

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

Also the following:

ASSEMBLY HALL,
TALLAHASSEE, FLA., February 13, 1877. }

HON. NOBLE A. HULL,
President of the Senate :

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

Assembly bill No. 78 :

To be entitled an act to establish a Ferry across the Apalachicola river at the town of Chattahoochee ;

Assembly bill No. 119 :

To be entitled an act to authorize John Howard to establish a Ferry across the Chipola river, in Calhoun county,

And respectfully request the concurrence of the Senate therein.

Very respectfully,

WM. FORSYTH BYNUM,
Chief Clerk of the Assembly.

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

Assembly bill No. 130,

Was read, and referred to the Committee on Finance and Taxation.

Assembly bill No. 157,

Was read, and referred to the Committee on Education.

Assembly bill No. 78 :

Was read, and referred to the Committee on Corporations.

Also, Assembly bill No. 119 :

Was read, and referred to the Committee on Corporations.

The following joint resolutions were read :

Resolved by the Assembly, the Senate concurring, That the four million bonds issued by the State, under and by virtue of an act of the Legislature of the State, approved Jan. 24, 1869, and the several amendments thereto, and purporting to be issued in aid of the Jacksonville, Pensacola and Mobile Railroad Company, were issued in violation of the Constitution, and are a fraud upon the tax-payers of the State of Florida.

Resolved, That the State of Florida is not responsible for, and will not pay the interest that has accrued, or that may hereafter accrue upon said bonds, or the principal of said bonds, when they ultimately become due.

Resolved, That the Governor of this State is instructed to take all legal steps to free the people from the payment of the principal and interest upon said bonds for all time, and that he

will see that the State suffers no detriment from said bonds or interest.

Mr. Cottrell moved the following amendment: In the 4th line strike out "January" and insert "June." In the 9th line strike out the word "law" and insert "the Constitution" in lieu thereof.

Mr. Hendry moved that the further consideration of the resolutions be postponed until to-morrow ;

Which was agreed to.

On motion of Mr. Walker, the Senate adjourned.

WEDNESDAY, February 14, 1877.

The Senate met pursuant to adjournment.

The President in the chair.

The roll being called, the following Senators answered to their names:

Messrs. Barnes, Brantley, Cottrell, Hendry, Hill, Howell, Johnson, Long, McGuire, McKinnon, McMeekin, Meacham, Orman, Osgood, Patterson, Richard, Walker, Wallace and Weeks—19.

A quorum present.

Prayer by the Chaplain.

Mr. Wallace moved that the reading of the journal be dispensed with ;

Which was agreed to, and the journal corrected and approved.

The following bill was introduced

By Mr. Walker :

Senate bill No. 46 :

To be entitled an act to prevent the sale of intoxicating liquors to minors or to persons who are intoxicated ;

Which was read the first time, and placed among the orders of the day.

Mr. Cottrell offered the following resolution :

Resolved, That the Treasurer furnish to the Senate a statement showing under what law and when the nine hundred and seventy bonds issued to the South Florida Railroad Company were issued, and state also in what manner and by what means the said bonds came into the Treasurer's office, and their present status.

Which was read and adopted.

The Committee on Claims made the following report :

SENATE CHAMBER,
TALLAHASSEE, FLA., February 14, 1877. }

HON. NOBLE A. HULL,
President of the Senate:

SIR—Your Committee on Claims, to whom was referred
Assembly bill No. 21:

To be entitled an act for the relief of J. H. and A. L. Ran-
dolph,

Have examined the same, and recommend that it do pass.

Respectfully,

A. D. McKINNON, Ch'n,
W. WALKER,
N. J. PATTERSON,
T. W. LONG,
A. B. OSGOOD.

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

The Committee on the Judiciary made the following re-
port:

SENATE CHAMBER,
TALLAHASSEE, FLA., February 14, 1877. }

TO THE HON. NOBLE A. HULL,
President of the Senate:

SIR—Your Committee on the Judiciary, to whom was re-
ferred a bill to be entitled an act in relation to the relinquish-
ment of Dower, have had the same under consideration and
instructed me to report the same back to the Senate with the
recommendation that the Senate pass the same.

J. L. F. COTTRELL, Ch'n.

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

Also the following:

SENATE CHAMBER,
TALLAHASSEE, FLA., February 14, 1877. }

HON. NOBLE A. HULL,
President of the Senate:

SIR—The Judiciary Committee, to whom was referred As-
sembly bill No. 93, have, after due consideration of the same,
instructed me to report the same back to the Senate, and rec-
ommend the reference of the same to the Committee on Privi-
leges and Elections, as the subject is one within the peculiar
duties and jurisdiction of that committee.

J. L. F. COTTRELL, Chairman.

Which was read, and the accompanying bill referred to the
Committee on Privileges and Elections.

Mr. Barnes, from the Committee on the Judiciary, made the
following report:

SENATE CHAMBER,
TALLAHASSEE, February 14, 1877. }

HON. NOBLE A. HULL,
President of the Senate:

SIR: Your Committee on the Judiciary, to whom was re-
commended

Senate bill No. 40:

To be entitled an act to provide for a uniform system of
establishing and licensing Ferries in this State, beg leave to
report that they have had said bill under consideration and
have instructed me to report the same back to the Senate, with
the recommendation that the accompanying amendments be
adopted, and that as thus amended the bill be passed.

Respectfully submitted.

W. D. BARNES.

Which was read, with the amendments.

On motion of Mr. McKinnon, the amendments as proposed
by the committee were adopted.

Under a suspension of the rule, the bill was read the third
time and put upon its passage.

Upon the question, Shall the bill pass?

The vote was:

Yeas—Messrs. Barnes, Brantley, Cottrell, Durkee, Hendry,
Hill, Howell, Johnson, Long, Lykes, McGuire, McKinnon,
McMeekin, Meacham, Osgood, Patterson, Richard, Walker,
Wallace, Walls and Weeks—21.

Nays—None.

On motion, the title was so amended as to read "Ferries and
Bridges in this State."

So the bill passed, title as amended.

Ordered that the same be certified to the Assembly.

Senate bill No. 46:

Was taken up and read, and referred to the Committee on
the Judiciary.

Assembly bill No. 21:

To be entitled an act for the relief of J. H. and A. L. Ran-
dolph,

Was read the second time.

Under a suspension of the rule, the bill was read the third
time, and put upon its passage.

Upon the question, Shall the bill pass?

The vote was:

Yeas—Messrs. Barnes, Brantley, Cottrell, Durkee, Hendry,
Howell, Johnson, Long, Lykes, McGuire, McKinnon, Me-

Meekin, Meacham, Orman, Osgood, Patterson, Richard, Walker, Wallace, Walls and Weeks—21.

Nays—None.

So the bill passed—title as stated.

Ordered that the same be certified to the Assembly.

Assembly Bill No. 126:

To be entitled an act to further define the duties of Comptroller as to Reports of Defaulters in the payment of amounts due the State,

Was reconsidered, and the bill referred to the Judiciary Committee.

Mr. Wallace moved that the concurrent resolution relative to the four million bonds be taken up ;

Which was agreed to.

Mr. Wallace offered the following as an amendment :

“ Strike out all of the third paragraph.”

Mr. Cottrell moved to lay the amendment on the table ;

Upon which the yeas and nays were called for.

The vote was :

Yeas—Messrs. Barnes, Brantley, Cottrell, Durkee, Johnson, McMeekin, Patterson, Richard and Weeks—9.

Nays—Messrs. Hendry, Howell, Long, Lykes, McGuire, Meacham, Osgood, Walker, Wallace and Walls—10.

So the motion to lay on the table was lost.

Upon the question of the striking out the third paragraph, the yeas and nays were called for.

The vote was :

Yeas—Messrs. Durkee, Hendry, Hill, Howell, Long, Lykes, Meacham, Osgood, Wallace and Walls—10.

Nays—Messrs. Barnes, Brantley, Cottrell, Johnson, McMeekin, Patterson, Richard and Weeks—8.

So the motion to strike out was agreed to.

Upon the question of inserting the amendment offered by Mr. Wallace,

The vote was :

Yeas—Messrs. Hill, Long, McMeekin, Richard and Wallace—5.

Nays—Messrs. Barnes, Brantley, Cottrell, Durkee, Hendry, Johnson, Lykes, Meacham, Osgood, Patterson, Walker, Walls and Weeks—13.

So the motion to insert was lost.

Mr. Walls offered the following as a substitute for the resolution :

WHEREAS. The Supreme Court of the State has decided that the four million of bonds of the State of Florida, purporting to have been issued in aid of the Jacksonville, Pensacola and Mobile Railroad, by virtue of an act of the Legislature, ap-

proved June 24th, 1869, were and are unconstitutional, and issued without authority of law ; *and whereas*, The said court has decided that the State of Florida is not responsible for either the principal or interest, either accrued or to accrue on the same ; *and whereas*, This decision is the ultimate and final decree in this matter ; therefore, it is

Resolved, That any further effort or steps, legal or otherwise, to defend the State from any judicial proceeding is unnecessary, and a tacit acknowledgment of a responsibility which the people do not feel legally bound to assume, and an unnecessary expense to the State ; and the Governor is requested to take no further notice of the said fraudulent issue of bonds.

Mr. Walker moved to lay the substitute on the table ;

Upon which the yeas and Nays were called for.

The vote was :

Yeas—Messrs. Barnes, Brantley, Cottrell, Hendry, Johnson, Lykes, McGuire, McKinnou, McMeekin, Patterson, Richard, Walker, Wallace and Weeks—14.

Nays—Messrs. Howell, Meacham, Osgood and Walls—4.

So the substitute was laid on the table.

Upon the adoption of the resolution as it originally was, the yeas and nays were called for.

The vote was :

Yeas—Messrs. Barnes, Brantley, Cottrell, Durkee, Hill, Howell, Johnson, Lykes, McGuire, McKinnon, McMeekin, Meacham, Orman, Osgood, Patterson, Richard, Walker, Wallace and Weeks—19.

Nays—Messrs. Hendry, Long and Walls—3.

So the resolution was adopted.

Assembly bill No. 91 :

To be entitled an act in relation to Relinquishment of Dower, Was taken up and read the second time.

Under a suspension of the rule, the bill was read the third time and put upon its passage.

Upon the question, Shall the bill pass ?

The vote was :

Yeas—Messrs. Barnes, Brantley, Cottrell, Durkee, Hendry, Howell, Johnson, Long, McGuire, McKinnon, McMeekin, Meacham, Orman, Osgood, Patterson, Richard, Walker, and Weeks—18.

Nays—None.

So the bill passed—title as stated.

Ordered that the same be certified to the Assembly.

Assembly bill No. 63 :

To be entitled an act to amend an act entitled an act providing for setting apart a Homestead and Personal Property, to be exempt from forced sale under process of law,

Was, on motion of Mr. Barnes, postponed until the 22d of February.

Under a suspension of the rule, Mr. McGuire introduced Senate bill No. 47 :

To be entitled an act to declare Pine Barren creek in Escambia county navigable ;

Which was read, and referred to the Committee on Commerce and Navigation.

Mr. Osgood offered the following resolution :

That there be a committee appointed consisting of five, to be called the Committee on Mail Routes and Post-Offices, and all matters in regard to mail routes and post-offices be referred to said Committee.

Mr. Barnes moved to amend by striking out all after the first word "that" and beginning at the word "all;"

Which was agreed to, and the resolution referred to the Committee on Commerce and Navigation ;

Mr. Barnes moved to put the name of Mr. Osgood on the Committee on Commerce and Navigation, in place of Mr. Ferguson ;

Which was agreed to.

Mr. Lykes moved that Mr. McGuire be placed upon all committees upon which Mr. Ferguson was placed, except the Committee on Commerce and Navigation ;

Which was agreed to.

The Conference Committee made the following report :

SENATE CHAMBER,
TALLAHASSEE, FLA., February 14, 1877. }

HON. NOBLE A. HULL,

President of the Senate :

SIR—Your committee, who was appointed a Conference Committee to act with a like committee on the part of the House upon Assembly amendments Nos. 1 and 2 to Senate bill No. 2, beg leave to report that the Assembly Committee have agreed to recede from their said amendments to the same.

Respectfully,

H. T. LYKES, Chm'n.
W. T. ORMAN.

Which was read.

The following message was received from the Assembly :

ASSEMBLY HALL,
TALLAHASSEE, FLA., February 13, 1877. }

HON. NOBLE A. HULL,

President of the Senate :

SIR: I am directed by the Assembly to inform the Senate

that the Assembly has adopted the following memorials for Mail Routes :

From Live Oak, Suwannee county, to Bronson, Levy county ;
From Key West, Monroe county, to Punta Rassa, in Monroe county ;

From Drifton, Jefferson county, to Deadman's Bay, in Taylor county ;

From Greenville, Madison county, Florida, to Quitman, Ga.,
And respectfully request the concurrence of the Senate therein.

Very respectfully,

WM. FORSYTH BYNUM,
Chief Clerk of the Assembly.

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

The following message was received from the Governor :

EXECUTIVE OFFICE,
TALLAHASSEE, FLA., February 13, 1877. }

HON. NOBLE A. HULL,

President of the Senate :

SIR:—I have this day signed and deposited in the office of the Secretary of State the following act, originating in the Senate, viz :

An act for the relief of John B. Ross.

Very respectfully,

GEO. F. DREW, Governor.

Which was read.

On motion, the Senate went into Executive Session.

The doors being opened, Mr. Meacham moved that the Senate adjourn until to-morrow morning, 10 o'clock.

CONFIRMATIONS.

James W. Dewitt, as Sheriff of Clay county.

Wm. W. Hull, as Collector of Clay county.