

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

SENATE CHAMBER,
Tallahassee, Fla., February 2, 1872.

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

SIR: Your committee, to whom was referred Senate Bill No. 54, entitled An act to Improve and make Navigable the Yellow and Shoal Rivers and their Tributaries in Santa Rosa and Walton Counties, having considered the same for the second time, beg leave to report that they find nothing objectionable in the act, and would respectfully recommend that it do pass, with the following amendment: That in Sec. 1, line 17, the words "twenty years" be stricken out and "five years" be inserted.

Very respectfully,
W. J. PURMAN,
Chairman Committee on Corporations.
FREDERICK HILL,
ARTHUR GINN.

Senate Bill No. 76:

A bill to be entitled An act Defining the Duties of the State Treasurer, Safety of Public Funds and Bonds of State Officers, Was taken up on its third reading.

Mr. Jenkins moved that the bill be put back upon its second reading;

Which was agreed to.

Mr. Henderson moved that the bill be printed, and that the bill be made the special order for Monday at 10 o'clock, and that a committee of three be appointed to proceed to the Treasurer's office and examine his official papers;

Which was agreed to.

The Chair appointed Messrs. Henderson, Purman and Hillyer as such committee.

The Senate then adjourned.

SATURDAY, February 3.

The Senate met pursuant to adjournment.

Mr. Jenkins in the chair.

Prayer by the chaplain.

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

Messrs. Adams, Atkins, Dennis, Eagan, Ginn, Hill, Hillyer, Kendrick, Locke, McKinnon, Meacham, Moragne, McCaskill, Sutton and Wentworth—15.

A quorum present.

The journal was corrected, and its reading dispensed with.

Mr. Jenkins introduced a memorial from the citizens of Jacksonville, in relation to pilotage over the St. Johns bar;

Which was referred to the Committee on Commerce and Navigation.

Mr. Henderson moved that the proceedings of the Senate be read from the Senate Journal daily, and in order that this may be done, that the Recording Clerk of the Senate be required to bring the Journal into the Senate at the hour of 12 o'clock m. each day;

Which was agreed to.

Mr. Pearce introduced the following memorial from J. C. Gibbs, Secretary of the State:

OFFICE OF SECRETARY OF STATE,
Tallahassee, Fla., February 3, 1872.

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

SIR: Having been informed that my official conduct, as Secretary of State, has, in the report of a committee of your honorable body, been severely criticised for the receipts by myself of the taxes levied upon the commissions of State officers as being illegal and unwarranted, I desire most respectfully to represent that, upon my accession to the office of Secretary, I found the legal provisions in reference to my duty in issuing commissions to be prescribed as follows: In section 2 of chapter 1682, No. 58 of the Session Laws of 1868;

"The Secretary of State shall immediately notify all parties entitled to commissions, and upon the receipt, within sixty days, of a certificate from the State Treasurer, or any Collector of Revenue of the State, that the tax, as above provided, has been duly paid in the current money of the United States, such commission shall issue," &c.

And I understand this provision as especially designed to give me, before I issued any commissions, conclusive evidence *that the legal tax had been paid in currency*, while it would of course make me responsible for any amounts received by me, would be competent evidence to me of the payment of the legal tax upon each commission before it should be issued.

And upon examination of the records of the office I found that the same construction had been put upon the law by my predecessor, Hon. George J. Alden, who had prepared the necessary blanks for notification, based upon such construction, and that his construction seemed to have the sanction of the Legislature in the allowance of his accounts of such receipts and the expenditure thereof.

I accordingly continued to carry out such construction, and to use the blanks provided.

And if, in the opinion of the Honorable Senate, such construction was not warranted, and my receipts of the taxes upon commissions was improper, I desire to express my regret and to ask that a special committee be appointed to examine my accounts of receipts and expenditures, in confident belief that such examination will show a scrupulous expenditure of all moneys received for proper and legitimate expenses of the State.

Respectfully submitted,

JONATHAN C. GIBBS,
Secretary of State.

Which was received.

A message from the Assembly:

ASSEMBLY HALL,
Tallahassee, Fla., February 2, 1872.

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

SIR: I am directed to inform you that the Assembly has passed substitute for Assembly Bill No. 110, to be entitled An act for the Protection of all Classes of Persons Against Discrimination in Public Conveyances, in pursuance of the provisions of the Constitution of this State; substitute for Assembly Bill No. 39, to be entitled An act to Amend the School Laws of Florida, and to Provide for a Uniform Series of Text-books, and has adopted Assembly Memorial to the Congress of the United States for a Change of Mail Route.

Very respectfully,

M. H. CLAY,
Clerk of the Assembly.

Also:

ASSEMBLY HALL,
Tallahassee, Fla., February 2, 1872.

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

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

Senate Bill No. 63:

To be entitled An act Authorizing Corporations to Merge their Corporate Powers with the Ocklawaha and Withlacoochee Canal and Steamboat Company;

Also:

Senate Bill No. 65:

To be entitled An act Authorizing the Southern Inland Navigation Company to Merge its Corporate Powers with the Southern Inland Navigation and Improvement Company; and has adopted Senate Memorial to Congress for a Change in Mail Route No. 6450, from Belleville, Fla., to White Springs, Fla.

Very respectfully,

M. H. CLAY,
Clerk of the Assembly.

Mr. McCaskill moved that the special order for half-past ten be made the special order for twelve o'clock to-day.

Mr. Pearce moved that a special committee of three be appointed in accordance with the request of Secretary Gibbs.

The hour of eleven having arrived, the report of the special committee, Mr. Purman chairman, submitted yesterday, was taken up.

Mr. Henderson moved that the report be laid upon the table, and the resolution indefinitely postponed.

A memorial to the Congress of the United States for Change of Mail Route,

Was taken up and read at large.

Upon its adoption the yeas and nays were called for, with the following result:

Those voting in the affirmative were—

Messrs. Adams, Atkins, Billings, Eagan, Ginn, Henderson, Hill, Hillyer, Jenkins, Locke, McKinnon, Meacham, Moragne, McCaskill, Pearce, Purman, Sutton Wentworth—18.

Nays—None.

So the memorial was adopted.

Mr. Eagan, chairman Committee on Finance and Taxation, made the following report:

SENATE CHAMBER,
Tallahassee, Fla., Feb. 3, 1872.

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

SIR: Your committee, to whom was referred Senate Bill No. 45, entitled An act to Fund the Public Debt and to Provide Means to Secure the Public Credit, have carefully examined the same, and now submit the bill as amended, and recommend that it do pass.

Very respectfully,

D. EAGAN, Chairman.

Mr. Hillyer, Chairman Committee on City and County organization, made the following report:

SENATE CHAMBER,
Tallahassee, Fla., February 2, 1872.

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

SIR: Your committee, to whom was referred Assembly Bill No. 95, An act to Change the Boundary Line between Orange and Sumter Counties, having examined the same, recommend that it do pass.

Very respectfully,

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

Mr. Wentworth, Chairman Committee on Engrossed Bills, made the following report:

SENATE CHAMBER,
Tallahassee, Fla., February 3, 1872.

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

SIR: Your committee, to whom was referred Senate Bill No. 82, An act to Incorporate the Buckingham Smith Asylum for the Colored People of St. Augustine.

Senate Bill No. 70, an act to repeal section 7, chapter 10, of An act to Provide for the Punishment of and Proceedings in Criminal Cases, having examined the same, find them correctly engrossed.

Very respectfully,

GEO. E. WENTWORTH, Chairman,
R. W. ADAMS,
L. G. DENNIS.
N. H. MORAGNE.

Mr. Henderson, Chairman Special Committee, made the following report:

SENATE CHAMBER,
Tallahassee, Fla., February 3, 1872.

To the Senate:

Your special committee, to whom was referred the duty of preparing a bill to incorporate an agricultural college, and to authorize some person to ask for and receive the agricultural land scrip donated by the United States to the State of Florida, beg leave to report the accompanying bill.

Senate Bill No. —, Substitute for Assembly Bill No. —, A bill to amend chapter 1766 of the laws of Florida, being An act to Establish the Florida Agricultural College, and recommend that since this bill recognizes and harmonizes all conflicting interests, and secure an honest application of the funds donated to the property contemplated, recommend that it do pass.

Very respectfully,

JOHN A. HENDERSON.

The bill was read the 1st time by its title.

Mr. McCaskill, of the Committee on Finance and Taxation, made the following minority report:

SENATE CHAMBER,
Tallahassee, Fla., February 2, 1872.

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

The undersigned members of your committee on Tax and Finance, to whom was referred Senate Bill, No. 80, A bill to be entitled An act to declare Comptroller's Warrants issued for School Purposes Receivable for all State dues, would respect-

fully report, that having considered the same, would recommend that it do pass.

Very respectfully,

A. L. McCASKILL,
L. G. DENNIS.

Mr. Dennis moved that the bill referred to, be laid on the table, and made the special order for Monday at 10 o'clock a. m. Senate Bill No. 61:

To be entitled An act Relating to Insurance Companies.

Mr. McCaskill moved that the bill be postponed and made the special order for Monday at 11 o'clock a. m.

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

Those voting in the affirmative were—

Messrs. Adams, Atkins, Eagan, Ginn, Kendrick, McKinnon, Moragne, McCaskill, Pearce and Sutton—10.

Those voting in the negative were—

Messrs. Billings, Dennis, Hill, Jenkins, Locke, Meacham, Purman and Wentworth—8.

So the bill was postponed.

Senate Bill No. 64:

To Improve and Make Navigable the Yellow and Shoal Rivers and their Tributaries in Santa Rosa and Walton Counties,

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

Mr. Wentworth moved to strike out in Sec. 1, the words "twenty years" and insert "five years."

Which was agreed to.

Mr. McCaskill moved to amend Sec. 2, by inserting before the word "equitable" the word "deemed," and after the word "uniform" by the words "by the County Commissioners of Santa Rosa County;"

Which was agreed to.

The bill was then ordered engrossed for its third reading.

A message from the Assembly:

ASSEMBLY HALL,
Tallahassee, Fla., February 3, 1872.

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

SIR: I am directed to inform you that the Assembly has adopted Assembly Concurrent Resolution Authorizing the Treasurer to suspend the Cancellation of Greenback Scrip.

Very respectfully,

M. H. CLAY,
Clerk of the Assembly.

Was taken up and read at large.

Upon its adoption, the yeas and nays were called for, with the following result:

These voting in the affirmative were—

Messrs. Dennis, Henderson, Hill, Hillyer, Kendrick, Locke, Pearce and Wentworth—8.

Those voting in the negative were—

Messrs. Adams, Atkins, Billings, Eagan, Ginn, Jenkins, McKinnon, Meacham, Moragne, McCaskill, Purman and Sutton—12.

So the resolution was not adopted.

The Chair appointed as the committee requested by the memorial of Secretary Gibbs, Messrs. Wentworth, Locke and McKinnon.

Mr. McCaskill having been tendered a position on the committee, and being excused.

The hour of 12 having arrived, Senate Bill No. 62, a bill to be entitled An act for the Assessment and Collection of Taxes, made the special order for that hour, was taken up on its second reading.

Mr. Henderson moved to amend section 4 by inserting after the word "worship," in 11th line, the words "or parsonage;"

Which was agreed to.

Mr. Billings moved to amend section 4, after the words "public libraries," the words "and all private libraries not exceeding fifty dollars."

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

Which was agreed to.

Mr. Henderson offered the following amendment:

In line 6, in section 6, after the word "cultivated," insert the words "where the owner is not known;"

Which was agreed to.

Mr. Henderson moved to reconsider the vote just taken;

Which was agreed to, and the amendment be stricken out.

Mr. Adams offered an amendment to section 11:

In line 11, after the word "boarding-houses," insert the words "and eating tables or booths."

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

Those voting in the affirmative were—

Messrs. Adams, Atkins, Ginn, Henderson, McKinnon, Moragne, McCaskill and Sutton—8.

Those voting in the negative were—

Messrs. Billings, Dennis, Eagan, Hill, Hillyer, Jenkins, Locke, Meacham, Pearce and Wentworth—10.

So the amendment was lost.

Mr. Wentworth moved to insert after the first word "houses," in 18th line, the words "and eating tables or booths;"

Which was agreed to.

Mr. Wentworth moved to strike out the semicolon after the word "ten" in section 11, and all after the word "alley." in 18th line;

Which was agreed to.

Mr. Henderson moved to strike out in section 11, line 21, the words "one hundred dollars" and insert the words "five hundred dollars;"

Which was agreed to.

Mr. Moragne moved to add after the word dollars in line 22, section 11, the words "except for individual purposes."

Mr. Dennis moved to strike out in the 22d line, section 11, the word "fifty" and insert "one hundred."

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

Those voting in the affirmative were—

Messrs. Billings, Dennis, Eagan, Hill, Hillyer, Jenkins, Locke, Moragne, McCaskill and Wentworth—10.

Those voting in the negative were—

Messrs. Adams, Atkins, Ginn, Henderson, McKinnon and Sutton—6.

So the amendment was adopted.

Mr. Henderson moved to amend by inserting after the words "dollars" in line 37, section 11, the words "and ten dollars for each additional five horses so kept by them;"

Which was agreed to.

Mr. Eagan moved to amend by inserting after the word "dollars" in section 11, line 54, the words "all banks, bankers, banking firms or bankers, and dealers in exchange, shall pay a license of one hundred dollars;"

Which was agreed to.

Mr. Henderson moved to strike out in section 11, in lines 61 and 62, and insert in place the words "and fifty cents for clerks' fees for each and every license."

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

Those voting in the affirmative were—

Messrs. Adams, Billings, Eagan, Ginn, Henderson, Hillyer, Jenkins, McKinnon, Moragne, McCaskill, Pearce and Sutton—12.

Those voting in the negative were—

Messrs. Atkins, Dennis, Hill, Locke and Wentworth—5.

So the amendment was not adopted.

Mr. Dennis moved to amend by adding to the amendment offered by Mr. Eagan in relation to banks and bankers, &c., in section 11, par. 13, the words "Provided that no person shall be considered subject to the above tax who does a business of less than five thousand dollars per annum."

Mr. Henderson moved to lay the amendment on the table.

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

Those voting in the affirmative were—

Messrs. Adams, Atkins, Ginn, Henderson, Hillyer, McKinnon, Moragne, McCaskill and Sutton—9.

Those voting in the negative were—

Messrs. Dennis, Eagan, Hill, Jenkins, Locke, Pearce and Wentworth—7.

So the amendment was laid upon the table.

Mr. Dennis moved to amend by adding to Sec. 11, Par. 13, the words, "Provided that no person shall be considered subject to the above tax who does a business of less than three thousand dollars per annum."

Mr. Henderson moved to lay the amendment on the table.

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

Messrs. Adams, Atkins, Ginn, Henderson, Kendrick, McKinnon, Moragne, McCaskill and Sutton—9.

Those voting in the negative were—

Mr. President, Messrs. Billings, Dennis, Eagan, Hill, Hillyer, Jenkins, Locke, Pearce and Wentworth—10.

So the amendment was not laid upon the table.

Mr. Dennis withdrew his amendment.

Mr. Locke moved to amend by striking out in the 6th line, section 12, the word "Comptroller," and insert the word "Treasurer;" and make the same amendment in 10th line;

Which was agreed to.

Mr. Henderson moved to amend section 12 by inserting in line 8, after the words "registered letter," the words "or postal order;"

Which was agreed to.

Mr. McCaskill moved that when the Senate adjourn it be to half-past four this afternoon;

Which was agreed to.

Mr. Dennis offered the following amendment to section 11, paragraph 13:

Add the words "provided that no person shall be deemed subject to this tax except such as are engaged in a general banking or brokerage business, or dealers in exchange business;"

Which was agreed to.

On motion, the Senate went into Executive session.

The doors were opened.

On motion, the Senate adjourned.

HALF-PAST FOUR O'CLOCK.

Senate met pursuant to adjournment.

The Lieutenant-Governor in the chair.

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

Messrs. Adams, Atkins, Eagan, Ginn, Henderson, Hill, Hillyer, Jenkins, Kendrick, Locke, McKinnon, McCaskill, Sutton and Wentworth—14.

A quorum present.

The consideration of Senate Bill No. 62, to be entitled An act for the Assessment and Collection of Revenue, was resumed, and the reading by sections resumed.

Mr. McCaskill moved to amend by striking out in section 14, line 2, the word "sixty-five," and insert "fifty-five;"

Which was not agreed to.

Mr. McCaskill moved to amend section 14, line 2, by striking out the words "sixty-five," and insert "fifty;"

Which was agreed to.

Mr. Billings moved to amend section 13, line 1, by inserting after the word "than" the words "fifty per cent of."

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

Those voting in the affirmative were—

Messrs. Adams, Billings, McKinnon, McCaskill and Sutton—5.

Those voting in the negative were—

Messrs. Atkins, Eagan, Ginn, Hill, Jenkins, Kendrick, Locke, Meacham and Wentworth—9.

So the amendment was lost.

Mr. McCaskill moved to amend section 16, line 12, by adding the words "and oxen;"

Which was agreed to.

Mr. Wentworth moved to amend section 16, line 16, by adding the words "provided that there shall be exempted household and kitchen furniture to the amount of one hundred dollars."

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

Those voting in the affirmative were—

Messrs. Billings, Meacham, Pearce and Wentworth—4.

Those voting in the negative were—

Messrs. Adams, Atkins, Eagan, Ginn, Hill, Hillyer, Jenkins, Kendrick, Locke, McKinnon and McCaskill—11.

So the amendment was not adopted.

Mr. Billings moved to amend by an exemption of fifty dollars.

Mr. McCaskill moved to lay the amendment on the table.

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

Those voting in the affirmative were—

Messrs. Adams, Atkins, Eagan, Ginn, Hill, Kendrick, McKinnon, McCaskill and Sutton—9.

Those voting in the negative were—

Messrs. Billings, Hillyer, Jenkins, Locke, Meacham, Pearce and Wentworth—7.

So it was laid on the table.

Mr. Billings, chairman of Committee on Enrolled Bills, made the following reports:

SENATE CHAMBER,
Tallahassee, Fla., Feb. 3, 1872.

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

SIR: Your committee, to whom was referred Memorials to Congress for—

1. Mail Service from King's Ferry to Callahan;
2. Mail Service from Key West to Tampa;
3. Certain Mail Routes;
4. Mail Service from Lake City to Starke; having examined the same, find them correctly enrolled.

Very respectfully,

LIBERTY BILLINGS, Chairman,
C. V. HILLYER.

SENATE CHAMBER,
Tallahassee, Fla., Feb. 3, 1872.

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

SIR: Your committee, to whom was referred substitute for Assembly Bills Nos. 3 and 29, An act for the Relief of Certain Persons Named Therein;

Also:

Senate Bill No. 63:

An act to Authorize Certain Corporations to Merge their Corporate Powers with the Ocklawaha and Withlacoochee Canal and Steamboat Company, having examined the same, find them correctly enrolled.

Very respectfully,

LIBERTY BILLINGS, Chairman,
C. V. HILLYER,
A. D. MCKINNON,
ARTHUR GINN.

The Lieutenant-Governor and Secretary then signed said bills, memorials and joint resolution.

Mr. Henderson moved to amend section 22, line 3, by striking out, after the words "in this," the words "or any other, or Territory of the United States;"

Which was agreed to.

Mr. Henderson moved to strike out in section 23, line 8, the words "but no land shall be assessed for more than three years' arrears for taxes;

Which was agreed to.

Mr. Adams moved to amend section 27 by striking out in line 3 the word "may," and inserting the word "shall" name; and in next line strike out the words, "three persons who shall be freeholders," and insert "one freeholder from each county-district."

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

Those voting in the affirmative were—

Messrs. Adams, Atkins, Ginn, Henderson, Kendrick and Sutton—6.

Those voting in the negative were—

Messrs. Billings, Dennis, Eagan, Hill, Hillyer, Jenkins, McCaskill, Pearce and Wentworth—9.

So the amendment was lost.

Mr. Wentworth offered, as a substitute to section 27, the following :

SEC. 27. The County Commissioners of each county shall meet at the Clerk's office the first Monday of June of each year for the purpose of equalizing the assessment of the real estate of their respective counties, and shall equalize and correct the said assessment rolls of their respective counties, and hear all persons who may feel aggrieved; and the said County Commissioners shall have power to alter the valuation of any real estate, and the County Commissioners shall continue in session from day to day until the work is completed. The Assessor shall meet with the said County Commissioners from day to day, so long as may be necessary for the purpose of reviewing and equalizing the assessment roll, and shall act as Clerk of said County Commissioners.

So the substitute was not adopted.

Mr. Eagan moved to strike out in section 27, line 2, the word "June" and insert "July," and in line 6 to add after the words "real estate," "and personal property;"

Which was agreed to.

Mr. Locke moved to amend by adding to the amendment of Mr. Eagan, after the words "personal property," the words, "not returned as provided in section 24;"

Which was agreed to.

Mr. Jenkins gave notice that he would move a reconsideration of the vote on the resolution relating to the cancellation of greenback scrip.

Mr. Henderson moved that the Senate do now adjourn.

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

Those voting in the affirmative were—

Messrs. Atkins, Billings, Eagan, Ginn, Henderson, Hill and Sutton—7.

Those voting in the negative were—

Messrs. Adams, Dennis, Jenkins, Kendrick, Locke, McKinnon, McCaskill, Pearce and Wentworth—9.

So the Senate refused to adjourn.

Senate Bill No. 82 :

To be entitled An act to Incorporate the Buckingham Smith Asylum for the Colored People of St. Augustine,

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, Ginn, Henderson, Jenkins, Kendrick, Locke, McKinnon McCaskill and Wentworth—12.

Mr. Pearce voting in the negative.

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

Mr. ——— moved that the Senate do now adjourn.

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

Those voting in the affirmative were—

Messrs. Atkins, Billings, Dennis, Eagan, Ginn, Kendrick, McKinnon, Purman and Sutton—9.

Those voting in the negative were—

Messrs. Adams, Henderson, Jenkins, Locke, McCaskill, Pearce and Wentworth—7.

So the Senate adjourned.

MONDAY, February 5, 1872.

The Senate met pursuant to adjournment.

The Hon. Samuel T. Day, President, in the chair.

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

Messrs. Adams, Atkins, Billings, Dennis, Eagan, Ginn, Henderson, Hill, Hillyer, Jenkins, Kendrick, Locke, McKinnon, McCaskill, Sutton, Weeks and Wentworth—17.

A quorum present.

The journal was corrected and its reading dispensed with.

Senate Bill No. 80 was called, being special order of to-day at 10 o'clock.

Mr. Henderson offered the following amendment :

After the word "purposes" add "and the other Comptroller's warrants and the Treasurer's certificates."

The roll being called on the amendment, the following was the vote :

Those voting in the affirmative were—

Messrs. Adams, Atkins, Ginn, Henderson, Hill, McKinnon McCaskill, Sutton and Weeks—9.

Those voting in the negative were—

Messrs. Billings, Dennis, Eagan, Hillyer, Locke, Pearce, Purman and Wentworth—8.

So the amendment was adopted.