the General Assembly shall receive from the public Treasury such compensation for his services as may be fixed by law, but no increase of compensation shall take effect during the term for which the Representatives were elected when such law passed."

The compensation must be fixed by law, but no law increasing the compensation shall take effect during the term for which the Representatives were elected when such law passed. Thus we see that the law in force at the time when the present Representatives were elected, must govern the compensation of the members of the present General Assembly. When the members of the present General Assembly were elected, there was, and is yet, upon the statute books unrepealed and in full force, the law of 14th February, 1861, which fixes the compensation at "five dollars for every day of actual attendance, and ten cents for every mile of necessary travel, (see acts of 1860, page 61.) The Constitution says expressly that they shall not increase this compensation to take effect during their term of office, but the act of 1866, does increase this compensation from five to eight dollars per day, and in some instances, by counting every twenty miles a day to eighty dollars.

If this act is to take effect before the expiration of the term for which the present members were elected, to my mind it is a clear violation of the Constitution, and I have heard no argument which gives me even a doubt upon the subject. The only suggestion I have heard in favor of the constitutionality of this bill is, that this State government is a new government, and it is to be

considered as having had no existence prior to the adoption of the present Constitution; and, therefore, that it is necessary that the rate of compensation shall be fixed by a law of this new government. To this I answer that not only a law, but the very constitution itself of this new government has emphatically fixed the rate of compensation of this General Assembly. Look at the 1st section of the 17th article of the Constitution of this new government and you will find that it expressly declares the act of 14th February, 1861, to be a valid law. That section reads as follows: "all laws of the State passed during and since the tenth session thereof in 1860, not repugnant to the Constitution of this State or of the United States shall be valid." No one pretends that the act of February 14, 1861, is in conflict with the Constitution of this State or of the United States, and therefore, I say that the act of 14th February, 1861, is made by the Constitution of the new government a law of the land as fully as if every word of it had been written down in the Constitution itself. It matters not, therefore, whether we consider the government we now live under as a new one or a continuation of the old one. In either case we find a law recognized by the Constitution as valid which prescribes the compensation of the members of the present General Assembly, and a clause in the Constitution declaring that compensation so prescribed shall not be increased during their term of service. I beg to say further, in regard to the act of 1866, that, in my judgment, it is not and never was a valid law for any purpose. By looking at the Senate journals of your last session, pages, 251, '2, '3, you will find that the Governor vetoed that bill and returned it to the Senate, in which it originated, and it did not pass that body by the two-thirds majority required by the Constitution. The whole number voting was seventeen, eleven voted for the passage of the bill over the Governor's veto, six voted against it. Eleven not being two-third of seventeen the bill did not pass. At first through a mistake, the bill was declared passed, but subsequently (see Senate journals, page 255,) the Senate acknowledged the mistake and sent a committee to the House to inform them of the fact.

I submit, therefore, that the Comptroller is right in refusing to recognize the bill of 1866 as a valid law to regulate the pay of the present General Assembly, and that such refusal furnishes no good reason for transferring his legitimate functions to the Secretary of the Senate and Clerk of the House, merely because they do recognize by their certificates, one of which is now before me, the validity of said act. But I repeat, that even if said act of 1866 had passed over the Governor's veto, and had become a law, it could not, under the 16th section of the 4th article of our new Constitution, take effect until after the expiration of your term of office.

This resolution was presented to me only on the afternoon of yesterday, and as your session is to close to-day I hasten to return,

it to you, with some of my objection to it, at as early a moment as my other pressing duties will permit.

I am, sir, with great respect,
Your fellow citizen.

D. S. WALKER, Governor.

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

Resolution for the relief of purchasers of School and Seminary Lands:

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

The vote was:

Yeas—Messrs. Baker, Bird, Brevard, Cottrell, Crawford, Haynes, Morrison, Oliveros, Pearce, Richard, Ross, Steele, Turner, Vann, Whitehurst and Williams—16.

Nays—Messrs. Jordan and Roper—2.

So the resolution passed—title as stated.

Ordered to be certified to the House.

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 relating to salaries;

Senate 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; and,

Senate bill to be entitled An act to amend an act entitled an act to incorporate the Pensacola & Georgia Railroad Company, approved January 8th, 1853.

JOHN. L. CRAWFORD,
Chairman Senate Committee.

DUNCAN McMILLAN,
Chairman *pro tem* House Committee.

Which was read,

Resolution for the relief of Columbus Smith,

Was read first time, rule waived, read second time by its title.

Mr. Oliveros offered the following amendment:

Strike out "fifty" and insert "twenty-five;"

Which was adopted.

The rule was waived, and the resolution as amended, read third time by its title and put upon its passage.

The vote was:

Yeas—Messrs. Bird, Brevard, Cottrell, Crawford, Jordan, Kenan, Morrison, Oliveros, Pearce, Richard, Roper, Ross, Steele, Turner, Vann, Whitehurst and Williams—17.

Nays—Messrs. Baker and Haynes—2.

So the resolution passed—as amended, title as stated.

Ordered to be certified to the House.

Resolution relative to copying the acts and resolutions of the

present session, as amended by the House was read, and the Senate refused to concur in the amendments.

Resolution for the relief of George W. Floyd,

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

The vote was:

Yeas—Messrs. Baker, Bird, Cottrell, Jordan, Kenan, Roper, Steele, Whitehurst and Williams—9.

Nays—Messrs. Crawford, Morrison, Oliveros, Pearce, Richard, Ross, Turner and Vann—9.

There being a tie, the President gave the casting vote Aye.

So the resolution passed—title as stated.

Ordered to be certified to the House

A committee appeared from the House and notified the Senate that the House had passed:

Senate 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 December 23d, 1856;

Which was ordered to be enrolled.

A committee appeared from the House and notified the Senate that the House had passed the following resolution:

A resolution relative to the pay of the members of this General Assembly;

Which was read first time.

Mr. Brevard moved, that the rules be waived, that the resolution might be read second time.

The yeas and nays were called for by Messrs. Brevard and Richard.

The vote was:

Yeas—Messrs. Bird, Brevard, Crawford, Jordan, Kenan, Morrison, Oliveros, Pearce, Turner, Vann, Whitehurst and Williams—12.

Nays—Messrs. Baker, Richard, Roper, Ross and Steele—5.

So the motion was not agreed to

Mr. Cottrell moved to reconsider the vote;

Which was agreed to, and on motion, the rule was waived, the bill read second time by its title and referred to a select committee, consisting of Messrs. Cottrell, Brevard, Steele, Vann, Ross and Whitehurst.

A committee appeared from the House and notified the Senate that the House had passed the following:

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

Senate bill to be entitled An act to amend an act entitled an act authorizing the clearing out of McGirth's creek in Duval county; and, House resolution in reference to the pay and mileage of the officers of the General Assembly.

The Senate bills were ordered to be enrolled, and the resolution 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 bill and resolutions correctly enrolled, viz :

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

Resolution relative to the relief of Henry Hawkins ;

House resolution relative to the contingent expenses of this General Assembly ; and,

Resolution requesting the Governor to correspond with the President of the United States on the subject of having Congress donate the Arsenal at Chattahoochee to the State of Florida for a Penitentiary.

JOHN L. CRAWFORD,
Ch'n Senate Committee.

DUNCAN McMILLAN,
Ch'n pro tem., House Committee.

Which was received and read.

A committee appeared from the House and notified the Senate they were a committee appointed on the part of the House to confer with a similar committee of the Senate, on the disagreement of the two houses, on the Senate resolution relative to copying the acts and resolutions of the present session.

Mr. Oliveros moved that a similar committee be appointed by the Senate to confer with the House committee in the resolution ;

Which was agreed to.

The Chair appointed Messrs. Oliveros, Richard and Ross.

House resolution in reference to the pay and mileage of the officers of the General Assembly,

Came up on its first reading, and passed over informally.

A bill to be entitled An act to exempt certain counties from the provisions of section 2, of an act entitled an act to amend an act entitled an act to establish and organize a County Criminal Court, approved January 11th, 1866, passed at the present session of the General Assembly,

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

The vote was :

Yeas—Messrs. Baker, Crawford, Haynes, Kenan, Morrison, Pearce, Roper, Steele, Whitehurst and Williams—10.

Nays—Messrs. Brevard, Cottrell, Jordan, Turner and Vann—5.

So the bill passed—title as stated.

Ordered to be certified to the House.

The rules were waived, and Mr. Cottrell, from a Joint Select Committee, made the following report :

The special committee to whom was referred a resolution from the House, relative to the pay of the members of this General Assembly, have had the same under consideration and instructed me to report the same back to the Senate, and ask that it be amended as follows : Strike out the second section, and at the end of the first section add the following, to wit :

And, that said Treasurer shall pay to each member and officer of the present General Assembly, in United States Treasury notes, or in legal tender notes, a sum of money equal to five dollars for each day's service of said member or officer, and also for mileage at the rate of ten cents per mile, and for the balance of compensation due to each member and officer. Said Treasurer shall issue to each member and officer his certificate for the balance due such member or officer. *Provided*, That the compensation shall be computed under the act passed at the present session of the General Assembly, fixing the compensation of members and officers of the General Assembly.

COTTRELL, Ch'n.

Mr. Vann offered the following amendment to the amendment proposed by the Committee :

Strike out all after the word "Treasurer" in the line where it first occurs, and insert the following : "Be and he is hereby authorized and required to pay the same in full, provided that the provisions of this act shall apply to the officers as well as the members of the present General Assembly."

Mr. Cottrell moved to lay the amendment on the table,

Upon which, the yeas and nays were called for by Messrs. Vann and Jordan:

The vote was :

Yeas—Messrs. Baker, Cottrell, Haynes, Kenan, Morrison, Pearce, Steele, Turner, Whitehurst and Williams—10.

Nays—Messrs. Brevard, Jordan, Roper, Ross and Vann—5.

So the amendment to the amendment was laid on the table.

Mr. Vann moved, to lay the amendment proposed by the committee on the table.

Upon which the yeas and nays were called for by Messrs. Vann and Brevard.

The vote was :

Yeas—Messrs. Brevard, Richard, Steele and Vann—4.

Nays—Messrs. Baker, Cottrell, Crawford, Haynes, Jordan, Kenan, Morrison, Oliveros, Pearce, Roper, Ross, Turner, Whitehurst and Williams—14.

So the motion was not agreed to.

Mr. Vann offered the following as an amendment to the amendment proposed by the committee :

"*And provided further*, that the Treasurer shall not pay any of his said certificates until the validity, and constitutionality of any one of them shall have been determined by the proper Judicial Tribunal."

Mr. Cottrell moved, that the amendment proposed by Mr. Vann, be laid on the table ;

Which was agreed to.

Mr. Cottrell moved, the adoption of the amendment proposed by the committee ;

Which was agreed to.

The rule was waived, the resolution, as amended, read the third time by its title and put upon its passage.

The vote was:

Yeas—Messrs. Baker, Cottrell, Crawford, Haynes, Jordan, Morrison, Oliveros, Pearce, Richard, Roper, Ross, Turner, Whitehurst and Williams—14.

Nays—Messrs. Bird, Brevard, Steele and Vann—4.

The resolution passed, as amended—title as stated.

Mr. Cottrell moved, that a committee of three be appointed to convey the resolution to the House.

Which was agreed to.

The Chair appointed Messrs. Cottrell, Steele and Oliveros.

The rule was waived, and Mr. Oliveros from a Committee of Conference of both Houses made the following report:

The Committee of Conference from both Houses to whom was referred a resolution relative to copying the acts and resolutions of this General Assembly, have had the same under consideration, and have agreed to concur with the Senate resolution, and recind the House amendment, having sufficient evidence before them that the work had been done properly last session, and that said acts and resolutions were completed at a much earlier time than heretofore.

B. F. OLIVEROS.

Chairman Senate Committee.

J. E. ANDERSON,

Chairman House Committee

Which was received and read:

The following communication was received from his Excellency the Governor:

EXECUTIVE DEPARTMENT,
December 14th, 1866. }

Gentlemen of the Senate:

I respectfully return to you with whom it originated a bill entitled An act to provide for the booming and clearing out of the Escambia river.

I object to it because it imposes upon the Judge of the Western District, the duty to license persons to clear out certain rivers on such terms and with such provisions for tolls "as he may deem proper." This, I think is not a judicial duty and is therefore in violation of the 22d Section of the 4th article of the constitution which reads thus:

No duty, not Judicial shall be imposed by law upon the Justices of the Supreme Court, Chancellors or Judges of the Circuit Courts of this State, except in cases otherwise provided for in this constitution.

I am gentlemen,

With great respect,

Your follow citizen,

D. S. WALKER, Governor.

Which was read, and the consideration of the accompanying bill postponed till 10 minutes past 3 o'clock, p. m.

The rules were waived, and Mr. Ross offered a joint resolution; Which was received and read.

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.

The committee which was appointed to convey to the House a Resolution relative to the pay of the members of this General Assembly, and notify the House that the Senate had passed the same with amendments, after a short absence returned and reported that they had performed the duty assigned them, and asked to be discharged;

Which was agreed to.

The Senate resumed the consideration of An act for booming and clearing out the Escambia and Yellow rivers, vetoed by his Excellency, the Governor.

On motion, the act was put upon its passage over the Governor's veto.

The vote was:

Yeas—Messrs. Haynes, Morrison and Williams—3.

Nays—Messrs. Baker, Brevard, Crawford, Jordan, Oliveros, Pearce, Richard, Roper, Ross, Steele, Turner, Vann and Whitehurst—13.

So the bill did not pass.

The rule was waived, and Mr. Brevard moved that the Committee on Boundaries be requested to return to the Senate, the bill to be entitled An act to organize Ward county;

Which, was agreed to.

Mr. Crawford made the following report:

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

Senate bill to be entitled An act to amend an act entitled an act authorizing the clearing out of McGirt's creek in Duval county;

Senate 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 December 23d, 1866; also,

House resolution for the relief of George W. Floyd.

JNO. L. CRAWFORD,

Chairman Senate Committee.

DUNCAN McMILLAN,

Chairman *pro tem.*, House Committee,

Which was read.

The following communication was received from the House:

HOUSE OF REPRESENTATIVES,
December 14, 1866. }

Hon. W. W. J. KELLY,

President of the Senate :

SIR : The House of Representatives has passed :

Senate bill to be entitled An act to provide for the re-establishment of lost Treasury Certificates ; and

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

Very respectfully,

WM. FORSYTH BYNUM,
Clerk of the House of Representatives.

Which was read, and the bill's ordered to be enrolled.

The following communication was received from his Excellency, the Governor :

EXECUTIVE DEPARTMENT,
December —, 1866. }

Gentlemen of the Senate :

I respectfully nominate L. J. Hogans to inspect all cattle proposed to be driven from the county of Levy, under the act approved Dec. 14, 1866.

DAVID S. WALKER,
Governor of Fla.

Which was read.

On motion, the Senate went into executive session on the same. The Senate advised and consented to the nomination therein made.

On motion, the injunction of secrecy was removed, and the Senate resumed its session.

The following communication was received from the House :

HOUSE OF REPRESENTATIVES,
December 14th, 1866. }

Hon. W. W. J. KELLEY,

President of the Senate :

SIR : The House of Representatives has passed the following House resolution :

Resolution for the relief of W. M. McFutosh and William Fisher, assistant Engrossing and Enrolling Clerks of the House.

Very Respectfully,

WM. FORSYTH BYNUM,
Clerk of the House of Representatives.

Which was read, and the resolution read first time, rule waived, read second and third times by its title and put upon its passage.

The vote was :

Yeas—Messrs. Baker, Bevard, Cottrell, Haynes, Morrison, Oliveros, Pearce, Richard, Ross, Steele, Vann, Whitehurst and Williams—13.

Nays—Messrs. Roper and Turner—2.

So the resolution passed—title as stated.

Ordered to be certified to the House.

A committee appeared from the House and notified the Senate that the House concurred in the Senate amendments to the House resolution relative to pay of members and officers of this General Assembly ; also.

That the House has not adopted the Report of the Joint Committee on the Resolution relative to copying the Acts and Resolutions of the General Assembly.

The following communication was received from the House :

HOUSE OF REPRESENTATIVES,
December 14, 1866. }

Hon. W. W. J. KELLEY,

President of the Senate :

SIR : The House of Representatives has passed :

House bill to be entitled An act to amend An act in relation to crimes and misdemeanors.

Very Respectfully,

WM. FORSYTH BYNUM,
Clerk of the House of Representatives.

Which was read, and the bill placed among the orders of the day. The following communication was received from the House :

HOUSE OF REPRESENTATIVES,
December 14, 1866. }

Hon. W. W. J. KELLEY,

President of the Senate :

SIR : The House of Representatives has passed :

Senate bill to be entitled An act legitimatizing the marriage of persons of color ;

Senate bill to be entitled An act for the relief of the counties of Columbia, Suwannee, Bralford and Baker.

The House has refused to concur in amendments reported by the Joint Committee of Conference, relative to House amendments to Senate Resolution in relation to copying the Laws.

Very respectfully,

WM. FORSYTH BYNUM,
Clerk of the House of Representatives.

Which was read and the bills requiring it ordered to be enrolled.

House bill to be entitled An act to amend an act in relation to crimes and misdemeanors,

Was read first time and ordered to be placed among the orders of the day for tomorrow.

The rules were waived to allow Mr. Cottrell to introduce, without previous notice, the following bill :

A bill to be entitled An act to authorize the Government to pay certain warrants ;

Which was read first time, rule waived, read second time.

Mr. Bird offered the following amendment:

Provided, The Governor in estimating the pay of members of this General Assembly, be guided by the law of 1861, in reference to the pay of members;

Which was not agreed to.

The bill was read third time and put upon its passage.

The vote was:

Yeas—Messrs. Cottrell, Haynes, Morrison, Oliveros, Pearce, Richard, Ross, Turner and Whitehurst—9.

Nays—Messrs. Baker, Bird, Brevard, Crawford, Jordan, Steele and Vann—7.

The bill passed, titled as stated.

Mr. Cottrell moved that a committee of three be appointed to convey the bill to the House.

The Chair appointed Messrs. Cottrell, Haynes and Pearce.

The committee, after a short absence, returned and reported they had performed their duty, and asked to be discharged;

Which was granted.

On motion, the Senate took a recess till 7 1-2 o'clock, P. M.

7 1/2 O'CLOCK, P. M.

The Senate resumed its session.

Mr. Crawford 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 provide for the re establishment of lost Treasury certificates;

Senate bill to be entitled An act legitimatizing the marriage of persons of color; and,

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

JNO. L. CRAWFORD,
Chairman Senate Committee.
GEO. M. BATES,
Chairman House Committee.

A committee from the House appeared and informed the Senate that the House had passed Senate bill to be entitled An act authorizing the Governor to pay certain warrants.

The following communication was received from the House:

HOUSE OF REPRESENTATIVES,
December 14, 1866. }

Hon. W. W. J. KELLEY,

President of the Senate:

SIR:—The House of Representatives has this day passed:

Senate resolution for the relief of Columbus Smith.

Very Respectfully,
WM. FORSYTH BYNUM,
Clerk of the House of Representatives.

Which was read.

Mr. Crawford 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 for the relief of the counties of Columbia, Suwannee, Bradford and Baker; and,

Senate bill to be entitled An act authorizing the Governor to pay certain warrants.

JOHN L. CRAWFORD,
Chairman Senate Committee.
GEO. M. BATES,
Chairman House Committee.

Which was read.

Mr. Brevard was called to the Chair.

The rule was waived and Mr. Steele offered the following resolutions:

1st. *Resolved by the Senate*, That now upon the close of its labors it embraces the opportunity to place upon record the evidence of the high esteem and respect that it entertains for its distinguished presiding officer, Lieut. Governor W. W. J. Kelly.

2d. *Resolved*, That the patient, impartial and able manner in which this officer has guided the deliberations of this body, is a happy illustration of ability, blended with dignity and purity of character.

3d. *Resolved*, That in consideration of these patent truths, the Senate hereby tenders him its approbation and thanks, and, in view of the dissolution of pleasant official relations bids him a heart warm farewell.

4th. *Be it further resolved*, That the Secretary of the Senate and his assistants, together with the Engrossing and Enrolling Clerks, Door-Keeper, Messenger and Sergeant-at-Arms, have the cordial thanks of the Senate for the very obliging and faithful, as well as efficient manner in which each and all of them, have so admirably performed their respective duties.

Which were unanimously adopted, and Messrs. Steele, Cottrell and Vann were appointed a committee to communicate the same to the Lieutenant-Governor and officers.

In response to the resolutions the Lieutenant-Governor returned his thanks in most appropriate language.

The rule was waived, and Mr. Oliveros offered Joint Resolution relative to copying the acts of this General Assembly:

Which 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, Brevard, Cottrell, Crawford, Haynes, Oliveros, Pearce, Richard, Roper, Ross, Steele, Turner, Vann and Whitehurst—14.

Nays—Mr. Jordan—1.

So the bill passed, title as stated.

Messrs. Oliveros, Bird and Ross were appointed a committee to certify the action of the Senate to the House.

The committee after a short absence returned and reported that they had performed their duty and asked to be discharged.

Which was agreed to.

Mr. Crawford made the following report:

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

Senate resolution for the relief of Columbus Smith.

JOHN L. CRAWFORD, Ch'n Senate Com.

GEO. M. BATES, Ch'n House Com.

Mr. Cottrell moved that a committee of three be appointed to inform the Governor that the General Assembly would adjourn at 12 o'clock to-night, and ask if he had any further communications to the Senate.

The Chair appointed Messrs. Cottrell, Bird and Pearce.

The committee after a brief absence, returned and reported that they had performed the duty assigned them, asked to be discharged; Which was agreed to.

The following communication from his Excellency, the Governor:

EXECUTIVE DEPARTMENT, }
Dec. 14th, 1856. }

Gentlemen of the Senate:

Your committee have done me the honor to inform me that the hour is near at hand when your labors will be brought to a close, and to ask if I have any further communication to make.

In reply I have the honor to say that I have no further communications to make on official business. But in taking leave of you, I beg to return you my sincere thanks for your uniform kindness and courtesy. Please accept my warmest wishes for your future welfare; and for a safe and happy return to your homes and families:

I am, gentlemen,

With the profoundest regard;

Your fellow-citizen;

D. S. WALKER.

Was received, read and ordered to be spread upon the journal.

Mr. Cottrell moved that a committee be appointed to notify the House that the Senate was ready to adjourn.

The Chair appointed Messrs. Cottrell, Ross and Vann, who after a short absence returned and reported they had performed their duty and asked to be discharged;

A committee appeared from the House and notified the Senate that the hour of adjournment being near at hand the House was ready to receive any communication from the Senate.

The hour of 12 o'clock having arrived the President of the Senate announced that the Senate was adjourned, *sine die*.

DOCUMENTS ACCOMPANYING THE GOVERNOR'S MESSAGE.

COMPTROLLER'S REPORT.

TREASURY DEPARTMENT, COMPTROLLER'S OFFICE,
TALLAHASSEE, Nov. 10th, 1866.

His Excellency D. S. WALKER,
Governor of Florida.

SIR—In compliance with the requirements of the law, I have the honor to submit to you my official report of the Finances of the State, for the fiscal year ending October 31st, 1866; and since no report has been submitted by my predecessor for the year preceding, I have deemed it advisable to preface my report proper with a succinct statement of the finances for that year also:

It appears from the books of the office and papers on file, the receipts at the Treasury during the fiscal year ending		\$469,167 53
Oct. 31, 1865, amounted to		497,468 15
The amount of Warrants issued during the same year was		23,566 96
For the year ending Oct. 31, 1866, the receipts at the Treasury amount to		\$14,251 58
To-wit:—On account of Revenue of 1866,		5,090 96
" " Seminary Fund,		4,182 33
" " School "		1,856 44
" " License Tax,		218 07
" " Auction "		\$23,566 96

The Warrants issued during the year amt't to		\$41,032 68
To-wit:—Expenses of General Assembly,		9,507 60
Criminal Prosecutions,		1,866 32
Cont'gt Exp's Supreme Court,		503 39
" " Circuit "		1,916 47
Convention of 1865,		190 83
School Fund,		49 10
Seminary Fund,		600 00
Commission to report Acts,		1,790 50
Lunatics,		4,442 75
Printing and Publishing,		5,018 23
Cont'gt Expenses of State,		500 00
Supreme Court Reports,		1 App