

*Committee on Public Lands.*

Mr. KENDRICK, Chairman.  
Messrs. PEARCE, BRADWELL,  
KATZENBERG, VAUGHAN.

Mr. Purman offered the following resolution:

*Resolved by the Senate, the Assembly concurring,* That five hundred copies of the Governor's Message be printed in pamphlet form for the use of the Executive, the members of the Legislature and Cabinet.

Which was read first time.

Mr. Purman offered the following Resolution:

*Resolved,* That the sergeant-at-arms be authorized and directed to furnish to each member of the Senate two copies daily of the "Tallahassee Daily Sentinel," during the continuance of this session.

Mr. McCaskill amended to furnish two copies of the Union, two copies of the Marianna Courier, two copies of the Lake City Press, two copies of the Floridian; which amendment was laid on the table.

Mr. McCaskill made further amendment "that each Senator pay the expense of such paper."

On motion of Mr. Henderson the Senate adjourned to 10 A. M. to-morrow.

FRIDAY, January 7, 1870.

Senate convened in accordance with adjournment.

Lieutenant-Governor in the chair.

Prayer by the Chaplain.

Quorum present.

Mr. Wentworth offered the following resolution:

*Resolved,* That the Secretary of the Senate be, and he is hereby authorized to appoint an assistant;

Which on motion of Mr. Krimminger was laid on the table.

Mr. Krimminger moved that the Senate proceed to elect an Assistant Secretary.

Mr. Smith amended, that on Monday next the Senate elect an Assistant Secretary, which was adopted.

Mr. Kendrick presented the following Memorial:

Memorial to the Congress of the United States, praying for a mail route from Palatka, Fla., to Okehumpkee, Fla., by steamers,

and from Okehumpkee to Bartow, Fla., overland, also from Okehumpkee to Brooksville, Fla., overland.

The people of Florida represented in Senate and Assembly, would respectfully request our Senators and Representatives in the Congress of the United States to use their best exertions to get the said routes established. The Secretary of State is hereby instructed to forward a copy of this Memorial to each of our Senators, and Representative in Congress;

Which was read first, second and third time, and adopted.  
The following message was received from the Governor:

EXECUTIVE OFFICE,  
Tallahassee, Fla., Jan. 6, 1870. }

HON. WM. H. GLEASON, President Senate:

Sir—I have the honor herewith to submit for the consideration of the Senate the "Code of Practice" prepared by Hon. Robt. M. Smith, in accordance with the law of Aug., 1868; together with his report accompanying the same.

Very respectfully

HARRISON REED,  
Governor.

On motion of Mr. Smith, the rules were suspended and a bill entitled An Act to simplify and abridge the practice, pleadings and proceedings of the courts of this State, was read the first time by its title.

On motion of Mr. Kendrick the Senate adjourned to 10 A. M., on Monday next.

MONDAY, January 10, 1870—10 A. M.

The Senate was called to order, in conformity to adjournment.

The Lieutenant-Governor in the chair.

Prayer by the Chaplain.

A quorum present.

On motion of Mr. Underwood, the reading of the journal of the Senate of last Friday was dispensed with.

The report of Mr. Smith on the Code of Practice was read.

TALLAHASSEE, Fla., Jan. 3, 1870.

To His Excellency HARRISON REED, Governor of Florida:

In pursuance of your appointment in February, 1868, of a commissioner to prepare a Code of Civil Practice for the State of Florida, I at once entered upon said work, and have completed

such a Code, and have also prepared forms adapted to all pleadings, process, and orders therein prescribed, which I am now ready to submit to your Excellency and the Legislature.

In view of the great importance (if a radical change should be made in our practice) of having a Code that has been thoroughly tested and established by able courts, and on which decisions have been made upon almost every conceivable point, I took as my guide the Code now in use in the State of New York.

After conforming a Code as nearly to the New York Code as our Constitution and system of courts would permit, I obtained the assistance of distinguished members of the New York bar in giving the same a careful review, and also the aid of Hon. E. M. Randall, our Chief-Justice, who for fifteen years practiced under the New York Code, and whose assistance in the work was invaluable. I was unable to furnish the justices of the Supreme Court with a copy of the Code prepared, until within a few days prior to the meeting of the Legislature, thence none of the Supreme bench but the Chief Justice have been able to examine the same, but I am happy to state that it meets with his approval, and also with many other prominent lawyers who have examined it.

Very respectfully, your obedient servant,

ROBERT M. SMITH.

The motion to elect an Assistant Secretary was then called for, when Mr. Pearce offered the following as a substitute:

*Resolved*, That by the passage of this resolution all appointments and offices of the Senate are declared vacant, and that hereafter one Secretary, one Assistant Secretary, one Reading Clerk, one Chaplain, one Sergeant-at-Arms, one Assistant Sergeant-at-Arms, one Doorkeeper, one Assistant Doorkeeper, and two Pages, shall constitute the only officers of the Senate, and whose term of office shall continue during the pleasure of the Senate. All Engrossing and Enrolling Clerks shall be appointed by the Senate upon the recommendation of the respective Committees on Engrossing and Enrolling, and the compensation for such engrossing and enrolling shall not exceed *thirty cents* per folio for the former, and *thirty-five cents* per folio for the latter;

Which, on motion of Mr. McCaskill, was laid on the table.

Mr. Purman moved to indefinitely postpone the original resolution.

Mr. McCaskill moved to lay that motion on the table.

The yeas and nays were as follows:

Yeas—Messrs. Atkins, Crawford, Ginn, Henderson, Kendrick, Krimminger, Moragne, Meacham, McCaskill, Smithson, Underwood, Vaughan, and Weeks—12.

Nays—Messrs. Bradwell, Crane, Cruse, Hillyer, Katzenberg, Pearce, Purman, Smith, Walls, and Wentworth—10.

So the motion was laid upon the table.

Mr. Purman moved to postpone the election of Assistant Secretary to the first of February.

Which, on motion of Mr. Krimminger, was laid upon the table.

On motion of Mr. Kendrick it was agreed that no dilatory motion be entertained while any resolution was pending.

Mr. Purman moved that the original motion be indefinitely postponed;

Which was lost.

Mr. Walls moved to lay the resolution upon the table until 4 o'clock this afternoon.

Mr. McCaskill moved that this motion be laid upon the table;

Which was carried.

Mr. Wentworth moved to postpone the resolution until 10 o'clock to-morrow.

Mr. McCaskill moved to lay that motion on the table;

Which was lost.

The motion to postpone until 10 o'clock to-morrow was carried.

Mr. Krimminger called up joint resolution in relation to Township Maps, which on suspension of the rules was read first, second and third times, and was adopted.

Bill (No. 3) presented by Mr. Krimminger, was read first time by its title and referred to a special Committee, consisting of Messrs. Katzenberg, Walls, Hillyer, Atkins and Crawford.

On motion of Mr. Smith, Assembly bill No. 5 was taken up, rules suspended, and read first and second time.

Mr. Purman moved to postpone until Wednesday at 10 o'clock,

Which was adopted.

On motion of Mr. Henderson, the Senate adjourned until 4 o'clock, P. M.

FOUR O'CLOCK, P. M.

Senate met pursuant to adjournment.

Mr. Purman presented the following resolution:

That so much of the Governor's message as relates to the Union Bank of Florida be referred to a special Committee of three, who shall report to the present or next Legislature by bill or otherwise, and said Committee shall have power to send for persons and papers;

Which was adopted, and Messrs. Purman, Krimminger and Pearce, appointed such Committee.

Mr. Krimminger called up bill No. 4 on State affairs.

Mr. Wentworth moved that the bill be read a second time.

Mr. Hillyer moved that the bill be laid upon the table;

Which was carried.

Assembly bill No. 5 being called up, was on motion of Mr. Pearce placed back upon its second reading.

Mr. Purman offered to amend the bill by making the money received for the bonds U. S. legal tender;

Which was carried.

On motion of Mr. Purman, the rules were suspended and the bill read a third time and adopted.

Mr. Smith called up Assembly bill No. 1, which on suspension of the rules was read a second time and referred to a special Committee, consisting of Messrs. Smith, Purman and Henderson.

On motion of Mr. Hillyer the Senate adjourned until 10 o'clock to-morrow.

TUESDAY, January 11, 1870.

The Senate met pursuant to adjournment.

The Lieutenant-Governor in the chair.

A quorum present.

Prayer by the Chaplain.

On motion of Mr. Smith the reading of the journal of yesterday was postponed until to-morrow.

Mr. Wentworth moved that the Senate do now go into an election for Assistant Secretary. Mr. Krimminger offered the following substitute:

*Resolved*, That the resolution passed at the last session of the Senate, making it the duty of the Secretary of the Senate to appoint an assistant, be and the same is rescinded, and that this body proceed to elect such officers, to wit: an Assistant Secretary Enrolling and Engrossing Clerks;

Which was adopted.

And the Senate thereupon proceeded to ballot for the assistant secretaryship of its body.

The following is the result of said election:

For J. BULL—Messrs. Crawford, Ginn, Henderson, Kendrick, Krimminger, Moragne, McCaskill, Purman, Smithson, Vaughan and Weeks—12.

For W. L. APTHORP—Messrs. Crane, Hillyer, Katzenberg, Meacham, Pearce, Smith, Walls and Wentworth—8.

J. H. Bull was declared duly elected as such Assistant Secretary.

The following message was received from the Assembly:

ASSEMBLY HALL,  
TALLAHASSEE, FLA., Jan. 11, 1870. }

Hon. W. H. GLEASON, President of the Senate:

SIR: I am directed by the Assembly to inform the Senate that the Assembly has by a unanimous vote adopted Assembly Joint Resolution No. 2—For the Relief of Mrs. Irene Jenkins, of the county of Manatee.

Very respectfully,

WM. FORSYTH BYNUM,  
Clerk of the Assembly.

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

The Senate then proceeded to ballot for one Enrolling, and one Engrossing Clerk and one Assistant Sergeant-at-arms.

For Enrolling Clerk the vote was:

For APTHORP—Messrs. Bradwell, Crane, Cruse, Hillyer, Katzenberg, Meacham, Pearce, Smith, and Wentworth—9.

For WEEKS—Messrs. Atkins, Crawford, Ginn, Henderson, Kendrick, Krimminger, Moragne, McCaskill, Smithson, Vaughan, and Weeks—11.

For GAMBIA—Mr. Walls—1.

Mr. Weeks was declared duly elected Enrolling Clerk of the Senate.

For Engrossing Clerk the vote was:

For MAHONY—Messrs. Atkins, Crawford, Ginn, Henderson, Katzenberg, Kendrick, Krimminger, Moragne, McCaskill, Smithson, Vaughan, Weeks, and Wentworth—13.

For JOHNSON—Messrs. Bradwell, Cruse, Hillyer, Meacham, Pearce, and Smith—6.

For CHARLES—Mr. Crane—1.

For CASSIUS—Mr. Purman—1.

Mr. Mahoney was declared duly elected Engrossing Clerk of the Senate.

For Assistant Sergeant-at-Arms the vote was:

For CASSIUS—Messrs. Bradwell, Crane, Cruse, Hillyer, Meacham, Pearce, Purman, Smith, Vaughan, Walls, and Wentworth—11.

For THURMAN—Messrs. Atkins, Crawford, Henderson, Kendrick, Krimminger, Moragne, McCaskill, Smithson and Weeks—9.

For CHARLES—Mr. Ginn—1.

Mr. Cassius was declared duly elected as Assistant Sergeant-at-Arms.