

Mr. Meacham moved that the Senate adjourn until to-morrow at 10 o'clock A. M.;  
Which was agreed to.

TUESDAY, JANUARY 14, 1873.

The Senate met pursuant to adjournment.

The Lieutenant-Governor in the chair.

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

Messrs. Crawford, Dennis, Eagan, Fortner, Ginn, Hill, Jenkins, Johnson, Knight, Locke, Long, McAuley, McCaskill, McKinnon, Meacham, Oliveros, Pope, Potter, Smith, Sturtevant, and Sutton—21.

A quorum present.

Mr. McKinnon moved that the reading of the journal be dispensed with.

No objections being offered, it was so ordered, and the journal as corrected was approved.

Mr. McCaskill offered the following resolution:

*Resolved by the Senate, the Assembly concurring,* That it is the opinion of the Legislature of Florida that persons holding Federal appointments or offices should not hold official positions under the State government.

*Resolved 2nd,* That a special committee of five, two from the Senate and three from the Assembly, be appointed, whose duty it shall be to inquire into and report the number holding Federal offices in this State who at the same time hold positions under the State government as members of the Legislative, Judicial, and Executive Departments.

Mr. McCaskill moved that the resolution be laid on the table;  
Which was agreed to.

Mr. Eagan offered the following petition, and asked that it be read and referred to the Committee on Privileges and Elections:

*To the Honorable the Senate of the State of Florida:*

The petitioner, Moses L. Duncan, respectfully shows to your honorable body that an election was held on the fifth day of November, A. D. 1872, in the counties of Hamilton and Suwannee, in the State of Florida, comprising the Eleventh Senatorial District of said State, he was duly elected Senator to represent said Senatorial District in the Senate of the State of Florida for the ensuing four years, and that he is entitled to a seat in your honorable body; but that one Angus McAuley now fills the seat claimed by your petitioner and is acting as such Senator, though never elected to the same.

Petitioner therefore prays your honorable body that he may be admitted as such Senator in accordance with the wishes of the voters of said Eleventh Senatorial District in place of said Angus McAuley.

MOSES L. DUNCAN.

TALLAHASSEE, Fla., January 13, 1873.

The petition was read and referred to the committee.

#### ORDERS OF THE DAY.

Mr. Oliveros offered the following memorial:

MEMORIAL TO THE CONGRESS OF THE UNITED STATES.

*The people of the State of Florida, represented in Senate and Assembly,* Would respectfully request our Senators and Representatives in the Congress of the United States to use their utmost endeavors to secure from the general government a donation to the city of St. Augustine, in East Florida, of all inundated unsurveyed marsh lands within the incorporate limits of said city, and that the Secretary of State be directed to forward a copy of this memorial to each of our Senators and Representatives in Congress at an early day;

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

Mr. Long offered the following memorial:

*Memorial to Congress for an Appropriation for the Survey and Estimates of a Ship Canal from the Waters of the Gulf of Mexico to the Waters of the Atlantic Ocean by the most Direct and Practicable Transit of the Peninsula of Florida.*

WHEREAS, It is believed that a ship canal can be constructed from the Gulf of Mexico to the Atlantic Ocean; therefore,

*The people of the State of Florida, represented in Senate and Assembly,* Would respectfully request our Senators and Representatives in the Congress of the United States to use their earnest efforts to get an appropriation for the survey and estimates of cost of a ship canal across the peninsula of Florida from the waters of the Gulf of Mexico along the line of waters of the Withlacoochee, Blue Spring, Silver Spring, Ocklawaha, and St. Johns rivers, and their adjacent lakes, to the waters of the Atlantic Ocean by the most direct and practicable route.

The Secretary of State is hereby instructed to furnish a copy of this memorial to each of our Senators and Representatives in Congress;

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

Mr. Long, by permission, introduced Senate Bill No. 6:

To be entitled An act to allow Hugh Miller to Practice Law in all the Courts of this State;

Which was read first time by its title and referred to the Committee on Judiciary.

Mr. Henderson asked for a suspension of the rules ;  
Which was agreed to.  
Mr. Henderson offered the following resolution :

*Resolved*, That it shall be the duty of the presiding officer of the Senate, previous to the signing of enrolled bills, to announce to the Senate the title of each bill presented for his signature, and when the same consists of more than one sheet and is a Senate bill, that each separate sheet shall be endorsed by the Committee on Enrolled Bills ;

Which was read and adopted.  
Orders of the day resumed.

Assembly Bill No. 14 :

To be entitled An act to Execute an Appeal Bond in behalf of the State,

Was signed by the President and Secretary and returned to the Assembly.

The memorial offered by Mr. Oliveros was read the first time and placed among the orders of the day.

Senate Bill No. 6 :

To be entitled An act to allow Hugh Miller to Practice Law in all the Courts of this State,

Was read first time and referred to the Committee on Judiciary.

On motion, the Senate went into Executive Session.

The following appointments were confirmed :

Clayton A. Cowgill, to be Comptroller, vice Robt. H. Gamble, term expired.

Chas. H. Foster, to be Treasurer, vice Simon B. Conover, term expired.

The doors were opened.

Mr. Meacham offered Senate Bill No. 7 ;

To be entitled An act for the relief of Messrs. Walker and Baker, and T. W. Brevard, attorneys at law.

Which was read first time and referred to Committee on Appropriations.

On motion of Mr. Eagan, it was referred to Committee on Appropriations.

Mr. Eagan offered the following resolution :

*Resolved*, That the Secretary be requested to have fifty copies of the list of the standing committees printed for the use of the Senate.

Mr. Potter moved to amend by striking out "fifty" and inserting "one hundred ;"

The resolution as amended was adopted.

Mr. Meacham moved that the Senate adjourn until to-morrow morning at 10 o'clock ;

Which was agreed to.

WEDNESDAY, JANUARY 15, 1873.

The Senate met pursuant to adjournment.

The Lieutenant-Governor in the chair.

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

Messrs. Crawford, Eagan, Fortner, Ginn, Henderson, Hill, Jenkins, Johnson, Knight, Locke, Long, McAuley, McCaskill, McKinnon, Meacham, Oliveros, Pearce, Pope, Smith, Sturtevant, and Sutton—21.

A quorum present.

The journal ordered read.

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

The following communication was received from the Assembly :

ASSEMBLY HALL,  
TALLAHASSEE, Fla., January 14, 1873. }

*Hon. M. L. Stearns, President of the Senate :*

SIR: I am directed by the Assembly to inform the Senate that the Assembly has this day passed—

Assembly Joint Resolution, requesting the Governor to ascertain the opinion of the Supreme Court in relation to the establishment of new counties and changing the lines of a county.

Also :

Senate Joint Resolution appointing a joint committee of two from the Senate and three from the Assembly to investigate and examine the books and accounts of the Comptroller's and Treasurer's offices before being turned over to their successors.

Very respectfully,

H. S. HARMON,  
Clerk of the Assembly.

Mr. Henderson offered the following petition :

*To the Honorable the Senate and House of Representatives of the State of Florida, in General Assembly convened :*

The memorial of the undersigned, citizens of said State, residing at Tampa, in the county of Hillsborough, respectfully represent : That Martin S. Cunningham, now about 18 years of age, is of good moral character, intelligent, prudent, and industrious, and in all respects capable of managing his own estate, and further that it would promote his personal interest and be injurious to none to allow him to do so ; wherefore,

Your memorialists pray your honorable bodies to pass a law