

Which was not agreed to.
The Committee on Finance and Taxation made the following report:

SENATE CHAMBER,
TALLAHASSEE, February 12, 1873. }

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

SIR: Your committee to whom was referred Senate Bill No. 72, An act entitled an act to Alter and Amend Chapter 1931 of the Laws of Florida, beg leave to report that they have examined the same and recommend it pass.

D. EAGAN,
Chairman Committee on Finance and Taxation.

Which was read and, on motion of Mr. Eagan, the accompanying Senate Bill No. 72, An act entitled an act to Alter and Amend Chapter 1931 of the Laws of Florida,

Was read the second time and ordered engrossed.

The Committee on State Affairs made the following report:

SENATE CHAMBER, February 12, 1873.

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

SIR: Your committee to whom was referred Memorial to Congress to amend the Homestead Act, beg leave to report that they have examined the same and recommend that it do pass.

Respectfully,

L. G. DENNIS,
Chairman Committee on State Affairs.
A. D. MCKINNON,
FREDERICK HILL,
T. W. LONG,
ANGUS MCAULEY.

Which was read, and the accompanying memorial to the Congress of the United States in regard to Homesteads was taken up and, on motion of Mr. Dennis, was indefinitely postponed.

Mr. Dennis moved to take up the bill for relief of Governor Reed, reported by special joint committee.

Senate Bill No. 77:

A bill entitled An act for the Relief of ex-Governor Harrison Reed,

Was taken up and read the first time.

Mr. Dennis moved that the rules be waived and the bill put upon its second reading;

Which was objected to.

The yeas and nays were ordered with the following result:

Yeas—Messrs. Dennis, Hill, Jenkins, Long, McKinnon Meacham, Pearce, and Pope—8.

Nays—Messrs. Billings, Crawford, Eagan, Fortner, Ginn, Henderson, Knight, McAuley, McCaskill, Oliveros, Potter, Smith, Sturtevant, and Sutton—14.

So the motion was lost, and the bill was referred to the Committee on Appropriations.

Senate Bill No. 65:

To be entitled An act to Incorporate the Jacksonville Publishing Company,

Was read the second time and ordered engrossed.

On motion of Mr. Meacham the Senate adjourned until 10 o'clock to-morrow morning.

THURSDAY, FEBRUARY 13, 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. Billings, Crawford, Eagan, Fortner, Ginn, Hill, Johnson, Long, McAuley, McCaskill, McKinnon, Meacham, Oliveros, Pope, Smith, Sturtevant, and Sutton—17.

Prayer by the Chaplain.

On motion of Mr. Fortner the reading of the journal was dispensed with and approved.

The Committee on Claims made the following report:

SENATE CHAMBER, February 13, 1873.

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

SIR: Your committee to whom was referred Senate Bill No. 68, An act for the Relief of Elbert Posey, beg leave to report that they have examined the same, and recommend that it be passed.

Respectfully,

FREDERICK HILL,
Chairman Committee on Claims.
E. T. STURTEVANT,
E. G. JOHNSON,
L. BILLINGS,
M. A. KNIGHT.

And the accompanying bill was placed among the orders of the day.

The Committee on Engrossed Bills made the following report:

SENATE CHAMBER, February 13, 1873.

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

SIR: Your committee to whom was referred—

Assembly Bill No. 26:

A bill entitled An act to authorize Richard C. Winters and Martin C. Cunningham to take Charge of and Manage their own Estate;

Senate Bill No. 54:

To be entitled An act making Mrs. Martha F. Judge and Mrs. Joseph H. Rowe Free Dealers;

And Senate Bill No. 55:

A bill entitled An act providing for the Faithful Discharge of Public Duties by certain Officers; beg leave to report that that they have examined the same, and find them correctly engrossed.

Respectfully,

E. T. STURTEVANT, Chairman.
JOHN L. CRAWFORD,
L. BILLINGS,
M. G. FORTNER.

The Committee on Railroads and Telegraphs made the following report:

SENATE CHAMBER, February 13, 1873.

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

SIR: Your committee to whom was referred Assembly Bill No. 34, an act to be entitled An act to Punish for Obstructions to Railroads, Engines and Cars, have examined the same and recommend that it pass with the following amendment, to wit: In section one, in line three, after the word "enact" insert the words "as follows."

Respectfully,

ROBERT MEACHAM,
Chairman Committee on Railroads and Telegraphs.

And the accompanying bill was placed among the orders of the day.

The Committee on Appropriations made the following report:

SENATE CHAMBER, February 12, 1873.

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

SIR: The Committee on Appropriations, to whom was referred Assembly Bill No. 52, to be entitled An act for the Relief of Hilliard Jones, Jr., beg leave to report that they have examined the same, and recommend that it be passed.

Respectfully,

H. JENKINS, Chairman.

And the accompanying bill was placed among the orders of the day.

The Committee on City and County Organizations made the following report:

SENATE CHAMBER,
TALLAHASSEE, Fla., February 13, 1873. }

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

SIR: Your committee to whom was referred Assembly Bill No. 57, An act to Change and Define the County Lines of Brevard and Orange Counties, and to Permanently Establish the County Line of Orange County, beg leave to report that they have examined the same and recommend that it do pass.

Respectfully,

E. G. JOHNSON,
Chairman Committee on City and County Organizations.

Also:

SENATE CHAMBER,
TALLAHASSEE, Fla., February 13, 1873. }

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

SIR: Your committee to whom was referred Assembly Bill No. 79, a bill to be entitled An act to amend an act to Authorize Augustus M. Coxe to Erect a Dam and Toll-bridge across the Santa Fee River for Milling Purposes; approved February 16, 1870; beg leave to report that they have examined the same and recommend that it do pass.

Respectfully,

E. G. JOHNSON,
Chairman Committee on City and County Organizations.

And the accompanying bills were placed among the orders of the day.

The Committee on Corporations made the following report:

SENATE CHAMBER, February 13, 1873.

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

SIR: Your committee to whom was referred Senate Bill No. 48, a bill to be entitled An act to Provide for the Incorporation of Towns and Cities, beg leave to report that they have examined the same, and the majority of the committee recommend that the bill be passed.

Respectfully,

H. JENKINS,
Chairman Committee on Corporations.

And the accompanying bill was placed among the orders of the day.

The Committee on Finance and Taxation made the following report :

SENATE CHAMBER,
TALLAHASSEE, Fla., February 13, 1873. }

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

SIR: Your committee to whom was referred Senate Bill No. 71, An act entitled An act Taxing Telegraph Lines Operating in this State, beg leave to report that they have examined the same and recommend that it do pass.

Respectfully,

D. EAGAN,

Chairman Committee on Finance and Taxation.

Also :

SENATE CHAMBER,
TALLAHASSEE, February 13, 1873. }

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

SIR: Your committee to whom was referred Senate Bill No. 70, An act entitled An act to Prescribe and Regulate a License Tax for Counties and Incorporated Cities, beg leave to report that they have examined the same and recommend that it do pass.

Respectfully,

D. EAGAN,

Chairman Committee on Finance and Taxation.

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

The Committee on Judiciary made the following reports :

SENATE CHAMBER, February 13, 1873.

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

SIR: Your committee to whom was referred Assembly Bill No. 24, entitled An act Fixing the Number of Hours for a Day's Labor;

Also :

A bill in Relation to Oaths and Affirmations before a committee of the Legislature, beg leave to report that they have examined the same and recommend that they do pass.

Very respectfully,

LIBERTY BILLINGS,
Chairman Judiciary Committee.

SENATE CHAMBER, February 13, 1873.

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

SIR: Your committee to whom was referred Assembly Bill

No. 37, entitled An act to Limit the Jurisdiction of County Judges, and for other purposes.

Also :

Substitute for Assembly Bill No. 22, entitled An act to Prevent the Sale of Intoxicating Liquors to Minors, beg leave to report that they have examined the same and recommend that they do pass.

Respectfully,

LIBERTY BILLINGS,
Chairman Judiciary Committee.

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

The hour having arrived for the consideration of Assembly Bill No. 52, An act to repeal an act entitled an act to Simplify and Abridge the Practice, Pleadings, and Proceedings of the Courts of this State, made the special order for 10:30 o'clock A. M.

Mr. Henderson moved that the bill be now taken up.

The committee not being ready to report, Mr. Jenkins moved that the Judiciary Committee be required to return Assembly Bill No. 52 to the Senate without recommendation;

Which was agreed to.

Mr. Henderson moved that the bill be now taken up and read the second time;

Which was agreed to.

The bill was read the second time.

The following communication was received from the Attorney-General, and ordered spread upon the journal.

OFFICE OF ATTORNEY-GENERAL,
TALLAHASSEE, Fla., February 12, 1873. }

SIR: I have received from the Senate a resolution "that the Attorney-General be requested to inform the Senate whether any decree has been made by an United States Circuit Court, by which the officers of the State are prohibited from performing any of the duties imposed by the Internal Improvement Law, and whether by the terms of such decree a Receiver of said court has been vested with any of the authority conferred by said law of the officers of the State."

In answer to the above resolution, I have the honor to inform the Senate that the honorable W. B. Woods, by a decree pronounced on the 18th day of December, 1872, in the case of Francis Vose, complainant, vs. the Trustees of the Internal Improvement Fund of Florida, appointed A. Doggett Receiver of the funds of the "Internal Improvement Fund of Florida." In the decree made in the above case it is ordered that the said Receiver shall have power and authority to demand and receive all moneys which may be already due, or which may

hereafter become due to the said, the Internal Improvement Fund of Florida." And again, by the aforesaid decree, it is ordered that the case be referred to A. Doggett, Esq., as master, &c., for further investigation, and to report to the court under the order of reference made at the last term, but more especially to call for and audit all coupons which may be held by persons asserting a lien for payment of the same against the said Internal Improvement Fund.

It is not denied as a legal point that the officers of the Board of Internal Improvement are amenable to the law, as officers of said board, but their duties are prescribed by the law of January 6, 1855; and the Senate will see how far the legal rights of the board have been invaded by the decree of the Hon. W. B. Woods, by reference to the second section of the said act, a part of which is in the following words: "That for the purpose of assuring a proper application of said fund for the purposes herein declared, said lands and all funds arising from the sale thereof, after paying the necessary expenses of selection, management and sale are hereby irrevocably vested in five Trustees, to wit: in the Governor of the State, the Comptroller of public accounts, the State Treasurer, the Attorney-General, and the Register of State Lands, and their successors in office to hold the same in trust for the use and purpose hereinafter provided, with the power to sell and transfer said lands to the purchasers and receive payment for the same." By further reference to the said act the Senate will perceive "that the said Trustees shall also demand and receive from each railroad company named in this act, the amount due to the Internal Improvement Fund from said railroad company, according to the provision herein contained," &c. By a comparison of said decree of the Hon. W. B. Woods and the said act of January 6, 1855, I am of opinion that by the decree of the United States Circuit Court, the "officers of our State are prohibited from performing" in full, "the duties imposed by the Internal Improvement Law."

This answers the first question propounded to the Attorney-General by the resolution of the Senate; and the quotation from the said decree made in a previous part of this communication shows that A. Doggett has been appointed Receiver, and with authority conferred on him which is alone vested by law in the officers of the State, made *ex-officio* Trustees of the Internal Improvement Fund.

In conclusion permit me to say that the above proceedings of the United States Circuit Court were held and determined previous to my appointment to the office of Attorney-General. I have the honor to be most respectfully,

WM. ARCHER COCKE,
Attorney-General State of Florida.

To the Hon. the Senate of the State of Florida.

Ordered spread upon the journal.
The Committee on Commerce and Navigation made the following report:

SENATE CHAMBER,
TALLAHASSEE, February 13, 1873. }

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

SIR: Your committee to whom was referred Senate Bill No. 63, entitled An act in Relation to Rates of Pilotage, beg leave to report that they have examined the same and recommend that it pass.

Respectfully,

HIRAM POTTER, Chairman.

And the accompanying bill placed among the orders of the day.

The Committee on Privileges and Elections made the following report:

SENATE CHAMBER,
TALLAHASSEE, February 13, 1873. }

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

SIR: Your committee to whom was referred Senate Bill No. 45, an act entitled An act to amend an act to Provide for the Registration of Electors and the holding of Elections, beg leave to report that they have considered the same, and offer the enclosed bill as a substitute for the consideration of the Senate.

Respectfully,

D. EAGAN,
Chairman Committee on Privileges and Elections.

And the accompanying bill placed among the orders of the day.

The Committee on Finance and Taxation made the following report:

SENATE CHAMBER,
TALLAHASSEE, February 13, 1873. }

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

SIR: Your committee to whom was referred Senate Bill No. 18, an act entitled An act in Relation to Comptroller's Warrants and Treasurer's Certificates, beg leave to report that they have examined the same and recommend that it do pass.

Respectfully,

D. EAGAN,
Chairman Committee on Finance and Taxation.

And the accompanying bill was placed among the orders of the day.

The Committee on Judiciary made the following report:

SENATE CHAMBER, February 13, 1873.

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

SIR: Your committee to whom was referred—

Assembly Bill No. 37:

Entitled An act to Limit the Jurisdiction of County Judges, and for other purposes;

Also:

Assembly Bill No. 66:

Entitled An act to amend an act entitled an act to Provide for the Punishment of Crime and Proceedings in Criminal Cases; beg leave to report that they have examined the same and recommend that they do pass.

Respectfully,

LIBERTY BILLINGS,
Chairman Judiciary Committee.

Also:

SENATE CHAMBER, February 12, 1873.

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

SIR: Your committee to whom was referred Senate Bill No. 75, entitled An act Prohibiting the Sale of Intoxicating Liquors on Election Days, beg leave to report that they have examined the same, and recommend that it do pass.

Respectfully,

LIBERTY BILLINGS, Chairman.

And the accompanying bills were placed among the orders of the day.

Mr. Henderson moved that the Committee on State Affairs make their report on the bill referred to them in regard to *ad interim* appointments;

Which was agreed to, and the committee returned the bill without any recommendation.

ORDERS OF THE DAY.

Senate Bill No. 74:

An act entitled An act in Reference to *ad interim* Appointments,

Was read the second time.

Mr. Johnson moved that the rules be waived and the bill read the third time,

Which was unanimously agreed to.

Upon the question—Shall the bill pass?

The vote was—

Yeas—Messrs. Crawford, Fortner, Ginn, Henderson, Jenkins, Johnson, Knight, McAuley, McKinnon, Oliveros, Pearce, Smith, and Sutton—13.

Nays—Messrs. Hill, Long, Pope, Potter, and Sturtevant—5. So the bill passed, title as stated, and ordered to be certified immediately to the Assembly.

The rules were unanimously waived and the Committee on City and County Organizations made the following report:

SENATE CHAMBER, February 13, 1873.

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

SIR: Your committee to whom was referred Senate Bill No. —, beg leave to report that they have examined the same, and recommend the accompanying bill as a substitute, and recommend that the substitute be passed.

Respectfully,

E. G. JOHNSON,
Chairman Committee on City and County Organizations.

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

Senate Bill No. 69:

An act entitled An act to Incorporate the American, China and Japan Trading Company,

Was read the second time.

The following Executive communication was received:

EXECUTIVE OFFICE,
TALLAHASSEE, Fla., February 12, 1873. }

To the Legislature:

GENTLEMEN OF THE SENATE: Having received intimation of enormous claims for jurors and witnesses in one of the counties in this State, I requested the Comptroller to make an official statement of such claims in that county, that I might submit it to the Legislature for its information. The accompanying communication of the Comptroller is accordingly transmitted, and the attention of the Legislature is especially invited thereto.

Some of the witnesses were doubtless such as were before the grand juries. There are but few duties required of these bodies by law other than those for which they were created, to wit: Diligently to inquire of the witnesses *sent* before them on indictments previously prepared by the State Attorney and officially laid before them by him, and true presentment made on those bills of indictment. If these other few duties, and their general duties, as well as those of committing magistrates and State Attorneys were well done, there would be comparatively few witnesses ever sent before them. I am not now aware of any law authorizing grand juries to have subpoenas issued or bills of indictment drawn. There are other acts which

these bodies are sometimes prevailed upon to perform, for which I have never been able to find any warrant of law.

If State Attorneys would do that for their public client which good attorneys do for their private clients, and be sure that in each and every case in court the State shall not be made liable to pay for any subpoena or per diem of witnesses not ordered by them, and that no subpoenas shall be issued until they are satisfied by careful scrutiny that the State will probably be benefited by the witnesses, and that supernumerary and useless jurors shall not be encumbering their client, the State, with expenses, such enormous claims would, to a very great extent, disappear.

I take this occasion, also, to invite your attention to another class of large expenditures that ought to be diminished. Under the act providing for the publication of legal and official advertisements in the several judicial circuits of the State, approved January 25, 1871, the proprietor of one of the official papers publishes the entire act as well as the short order of the Secretary of State designating his as an official paper, and charges the State \$119 for seventeen insertions, and his bill was approved by the late Secretary of State and allowed by the Comptroller. I am not now informed how many official papers there are, but there are seven circuits and there may be fourteen official papers, or more. If all these make similar publications and charges the State treasury must pay \$1,666 for seventeen insertions. For the other thirty-three weeks in the year there is claimed to be nothing to prevent these papers publishing the same statute and order at an expense of \$4,165, making \$5,832 per annum for a publication, in my judgment, wholly unnecessary, except one insertion for the public information, under the provision made elsewhere for the publication of the statutes.

For publishing the notices of election from September 7th to October 1st, 1873, the two papers in Tallahassee have charged and received each \$664, and a paper at Lake City charged \$1,000, but received only \$664, making \$1,992 for three papers. If there are fourteen official papers, and each is paid the same amount, we have the sum of \$9,296 to pay them for the publication of these notices.

I am informed, also, that there are very heavy charges made for publishing lists of State and county officers, and for other publications and printing that, if properly inquired into, would be found to be altogether so enormous as to demand the immediate attention of the law-makers of the people.

Very respectfully,

Hon. M. L. STEARNS,
President of the Senate.

O. B. HART, Governor.

Which was ordered to be spread upon the journals.

Mr. Henderson moved that so much of the communication as referred to public printing be referred to the Committee on Public Printing, and so much as related to jurors and witnesses be referred to the Committee on Finance and Taxation;

Which was agreed to.

The following messages were received from the Assembly:

ASSEMBLY HALL,
TALLAHASSEE, Fla., February 12, 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 the following bills:

Senate Bill No. 7:

A bill for the Relief of Messrs. Walker & Baker, and Brevard;

Also:

Senate Bill No. 30:

A bill entitled An act in Relation to Tax on Soda Fountains.

Very respectfully,

H. S. HARMON,
Clerk of the Assembly.

ASSEMBLY HALL,
TALLAHASSEE, Fla., February 10, 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 Memorial No. 18:

For the Establishment of a Mail-route from Pensacola to Key West and thence to Havana.

Very respectfully,

H. S. HARMON,
Clerk of the Assembly.

ASSEMBLY HALL,
TALLAHASSEE, Fla., February 13, 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 refused to concur in—

Senate Amendment to Assembly Resolution to Appoint a Delegate to the National Agricultural Convention,

And asks the Senate to recede from its amendment.

Very respectfully,

H. S. HARMON,
Clerk of the Assembly.

Which was placed among the orders of the day.

Substitute for Senate Bill No. 16 :

A bill to be entitled An act Relating to the Indebtedness of the State,

Came up under special order of the day and was read by sections.

Mr. Smith moved to strike out the words "or so much as may be necessary," in line four, in section five,

Which was agreed to.

Mr. Henderson moved to strike out the word "par," in the fifth line, section eight, and insert the word "market,"

Which was agreed to.

Mr. Smith moved to insert the word "other" after the word "any," in line three, section nine,

Which was agreed to.

Mr. Potter moved that the Funding Bill now before this Legislature be made the special order for this (Thursday) afternoon, at 4:15 o'clock, and that the Comptroller, Hon. E. M. Randall, and Hon. W. J. Purman, be invited to appear upon the floor, to present their views upon the measure before the Senate in Committee of the Whole.

Pending the discussion of the motion Mr. Eagan moved that the bill be laid upon the table ;

Which was agreed to.

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

EXECUTIVE SESSION.

The following Executive nominations were confirmed :

David R. Townsend, to be Assessor of Revenue of Lafayette county.

Isaac P. Hardee, to be Collector of Revenue of Levy county.

Isham Brown, to be Collector of Revenue of Bradford county, re-appointed.

Rowland Thomas, to be Sheriff of Bradford county.

Bolling Baker, to be State Attorney for the Second Judicial Circuit.

Peter Jones, to be Collector of Revenue of Duval county.

Joseph D. Tuten, to be Assessor of Revenue of Hamilton county.

Thomas Hodges, to be Collector of Revenue of Hamilton county.

W. A. Shands, to be County Judge of Levy county.

W. K. Cessna, to be Clerk of the Circuit Court in and for Alachua county, vice H. S. Harmon, removed.

E. L. Young, to be County Judge of Alachua county.

L. A. Barnes, to be Sheriff of Alachua county, vice D. W. L. Barton, removed.

Benjamin E. Tucker, to be Clerk of the Circuit Court in and for Bradford county.

Wm. W. Willis, to be County Judge in and for Bradford county, re-appointed.

Moses L. Stebbins, to be Clerk of the Circuit Court in and for Suwannee county, re-appointed.

M. D. Oueracker, to be Assessor of Taxes of Gadsden county, vice R. S. Tucker, removed.

Timothy S. Stearns, to be Collector of Revenue of Gadsden county, vice L. M. Chester, removed.

Thomas E. Wilson, to be State Attorney of the Seventh Judicial Circuit.

The following Executive nominations were rejected :

Joseph S. Howell, to be Clerk of the Circuit Court in and for Taylor county.

J. A. J. Cruse, to be Sheriff of Taylor county.

Thomas Roberts, to be Clerk of the Circuit Court in and for Clay county.

John A. Stotz, to be Assessor of Taxes for Clay county.

John A. Stotz, to be Collector of Revenue for Clay county.

W. D. Sears, to be Collector of Revenue for Lafayette county.

W. L. Apthorp, to be Assessor of Taxes for Leon County.

John A. McDonald, to be Assessor of Taxes for Orange County.

John A. McDonald, to be Collector of Revenue in and for Orange county.

The doors were opened.

The Committee on Enrolled Bills made the following report :

SENATE CHAMBER,
TALLAHASSEE, February 11, 1873. }

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

SIR: Your committee to whom was referred Senate Bill No. 15, entitled An act for the Relief A. D. Rogero, late Sheriff of St. Johns county ;

Also :

Senate Bill No. 41 :

Entitled An act to Define the Boundaries of Washington county ;

Also :

Senate Bill No. 47 :

Entitled An act in Relation to Wharfage ;

Also :

Senate Bill No. 34 :

Entitled an act to Repeal An act entitled An act to Provide for the Protection of the Citizens of this State Against

Defaulting Corporations, beg leave to report that they have examined the same and find them correctly enrolled.

Respectfully,

HIRAM POTTER, Chairman,
H. JENKINS,
ROBERT MEACHAM,
M. A. KNIGHT,
A. D. MCKINNON.

Which was read and the accompanying bills were signed by the officers of the Senate.

On motion of Mr. Meacham the Senate took a recess until four o'clock P. M.

FOUR O'CLOCK P. M.

The Senate re-assembled.

The Lieutenant-Governor in the chair.

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

Messrs. Crawford, Eagan, Fortner, Ginn, Hill, Johnson, Knight, McAuley, McCaskill, McKinnon, Oliveros, Pope, Potter, Smith, Sturtevant, and Sutton—16.

The Joint Committee on Appropriations made the following report:

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

SIR: The Joint Committee on Appropriations, to whom was referred Assembly Bill No. 16, beg leave to report that the appropriations asked for in said bill have been provided for in the Senate Appropriation bill, and therefore respectfully recommend that the further consideration of this bill be indefinitely postponed.

A. MARTIN,
Chairman Committee on Appropriations.
A. L. McCASKILL,
J. G. SPEER.
ROBERT MEACHAM,
Chairman on the part of the Senate.
SAMUEL PETTY.

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

On motion of Mr. Meacham the bill was taken up and indefinitely postponed.

The Committee on Engrossed Bills made the following report:

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

Your committee to whom was referred Senate Bill No. 72,

entitled An act to Alter and Amend Chapter 1931 of the Laws of Florida, respectfully report that they have examined said bill and find it correctly engrossed.

E. T. STURTEVANT, Chairman

And the accompanying bills were placed among the orders of the day.

The Committee on Commerce made the following report:

SENATE CHAMBER,
TALLAHASSEE, February 13, 1873)

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

SIR: Your committee to whom was referred Senate Bill No. 51, entitled An act to incorporate the West Florida Boom Company, beg leave to report that they have examined the same, and recommend that it pass with the amendments enclosed with the bill.

Respectfully,
HIRAM POTTER, Chairman.
LIBERTY BILLINGS,
M. A. KNIGHT,
JOHN L. CRAWFORD.

And the accompanying bill was placed among the orders of the day.

The Assembly Joint Resolution in relation to sending a delegate to the National Agricultural Convention came up.

Mr. Eagan moved that the Senate recede from its action in regard to the amendment to the resolution.

Mr. Henderson moved that the further consideration of the question be postponed until Saturday at ten o'clock A. M.;

Which was not agreed to.

Upon the question—Shall the Senate recede from its action in regard to the resolution?

The vote was—

Yeas—Messrs. Eagan, Jenkins, McKinnon, Oliveros, and Sturtevant—5.

Nays—Messrs. Billings, Crawford, Dennis, Fortner, Ginn, Hill, Johnson, Knight, Long, McAuley, McCaskill, Potter, Smith, and Sutton—14.

So the motion was lost.

Mr. Jenkins moved that a committee of two be appointed to notify the Assembly that the Senate refuses to recede from its action in regard to the amendment in the Assembly Joint Resolution asking for a conference committee;

Which was not agreed to.

The Committee on Appropriations made the following report:

SENATE CHAMBER, 1873

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

SIR: Your committee to whom was referred Senate Bill No. 77, a bill to be entitled An act for the Relief of ex-Governor Harrison Reed, have examined the same and report as follows: The bill was presented to the Senate by a joint special committee of the Legislature, appointed to investigate the claims of Governor Reed, with a unanimous report in favor of his claims. After such action upon the claims by the joint committee, your committee feel justified in returning the bill to the Senate and recommend that it be passed.

Respectfully

H. JENKINS,

Chairman Committee on Appropriations.

Also:

SENATE CHAMBER, February 13, 1873.

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

SIR: Your committee to whom was referred the claim of C. C. Davenport against the State, beg leave to report that they have examined and approved the same, and recommend its reference to the Joint Committee on Appropriations.

Respectfully,

H. JENKINS,

Chairman Senate Committee on Appropriations.

Mr. Jenkins moved that the accompanying claim of C. C. Davenport be referred to the Joint Committee on Appropriations.

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

Upon the question—Shall the claim be referred?

The vote was—

Yeas—Messrs. Crawford, Dennis, Eagan, Henderson, Hill, Jenkins, McCaskill, McKinnon, Oliveros, Pope, Potter, Smith, Sturtevant, and Sutton—14.

Nays—Messrs. Billings, Fortner, Ginn, Johnson, Knight, Long, McAuley, Meacham, and Pearce—9.

So the question to refer the claim was agreed to, and the claim referred.

Mr. Henderson moved that the Committee on Printing be requested to report to-morrow morning on Assembly Bill No. 35, in conjunction with that portion of the joint communication of to-day which refers to printing;

Which was agreed to.

ORDERS OF THE DAY.

Senate Bill No. 54:

To be entitled An act making Mrs. Martha F. Judge and Mrs. Joseph H. Rowe Free Dealers,

Was read the third time.

Upon the question—Shall the bill pass?

The vote was—

Yeas—Messrs. Billings, Crawford, Dennis, Fortner, Ginn, Henderson, Hill, Jenkins, Johnson, Knight, McAuley, McCaskill, McKinnon, Meacham, Pearce, Pope, Potter, Sturtevant, and Sutton—19.

Nays—Messrs. Eagan, Long, and Oliveros—3.

So the bill passed and ordered certified to the Assembly.

Senate Bill No. 71:

An act entitled an act Taxing Telegraph Lines operating in this State,

Was called up, read the second time and, on motion of Mr. Meacham, the rules were unanimously waived and the bill read the third time.

Upon the question—Shall the bill pass?

The vote was—

Yeas—Messrs. Billings, Crawford, Dennis, Eagan, Fortner, Ginn, Hill, Johnson, Knight, Long, McAuley, McKinnon, Meacham, Oliveros, Pearce, Pope, Potter, Sturtevant, and Sutton—19.

Nays—Messrs. Henderson, Jenkins, and McCaskill—3.

So the bill passed, title as stated.

The Committee on Judiciary made the following report:

SENATE CHAMBER, February 12, 1873.

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

SIR: Your committee to whom was referred Senate Bill No. 60, relating to Time of Holding Courts in the Fourth Judicial Circuit, beg leave to report that they have examined the same and recommend that it do pass.

Respectfully,

LIBERTY BILLINGS,

Chairman Judiciary Committee.

And the accompanying bill was placed among the orders of the day.

The Senate joint resolution to Congress for a Postal Telegraph,

Came up, and was read the second time.

Mr. Jenkins moved that the rules be waived and the bill put upon its third reading.

Upon the question—Shall the rules be waived?

The vote was—

Yeas—Messrs. Crawford, Dennis, Fortner, Ginn, Hill, Jenkins, Knight, McAuley, McKinnon, Oliveros, Pope, and Sturtevant—12.

Nays—Messrs. Eagan, Henderson, Johnson, McCaskill, Meacham, Pearce, Potter, Smith, and Sutton—9.

So the motion was lost and the bill ordered engrossed.

Senate Bill No. 60:

A bill entitled An act in Relation to the time of Holding the Courts in the Fourth Judicial Circuit of Florida,

Came up, and was read the second time.

On motion of Mr. Jenkins the rules were unanimously waived, the bill read the third time and put upon its passage.

Upon the question—Shall the bill pass?

The vote was—

Yeas—Messrs. Crawford, Dennis, Eagan, Fortner, Ginn, Henderson, Hill, Jenkins, Johnson, Knight, Long, McAuley, McCaskill, McKinnon, Meacham, Oliveros, Pearce, Pope, Potter, Smith, Sturtevant, and Sutton—22.

Nays—None.

So the bill passed, title as stated.

Assembly Bill No. 37:

Entitled An act for the Relief of Hilliard Jones, Jr.,

Came up, and was read the second time.

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

EXECUTIVE SESSION.

The following Executive nominations were confirmed:

Leslie A. Reed, to be Assessor of Taxes for Jefferson county.

The doors were opened.

On motion of Mr. McCaskill, the Senate adjourned until tomorrow morning at ten o'clock.

FRIDAY, FEBRUARY 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. Billings, Crawford, Eagan, Fortner, Ginn, Hill, Jenkins, Johnson, Long, McAuley, McKinnon, Meacham, Oliveros, Pope, Smith, Sturtevant, and Sutton—17.

Prayer by the Chaplain.

On motion of Mr. Jenkins the reading of the journal was dispensed with and approved.

The following communication from the Comptroller, accompanying the message from the Governor on the 13th inst., having been by mistake left out of the journal of that date, it was ordered that the communication be printed in to-days' journal.

OFFICE OF COMPTROLLER,
TALLAHASSEE, Fla., February 12, 1873. }

SIR: I desire to call your attention to the large amount of jurors' and witnesses' certificates issued from the Circuit Court of Duval county for the year 1872, as appears by the report of the clerk of said court:

For the spring term—	
Jurors,	\$2,395.95
Witnesses,	3,587.05
Fall term—	
Jurors,	2,627.15
Witnesses (only a partial report, another list yet to be sent),	4,850.80
Total,	\$13,460.95

Very respectfully,

C. A. COWGILL, Comptroller.

To His Excellency O. B. HART,
Governor of Florida.

Mr. Jenkins introduced the following resolution:

Resolved by the Senate, the Assembly concurring, That the resolution fixing the 15th inst. as the day for the adjournment of the present session of the Legislature be, and the same is hereby, rescinded;

Which was laid upon the table.

Mr. Knight offered the following resolution:

Resolved by the Senate, the Assembly concurring, That the Governor and Comptroller are hereby authorized and directed to ascertain the entire amount of the indebtedness of the State of Florida, of every character and description, including the bonded debt as well as the floating. To accomplish such purpose these officers are invested with full powers to send for persons and papers, and to do all and every act necessary to accomplish the end specified, and all officers of the State of Florida are required to lend their aid to the accomplishment of the object desired;

Which was adopted.

The following memorial was received and read: