

FRIDAY, January 26.

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, Billings, Eagan, Ginn, Hill, Hillyer, Jenkins, Kendrick, Locke, McKinnon, Meacham, McCaskill, Pearce, Sutton and Weeks—16.

A quorum present.

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

Mr. Locke offered the following :

Resolved, That each Senator be requested not to present any petition, memorial, or address to the Senate until he is informed of the contents thereof, and whether there is anything contained therein insulting or disrespectful to the Senate or reflecting in a discourteous manner upon any preceding action thereof, and any Senator violating the provisions of this resolution, or introducing any such address, memorial or petition, be held responsible therefor, and severely reprimanded in open session.

Mr. Kendrick objected to the consideration of the resolution on the ground that it is new matter.

The Chair ruled that this is not new matter within the meaning of the Concurrent Resolution.

The resolution was read and laid over.

Mr. Eagan introduced the following :

Resolved, That the office of reading clerk of the Senate be declared vacant from the 22d day of January, 1872 ;

Which was read.

Mr. Purman stated that he holds the resignation of Mr. Bartholf, the reading clerk, in his hands, and will present the same should the Senate desire it.

Mr. Locke moved to lay the resolution on the table.

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

Those voting in the affirmative were—

Messrs. Dennis, Hill, Johnson, Locke, Meacham, Pearce and Purman—7.

Those voting in the negative were—

Messrs. Adams, Atkins, Eagan, Ginn, Hillyer, Jenkins, Kendrick, McKinnon, McCaskill, Sutton and Weeks—11.

So the motion to lay the resolution on the table was not agreed to.

Mr. Purman presented the Resignation of Mr. Bartholf ;

Which was accepted, and the office declared vacant.
The following message was received from the Assembly:

ASSEMBLY HALL,
Tallahassee, Fla., January 26, 1872.

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

SIR: I am directed to inform you that the Assembly has passed:

Assembly Bill No. 61:

To be entitled An act Providing for the Removal of Executors and Administrators, and the Appointment of their Successors;

Also:

Senate Bill No. 3:

To be entitled an act to amend section 130 of an act entitled An act to Simplify and Abridge the Practice, Pleadings and Proceedings of the Courts of this State, approved February 19, 1870.

Very respectfully,

M. H. CLAY,
Clerk of the Assembly.

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

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

SENATE CHAMBER,
Tallahassee, Fla., Jan. 26, 1872.

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

SIR: Your committee, to whom was referred Assembly Bill No. 44, An act to Regulate the Establishment of New Counties and Change of County Lines, beg leave to report that the bill under consideration is intended to supply a want which has long been felt both by the people and the Legislature, in this that it will, if passed, do away with the present danger of hasty legislation and consequent sudden changes in county limits; at the same time we find it to be in strict conformity with the Constitution. We recommend that the following be inserted as section 8: That this act shall take effect from and after its passage; all laws and parts of laws conflicting with this act are hereby repealed. With these suggestions we respectfully recommend the passage of the bill.

Very respectfully,

CHARLES V. HILLYER, Chairman.

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

Mr. Adams, from Committee on Engrossed Bills, made the following report:

SENATE CHAMBER,
Tallahassee, Fla., January 26, 1872.

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

SIR: Your committee, to whom was referred substitute for Senate Bill No. 25, an act entitled An act Defining the Duties and Fixing the Pay of County Commissioners, having carefully examined the same, find it correctly engrossed ;

Also :

Senate Bill No. 55 :

A bill to be entitled An act to Correctly Establish the Boundary Line between St. John's and Duval Counties.

Very respectfully,

R. W. ADAMS,
L. G. DENNIS.

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

Senate Bill No. 60, to Order a Road Tax at the Discretion of the County Commissioners,

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

Senate Bill No. 25, Defining the Duties and Fixing the Pay of County Commissioners,

Was taken up on its third reading, and, on motion, put back upon its second reading and recommitteed to Committee on Judiciary.

Mr. Johnson offered Senate concurrent resolution, fixing day of adjournment, which was read and laid over.

Mr. Hillyer offered Senate concurrent resolution, asking for an appropriation to clear out and render navigable the Ocklawaha river.

The Chair ruled that it is new business, and, under the concurrent resolution not to entertain new business after the 25th inst., it is out of order.

Mr. Dennis moved that the special committee heretofore appointed to ascertain the reason why commissions are not issued to officers, appointed, confirmed by the Senate, and who have taken the oath of office, be requested to report this afternoon ;

Which was agreed to.

Senate Bill No. 58, Defining the Duties of the Commissioner of Lands and Immigration,

Was taken up on its third reading, read at large and put upon its passage.

Upon the question, Shall the bill pass ?

The yeas and nays were called for, with the following result: Those voting in the affirmative were—

Messrs. Adams, Atkins, Billings, Dennis, Eagan, Ginn, Hill,

Hillyer, Jenkins, Johnson, Kendrick, Locke, McKinnon, Meacham, McCaskill, Pearce, Purman and Weeks—18.

So the bill passed, title as stated, and the Secretary was directed to certify the same to the Assembly.

Mr. Billings, Chairman of Committee on Claims, made the following report:

SENATE CHAMBER,
Tallahassee, Fla., Jan. 25, 1872.

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

SIR: Your committee, to whom was referred Senate Bill No. 64, An act for the Relief of Charles V. Hillyer, having examined the same, recommend that it do pass.

Very respectfully,

LIBERTY BILLINGS, Chairman.
WM. H. KENDRICK,
J. H. SUTTON,
R. MEACHAM.

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

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

SENATE CHAMBER,
Tallahassee, Fla., January 26, 1872.

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

SIR: Your committee, to whom was referred Senate Bill No. 47, Entitled an act to amend An act for the Protection of Agricultural Laborers, having considered the same, beg leave to recommend its passage, and Assemble Bill No. 31, entitled An act Creating the Office of Public Administrator in each of the Counties of this State, and Defining the Duties of said Office, having considered the same, respectfully recommend that it do not pass.

W. J. PURMAN,
Chairman of Committee on Judiciary.

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

Mr. McCaskill, from Committee on Judiciary, made the following minority report:

SENATE CHAMBER,
Tallahassee, Fla., January 25, 1872.

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

SIR: Your committee, to whom was referred Senate Bill No. 47, an act entitled An act for the Protection of Agricultural Laborers, would respectfully recommend that the same do not pass, for the following reasons, viz.:

First. Because there is ample protection guaranteed under existing laws.

Second. Because this act, at least, is open to the imputation of unconstitutionality, and therefore, if passed, will be an avenue for stirring up strife, misapprehension, and litigation to the detriment of the interest it is intended to protect, and the interest of agriculture generally.

Third. It is clearly under the constitutional provision prohibiting special legislation, where a general law can be made applicable.

Very respectfully,

A. L. McCASKILL.

Which was read.

Senate Bill No. 55:

To Correctly Establish the Boundary Line between St. Johns and Duval Counties,

Was taken up on its third reading, read at large, and put upon its passage.

Upon the question, Shall the bill pass?

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

Those voting in the affirmative were—

Messrs. Atkins, Billings, Dennis, Eagan, Henderson, Hill, Hillyer, Jenkins, Kendrick, Locke, McKinnon, Meacham, McCaskill, Purman, Sutton, and Weeks—16.

Those voting in the negative were—

Messrs. Adams, Ginn, and Pearce—3.

So the bill passed by a two-thirds vote, title as stated, and the Secretary was directed to certify the same to the Assembly.

Senate Bill No. 47:

To Amend An act for the Protection of Agricultural Laborers,

Was taken up on its second reading, and read by sections.

Mr. McCaskill moved that further consideration of the bill be postponed for ten days.

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

Those voting in the affirmative were—

Messrs. Adams, Atkins, Ginn, Kendrick, McKinnon, McCaskill, Sutton, and Weeks—8.

Those voting in the negative were—

Messrs. Billings, Dennis, Eagan, Hill, Johnson, Locke, Meacham, Pearce, and Purman—9.

So the motion to postpone was not agreed to.

Mr. Adams moved to postpone for five days.

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

Those voting in the affirmative were—

Messrs. Adams, Atkins, Ginn, Kendrick, McKinnon, McCaskill, Sutton, and Weeks—8.

Those voting in the negative were—

Messrs. Billings, Dennis, Eagan, Hill, Johnson, Locke, Meacham, Pearce, and Purman—9.

So the motion was not agreed to.

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

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

SENATE CHAMBER,
Tallahassee, Fla., January 26, 1872.

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

SIR: Your committee, to whom was referred Senate Bill No. 49, entitled An act Concerning Appointments to Office, having examined the same, and believing that the exigency exists for such a bill, as a necessary remedy to protect the dignity and constitutional co-ordinate power of the Senate, beg leave most respectfully and earnestly to recommend its passage.

Very respectfully, W. J. PURMAN,
Chairman Judiciary Committee.

Which was read.

On motion of Mr. McCaskill, the accompanying bill was ordered printed.

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

SENATE CHAMBER,
Tallahassee, Fla., January 26, 1872.

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

SIR: Your committee, to whom was referred Senate Bill No. 65, entitled A bill to Authorize the Southern Inland Navigation Company to Merge its Corporate Powers with the Southern Inland Navigation and Improvement Company, having considered the same, would respectfully recommend its passage.

Very respectfully, W. J. PURMAN,
Chairman Committee on Corporations.

Also:

SENATE CHAMBER,
Tallahassee, Fla., January 26, 1872.

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

SIR: Your committee, to whom was referred Senate Bill No. 63, entitled A bill A authorizing Certain Corporations to Merge their Corporate Powers with the Ocklawaha and Withlacoochee Canal and Steamboat Company, having considered the same, beg leave to report in favor of the passage of the same.

Very respectfully, W. J. PURMAN,
Chairman Committee on Corporations.

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

Mr. Pearce, chairman Committee on Education, made the following report:

SENATE CHAMBER,
Tallahassee, Fla., January 25, 1872.

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

SIR: Your committee, to whom was referred Assembly Bill No. 10, report that we have examined the same and recommend that it do not pass.

Very respectfully,

C. H. PEARCE, Chairman,
C. V. HILLYER,
D. EAGAN,
A. L. McCASKILL.

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

On motion, the Senate went into executive session.

The doors were opened.

Mr. Purman moved to adjourn till 10 o'clock Monday.

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

Those voting in the affirmative were—

Messrs. Billings, Dennis, Eagan, Hill, Hillyer, Johnson, Kendrick, Meacham, Purman and Weeks—10.

Those voting in the negative were—

Messrs. Adams, Atkins, Ginn, Jenkins, Locke, McCaskill, Pearce and Sutton—8.

So the Senate adjourned till 10 o'clock Monday morning.

MONDAY, January 29, 1872.

The Senate met pursuant to adjournment.

Senator Kendrick 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, Kendrick, Locke, McKinnon, Meacham, Moragne, McCaskill, Purman, Sutton, and Wentworth—15.

A quorum present.

The journal not having been sent in, the reading was postponed till it should come.

Mr. Henderson moved that the Committee on Printing be