

Mr. Dennis moved that a committee of five be appointed to revise the rules and orders of the Senate ;

Which was agreed to.

Mr. Pearce offered the following petition which, on motion, was referred to the Committee on Privileges and Elections :

To the Honorable the Senate of the State of Florida :

The petitioner, W. H. Kendrick, respectfully shows to your honorable body that an election was held on the 5th day of November, A. D. 1872, in the counties of Sumter and Polk, in the State of Florida, comprising the Twenty-third 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 term of four years, and that he is entitled to a seat in your honorable body, but that one M. G. Fortner now fills the seat as such Senator, though never legally 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 Twenty-third District, in the place of said M. G. Fortner.

(Signed)

W. H. KENDRICK.

Mr. Potter offered the following resolution :

Resolved, That the Sergeant-at-arms be directed to furnish necessary lights for the Senate Chamber, to be lit up during the session as late as 10 P. M. each day ;

Which was not adopted.

Mr. Billings, by permission, offered the following resolution :

WHEREAS, At an election duly held in November, 1870, in the county of Duval, a majority of votes were cast for Mr. Wm. H. Christy, for Senator of the Eighteenth District, as shown by the returns on file in the office of Secretary of State and by the certificates of the Board of State Canvassers, by virtue of which he was sworn in as a member of this body ;

And whereas, he was subsequently ousted of his seat, and Horatio Jenkins, Jr., seated in his stead by the fraudulent rejection of the votes legally cast in certain precincts of said county, and the reception and counting in of fraudulent votes purporting to have been cast at the Yellow Bluff precinct, but which have been proved grossly fraudulent, as is shown from the records of the United States District Court for the Northern District of Florida, and from other and conclusive evidence, which fraud vitiates all past action and proceedings in this case ; therefore, be it

Resolved by the Senate of Florida, That Horatio Jenkins, Jr., is not entitled to a seat in this body, and he is re-

quired to vacate his seat as Senator from the Eighteenth District, and that Wm. H. Christy was legally elected to such seat and is entitled to such seat in this body.

Mr. Dennis moved that it be referred to the Committee on Privileges and Elections ;

Which was not agreed to.

Mr. Dennis moved that the resolution be referred to a Committee of five ;

Which was not agreed to.

Mr. Henderson moved that the resolution be laid on the table ;

Which was agreed to.

Mr. Dennis moved to reconsider the vote ;

Which was not agreed to.

Mr. Johnson moved that the Senate adjourn until 10 o'clock to-morrow.

Which was agreed to.

THURSDAY, JANUARY 16, 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, Hill, Jenkins, Knight, Long, McAuley, McKaskill, McKinnon, Meacham, Oliveros, Pearce, Pope, Potter, Smith, Sturtevant, and Sutton—19.

A quorum present.

The journal was read and approved.

The following communication was received from the Assembly :

ASSEMBLY HALL,
TALLAHASSEE, Fla., January 16, 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 a substitute for Senate Joint Resolution appointing a committee to examine the books of the Comptroller's and Treasurer's offices, and requests the concurrence of the Senate.

Very respectfully,

H. S. HARMON,
Clerk of the Assembly.

The following committee was appointed to revise the rules and orders of the Senate :

Messrs. Dennis, Crawford, Meacham, Smith, and Jenkins.
Mr. Johnson asked leave to introduce Senate Bill No. 11:
To be entitled An act Concerning Oaths;
Which was placed among the orders of the day.
The following joint resolution from the Assembly was read:

Resolved by the Assembly, the Senate concurring, That a committee of three from the Assembly and two from the Senate be elected or appointed by each House to examine and investigate the books and accounts of the Comptroller's and Treasurer's offices before they are turned over to their successors.

Mr. McCaskill moved to amend by striking out the words "before they are turned over to their successors;"

Which was agreed to.

The resolution as amended was adopted, and ordered to be certified to the Assembly.

The Committee on Public Printing made the following report:

SENATE CHAMBER, }
TALLAHASSEE, Fla. }

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

SIR: Your committee, to whom was referred Senate Bill No. 5, entitled An act Making Appropriations to Supply Deficiencies in the Appropriations for Printing and Advertising for the year 1872, and for other purposes, beg leave to report that they have considered the same, and recommend its passage.

Very respectfully,

HIRAM POTTER,
Chairman Committee on Public Printing.

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

Mr. Jenkins, by permission, offered the following resolution:

Resolved, That the Sergeant-at-arms be, and he hereby is, instructed to cause to be made necessary repairs of the desks of members;

Which was adopted.

ORDERS OF THE DAY.

Senate Bill No. 5:

To be entitled An act Making Appropriations to Supply Deficiencies in the Public Printing and Advertising for the year 1872, and for other purposes,

Was read the second time.

Mr. Henderson moved to amend by striking out from the third section the words "five hundred" and inserting "two

hundred," and after the word "members" adding the words "and Governor and Cabinet officers, and for distribution giving one copy of each to each Senator and Representative;"

Which was agreed to, and ordered to be engrossed for a third reading to-morrow.

Senate Bill No. 10:

Entitled An act for the relief of John F. Bartholf was read first time, and referred to the Committee on Appropriations.

Senate Bill No. 11:

An act concerning Oaths, came up for its first reading.

Mr. Henderson moved that the rules be waived and the reading dispensed with, and the bill referred to the Committee on the Judiciary,

Which was agreed to.

Mr. Johnson moved to adjourn until 10 o'clock to-morrow;

Which was not agreed to.

On motion of Mr. Johnson the Senate went into Executive session.

The following Executive appointments were confirmed:

Messrs. Wm. Archer Cocke, to be Attorney-General, vice J. P. C. Emmons, term expired.

Wm. A. McLean, to be County Judge of Duval county.

Franklin Frazier, to be Associate Justice of the Supreme Court, vice O. B. Hart, elected and inaugurated Governor.

S. B. McLin, to be Secretary of State, vice Jonathan C. Gibbs, term expired.

The doors were opened.

Mr. Johnson moved to adjourn until to-morrow at 10 o'clock A. M.

Which was agreed to.

FRIDAY, JANUARY 17, 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, Henderson, Hill, Jenkins, Johnson, Knight, Locke, Long, McAuley, McCaskill, McKinnon, Meacham, Oliveros, Pope, Potter, Smith, Sturtevant, and Sutton—22.

A quorum present.

The journal was read and approved.

Mr. Jenkins moved that the Governor's message be read;

Which was agreed to.

The Governor's message was read by the Secretary.