

MONDAY, February 19, 1877.

The Senate met pursuant to adjournment.

The President in the chair.

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

Messrs. Barnes, Brantley, Cottrell, Durkee, Hendry, Hill, Howell, Johnson, Long, McGuire, McKinnon, McMeekin, Osgood, Patterson, Richard, Walker, Wallace and Walls—18.

A quorum present.

Prayer by the Chaplain.

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

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

A message from the Governor was received at the hands of his Private Secretary.

Mr. Hendry introduced a memorial praying for a Light House at Punta Rassa;

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

Mr. Durkee introduced the following bills:

Senate bill No. 49:

To be entitled an act in relation to Betterments;

Which was read the first time, and referred to the Committee on City and County Organizations.

Senate bill No. 50:

To be entitled an act to amend Sections 11, 12, 13, 17, 18, 19 and 24 of an act entitled an act to provide for the incorporating of Cities and Towns, and to establish a uniform system of Municipal Government in this State, approved February 4, 1869;

Which was read the first time, and referred to the Committee on City and County Organizations.

Senate bill No. 51:

To be entitled an act to provide for the organization of a Board of Health in and for the city of Jacksonville;

Which was read the first time, and referred to the Committee on City and County Organizations.

Senate bill No. 52:

To be entitled an act to amend Section 3 of an act entitled an act for the Assessment and Collection of Revenue, approved January 17, 1874;

Which was read the first time, and referred to the Committee on Finance and Taxation.

The following message was received from the Assembly:

ASSEMBLY HALL,

TALLAHASSEE, FLA., February 17, 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. 168:

To be entitled an act to amend the second section of an act entitled an act fixing the time for holding the terms of the Circuit Court in the Second Judicial Circuit of Florida, approved February 18, 1875; also

Assembly bill No. 171:

To be entitled an act extending the time in which appeals can be taken and perfected to the Supreme Court of this State,

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.

Also the following:

ASSEMBLY HALL,

TALLAHASSEE, FLA., February 17, 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

Concurrent Resolution:

Relative to adjournment, as reported by the joint committee of Senate and Assembly on adjournment,

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 resolution placed among the orders of the day.

Also the following:

ASSEMBLY HALL,

TALLAHASSEE, February 19, 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

Assembly Concurrent Resolution No. 46 :
 Relative to a Mail Route from Haywood's Landing to Green-
 wood, in Jackson county, Florida; also
 Assembly Concurrent Resolution No. 45 :
 Relative to the payment of Engraved Comptrollers' War-
 rants,
 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 resolutions placed
 among the orders of the day.
 Also the following :

ASSEMBLY HALL,
 TALLAHASSEE, FLA., February 19, 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
 Senate bill No. 31 :
 To be entitled an act for the protection of the Cattle Interest
 in this State.

Very respectfully,
 WM. FORSYTH BYNUM,
Chief Clerk of the Assembly.

Which was read, and the accompanying bill ordered to be
 enrolled.

Assembly bill No. 168 :

To be entitled an act to amend the second section of an act
 entitled an act fixing the times for holding the terms of the
 Circuit Court in the Second Judicial Circuit of Florida, ap-
 proved February 18, 1875.

Was read, and referred to the Judiciary Committee.

Assembly bill No. 171 :

To be entitled an act extending the time in which appeals
 can be taken and perfected to the Supreme Court of this State.

Was read, and referred to the Judiciary Committee.

The following concurrent resolution was read and adopted :

CONCURRENT RESOLUTION RELATIVE TO ADJOURNMENT.

Resolved by the Assembly, the Senate concurring, That the
 Senate and Assembly adjourn on Thursday, the first day of
 March next, and that no new business shall be received after
 Monday, the 26th inst.

Ordered that the same be certified to the Assembly.

The Committee on Judiciary made the following report :

SENATE CHAMBER,
 TALLAHASSEE, FLA., February 19, 1877. }

HON. NOBLE A. HULL,

President of the Senate :

SIR—Your Committee on the Judiciary, to whom was re-
 ferred the following bills, to-wit: Assembly bill No. 133, As-
 sembly bill No. 135 and Assembly bill No. 132, report that
 they have had the same under consideration, and instructed me
 to report the same back to the Senate with their recommenda-
 tion that the Senate pass the same. Same as to Assembly bill
 No. 123, also referred to them, and Assembly bill No. 125.

J. L. F. COTTRELL, Clerk.

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

The Committee on Finance and Taxation made the follow-
 ing report :

SENATE CHAMBER,
 TALLAHASSEE, FLA., February 17, 1877. }

HON. NOBLE A. HULL,

President of the Senate :

SIR—Your Committee on Finance and Taxation, to whom
 was referred

Senate bill No. 42 :

To be entitled an act to provide for the Redemption of
 Lands sold for taxes, respectfully beg leave to report that they
 have examined the same, and recommend to strike out all after
 the enacting clause and insert the accompanying amendment.

With this amendment, in the opinion of your committee, the
 bill should pass.

Respectfully,

W. WALKER, Chairman.

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

Mr. Orman introduced the following resolution :

Resolved, That the Treasurer of the State do report to this
 Senate, at once, the amount of Comptroller's warrants, particu-
 larly known as *Greenback scrip*, in the Treasury ;

Which was read and adopted.

The Committee on Finance and Taxation made the follow-
 ing report :

SENATE CHAMBER,
 TALLAHASSEE, February 17, 1877. }

HON. NOBLE A. HULL,

President of the Senate :

SIR—Your Committee on Finance and Taxation, to whom
 was referred

Assembly bill No. 164 :
To be entitled an act to extend the time for the collection of Taxes for the year 1876 to the first day of May, 1877,
Beg leave to report that they have examined the same, and recommend its passage.

Respectfully,
W. WALKER, Chm'n.

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

Also the following :

SENATE CHAMBER,
TALLAHASSEE, FLA., February 17, 1877. }

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

SIR—Your Committee on Finance and Taxation, to whom was referred

Assembly bill No. 124 :

To be entitled an act to amend sections sixty-four and sixty-five of an act for the Assessment and Collection of Revenue, approved February 17, A. D. 1874,

Beg leave to report that they have examined the same, and recommend its passage ; also,

Assembly bill No. 128 :

To be entitled an act to fix the per diem to be allowed to the Clerk of the Supreme Court as Librarian, and to the Clerk in the Comptroller's office, and to further define the duties of the Private Secretary of the Governor and the Librarian of the Supreme Court,

Have examined the same, and respectfully beg leave to report the same back to the Senate without any recommendation by the committee.

W. WALKER, Ch'n.

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

Also the following :

SENATE CHAMBER,
TALLAHASSEE, February 17, 1877. }

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

SIR—Your Committee on Finance and Taxation, to whom was referred

Assembly bill No. 129 :

To be entitled an act to Prohibit officers from Speculating in or Purchasing evidences of Indebtedness of the State or County,

Beg leave to report that they have carefully considered the bill and recommend that it do not pass.

Respectfully submitted,
W. WALKER, Ch'n.

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

Also the following :

SENATE CHAMBER,
TALLAHASSEE, FLA., February 17, 1877. }

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

SIR—Your Committee on Finance and Taxation, to whom was referred

Senate bill No. 37 :

To be entitled an act to amend an act to regulate and fix the Fees of the Secretary of State,

Beg leave to report that they have considered the same, and recommend that it do not pass. Respectfully,

W. WALKER, Ch'n.

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

Also the following :

SENATE CHAMBER,
TALLAHASSEE, Fla., February 17, 1877. }

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

SIR—Your Committee on Finance and Taxation, to whom was referred

Assembly bill No. 154 :

To be entitled an act to amend section 29 of an act entitled an act for the Assessment and Collection of Revenue, approved February 17th, 1874,

Respectfully beg leave to report that they have examined the same, and recommend its passage.

Respectfully,

W. WALKER, Ch'n.

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

The Committee on the Judiciary made the following report :

SENATE CHAMBER,
TALLAHASSEE, FLA., February 19, 1877. }

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

SIR : Your Committee on the Judiciary, to whom was referred

A bill to be entitled an act to prevent the removal of Mortgaged Property or property upon which there is a Lien,

Have considered the same, and have instructed me to report the same with the accompanying amendment, and recommend the adoption of the amendment and the passage of the bill after being amended as proposed.

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

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

Also the following:

SENATE CHAMBER,
TALLAHASSEE, February 19, 1877. }

HON. NOBLE A. HULL,

President of the Senate:

SIR—The Judiciary Committee, to whom was referred two resolutions directing the Committee on Privileges and Elections to enquire as to the propriety of ratifying by this Legislature the count of the Electoral Vote of Florida, as made by the Joint Commission, have, after a slight consideration, instructed me to report the same back to the Senate, with the recommendation that the same be referred for consideration to the Committee on Privileges and Elections, whose opinion seems by the terms of said resolutions to be sought on the subject matter thereof.

Respectfully submitted,

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

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

Also the following:

ASSEMBLY HALL,
TALLAHASSEE, Fla., February 19, 1877. }

HON. NOBLE A. HULL,

President of the Senate:

SIR: The Judiciary Committee, to whom was referred Senate bill No. 38:
To be entitled an act in relation to County Bonds,
Beg leave to report the same back to the Senate with the recommendation that it do pass.

Very respectfully,

W. D. BARNES.

The Committee on Railroads made the following report:

ASSEMBLY HALL,
TALLAHASSEE, Fla., February 19, 1877. }

HON. NOBLE A. HULL,

President of the Senate:

SIR—Your Committee on Railroads, to whom was referred Senate bill No. 24:

To be entitled an act to enlarge and extend the corporate powers and privileges of the Atlantic and Gulf Railroad Company in the State of Florida,

Beg leave to report that they have decided to report the bill back to the Senate, without recommendation, for its action.

Respectfully submitted,

W. D. BARNES.

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

Mr. Walls introduced the following resolution:

WHEREAS, The Constitution of the State of Florida does not prohibit the change of the seat of Government by a majority vote of the Legislature and of the people, the provision referred to reading as follows:

"The seat of Government shall be and remain permanent at the city of Gainesville, in the county of Alachua, until otherwise located by a majority vote of the Legislature and by a majority vote of the people;"

Therefore, be it resolved That the Committee on Constitutional Amendments be, and are hereby instructed to report such a resolution pressing the removal of the State Capitol to Gainesville, Alachua county, Florida, or as near the centre of the State as possible to this Legislature;

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

The President appointed Messrs. Walker and Durkee a Joint Committee to draft and introduce a bill upon the subject of Assessment and Collection of Revenue of this State.

Concurrent Resolution:

Relative to the payment of the gravated Comptroller's Warrants, Was taken up.

Upon the adoption of the resolution the yeas and nays were called for.

The vote was:

Yeas—Messrs. Cottrell, Orman, Walker, and Wallace—4.

Nays—Messrs. Barnes, Bratley, Durkee, Hendry, Hill, Howell, Johnson, Lykes, McGuire, McKinnon, McMeekin, Osgood, Richard, Walls and Weeks—15.

So the Senate refused to adopt.

The following message was received from the Assembly:

ASSEMBLY HALL, }
TALLAHASSEE, FLA., February 19, 1877. }

HON. HOBLE 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. 147:

To be entitled an act to punish Slander; and

Assembly bill No. 166:

To be entitled an act to Regulate certain Judicial Proceedings when a Judge or Justice shall resign, die or be impeached,

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.

Also the following:

ASSEMBLY HALL, }
TALLAHASSEE, FLA., February 19, 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. 114:

To be entitled an act for the relief of Widows in this State; and

Assembly bill No. 143:

To be entitled an act to punish Trespass upon the Public Lands, and to provide for the Appointment of Timber Agents and defining their Powers and Duties,

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 Concurrent Resolution No. 46:

Relative to a Mail Route from Haywood's Landing,

Was read, and referred to the Committee on Commerce and Navigation.

Senate bill No. 38:

To be entitled an act in relation to County Bonds,

Was read the second time.

Mr. Cottrell offered the following amendment:

"Provided that the said bonds shall not be sold below their face value."

Mr. Durkee offered the following as a substitute:

"Provided that such bonds shall not be sold at less than ninety-five cents on the dollar;"

Which was accepted by Mr. Cottrell, and the bill ordered for a third reading on to-morrow.

Assembly bill No. 27:

To be entitled an act relating to Official and Legal Advertising,

Was read.

Mr. Cottrell moved to strike all the bill after the first section;

Which was not agreed to.

Mr. Barnes offered amendments to sections 3 and 4;

Which were adopted, and 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, Cottrell, Durkee, Johnson, Long, Lykes, McGuire, McKinnon, McMeekin, Orman, Patterson, Walker, Wallace and Weeks—14.

Nays—Messrs. Hill, Osgood and Richard—3.

So the bill as amended passed—title as stated.

Ordered that the same be certified to the Assembly.

Assembly bill No. 49:

To be entitled an act to amend an act for the Assessment and Collection of Revenue, approved 17th February, 1874,

Was read the second time.

Upon motion of Mr. Orman, the rule was suspended, and the bill read the third time and put upon its passage.

Upon the question, Shall the bill pass?

The vote was:

Yeas—Messrs. Barnes, Cottrell, Durkee, Hendry, Hill, Johnson, Lykes, McGuire, McKinnon, McMeekin, Orman, Osgood, Patterson, Richard, Walker, Wallace, Walls and Weeks—18.

Nays—None.

So the bill passed—title as stated.

Ordered that the same be certified to the Assembly.

The Memorial of Mr. Hendry to the Light-house Department, was read and adopted.

Senate bill No. 19:

To be entitled an act to regulate Criminal proceedings before Justices of the Peace,

Was read the second time.

The amendments proposed by the Committee were adopted.
Mr. Barnes moved to strike out \$10 and insert \$5;
Upon which the yeas and nays were called for.

The vote was:

Yeas—Messrs. Barnes, Brantley, Hendry, Hill, Lykes, McGuire, McMeekin, Orman, Walker and Wallace—10.

Nays—Messrs. Cottrell, Durkee, Howell, McKinnon, Patterson, Richard, Walls and Weeks—8.

So the amendment was adopted.

Mr. Barnes moved that the further consideration be postponed until half-past 4 o'clock;

Which was agreed to.

Under a suspension of the rule, Mr. Cottrell introduced Senate bill No. 53:

To be entitled an act prescribing the time for collecting the Seven Mill Tax of 1876;

Which was read and referred to the Committee on Finance and Taxation.

Senate bill No. 54:

To be entitled an act for the establishment of a State Institution for Lunatics, and for the Education of the Deaf, Dumb and Blind, for the government and support thereof and appropriations therefor;

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

By Mr. Durkee:

Senate bill No. 55:

To be entitled an act to revise Sections 4, 5, 6, 7, 8 and 9, and to repeal Section 38, of an act to provide for the Creation of Corporations, and to prescribe their powers and liabilities, approved August 8, 1868, and to repeal Chapter 2016 of the Laws of Florida, approved February 12, 1874;

Which was read, and referred to the Committee on Corporations.

By Mr. Lykes:

Senate bill No. 56:

To be entitled an act to repeal chapter 2047 of the laws of Florida;

Which was read the first time and referred to the Committee on Corporations.

Assembly bill No. 166:

To be entitled an act to regulate certain judicial proceedings when a Judge or Justice shall resign, die, or be impeached;

Was read the first time, and referred to the Committee on Judiciary.

Assembly bill No. 147:

To be entitled an act to punish Slander,

Was read the first time and referred to Committee on the Judiciary.

Assembly bill No. 114:

To be entitled an act for the relief of the Widows of this State,

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

Assembly bill No. 143:

To be entitled an act to punish Trespass upon Public Lands, and to provide for the appointment of Timber Agents, and defining their powers and duties;

Was read, and referred to the Committee on Public Lands, and fifty copies ordered to be printed.

On motion, the Senate went into Executive session.

The doors being opened, Mr. Cottrell moved that the Senate adjourn;

Which was agreed to, and the Senate adjourned.

FOUR O'CLOCK, P. M.

The Senate resumed its session.

The President in the chair.

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

Messrs. Barnes, Cottrell, Durkee, Hendry, Johnson, Long, McGuire, McKinnon, McMeekin, Meacham, Orman, Osgood, Patterson, Richard, Walker, Wallace and Weeks—17.

A quorum present.

Mr. Walker, Chairman of the Joint Committee on Adjournment, made the following report:

SENATE CHAMBER,
TALLAHASSEE, FLA., February 17, 1877.

Hon. NOBLE A. HULL,

President of the Senate:

SIR: Your Joint Committee, to whom was referred the subject of adjournment, have had the same under consideration, and beg leave to recommend the adoption of the following resolution:

Resolved, That the Senate and Assembly adjourn on Thursday, the 1st day of March, and that no new business be received after Monday, the 26th inst.

Respectfully,

WHITFIELD WALKER,

Chairman Committee on part of the Senate.

Which was received and read.

The resolution relative to engraved Comptroller's warrants was taken up.

Mr. Barnes moved a reconsideration of the vote had;

Which was agreed to.

Mr. McMeekin offered the following amendment:

After "resolved," insert: "By the Senate, the Assembly concurring, That the Treasurer of the State is hereby required to reserve one-half of any of the engraved Comptroller's warrants for the pay of the members, officers and attachees of the present Legislature."

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

Which was agreed to.

Mr. Hill offered the following amendment:

"Members of the Legislature, attachees, and other State officers."

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

Which was agreed to.

Upon the question of the adoption of the resolution,

The vote was:

Yeas—Messrs. Barnes, Cottrell, Johnson, Long, McGuire, Meacham, Orman, Osgood, Patterson, Richard, Walker and Wallace—12.

Nays—Messrs. Brantley, Durkee, Hill, Howell, Lykes, McKinnon, McMeekin, Walls and Weeks—9.

So the resolution was adopted.

Senate bill No. 19:

To be entitled an act to regulate Criminal Proceedings before Justices of the Peace,

Was read.

Mr. McGuire moved to reconsider the vote by which \$10 was stricken out and \$5 inserted;

Which was agreed to.

Mr. Barnes withdrew that amendment and offered the following:

"Except larceny of cattle."

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

Which was agreed to.

Mr. Wallace offered the following amendment:

"When no constable, sheriff or other officers are within reach."

Mr. Orman moved to lay it on the table;

Which was agreed to.

The bill was ordered to be engrossed for a third reading on to-morrow.

Assembly bill No. 132:

To be entitled an act defining the duties of the Attorney-General in reference to State Attorneys and Cabinet officers,

Was read the second time.

On motion of Mr. Cottrell the rule was suspended, and the bill read the third time and put upon its passage.

Upon the question, Shall the bill pass?

The vote was:

Yeas—Messrs. Barnes, Brantley, Cottrell, Johnson, McGuire, McKinnon, McMeekin, Orman, Patterson, Richard, Walker, Walls and Weeks—13.

Nays—Messrs. Durkee, Howell, Long, Lykes, Osgood and Wallace—6.

So the bill passed—title as stated.

Ordered that the same be certified to the Assembly
Assembly bill No. 133:

To be entitled an act to amend section 3 of an act defining the duties and powers of State Attorneys, and authorizing the Judges to appoint Prosecuting Attorneys in the event of the absence of the State Attorney, approved June 22, 1869,

Was read the second time.

On motion of Mr. McKinnon, the rule was suspended and 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, Hill, Johnson, Long, Lykes, McGuire, McKinnon, McMeekin, Orman, Patterson, Richard, Walls and Weeks—17.

Nays—Messrs. Hendry, Howell, Meacham, Osgood and Wallace—5.

So the bill passed—title as stated.

Ordered that the same be certified to the Assembly.

Assembly bill No. 135:

To be entitled an act to amend section 1 and repeal sections 2 and 3 of an act to provide an Asylum for the Indigent Lunatics of the State of Florida, approved February 19, 1874, and to further provide for the establishment and government of said Asylum,

Was read.

Mr. Lykes moved that the bill be indefinitely postponed;

Upon which the yeas and nays were called for.

The vote was:

Yeas—Messrs. Brantley, Cottrell, Durkee, Hendry, Hill, Howell, Johnson, Long, Lykes, Meacham, Osgood, Patterson, Richard, Walker, Wallace, Walls and Weeks—16.

Nays—Messrs. Barnes, McGuire, McKinnon, McMeekin, Orman and Walker—6.

So the bill was indefinitely postponed.

Assembly bill No. 123:

To be entitled an act to amend sections 2, 6, 7, 8, 9 and 10

of an act entitled an act to fix and regulate the fees and per diem of certain officers herein designated;

The consideration of which was, on motion of Mr. Wallace, postponed until to-morrow.

Senate bill No. 24 :

To be entitled an act to enlarge and extend the corporative powers and privileges of the Atlantic and Gulf Railroad Company in the State of Florida,

Was read.

Mr. Cottrell offered the following amendment :

A BILL

To be entitled an act to extend the corporate rights of the Atlantic and Gulf Railroad Company in the State of Florida.

WHEREAS, The development of the resources of the State of Florida demands that all facilities for the rapid transit at low rates of freight and travel should be encouraged, and impediments in the intercourse and exchange of trade with the different sections removed by stimulating competition and discouraging discrimination; and whereas, The Atlantic and Gulf Railroad Company, by a large expenditure of capital in constructing and operating its road in this State, has rendered accessible the markets of the North and West, and thereby become identified with our interest and prosperity, and believing this Company desires to foster and encourage the State's industries, and demonstrated the fact of its being in accord with the State's interest and not an *inimical, foreign* corporation; and whereas, In order to induce the Atlantic and Gulf Railroad Company to further aid and assist in our development, it is necessary that said Company should have granted to it the rights, powers, benefits and franchises embraced in an act approved February 19, A. D. 1874, entitled an act to provide a general law for the Construction of Railroads and Canals; therefore,

The people of the State of Florida, represented in Senate and Assembly, do enact as follows :

SECTION 1. That the corporate powers, rights, privileges and franchises of the Atlantic and Gulf Railroad Company, incorporated by the laws and authority of the State of Georgia, and to whom certain corporate powers, privileges and franchises have heretofore been given by an act of the State of Florida entitled an act to amend the act entitled "an act to incorporate the Pensacola and Georgia Railroad Company, and for other purposes," approved December 13, A. D. 1866, be and are hereby enlarged and extended so that in addition

to the powers therein conferred, the said Atlantic and Gulf Railroad Company shall have, and said company is hereby vested with, all and singular the corporate powers, privileges, franchises and rights contained in or existing by virtue of an act entitled "an act to provide a general law for the incorporation of Railroads and Canals," approved February 19, A. D. 1874. And said Atlantic and Gulf Railroad Company is hereby declared to be vested with and possessed of all, each and every of the benefits, rights, powers, authority, privileges and franchises contained in and conferred by said act of February 19, A. D. 1874, as fully and completely as if the same benefits, rights, powers, privileges and franchise were in this act herein specially enumerated, set forth and prescribed; *Provided*, That all railroads of this State that shall run trains in connection with trains run on the Atlantic and Gulf Railroad, shall run the connecting trains over the entire road on which such connecting trains shall be run, and a violation of this provision shall be a forfeiture of all franchises granted hereby. The true intent and meaning of this provision is that discrimination in running trains shall not be made against points on the Atlantic coast and St. Johns river, and in favor of any point on the said Atlantic and Gulf Railroad by the stopping of connecting trains at the point of connection with the said Atlantic and Gulf Railroad, and if such discriminations are made, then the grants under this act are hereby forfeited, and to be so declared.

SEC. 2. That all laws and parts of laws conflicting with this act be, and the same are hereby, repealed.

Mr. Lykes offered the following as an amendment to the amendment :

Provided, That the said Atlantic and Gulf Railroad Company shall construct and equip a railroad from Live Oak, in Suwannee county, to Tampa, in Hillsborough county, via Gainesville, Ocala and Brooksville, within the next ten years, otherwise all rights hereby granted shall be forfeited; *And, provided further*, That the said Atlantic and Gulf Railroad Company shall begin work on the said route within one year from the passage of this act."

Mr. Orman moved to lay the amendment on the table; Upon which the yeas and nays were called for.

The vote was :

Yeas—Mr. President, Messrs. Durkee, Hill, Howell, Long, McGuire, Meacham, Orman, Osgood, Richard, Wallace and Weeks—12.

Nays—Messrs. Barnes, Brantley, Cottrell, Hendry, Johnson, Lykes, McKinnon, McMeekin, Patterson, Walker and Walls—11

So the motion to lay on the table was agreed to.

Mr. Long moved to reconsider the vote to lay on the table.
Mr. Orman moved to lay the motion to reconsider on the table.

Upon which the yeas and nays were called for.

The vote was:

Yeas—Mr. President, Messrs. Durkee, Hill, Howell, Long, McGuire, Meacham, Orman Osgood, Richard, Wallace and Weeks—12.

Nays—Messrs. Barnes, Brantley, Cottrell, Hendry, Johnson, Lykes, McKinnon, McMeekin, Patterson, Walker and Walls—11.

So the motion to lay on the table was agreed to.

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

Which was agreed to, and the Senate adjourned.

REMOVALS.

T. A. McDonnell, from the office of State Attorney for the 4th Judicial District.

CONFIRMATIONS.

Hinton J. Baker, to be County Judge of Nassau county.
S. Y. Finley, to be State Attorney for the Fourth Judicial District.

Wm. H. Walker, to be Sheriff of Wakulla county.
J. B. Smith, Sr., to be Collector of Hamilton county.

TUESDAY, February 20, 1877.

The Senate met pursuant to adjournment.

The President in the Chair.

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

Messrs. Brantley, Cottrell, Howell, Johnson, Long, McGuire, McKinnon, McMeekin, Meacham, Orman, Osgood, Patterson, Richard, Wallace, Walls and Weeks—16.

A quorum present.

Prayer by the Chaplain.

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

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

Mr. Wallace offered the following resolution:

Resolved by the Senate, the Assembly concurring, That the Legislature meet in joint session on Wednesday, February 21, at 12 o'clock, M., for the purpose of electing a State Printer, according to an act approved August 6th, 1868;

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

Mr. Richard moved to reconsider Senate bill No. 135;

Which was agreed to.

Mr. Walls moved to postpone further consideration of the bill until to-morrow;

Which was agreed to.

The Committee on Claims made the following report:

SENATE CHAMBER,
TALLAHASSEE, FLA., February 20, 1877. }

HON. NOBLE A. HULL,

President of the Senate:

SIR—Your Committee on Claims, to whom was referred Assembly bill No. 162:

To be entitled an act for the relief of William Wagner of Dade county, and Isaiah Hall and John Shurrer of Monroe county; and, also,

Assembly bill No. 159:

To be entitled an act for the relief of R. B. Savage, of the county of Brevard,

Have considered the same, and it is the opinion of the committee that when parties violate the laws of the country in which they live, and have had a fair and impartial trial by the courts and a jury of their own peers and condemned, they should remain under the condemnation of the law, unless some good reason is shown, which has not been done. Your committee, therefore, unanimously recommend that the above mentioned bills of relief do not pass.

Respectfully,

A. D. McKINNON, Ch'n.

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

The Committee on Corporations made the following report:

SENATE CHAMBER,
TALLAHASSEE, February 20, 1877. }

HON. NOBLE A. HULL,

President of the Senate:

SIR—Your Committee on Corporations, to whom was referred

Assembly bill No. 99:

Entitled an act to incorporate the Gainesville Hotel Company,