

MONDAY, FEBRUARY 8, 1875.

The Senate met pursuant to adjournment.

The President *pro tem.* in the chair.

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

Mr. President, Messrs. Brantley, Cottrell, Crawford, Durkee, Fortner, Hendry, Hill, Howell, Johnson, Knight, Long, Lykes, McAuley, McKinnon, Meacham, Oliveros, Osgood, Pope, Smith, Sturtevant, and Wallace—22.

A quorum present.

Prayer by the Chaplain.

Reading of the Journal.

Mr. Johnson moved that further reading of the Journal be dispensed with ;

Which was agreed to.

Mr. Cottrell moved to correct the Journal by inserting the following resolution in its proper connection :

*Resolved*, That the President appoint a committee to inform the Assembly that the Senate have appointed a committee of three, consisting of Senators Cottrell, Lykes, and Dennis, to investigate the charges made against members of the Legislature, on Thursday last, in the joint assembly, and that the presence, before that committee, of the honorable W. W. Hicks, a member of the Assembly, from the county of Dade, is requested by the Senate, and the assent of the Assembly is asked thereto ;

Which was agreed to and the Journal as corrected was approved.

The President handed the following petition to the Secretary and asked that it be read :

PETITION TO THE SENATE.

*To the honorable A. L. McCaskill, President pro tem. of the Senate :*

SIR: On Saturday the 6th past, the following resolution was presented at the bar of the Assembly :

A committee from the Senate, consisting of Messrs. Cottrell, Lykes, and Dennis, appeared at the bar of the Assembly and informed the Assembly that the Senate had adopted the following resolution :

*Resolved*, That the President appoint a committee to inform the Assembly that the Senate have appointed a committee of three, consisting of Senators Cottrell, Lykes, and Dennis, to investigate the charges made against members of the Legisla-

ture on Thursday last in the joint assembly, and that the presence before that committee of the honorable W. W. Hicks, a member of the Assembly, from the county of Dade, is requested by the Senate, and the assent of the Assembly is asked thereto.

Mr. Mitchell moved that the request of the Senate be granted;

Which was agreed to.

In obedience to the Senate's request, granted by the House of which I am a member, I had the honor of presenting myself before the Senate Committee, consisting of Senators Cottrill, Dennis, and Lykes. In answer to a leading question put by the chairman, I gave, respectfully, the following answer: "I believe that corrupting influences have been used in the Senate—I do not say by Senators. To make *knowledge* of what I believe would require thorough investigation, when and in which I should demand all the rights, privileges, and protection of a legal prosecutor."

The committee, after consultation in secret, gave me the assurance that I should appear as prosecutor in accordance with the demand above quoted. In such capacity I appeared a second time before the committee, and, as prosecutor of an investigation, requested the committee to procure certain witnesses. Several witnesses were found—all at my instance and request, on a summons of the committee.

One witness was sworn, and an examination was proceeded with, the prosecutor putting the questions—all relevant but preliminary. The following question was then put by the prosecutor: "Have you reasons for believing that such influences as have been referred to"—[\* Here the chairman interrupted the prosecutor by ruling the question out—even before he could know the whole of it. The chairman would not allow the prosecutor to proceed with the question, argue its relevancy or admissibility, or finish it before the committee—in contempt of your honorable body, and contrary to all rules of evidence obtaining throughout the judiciary of the civilized world.]

The prosecutor appealed from the decision of the chairman to the committee, but the chairman decided that the right of appeal did not inure to the prosecutor; that he (the chairman) was the committee, and the Senate, and the prosecutor could not appeal either to the committee or the Senate, except through him (the chairman), and he (the chairman) would, under no circumstances, tolerate it.

\*The question in full—"Have you reasons for believing that such influences as have been referred to have been employed, or that any attempt has been made to employ them, in order to influence any Senator in his vote during this session of the Legislature?"

The prosecutor then desired his solemn protest to go upon the minutes, to be reported to the honorable Senate, and this request was also arbitrarily refused by the chairman of the committee. At this juncture the chairman of the committee peremptorily ordered the prosecutor to leave the committee-room, which order was in contempt of the honorable Senate, and in contempt of the honorable House of Representatives, of which the prosecutor is a member; and, therefore, the prosecutor respectfully requests the honorable Senate of the State of Florida to purge itself of the great contempt so committed by the said chairman of said the Investigating Committee, and to the end that the dignity of the Legislature of Florida may be preserved.

Signed by the prosecutor, your humble petitioner herein,

W. WATKIN HICKS,

Member of Assembly from Dade County.

The petition was received and placed among the orders of the day.

The following messages from the Assembly were received and the accompanying bills placed among the orders of the day:

ASSEMBLY HALL,  
TALLAHASSEE, Fla., February 6, 1875. }

*Hon. A. L. McCaskill, President pro tem. of the Senate:*

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

Assembly Bill No. 62:

A bill to be entitled an act to amend an act entitled An act to Amend an act for the Regulation of Pilots and Pilotage;

Assembly Bill No. 65:

A bill to be entitled An act to Authorize the Citizens of Brevard County to Locate the County Site of Said County, and to Locate the Same until the Citizens Can, by an Election, Fix the Same by Law;

Assembly Bill No. 76:

A bill to be entitled an act to amend an act entitled An act to Authorize Andrew Jackson Deen to Establish a Ferry Across the Escambia River, approved December 23, 1856.

Very respectfully,

H. S. HARMON,  
Clerk Assembly.

ASSEMBLY HALL,  
TALLAHASSEE, Fla., February 6, 1875. }

*Hon. A. L. McCaskill, President pro tem. of the Senate:*

SIR: I am directed by the Assembly to inform the Senate that the Speaker has appointed the following gentlemen on the joint committees:

On Census and Apportionment—Messrs. Corley, Chadwick, Russell, Purman, and Hill.

On Joint Committee on the Annexation of West Florida—Messrs. Jones of Escambia, Montgomery, and Berry.

On Joint Committee in Regard to Suits in the Supreme Court—Messrs. Jones of Escambia, Lee, and Mitchell.

Very respectfully,

H. S. HARMON,  
Clerk Assembly.

ASSEMBLY HALL,  
TALLAHASSEE, Fla., February 6, 1875. }

*Hon. A. L. McCaskill, President pro tem. of the Senate:*

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

Assembly Bill No. 38:

A bill to be entitled An act to Amend Section Five, Chapter 1,628, Laws of Florida, Reducing the Number of Grand and Petit Jurors;

Assembly Bill No. 60:

A bill to be entitled An act Making Appropriations to Supply Deficiencies in the Appropriations for Conveying Prisoners to the State Prison, and Other Purposes.

Very respectfully,

H. S. HARMON,  
Clerk Assembly.

Under a suspension of the rule Mr. Durkee introduced Senate Bill No. 51:

A bill to be entitled An act to Amend the Law in Relation to the Establishment of Lost Papers;

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

Under a suspension of the rule Mr. Durkee introduced Senate Bill No. 52:

A bill to be entitled An act to Provide Summary Proceedings Against Delinquent Tenants;

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

Under a suspension of the rule Mr. Durkee introduced Senate Bill No. 53:

A bill to be entitled an act additional to an act entitled An act to Provide for the Creation of Corporations, and to Prescribe their General Powers and Liabilities, approved August 8, 1868;

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

Under a suspension of the rule Mr. McKinnon introduced Senate Bill No. 54:

A bill to be entitled An act to Protect Laborers and Lumbermen;

Which was received and placed among the orders of the day.  
Under a suspension of the rule Mr. Parlin introduced Senate  
Bill No. 55:

A bill to be entitled An act to Amend Chapter 1,986 of the  
Laws of Florida, approved February 3, 1874;

Which was received and placed among the orders of the day.  
Under a suspension of the rule Mr. Howell introduced Senate  
Bill No. 56:

A bill to be entitled an act to amend certain sections of An  
act for the Assessment and Collection of Revenue, approved  
February 17, 1874:

Which was received and placed among the orders of the day.  
Under a suspension of the rule Mr. Howell introduced Sen-  
ate Bill No. 57:

A bill to be entitled An act to Provide for the Compensation  
of the Sheriffs of the Counties, and Clerks of the Circuit and  
County Courts;

Which was received and placed among the orders of the day.  
Under a suspension of the rule Mr. McCaskill introduced Sen-  
ate Bill No. 58:

A bill to be entitled An act to Repeal the Second Section of  
Chapter 2,016 of the Laws of Florida, approved February 12,  
1874, and to Revive Certain Sections thereby Repealed;

Which was received and placed among the orders of the day.  
The petition of W. W. Hicks was taken up.

Mr. Cottrell moved that the petition be laid upon the table  
for further consideration;

Which was agreed to, and the petition was laid upon the  
table.

Mr. Osgood moved that the consideration of the special order  
for to-day at 11 o'clock be postponed until the same hour to-  
morrow;

Which was agreed to.

The Judiciary Committee made the following report:

The Judiciary Committee, to whom was referred the follow-  
ing bills, have considered the same and instructed me to report  
the same to the Senate and recommend their passage, to wit:

A bill to be entitled An act Fixing the Times for Holding the  
Circuit Courts in the Fifth Judicial Circuit;

A bill to be entitled An act Relating to Jurors in Capital  
Cases;

Also:

A bill to be entitled An act Relating to the Publication of  
Official and Legal Advertisements.

COTTRELL, Chairman.

Which was received and the accompanying bills placed  
among the orders of the day for a second reading.

The Judiciary Committee made the following report :

The Judiciary Committee, to whom was referred the following bills, have had the same under consideration, and agreed upon the amendments herewith reported, to each, and directed me to recommend the adoption of said amendments, and the passage of the bills, when so amended, to wit :

A bill to be entitled An act in Relation to the Holding of State Office in the State of Florida ;

A bill to be entitled An act Fixing the Time for Holding the Terms of the Circuit Court in the Third Judicial Circuit ;

A bill to be entitled An act in Relation to Evidence ;

A bill to be entitled An act Providing for and Authorizing the Payment of Jurors and Witnesses who Attend the Fall Term of 1874 of the Circuit Court of La Fayette County ; also the Sheriff for Summoning the Same.

COTTRELL, Chairman.

Which was received and the accompanying bills placed among the orders of the day for a second reading.

The Committee on Claims made the following report :

SENATE CHAMBER,  
TALLAHASSEE, Fla., February 6, 1875. }

*Hon. A. L. Mc Caskill, President of the Senate :*

SIR : The Committee on Claims, to whom was referred Senate Bill No. 45, a bill entitled An act for the Relief of Samuel B. McLin, have examined the same and recommend that it pass.

Respectfully submitted,

A. J. PARLIN, Chairman.

Which was received and the accompanying bill placed among the orders of the day for a second reading.

The Committee on Claims made the following report :

SENATE CHAMBER,  
TALLAHASSEE, Fla., February 8, 1875. }

*Hon. A. L. Mc Caskill, President of the Senate :*

SIR : The Committee on Claims, to whom was referred Senate Bill No. 22, An act for the Relief of the Estate and Sureties of I. V. Garnie, Deceased, have examined the same and recommend that it be indefinitely postponed.

Respectfully submitted,

A. J. PARLIN, Chairman.

Which was received and the accompanying bill placed among the orders of the day for a second reading.

The Committee on Commerce and Navigation made the following report :

SENATE CHAMBER,  
TALLAHASSEE, Fla., February 8, 1875. }

*Hon. A. L. McCaskill, President of the Senate :*

SIR: The Committee on Commerce and Navigation, to whom was referred Senate Bill No. 42, to be entitled An act for the Appointment of Harbor-masters for the Ports of this State, have carefully examined the same, and recommend that it do not pass.

Respectfully submitted,

JOHN WALLACE, Chairman.

Which was received and the accompanying bill placed among the orders of the day for a second reading.

The Committee on Commerce and Navigation made the following report:

SENATE CHAMBER,  
TALLAHASSEE, Fla., February —, 1875. }

*Hon. A. L. McCaskill, President of the Senate :*

SIR: The Committee on Commerce and Navigation, to whom was referred Senate Bill No. 36, to be entitled An act Declaring Homosassa River Navigable, have carefully examined the same and recommend its passage, with the following amendments in section two, and in the second line of said section strike out the word "blockade" and insert "obstruct."

Respectfully submitted,

JOHN WALLACE, Chairman.

Which was received and the accompanying bill placed among the orders of the day for a second reading.

The Committee on Appropriations made the following report:

SENATE CHAMBER,  
TALLAHASSEE, Fla., February —, 1875. }

*Hon. A. L. McCaskill, President of the Senate :*

SIR: The Committee on Appropriations, to whom was referred—

Assembly memorial to the Congress of the United States asking an appropriation to construct a canal connecting the waters of Indian river and Mosquito lagoon;

Also:

Memorial asking of Congress an appropriation to remove the obstructions to the navigation of the Withlacoochee river;

Also:

Assembly joint resolution asking Congress to make appropriation to clear out Moccasin slough; would respectfully report that they have examined the same, and recommend that they do pass.

Respectfully submitted,

H. T. LYKES, Chairman.

Which was received and the accompanying memorials and joint resolution placed among the orders of the day.

#### ORDERS OF THE DAY.

Senate Bill No. 51 :

A bill to be entitled An act to Amend the Laws in Relation to the Establishment of Lost Papers,

Was taken up, read first time by its title, and referred to the Committee on Judiciary.

Senate Bill No. 52 :

A bill to be entitled An act to Provide Summary Proceedings Against Delinquent Tenants,

Was taken up, read first time by its title, and referred to the Committee on Judiciary.

Senate Bill No. 53 :

A bill to be entitled an act additional to an act entitled An act to Provide for the Creation of Corporations, and to Prescribe their General Powers and Liabilities, approved August 8, 1868,

Was taken up, read first time by its title, and referred to the Committee on Corporations.

Senate Bill No. 54 :

A bill to be entitled An act to Protect Laborers and Lumbermen,

Was taken up, read first time by its title, and referred to the Committee on State Affairs.

Senate Bill No. 55 :

A bill to be entitled An act to Amend Chapter 1,986 of the Laws of Florida, approved February 3, 1874,

Was taken up.

Mr. Dennis moved that the bill be read ;

Which was agreed to, and the bill was read and referred to the Committee on Judiciary.

Senate Bill No. 56 :

A bill to be entitled an act to amend certain sections of An act for the Assessment and Collection of Revenue, approved February 17, 1874,

Was taken up, read first time by its title, and referred to the Committee on Finance and Taxation.

Senate Bill No. 57 :

A bill to be entitled An act to Provide for the Compensation of the Sheriffs of the Counties and Clerks of the Circuit and County Courts,

Was taken up, read first time by its title, and referred to the Committee on Finance and Taxation.

Senate Bill No. 58 :

A bill to be entitled An act to Repeal the Second Section of

Chapter 2,016 of the Laws of Florida, approved February 12, 1874, and to Revive Certain Sections Thereby Repealed,

Was taken up, read first time by its title, and referred to the Committee on Judiciary.

Assembly Bill No. 38:

A bill to be entitled An act to Amend Section Five of Chapter 1,628 of Laws of Florida, Reducing the Number of Grand and Petit Jurors,

Was taken up, read first time by its title, and referred to the Committee on Judiciary.

Assembly Bill No. 60:

A bill to be entitled An act Making Appropriations to Supply Deficiencies in the Appropriations for Conveying Prisoners to the State Prison, for the Repairs of the Capitol Building and Grounds, and Furnishing the Halls and Offices Within the Building, and for the Maintenance of the State Prison,

Was taken up, read first time by its title, and referred to the Committee on Appropriations.

Assembly Bill No. 62:

A bill to be entitled an act to amend an act entitled an act to amend An act for the Regulation of Pilots and Pilotage,

Was taken up, read first time by its title, and referred to the Committee on Commerce and Navigation.

Assembly Bill No. 65:

A bill to be entitled An act to Authorize the Citizens of Brevard County to Locate the County Site of Said County and to Locate the Same until the Citizens Can, by an Election, Fix the Same by Law,

Was taken up, read first time by its title, and referred to the Committee on City and County Organizations.

Assembly Bill No. 76:

A bill to be entitled an act to amend an act entitled An act to Authorize Andrew Jackson Deen to Establish a Ferry Across Escambia River, approved December 23, 1856,

Was taken up, read first time by its title, and referred to the Committee on Corporations.

Senate Bill No. 36:

A bill to be entitled An act Declaring Homosassa River Navigable,

Was taken up on its second reading.

Mr. Knight moved to amend section two by striking out the word "blockade" and inserting the word "obstruct;"

Which was agreed to, and the bill was ordered engrossed for its third reading to-morrow.

Senate Bill No. 42:

A bill to be entitled An act for the Appointment of Harbor-masters for the Ports of this State,

Was taken up on its second reading.

Mr. Knight moved that the bill be indefinitely postponed ;  
Which was agreed to, and the bill was indefinitely postponed.

Senate Bill No. 37 :

A bill to be entitled An act Providing for and Authorizing the Payment of Jurors and Witnesses who Attended the Fall Term of 1874 of the Circuit Court of La Fayette County, also the Sheriff of said County for Summoning the Same,

Was taken up on its second reading.

Mr. Dennis moved that the bill be recommitted ;

Which was agreed to, and the bill was recommitted.

Senate Bill No. 4 :

A bill to be entitled An act in Relation to Evidence,

Was taken up on its second reading.

The following amendment, recommended by the committee, was adopted :

Providing no party shall testify about transactions had with a deceased party, unless called upon by the administrator or executor ;

So the bill was declared read a second time, and ordered engrossed for a third reading to-morrow.

Senate Bill No. 31 :

A bill to be entitled An act in Relation to State Offices,

Was taken up on its second reading.

The following amendment to the bill, recommended by the committee, was adopted :

Strike out "one" in the second line from the bottom and insert "three" therein.

Mr. Dennis moved that the bill be indefinitely postponed.

Upon which the yeas and nays were called with the following result :

Those voting in the affirmative were—

Messrs. Dennis, Hill, Howell, Johnson, Long, Meacham, Osgood, Parlin, Pope, Sturtevant, and Wallace—11.

Those voting in the negative were—

Mr. President, Messrs. Brantley, Cottrell, Crawford, Fortner, Hendry, Knight, Lykes, McAuley, McKinnon, Oliveros, and Smith—12.

So the Senate refused to indefinitely postpone the bill, and it was declared read a second time and ordered to be engrossed for a third reading to-morrow.

Senate Bill No. 48 :

An act Fixing the Times for Holding the Circuit Courts of the Second Judicial Circuit of Florida,

Was taken up on its second reading.

The following amendment to the bill recommended by the committee was adopted :

Strike out "Tuesday" wherever it occurs in the bill and insert in lieu thereof "Monday."

So the bill was declared read the second time and ordered to be engrossed for a third reading to-morrow.

Senate Bill No. 45 :

A bill to be entitled An act for the Relief of Samuel B. McLin,

Was taken up on its second reading.

Mr. Knight moved that the further consideration of the bill be postponed until to-morrow;

Which was agreed to, and the bill was laid over until to-morrow.

Mr. Dennis moved that the Senate take a recess until two minutes before 12 o'clock;

Which was agreed to, and the Senate was declared adjourned until two minutes of 12.

#### TWO MINUTES TO TWELVE.

The Senate resumed its session.

The hour of 12 having arrived, the Senate proceeded to the Assembly Hall to meet the Assembly in joint session.

#### JOINT SESSION.

The Legislature met in joint session according to adjournment.

The President *pro tem.* of the Senate occupying the chair.

The President *pro tem.* of the Senate ordered the Secretary to call the roll of the Senate.

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

Mr. President, Messrs. Brantley, Cottrell, Crawford, Dennis, Durkee, Fortner, Hendry, Hill, Howell, Johnson, Knight, Long, Lykes, McAuley, McKinnon, Meacham, Oliveros, Osgood, Parlin, Pope, Smith, Sturtevant, and Wallace—24.

The President *pro tem.* of the Senate ordered the Chief Clerk to call the roll of the Assembly.

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

Mr. Speaker, Messrs. Armstrong, Avery, Bass, Berry, Browne, Bryan, Carter, Chadwick, Coleman, Corley, Dennis, Duncan, Ferrell, Fisher, Frisbee, Gass, Gillis, Grant, Harris, Hagan, Hicks, Hill, Jackson, Jones of Escambia, Jones of Bradford, Jones of Levy, Judge, Lee, Livingston, Martin, McAlpin, Mc-

Guire, Mitchell, Morehead, Montgomery, Nixon, Orman, Petty, Pons, Proctor, Purman, Roberts, Russell, Small, Stanfill, Sutton, Thompson, Tucker, Washington, Wilson, and Witherspoon—52.

A quorum present.

The President *pro tem.* of the Senate ordered the Secretary to read that portion of the Senate Journal of Saturday which related to the ballot for United States Senator.

The Journal was read and approved.

The President *pro tem.* of the Senate declared as the next business in order the election of a United States Senator to fill the vacancy to be occasioned by the expiration of the term of the Hon. Abijah Gilbert on the 4th of March.

The roll of the General Assembly was then called with the following result:

*For Horatio Bisbee, Jr.*—Messrs. Dennis of Alachua, Durkee, Hill of Gadsden, Howell, Johnson, Long, Meacham, Osgood, Parlin, Pope, Sturtevant, Wallace, Armstrong, Chadwick, Dennis, Fisher, Grant, Harris, Lee, Livingston, Martin, Montgomery, Nixon, Petty, Purman, Small, Tilghman, Thompson, Tucker, and Witherspoon—30.

*For Robert Bullock*—Messrs. Brantley, Cottrell, Crawford, Fortner, Hendry, Knight, Lykes, McAuley, Berry, Browne, Bryan, Carter, Corley, Duncan, Ferrell, Gillis, Hagan, Jackson, Jones of Escambia, Jones of Levy, Jones of Bradford, McAlpin, Mitchell, Orman, Pons, Roberts, Russell, Stanfill, and Wilson—29.

*For C. W. Jones*—Messrs. McCaskill, McKinnon, Hannah, Hicks, and McGuire—5.

*For E. Hopkins*—Mr. Oliveros—1.

*For J. W. Price*—Mr. Bass—1.

*For H. H. Hoeg*—Mr. Frisbee—1.

*For Jas. T. Magbee*—Messrs. Gass and Washington—2.

*For Samuel B. McLin*—Messrs. Hill and Sutton—2.

*For Enoch Chadwick*—Mr. Judge—1.

*For James D. Westcott, Jr.*—Mr. Proctor—1.

*For blank*—Messrs. Avery, Coleman, and Morehead—3.

Total number of votes cast, 77.

Highest number of votes cast for any one candidate—30.

No candidate having received a majority of the votes cast, the President *pro tem.* of the Senate declared there was no election.

Mr. Witherspoon moved that the joint assembly proceed to another ballot;

Which was agreed to.

The roll of the General Assembly was then called with the following result:

*For Horatio Bisbee, Jr.*—Messrs. Dennis of Alachua, Durkee, Hill of Gadsden, Howell, Johnson, Long, Meacham, Osgood, Fortner, Pope, Sturtevant, Armstrong, Chadwick, Dennis, Fisher, Grant, Harris, Lee, Livingston, Martin, Montgomery, Nixon, Petty, Purman, Small, Tilghman, Thompson, Tucker, and Witherspoon—29.

*For Robert Bullock*—Messrs. Brantley, Cottrell, Crawford, Fortner, Hendry, Knight, Lykes, McAuley, Smith, Berry, Browne, Bryan, Carter, Corley, Duncan, Ferrell, Gillis, Hagan, Jackson, Jones of Escambia, Jones of Levy, Jones of Bradford, McAlpin, Mitchell, Orman, Pons, Roberts, Russell, Stanfill, and Wilson—30.

*For C. W. Jones*—Messrs. McCaskill, McKinnon, Hannah, Hicks, and McGuire—5.

*For E. Hopkins*—Mr. Oliveros—1.

*For J. W. Price*—Mr. Bass—1.

*For H. H. Hoeg*—Mr. Frisbee—1.

*For James T. Magbee*—Messrs. Gass and Washington—2.

*For S. B. McLin*—Messrs. Hill and Sutton—2.

*For Enoch Chadwick*—Mr. Judge—1.

*For James D. Westcott, Jr.*—Messrs. Morehead, Proctor, and Wallace—3.

*For blank*—Messrs. Avery and Coleman—2.

Total number of votes cast, 77.

Highest number of votes cast for any one candidate, 30.

No candidate having received a majority of the votes cast, the President *pro tem.* of the Senate declared there was no election.

Mr. Hicks moved that the joint session proceed to another ballot.

Mr. Gass moved, as an amendment, that the joint session adjourn until to-morrow at 12 o'clock.

On the question of adjournment the yeas and nays were called with the following result:

Those voting in the affirmative were—

Mr. President, Messrs. Brantley, Cottrell, Crawford, Fortner, Hendry, Hill, Knight, Long, Lykes, McAuley, McKinnon, Meacham, Oliveros, Pope, Smith, Sturtevant, Hannah, Avery, Bass, Berry, Browne, Bryan, Carter, Coleman, Duncan, Ferrell, Frisbee, Gass, Gillis, Harris, Hagan, Hill of La Fayette, Jackson, Jones of Escambia, Jones of Bradford, Jones of Levy, Judge, Livingston, Nixon, Orman, Pons, Stanfill, Sutton, Tilghman, Washington, and Witherspoon—47.

Those voting in the negative were—

Messrs. Dennis, Durkee, Howell, Johnson, Osgood, Parlin, Wallace, Armstrong, Chadwick, Corley, Dennis of Jackson,

Fisher, Grant, Hicks, Lee, Martin, McAlpin, McGuire, Mitchell, Morehead, Montgomery, Petty, Proctor, Purman, Roberts, Russell, Small, Thompson, Tucker, and Wilson—30.

So the joint session was declared adjourned accordingly.

SESSION OF THE SENATE.

The Senate returned to its Chamber and resumed its regular business.

Senate Bill No. 22:

A bill to be entitled An act for the Relief of the Estate and Sureties of J. V. Garnier, Deceased,

Was taken up on its second reading.

Mr. Johnson moved the indefinite postponement of the bill;

Which was agreed to, and the bill was indefinitely postponed.

Senate Bill No. 44:

A bill to be entitled An act Relative to Jurors in Capital Cases,

Was taken up, read a second time, and ordered engrossed for a third reading to-morrow.

Assembly Bill No. 4:

A bill to be entitled An act Fixing the Times for Holding the Circuit Courts in the Fifth Judicial Circuit,

Was taken up, read a second time, and was placed among the orders of the day for a third reading to-morrow.

Assembly Bill No. 22:

A bill to be entitled an act to amend section two of An act to Establish and Keep in Good Repair the Public Roads and Highways in this State, approved February 19, 1874,

Was taken up, read a second time, and placed among the orders of the day for a third reading to-morrow.

Assembly Bill No. 10:

A bill to be entitled An Act Relating to the Publication of Official and Legal Advertisements,

Was taken up on its second reading.

Mr. Wallace moved that the further consideration of the bill be postponed until Friday;

Which was not agreed to.

Mr. Meacham moved that the bill be indefinitely postponed.

On the question of the indefinite postponement of the bill, the yeas and nays were called with the following result:

Those voting in the affirmative were—

Messrs. Dennis, Hill, Johnson, Meacham, Osgood, and Parlin—6.

Those voting in the negative were—

Mr. President, Messrs. Brantley, Cottrell, Crawford, Durkee,

Fortner, Hendry, Howell, Knight, Long, Lykes, McAuley, McKinnon, Oliveros, Pope, Smith, Sturtevant, and Wallace—18.

So the Senate refused to indefinitely postpone the bill.

Mr. Wallace moved that the further consideration of the bill be postponed until Wednesday;

Which was agreed to, and the bill was laid over until Wednesday.

Assembly Bill No. 67:

A bill to be entitled An act Regulating the Sale of Railroad Tickets.

Was taken up on its third reading.

Mr. Dennis moved that the rule be waived and the bill placed back on its second reading.

On the question of waiving the rule a division was called for, and two-thirds not having voted in the affirmative the rule was not waived.

On the question, Shall the bill pass?

The yeas and nays were called with the following result:

Those voting in the affirmative were—

Messrs. Brantley, Cottrell, Crawford, Fortner, Hendry, Hill, Johnson, Knight, Long, Lykes, McAuley, McKinnon, Oliveros, Pope, Smith, and Wallace—16.

Those voting in the negative were—

Messrs. Dennis, Durkee, Howell, Meacham, Osgood, Parlin, and Sturtevant—7.

So the bill passed.

Mr. Dennis moved the following as a substitute for the title as read:

An act to Legalize Railroad Extortion in this State.

The substitute was not adopted, and the title of the bill was allowed to remain as stated.

Mr. Dennis moved that two other members of the Senate be added to the committee on the investigation of corruption, &c.

Mr. Cottrell moved as an amendment that Senators Durkee and Smith be placed on that committee.

Mr. Cottrell withdrew his motion.

On the question of the adoption of the motion of Mr. Dennis, the yeas and nays were called with the following result:

Those voting in the affirmative were—

Mr. President, Messrs. Crawford, Dennis, Durkee, Fortner, Hill, Howell, Johnson, Lykes, McKinnon, Parlin, and Pope—12.

Those voting in the negative were—

Messrs. Brantley, Cottrell, Hendry, Knight, Long, McAuley, Meacham, Oliveros, Osgood, Smith, Sturtevant, and Wallace—12.

So the Senate refused to add two additional members to the committee.

Mr. Oliveros moved that the committee be discharged.

Mr. Oliveros withdrew his motion.

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

Which was agreed to, and the Senate was declared adjourned until 10 o'clock to-morrow.

TUESDAY, FEBRUARY 9, 1875.

The Senate met pursuant to adjournment.

The President *pro tem.* in the chair.

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

Mr. President, Messrs. Brantley, Cottrell, Crawford, Dennis, Durkee, Fortner, Hendry, Hill, Howell, Johnson, Knight, Long, Lykes, McAuley, McKinnon, Meacham, Oliveros, Osgood, Parlin, Pope, Smith, Sturtevant, and Wallace—24.

A quorum present.

Prayer by the Chaplain.

Reading of the Journal.

Mr. Meacham moved that the further reading of the Journal be dispensed with ;

Which was agreed to, and the Journal was approved.

Mr. Johnson introduced the following concurrent resolution relative to adjournment :

*Resolved by the Senate, the Assembly concurring, That the present session of the Legislature adjourn sine die on Tuesday, the 16th instant, at 12 o'clock meridian ;*

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

Under a suspension of the rule, Mr. Fortner introduced Senate Bill No. 59 :

A bill to be entitled An act to Further Declare Who Shall be Electors in this State ;

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

The resolution offered by Mr. Johnson relative to adjournment was taken up and read.

Mr. Oliveros moved that the further consideration of the resolution be postponed until Saturday at 10 o'clock.

On the question of postponement, the yeas and nays were called with the following result :

Those voting in the affirmative were—

Mr. President, Messrs. Brantley, Cottrell, Crawford, Dennis, Fortner, Hendry, Hill, Knight, Lykes, Oliveros, Pope, Smith, Sturtevant, and Wallace—15.