

River Navigation Company, beg leave to report they have examined the same, and recommend it do not pass.

Respectfully submitted,

L. G. DENNIS, Chairman.

F. A. HENDRY.

Which was received and the accompanying bill placed among the orders of the day:

Senate Bill No. 27:

A bill to be entitled An act to Incorporate the Suwannee River Navigation Improvement Company,

Was taken up and read the second time.

Mr. Osgood moved its indefinite postponement;

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

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

Which was agreed to, and the Senate was declared adjourned accordingly.

TUESDAY, FEBRUARY 16, 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, Crawford, Durkee, Fortner, Hendry, Hill, Howell, Johnson, Knight, Long, Lykes, McAuley, McKinnon, Meacham, Oliveros, Parlin, Pope, and Smith—19.

A quorum present.

Prayer by the Chaplain.

Reading of the Journal.

Under a suspension of the rule Mr. Howell introduced Senate Bill No. 71:

A bill to be entitled An act to Reduce the Pay of Jurors and Witnesses;

Senate concurrent resolution asking Congress for an appropriation to aid in the education and civilization of the Seminole Indians,

Was taken up and read.

On the question, Shall the resolution be adopted?

The roll was called with the following result:

Those voting in the affirmative were—

Mr. President, Messrs. Brantley, Cottrell, Crawford, Durkee, Fortner, Hendry, Hill, Howell, Johnson, Knight, Lykes, McAuley, McKinnon, Meacham, Pope, and Smith—17.

Those voting in the negative were—

Messrs. Dennis, Long, Oliveros, and Parlin—4.

So the concurrent resolution was adopted.

The petition of George J. Alden was taken up and read.

Mr. Meacham moved that the request of the petitioner be granted;

Which was agreed to.

Under a suspension of the rule Mr. Howell introduced a concurrent resolution for the appointment of a joint committee in accordance with the petition of George J. Alden.

Mr. Oliveros moved that the resolution be adopted;

Which was agreed to.

Mr. Knight moved that the Secretary be instructed to certify the same to the Assembly immediately;

Which was agreed to, and the Secretary so instructed.

The Committee on Enrolled Bills made the following report :

SENATE CHAMBER,
TALLAHASSEE, Fla., February 16, 1875. }

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

SIR: The Committee on Enrolled Bills, to whom was referred—

Senate Bill No. 10 :

An act to repeal an act entitled An act to Prevent Obstructions to Drains and Waters;

Also :

Senate Bill No. 36 :

An act Declaring Homosassa River Navigable; have examined the same and find them correctly enrolled.

Respectfully submitted,

M. A. KNIGHT, Chairman.

Which was received.

The Committee on Finance and Taxation made the following report :

SENATE CHAMBER,
TALLAHASSEE, Fla., February 16, 1875. }

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

SIR: The Committee on Finance and Taxation, to whom was referred Assembly Bill No. 43, a bill to be entitled An act for the Relief of L. B. Sutton, F. E. Hardee, E. T. Ezell, Z. Vann, W. W. Whidden, and W. H. Johnson, beg leave to report that they have examined the same and recommend that it do pass.

Respectfully submitted,

J. H. DURKEE, Chairman.

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

ORDERS OF THE DAY.

Senate Bill No. 71:

A bill to be entitled An act to Reduce the Pay of Jurors and Witnesses,

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

Senate Bill No. 66:

A bill to be entitled An act to Provide a General Law Authorizing the Establishment of Ferries,

Was taken up on its second reading.

Mr. Cottrell called the attention of the President *pro tem.* to the fact that the hour of 10:30 o'clock had arrived, and moved that the special order for that hour be taken up.

Whereupon the President *pro tem.* announced that if there be no objection the special order will now be taken up.

Mr. Dennis inquired if that was the ruling of the Chair as to the matter?

The President replied that such was his ruling.

The report of the Committee on Privileges and Elections, in the matter of the contested seat of Mr. Sturtevant, was then taken up and read.

Pending the consideration of the report, the Private Secretary of the Governor appeared at the bar of the Senate with a message from his Excellency.

The message was received.

The consideration of the special order was resumed.

Mr. Durkee moved that the further consideration of the special order be postponed until half-past 10 o'clock to-morrow.

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

Those voting in the affirmative were—

Messrs. Dennis, Durkee, Hill, Howell, Johnson, Long, Meacham, Osgood, Parlin, Pope, Sturtevant, and Wallace—12.

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 postpone the special order.

The following messages were received from the Assembly:

ASSEMBLY HALL,
TALLAHASSEE, Fla., February 15, 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 concurrent resolution relative to the Texas Pacific Railroad, and Assembly concurrent

resolution authorizing the destruction of certain redeemed bonds and other securities in the Comptroller's office.

Very respectfully,

H. S. HARMON,
Clerk Assembly.

ASSEMBLY HALL,
TALLAHASSEE, Fla., February 16, 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 substitute for Senate Bill No. 45, a bill to be entitled An act for the Relief of Samuel B. McLin, and request the Senate to concur therein.

Respectfully,

H. S. HARMON,
Clerk Assembly.

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

The consideration of the special order was resumed.

Mr. Dennis moved to lay the report upon the table.

Upon the motion to lay on the table the yeas and nays were called with the following result:

Those voting in the affirmative were—

Messrs. Dennis, Durkee, Hill, Howell, Johnson, Long, Meacham, Osgood, Parlin, Pope, Sturtevant, and Wallace—12.

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 lay the report on the table.

Mr. Meacham moved to postpone further consideration of the report for five days.

The Chair ruled the motion of Mr. Meacham out of order.

Mr. Meacham moved to refer the report back to the Committee on Privileges and Elections;

Which was not agreed to.

Mr. Dennis called the attention of the Chair to the arrival of the hour fixed for the consideration of the special order, viz.: the resolution offered by Mr. Dennis on the 26th ult. declaring the seat of Mr. McAuley vacant.

The President decided that this special order could not be taken up until the one fixed for half-past 10 o'clock to-day be disposed of in some manner by the Senate.

Mr. Johnson asked for the ruling of the Chair as to whether the special order for 11 o'clock to-day, viz.: the resolution

offered by Mr. Dennis on the 26th ult, declaring the seat of Mr. McAuley vacant, was not now properly before the Senate for consideration.

The Chair ruled that it was not.

Mr. Johnson appealed from the ruling of the Chair.

On the question, Shall the Chair be sustained? the yeas and nays were called.

Pending the calling of the roll Mr. Cottrell arose and asked the ruling of the Chair as to whether Mr. Sturtevant had the right to vote on the question of sustaining the Chair.

The Chair ruled that he had not such right.

Mr. Johnson appealed from this ruling of the Chair.

The Chair decided the appeal out of order, whereupon Mr. Johnson withdrew the latter appeal.

On the question, Shall the Chair be sustained? the President ordered the Secretary to record his vote in the affirmative.

After the calling of the roll, and pending the declaration of the vote, Mr. Dennis moved that the special order for 11 o'clock, in which the Senator from the Eleventh District is interested, be taken up.

Mr. McKinnon offered the following as an amendment to the motion of Mr. Dennis:

That the special order for half-past 10 be postponed until 1 o'clock to-day.

Pending the consideration of which the following messages were received from the Assembly:

ASSEMBLY HALL, }
TALLAHASSEE, Fla., February 16, 1875. }

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

SIR: I am directed to inform the Senate that the following memorials and joint resolution have been signed by the Speaker and Clerk of the Assembly:

Memorial to Congress asking the establishing of certain mail-routes;

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

Joint resolution asking Congress to make appropriation to clear out Moccasin slough; and to request the signatures of the President and Secretary of the Senate thereto.

Very respectfully, H. S. HARMON,
Clerk Assembly.

ASSEMBLY HALL, }
TALLAHASSEE, Fla., February 16, 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 Senate concurrent resolution for

a joint committee, and the Speaker has appointed the following gentlemen on said committee: Messrs. Russell, Wilson, and Montgomery.

Very respectfully,

H. S. HARMON,
Clerk Assembly.

ASSEMBLY HALL,
TALLAHASSEE, Fla., February 16, 1875. }

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

SIR: I am directed by the Assembly to return to the Senate accompanying Assembly joint resolutions, properly endorsed with the action of the Assembly.

Very respectfully,

H. S. HARMON,
Clerk Assembly.

And the accompanying memorials, joint resolutions, and concurrent resolutions were placed among the orders of the day.

Mr. Johnson withdrew his appeal from the decision of the Chair.

Mr. Dennis moved as a substitute for his own motion and the amendment offered to it by Mr. McKinnon, that the special orders for to-day be postponed until the same hours respectively to-morrow.

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

Those voting in the affirmative were—

Mr. President, Messrs. Dennis, Durkee, Hill, Howell, Johnson, Long, McKinnon, Meacham, Oliveros, Osgood, Parlin, Pope, Smith, Sturtevant, and Wallace—16.

Those voting in the negative were—

Messrs. Brantley, Cottrell, Crawford, Fortner, Hendry, Knight, Lykes, and McAuley—8.

So the special orders were postponed accordingly.

The reading of the Journal was ordered, and the Journal was approved.

Mr. Cottrell moved that the Senate adjourn;

Which was agreed to, and the Senate stood adjourned until 4 o'clock this evening.

FOUR O'CLOCK.

The Senate resumed its session.

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, Long, Lykes, McAuley, McKinnon, Meacham, Oliveros, Smith, Sturtevant, and Wallace—19.

A quorum present.

Mr. McKinnon moved that the Engrossing Clerk be authorized to employ clerical aid for two days;

Which was agreed to.

Mr. Smith moved the reconsideration of the vote by which Assembly Bill No. 1, a bill to be entitled An act to Regulate the Eligibility to Office in the State of Florida, was lost on its final passage.

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

Those voting in the affirmative were—

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

Those voting in the negative were—

Messrs. Dennis, Durkee, Hill, Howell, Johnson, Long, Meacham, Osgood, Parlin, Pope, Sturtevant, and Wallace—12.

So the motion was not agreed to.

Mr. Smith withdrew his motion to reconsider.

The committee on mail-routes made the following report:

SENATE CHAMBER,
TALLAHASSEE, Fla., February 16, 1875.

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

SIR: The committee on mail-routes, to whom was referred a memorial asking Congress for the establishment of certain mail-routes and post-offices, have had the same under consideration, and recommend that it do not pass.

Respectfully submitted,

A. B. OSGOOD, Chairman.

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

Mr. Wallace moved that the rule be waived and the Assembly concurrent resolution relative to election of State Printer be taken up for consideration;

Which was agreed to, and the resolution was taken up and read.

Mr. Wallace moved to amend by striking out "Tuesday" and inserting in lieu thereof "Wednesday."

Mr. Meacham moved to postpone until Thursday.

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

Those voting in the affirmative were—

Messrs. Cottrell, Crawford, Dennis, Fortner, Hendry, Howell, McAuley, McKinnon, Meacham, Parlin, Pope, and Smith—12.

Those voting in the negative were—

Mr. President, Messrs. Brantley, Durkee, Hill, Johnson, Knight, Long, Lykes, Oliveros, Osgood, Sturtevant, and Wallace—12.

So the Senate refused to postpone.

Mr. Parlin moved that the resolution be indefinitely postponed.

On which the roll was called with the following result:

Those voting in the affirmative were—

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

Those voting in the negative were—

Mr. President, Messrs. Brantley, Cottrell, Crawford, Fortner, Hendry, Knight, Lykes, McAuley, McKinnon, Oliveros, Smith, and Wallace—13.

So the Senate refused to indefinitely postpone.

On the question of adopting the amendment offered by Mr. Wallace, the vote showed the matter determined in the affirmative.

Mr. Meacham moved to amend by striking out "12 o'clock" and inserting in lieu thereof the words "10 o'clock;"

Which was not agreed to.

Mr. Meacham moved that "12" be stricken out and "5:30" be inserted in lieu thereof;

Which was not agreed to.

Mr. Wallace moved no dilatory motions be made pending the consideration of this matter.

Mr. Meacham moved to lay the motion of the Senator from the Eighth on the table;

Which was agreed to, and the motion laid on the table.

Mr. McKinnon moved that the Senate now adjourn.

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

Those voting in the affirmative were—

Messrs. Hill, Lykes, Oliveros, Osgood, Smith, Sturtevant, and Wallace—7.

Those voting in the negative were—

Mr. President, Messrs. Brantley, Cottrell, Crawford, Dennis, Durkee, Fortner, Hendry, Howell, Johnson, Long, McAuley, McKinnon, Meacham, Parlin, and Pope—16.

So the Senate refused to adjourn.

The President announced the following as a committee to investigate the accounts of George J. Alden: Messrs. Oliveros and Meacham.

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

EXECUTIVE SESSION.

The Senate, in Executive session, made the following confirmations:

A. W. Chapman to be County Judge of Franklin county.
William Green to be Sheriff of Baker county.

The doors being opened, the Committee on Printing made the following report:

SENATE CHAMBER, }
TALLAHASSEE, Fla., February 16, 1875. }

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

SIR: The Committee on Printing, to whom was referred a bill to be entitled An act to Abolish the Office of State Printer, and Provide for Letting the Legislative and General Printing out to the Lowest Bidder, have had the same under consideration and recommend that it do pass.

Respectfully submitted,
F. A. HENDRY, Chairman.

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

The Committee on Finance and Taxation made the following report:

SENATE CHAMBER, }
TALLAHASSEE, Fla., February 16, 1875. }

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

SIR: The Committee on Finance and Taxation, to whom was recommitted Senate Bill No. 56, an act to amend certain sections of An act for the Assessment and Collection of Revenue, approved February 17, 1874, beg leave to report that they have carefully examined the same, and recommend that section two of the bill be stricken out, and that the bill do pass.

Respectfully submitted,
J. H. DURKEE, Chairman.

J. W. HOWELL,
JOHN L. CRAWFORD,
A. D. MCKINNON,
G. C. BRANTLEY.

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

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

Which was agreed to, and the Senate was declared adjourned accordingly.