

Which was agreed to.

The roll was called, and the following Senators answered to their names:

Messrs. Atkins, Billings, Ginn, Henderson, Hill, Hillyer, Jenkins, Johnson, Kendrick, Locke, Moragne, McCaskill, Pearce, Sutton, and Wentworth—15.

Mr. Moragne moved to suspend the call.

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

The yeas and nays were called for, with the following result:

Those voting in the affirmative were—

Messrs. Crawford, Ginn, Hill, Hillyer, Jenkins, Johnson, McKinnon, McCaskill, Pearce, Sutton, and Wentworth—11.

Those voting in the negative were—

Messrs. Atkins, Henderson, Kendrick, and Moragne—4.

So the motion was laid on the table.

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

TUESDAY, January 16.

The Senate met pursuant to adjournment.

The President in the chair.

Prayer by the chaplain.

The roll was called, and the following Senators answered to their names:

Messrs. Atkins, Crawford, Ginn, Henderson, Hill, Hillyer, Jenkins, Johnson, Kendrick, Locke, McKinnon, Moragne, McCaskill, Purman, and Sutton—15.

A quorum present.

On motion, the reading of the journal was dispensed with, the journal corrected, and approved.

Mr. Henderson, by permission, introduced Senate bill No. 33, to be entitled An act to Provide for the Enforcement of Judgments Against Insolvent Corporations;

Which was read first time by title, under suspension of rule, and referred to Committee on Judiciary.

Mr. Henderson introduced Senate Concurrent Resolution, for Removing Disabilities of Chas. F. Hopkins;

Which was adopted, and the Secretary directed to certify the same to the Assembly.

Assembly Concurrent Resolution No. 5, that no new business be entertained in either House after January 25, was taken up from the table and read.

The yeas and nays were called on its adoption, with the following result:

Those voting in the affirmative were—

Messrs. Billings, Crawford, Ginn, Hillyer, Jenkins, Kendrick, Locke, McKinnon, Moragne, McCaskill, and Sutton—11.

Those voting in the negative were—

Messrs. Atkins, Hill, Johnson, and Pearce—4.

So the resolution was adopted, and the Secretary directed to certify the same to the Assembly.

Senate Bill No. 3, to be entitled an act to amend An act to Simplify and Abridge the Practice, Pleadings, and Procedure of Courts in this State, approved February 19, 1870, was read second time by sections, and ordered engrossed.

Senate Bill No. 13, to be entitled an act to add two sections to an act entitled An act in Relation to the Records of the Offices of the Comptroller of Public Accounts and State Treasurer, was taken up on its second reading, and, on motion of Mr. Wentworth, was indefinitely postponed.

Senate Bill No. 24, to be entitled an act entitled An act in Relation to Drugs and Medicines, Druggists or Apothecaries in Incorporated Cities or Towns in the State, was read second time by sections.

Mr. Locke moved that the words "graduates of some regular medical college," and the words "in any" and "town or incorporated city," near the close of the bill, be stricken out;

Which was agreed to, and the bill ordered engrossed.

Senate Bill No. 30, to be entitled An act to Render Unlawful the Demanding or Receiving Pay for the Carriage, Wharfage and Storage of Merchandise done on Sunday, was taken up on its second reading.

Mr. Kendrick moved that the reading of the bill be postponed till twenty minutes past ten to-morrow;

Which was not agreed to.

The bill was read, and, on motion, indefinitely postponed.

Senate Bill No. 6, to be entitled An act to Incorporate the Fernandina and Sea Beach Railroad Company, was read second time by sections, and ordered engrossed.

Senate Bill No. 12, to be entitled An act to Protect Cattle Owners, and More Fully to Secure a Record of Marks and Brands, was taken up on its second reading.

Mr. Locke moved to amend section 1 by substituting in line 3 for the word "recorder" the word "inspector;" also, inserting after the word "brands," in same line, the words "of cattle;" also, in line 7, substitute for the word "recorder" the words "inspector of marks and brands of cattle;"

Which was agreed to.

Also, to amend section 2 by substituting for the word "recorder" in line 1, the word "inspector;"

Which was agreed to.

Also, to amend section 3, by substituting in line 1, the word "inspector" for the word "recorder;"

Which was agreed to.

Also, to amend section 4 by substituting in line 1 the word "inspector" for the word "recorder," and inserting after the word "brands" in line 1, the words, "of cattle."

Also, to add the following to be numbered second 5:

SECTION 5. Any inspector of marks and brands of cattle neglecting or refusing to comply with the provisions of this act shall be deemed guilty of a misdemeanor, and on conviction fined not exceeding five hundred dollars, or imprisoned in the county jail not exceeding twelve months.

All laws and parts of laws conflicting with the above and foregoing act are hereby repealed.

Mr. Kendrick moved to refer the bill to a special committee; Which was not agreed to.

The bill was ordered engrossed for its third reading.

The following messages were received from the Assembly:

ASSEMBLY CHAMBER,
Tallahassee, Fla., January 16, 1872.

HON. SAMUEL T. DAY, President of the Senate:

SIR: I am directed to inform your honorable body that the Assembly has passed—

Assembly bill No. 18:

A bill to be entitled An act to Simplify the Mode and Manner of Acknowledging and Proving the Execution of Deeds of Conveyance, Release, Mortgages, Powers of Attorney, Relinquishments, and other Instruments of Writing Relating to Real Estate, and to Provide for the Recording thereof.

Also:

Assembly Bill No. 8:

A bill to be entitled An act to Save Small Estates from Wasteful Costs, and to Facilitate the Settlement thereof.

Very respectfully,

M. H. CLAY,
Clerk of the Assembly.

ASSEMBLY HALL,
Tallahassee, Fla., January 16, 1872.

HON. SAMUEL T. DAY, President of the Senate:

SIR: I am directed to inform your honorable body that the Assembly has adopted the following:

Memorial to Congress for an appropriation to dredge and deepen the Ship Channel in Apalachicola Bay.

Also:

Memorial to Congress Praying for the Establishment of a Mail Route from Orlando, in Orange County, to St. Lucie in Brevard County.

Very respectfully,

M. H. CLAY,
Clerk of the Assembly.

ASSEMBLY HALL,
Tallahassee, Fla., January 16, 1872.

HON. SAMUEL T. DAY, President of the Senate:

SIR: I am directed to inform your honorable body that the Assembly has passed—

Assembly Bill No. 19:

To be entitled An act to Authorize Sheriffs, Coroners, Constables, Town and City Marshals to Arrest for Felony on Strong and Sufficient Grounds of Suspicion in Cases of Escapes.

Assembly Bill No. 17:

To be entitled An act for the Adoption of Children.

Assembly Bill No. 9:

To be entitled an act to amend section 6 of An act to Organize the County Courts of the several Counties of the State, and to Prescribe the Mode of Practice of said Courts, approved August 4, 1868, and Providing Jurors for said Courts.

Very respectfully,

M. H. CLAY,
Clerk of the Assembly.

ASSEMBLY HALL,
Tallahassee, Fla., January 16, 1872.

HON. SAMUEL T. DAY, President of the Senate:

SIR: I am directed to inform your honorable body that the Assembly has concurred in Senate amendments to Assembly Joint Resolution, appointing a committee to visit the State Prison.

Very respectfully,

M. H. CLAY,
Clerk of the Assembly.

ASSEMBLY HALL,
Tallahassee, Fla., January 16, 1872.

HON. SAMUEL T. DAY, President of the Senate:

SIR: I am directed by the Assembly to inform your honorable body, that the Assembly has refused to concur in Senate Amendments to Assembly Bill No. 1, and ask that the Senate recede from their amendments to the same.

Very respectfully,

M. H. CLAY,
Clerk of the Assembly.

Which were read, and the accompanying bills and memorials placed among the orders of the day.

Mr. Hillyer, chairman of Committee on City and County Organization, made the following report:

SENATE CHAMBER,
Tallahassee, Fla., Jan. 16, 1872.

HON. SAMUEL T. DAY, President of the Senate:

SIR: Your committee, to whom was referred Senate Bill No.

15, An act to Organize the County of Webster, recommend that it do pass.

Very respectfully,

C. V. HILLYER, Chairman.
W. H. KENDRICK,
J. H. SUTTON,
E. G. JOHNSON.

Which was read; and the accompanying bill ordered printed. Mr. Billings, chairman of Committee on Claims, made the following report:

SENATE CHAMBER,
Tallahassee, Fla., Jan. 16, 1872.

Hon. SAMUEL T. DAY, President of the Senate:

SIR: Your committee, to whom was referred Senate Bill No. 31, An act for the relief of Jesse H. Goss, beg leave to report that they have examined the same, and recommend that it do pass.

Very respectfully,

L. BILLINGS, Chairman.
CHAS. V. HILLYER,
W. H. KENDRICK,
J. H. SUTTON.

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

Mr. Purman, chairman of Committee on Judiciary, made the following report:

SENATE CHAMBER,
Tallahassee, Fla., Jan. 16, 1872.

To the President of the Senate:

SIR: Your committee, to whom has been referred the following bills, viz: Senate bill No. 10, entitled An act to Authorize Attorneys at Law to Administer Oaths, beg leave to report that, while this bill might promote the convenience of the practitioner at law, it could not possibly result in any real benefit to the litigant; and believing that its action would tend to detract from the dignity of the profession, and that the constant administering of oaths by any attorney in his own practice would be, in the light of the past, altogether unprofessional, your committee recommend that it do not pass.

Very respectfully,

W. J. PURMAN,
Chairman Judiciary Committee.

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

Also:

To the Senate :

The Judiciary Committee, having considered Senate Bill No. 25, an act entitled An act Defining the Duties of County Commissioners, beg leave to report that the provisions of this bill are generally a simple compilation of the powers of county commissioners under existing laws, which will be found of so much value for ready reference, that it is deemed advisable that it be re-acted as presented. The changes and reasons may be briefly stated.

In second section : To cause the county buildings to be insured, &c. In some counties such action is eminently proper, in others not at all practicable. It should be discretionary not mandatory. The committee recommend to insert, after the words, *for the benefit of the county*, the words "whenever the same shall be deemed expedient."

In sixth section : To grant licenses for keeping ferries and toll bridges, &c. This grant will be concurrent with the power now given to Circuit Judges, and will recommend itself favorably to the consideration of those who reflect upon the familiarity of the boards with the wants and necessities of their several communities.

In the seventh section : To order the clerk to transcribe records, exposed to danger of loss, from mutilation and being improperly bound.

In the eighth section : To fix and approve the bonds of all county officers.

In the ninth section : To provide compensation for the county auditor.

In the tenth section : To issue bonds for building court-house and jail, and to fund the present outstanding indebtedness upon authority thereto given by a majority of the registered voters of the county.

In the eleventh section : To apportion and order the levy of all school and county tax, in accordance with law, which is a power properly to be granted. The words, "and to direct the raising of such sums of money as may be necessary to defray the county charge and expenses, and all necessary charges incident to or arising from the execution of their lawful authority," are provisions included in the first clause of this section, and we recommend that they be stricken out, and that the bill, as amended, do pass.

Very respectfully,

W. J. PURMAN,
Chairman Judiciary Committee.

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

Senate Bill No. 31, to be entitled An act for the Relief of J. H. Goss,

Was taken up on its second reading.

Mr. McCaskill moved to strike out "five hundred dollars."

The yeas and nays were called for, with the following result:

Those voting in the affirmative were—

Messrs. Crawford, Ginn, Henderson, McKinnon, and McCaskill—4.

Those voting in the negative were—

Messrs. Atkins, Hill, Hillyer, Jenkins, Johnson, Kendrick, Locke, Moragne, Pearce, Purman, Sutton, and Wentworth—12.

So the motion to strike out was not agreed to.

Mr. McCaskill offered the following amendment:

And that the Judge of the First Judicial Circuit be allowed the same amount, it being the amount expended by him in consequence of the lack of public convenience.

Mr. Hillyer moved that the amendment of Mr. McCaskill be laid on the table.

The yeas and nays were called for, with the following result:

Those voting in the affirmative were—

Messrs. Atkins, Crawford, Dennis, Ginn, Hill, Hillyer, Jenkins, Johnson, Kendrick, Locke, Moragne, Pearce, Purman, and Sutton—14.

Those voting in the negative were—

Messrs. Henderson, McKinnon, McCaskill, and Wentworth—4.

So the amendment was laid on the table.

Mr. Henderson offered a substitute, with same title;

Which was adopted.

Mr. McCaskill offered the following amendment:

Provided, Said amount be deducted from the salary of the judge of the Sixth Judicial Circuit.

Mr. Kendrick moved to lay the amendment on the table;

Which was agreed to.

The bill passed its second reading, and was ordered engrossed.

Mr. Henderson moved that the Committee on Railroads be instructed to report on the bill referred to them, Senate Bill No. 14, an act to repeal An act to Incorporate the Great Southern Railway, and to Perfect the Public Works of the State; approved February 19, 1870, and that the consideration thereof be made the special order for Thursday;

Which was agreed to.

Mr. Purman moved that a Committee of Conference on the amendments to Assembly Bill 1, relating to Finance, be appointed.

Which was agreed to.

The President appointed Messrs. Purman, Dennis, and McCaskill.

On motion, the Senate went into Executive Session.

The following Executive appointments were confirmed :

J. S. Adams, to be Commissioner of Immigration and Public Lands ;

W. W. J. Kelley, to be County Judge of Escambia county ;

A. B. Munn to be Collector of Taxes for Escambia county.

On motion, the doors were opened.

On motion, the Senate took a recess till 4 o'clock p. m.

FOUR O'CLOCK P. M.

The Senate resumed its session.

The President in the chair.

The roll was called, and the following Senators answered to their names:

Messrs. Adams, Atkins, Billings, Crawford, Eagan, Ginn, Henderson, Hillyer, Jenkins, Locke, McKinnon, Meacham, Moragne, McCaskill, Pearce and Wentworth—16.

A quorum present.

Mr. Wentworth moved that rule 33 be amended so as to put the afternoon session at 3 o'clock instead of 4 o'clock p. m. ;

Which was agreed to unanimously.

Mr. Locke, by permission, introduced Senate Bill No. 34, to be entitled an act to amend An act Relating to Jurors, approved August 1, 1867 ;

Which was read first time by title, under suspension of rules, and referred to Committee on Judiciary.

Assembly Bill No. 8, to be entitled An act to Save Small Estates from Wasteful Costs, and to Facilitate the Settlement thereof,

Was read first time by title, under suspension of rules, and referred to Committee on Judiciary.

Assembly Bill No. 9, to be entitled an act to amend section 6, of An act to Organize the County Courts of the Several Counties of the State, and to Prescribe the Mode of Practice of said Courts, approved August 4, 1868, and providing jurors for said courts,

Was read first time by title, under suspension of rules, and referred to Committee on Judiciary.

Assembly Bill No. 17, to be entitled An act for the Adoption of Children,

Was read first time by title, under suspension of rules, and referred to Committee on Judiciary.

Assembly Bill No. 18, to be entitled An act to simplify the Mode and Manner of Acknowledging and Proving the Execution of Deeds of Conveyance, Releases, Mortgages, Powers of Attorney, Relinquishments and other Instruments of Writing Relating to Real Estate, and to Provide for the Recording thereof,

Was read first time by title, under suspension of rules, and referred to Committee on Judiciary;

Assembly Bill No. 19, to be entitled An act to Authorize Sheriffs, Coroners, Constables, Town and City Marshals, to Arrest for Felony, on Strong and Sufficient Grounds of Suspicion, in Cases of Escapes,

Was read first time by title, under suspension of rules, and referred to Committee on Judiciary.

Assembly Memorial for the Establishment of a Mail Route, Was read.

Mr. Wentworth moved it be adopted.

The yeas and nays were called for, with the following result:

Those voting in the affirmative were—

Messrs. Adams, Atkins, Billings, Crawford, Eagan, Ginn, Henderson, Hillyer, Jenkins, Johnson, Locke, McKinnon, Meacham, Moragne, McCaskill, Pearce and Wentworth—17.

So the memorial was adopted.

Assembly Memorial for an Appropriation to Dredge and Deepen the Ship Channel in Apalachicola Bay,

Was read, and on motion, adopted by the following vote:

Those voting in the affirmative were—

Messrs. Adams, Atkins, Billings, Crawford, Eagan, Ginn, Henderson, Hill, Hillyer, Jenkins, Johnson, Locke, McKinnon, Meacham, Moargne, McCaskill, Pearce and Wentworth—18.

Mr. Wentworth, chairman of Committee on Engrossed Bills, read the following report:

SENATE CHAMBER,
Tallahassee, Fla., Jan. 16, 1872.

To the President of the Senate:

SIR: Your committee, to whom has been referred the following bill, viz: Senate Bill No. 8, entitled An act to Authorize Julius C. Rockner to Build a Toll Bridge across Pease Creek at or near Fort Meade, beg leave to report that they have carefully examined the same, and find it correctly engrossed.

Very respectfully,

GEO. E. WENTWORTH,
Chairman on Engrossed Bills.

Which was read, and accompanying bill placed among the orders of the day for to-morrow.

Senate Bill No. 10, to Authorize Attorneys to Administer Oaths,

Was taken up on its second reading and, on motion, indefinitely postponed.

Senate Bill No. 25 :

To be entitled An act Defining the Duties of County Commissioners,

Was taken up on its second reading.

Mr. Wentworth moved that the bill be printed and made the special order for half-past ten o'clock to-morrow ;

Which was agreed to.

Mr. Henderson, introduced Senate Concurrent Resolution, Memorializing Congress for an Increase of Mail Service on the Route from Tampa to Cedar Keys via Manatee County ;

Which was adopted by the following vote :

Those voting in the affirmative were—

Messrs. Adams, Atkins Billings, Crawford, Eagan, Ginn, Henderson, Hill, Hillyer, Jenkins, Johnson, Locke, McKinnon, Meacham, Moragne, McCaskill, Pearce, Purman, and Wentworth—19.

Mr. Wentworth, by permission, introduced Senate Bill No. 35, to be entitled an act to amend An act to Incorporate the Pensacola and Louisville Railroad, approved July 16, 1868 ;

Which was read first time by title, under suspension of rule, and referred to Committee on Railroads and Telegraphs.

Assembly Joint Resolution, Proposing Amendments to the Constitution,

Was taken up.

Mr. Wentworth moved that the proposed amendments be printed ;

Which was agreed to.

Mr. McCaskill moved that the resolution be made the special order for to-morrow afternoon at half-past three o'clock.

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

WEDNESDAY, January 17.

The Senate met pursuant to adjournment.

The President in the chair.

Prayer by the Chaplain.

The roll was called, and the following Senators answered to their names :

Messrs. Adams, Atkins, Crawford, Eagan, Ginn, Hillyer, Jenkins, Johnson, McKinnon, Meacham, Moragne, McCaskill, Purman, Sutton, Weeks and Wentworth—16.