

To be entitled an act to prohibit Collectors of Revenue from receiving Comptroller's warrants or Treasurer's certificates issued prior to July 1, A. D. 1871, for taxes, except in certain cases, and respectfully request the concurrence of the Senate therein.

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

Mr. McKinnon moved to refer Senate bill No. 12, to be entitled an act to prohibit Collectors of Revenue from Receiving Comptroller's Warrants or Treasurer's Certificates issued prior to July the 1st, 1871, for Taxes, except in certain cases, to the Committee on Finance and Taxation;

Which was agreed to.

The following message from the Assembly was read :

ASSEMBLY HALL,
TALLAHASSEE, FLA., January 20th, 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. 4, to be entitled an act to authorize Anna Jernigan to Establish a Ferry across the Escambia river, and adopted Assembly Joint Resolution relative to extending an invitation to emigrants to this State, and respectfully request the concurrence of the Senate therein.

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

Mr. McKinnon moved to refer Assembly bill No. 4, an act to authorize Anna Jernigan to establish a ferry across the Escambia river to the Committee on Corporations;

Which was agreed to.

Mr. McKinnon moved to refer Joint Resolution relative to inviting emigration into the State of Florida, to the Committee on State Affairs ;

Which was agreed to.

On motion of Mr. Howell, the Senate adjourned until Monday next, 10 o'clock.

REMOVALS.

James Burnam, from the office of Collector of Hamilton county.

Hardee Bryan, from the office of Assessor of Revenue for Hamilton county.

CONFIRMATIONS.

David S. Walker, Sr., Jesse T. Bernard, R. A. Whitfield, D. W. Gwynn, W. R. Wilson, John N. Stokes, as members of the Board of Education of the West Florida Seminary.

J. D. Matheson, S. W. Wilson, R. Y. H. Thomas, J. H. Roper, J. P. Wall, E. R. Chadwick, as members of the Board of Education of the East Florida Seminary.

A. J. Wright, to be Sheriff of Brevard county.

T. A. Bass, to be Collector of Brevard county.

Jesse T. Cooper, to be Assessor of Revenue for Hamilton county.

Aaron M. Deas to be Collector of Revenue for Hamilton county.

Robert S. Stewart, to be Clerk of the Circuit Court of Hamilton county.

W. T. Duval, to be county Judge of Wakulla county.

W. A. Giles, to be Assessor of Revenue of Wakulla county.

A. P. Tully to be Collector of Revenue for Wakulla county.

MONDAY, January 22, 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, Hendry, Johnson, Long, McKinnon, McMeekin, Meacham, Orman, Osgood, Patterson, Richard, Walker, Wallace and Weeks—15.

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.

ORDERS OF THE DAY.

Assembly bill No. 1 :

To be entitled an act to amend the 2d, 29th, 35th, 36th, 53th and 68th Sections, and repealing the 53d and 54th Sections of an act entitled an act relating to Proceedings before Justices of the Peace, and Judgments of Justices' Courts, approved February 27, 1875,

Was taken up on its second reading.

Mr. Barnes offered the following amendments :

Amendments to Assembly bill No. 1 :

In Section 1, item 10, where the words "ten days notice" occur, strike out "ten" and insert "two."

In Section 2, item 2, strike out "nor" before the word "boundaries" and insert "or."

And in item 3, of same section, strike out "nor" before the word "seduction" and insert "or."

And strike out item 4 of said section 2.

In Section 3, after the words "party, or parties," strike out the words "to said judgment" and insert the words "against whom such judgment was rendered."

Strike out Section 7.

And insert the following :

Sec. 7. Be it further enacted, that all appeals taken from a judgment of any Justice of the Peace shall be tried *de novo*; and that in all cases determined before any Justice of the Peace where the judgment has not been satisfied, either party dissatisfied therewith may prosecute his or her appeal to the Circuit Court, as if they had a right to appeal therefrom when judgment was entered.

Which were agreed to.

Under a suspension of the rule, Assembly bill No. 1 was read the third time by its title and put upon its passage.

On the question, shall the bill pass?

The vote was :

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

Nays—Mr. Walls—1.

Mr. Durkee moved to reconsider the vote;

Which was agreed to.

Whereupon the bill was read the third time and put upon its passage.

Upon the question, shall the bill pass?

The vote was :

Messrs. Barnes, Brantley, Cottrell, Durkee, Hendry, Hill, Howell, Johnson, Long, Lykes, McKinnon, McMeekin, Meacham, Orman, Patterson, Richard, Walker, Wallace and Weeks—18.

Nays—Mr. Walls—1.

Mr. Durkee moved to change the title of the bill as follows:

A bill to be entitled an act to amend the second, twenty-ninth, thirty-fifth, thirty-sixth, fifty eighth and sixty-eighth sections of an act entitled an act relating to Proceedings before

Justices of the Peace and Judgments of Justices' Courts, approved February 27, 1875;

Which was agreed to.

So the bill passed, title as stated.

Ordered that the same be certified to the Assembly.

Assembly bill No. 7 :

To be entitled an act to amend an act to exempt maimed persons from professional or occupational tax, approved February 14, 1870,

Was taken up and read the second time.

Mr. Osgood moved a suspension of the rule, and that the bill be read the third time and put upon its passage;

Which was not agreed to.

And the bill was placed among the orders of the day for to-morrow.

Mr. Cottrell moved the Senate go into Executive Session;

Which was agreed to.

The doors being opened, Mr. Lykes made the following motion :

Mr. Lykes moved, as South Florida had no representation upon the Standing Committee on Rail Roads and Telegraphs, and, in view of the fact there will likely be railroad schemes before the Legislature of great interest to that portion of the State, that the President appoint two additional members upon said committee, to be from the southern portion of the State;

Which was agreed to, and Messrs. Lykes and Walker were added to said committee.

On motion of Mr. Walls, the Senate adjourned.

FOUR O'CLOCK, P. M.

The Senate resumed its session.

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, Long, Lykes, McKinnon, McMeekin, Osgood, Patterson, Richard, Walker, Wallace and Walls—17.

A quorum present.

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

On motion of Mr. Meacham, the Senate went into Executive Session.

The doors being opened, Mr. Walls offered the following resolution :

Resolved, That the Committee on Education be authorized, for the best interest of all classes of society, to investigate the manner in which the Common Schools have been conducted; the manner in which the appropriations have been made by the General Government, and for what purpose, and they are further authorized to send for persons and papers, and report by bill or resolution as early as possible.

Mr. McMeekin moved to indefinitely postpone the resolution; Which was agreed to.

Mr. Walls moved to reconsider the vote to indefinitely postpone;

Which was agreed to.

Mr. Cottrell moved to postpone further consideration of the resolution, and to make it a special order of the day for Friday next, 4 o'clock;

Which was agreed to.

Mr. Lykes offered the following resolution:

Resolved, That the Secretary of this Senate be instructed to trace up and report to this Senate on to-morrow morning the disposition made of a concurrent resolution in regard to Census and Apportionment, introduced in and passed by this Senate on the 10th inst.

Mr. Walker moved its adoption;

Which was agreed to.

The following message was received from the Assembly:

ASSEMBLY HALL,
TALLAHASSEE, FLA., January 22, 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 Senate Joint Resolution authorizing the Joint Committee, appointed to examine the offices of the Treasurer and Comptroller, to employ two competent accountants.

Very respectfully,

WM. FORSYTH BYNUM,
Chief Clerk of the Assembly.

Which was read.

Also the following:

ASSEMBLY HALL,
TALLAHASSEE, Fla., Jan. 22, 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. 36: To be entitled an act to declare and establish the appointment by the

State of Florida of Electors of President and Vice-President, and respectfully request the concurrence of the Senate therein.

Very respectfully,

WM. FORSYTH BYNUM,
Chief Clerk of the Assembly,

Which was read.

Mr. Cottrell moved to suspend the rule, and that Assembly bill No. 36, to be entitled an act to declare and establish the appointment by the State of Florida of Electors of President and Vice-President, be read the second time;

Which was agreed to, and the bill was read the second time.

Mr. Wallace moved that fifty copies of the bill be printed.

The yeas and nays being called for by Messrs. Walls, Wallace and Osgood, the vote was:

Yeas—Messrs. Hill, Long, Osgood and Wallace—4.

Nays—Messrs. Barnes, Brantley, Cottrell, Hendry, Johnson, Lykes, McKinnon, McMeekin, Osgood, Patterson, Richard and Walker—12.

So the Senate refused to print.

Mr. Meacham offered the following amendment to the bill: Strike out the fourth section.

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

The yeas and nays being called for by Messrs. Walls, Wallace and Osgood were as follows:

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

Nays—Messrs. Hill, Long, Meacham, Osgood and Wallace—5.

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

Mr. Wallace offered the following amendment:

Insert after the enacting clause, "that said act is intended to elect a President and Vice-President without legal votes."

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

Upon which the yeas and nays were called for by Messrs. Walls, Wallace and Osgood.

The vote was:

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

Nays—Messrs. Hill, Long, Meacham, Osgood and Wallace—5.

So the vote to lay upon the table was agreed to.

Mr. McKinnon moved to suspend the rule, and that the bill be read the third time and put upon its passage.

Mr. Walls moved to adjourn;

Which was not agreed to.

Mr. McKinnon withdrew his motion to suspend the rule.
 Mr. Meacham moved that the bill be made the special order for half-past ten to-morrow;
 Which was agreed to.
 Mr. Osgood moved to adjourn;
 Which was agreed to.

REMOVALS.

Horatio Jenkins, as Assessor of Revenue of Duval county.
 E. B. Simmons, Alexander Wallace, Thomas S. Ehs, as Pilot Commissioners for the port of Jacksonville.
 J. H. Mann, as Sheriff of Putnam county.
 W. C. Snow, as Clerk of Putnam county.
 Wm. Thompson, County Judge of Putnam county.
 Geo. J. Arnow, as State Attorney for the Fifth Judicial District.
 T. S. Stearns, from the office of Clerk of the Circuit Court of Gadsden county.

CONFIRMATIONS.

Henry J. Stewart, to be County Judge of Hamilton county.
 Uriah Bowden, to be Sheriff of Duval county.
 Thomas E. Buckman, to be Clerk of Duval county.
 Joshua L. Burch, to be Assessor of Duval county.
 Wm. F. Forward, to be Clerk of Putnam county.
 Tippoo S. Haughton, to be County Judge of Putnam county.
 L. G. Sibley, to be Sheriff of Putnam county.
 Robert Bullock, to be State Attorney for the Fifth Judicial District.
 Robert F. Jones, to be Clerk of Gadsden county.

TUESDAY, January 23, 1877.

The Senate met pursuant to adjournment.
 Mr. Cottrell in the chair.
 The roll was called, and the following Senators answered to their names:
 Messrs. Barnes, Brantley, Cottrell, Hendry, Hill, Howell, Johnson, Long, McKinnon, McMeekin, Meacham, Osgood, Patterson, Richard and Walls—15.
 A quorum present.
 Prayer by the Chaplain.
 Mr. McKinnon moved that the Senate proceed to the election of a President *pro tem*.
 Which was agreed to.

Mr. McKinnon nominated Mr. Cottrell.
 Mr. Walls nominated Mr. Barnes.
 Mr. Barnes requested that his name be withdrawn from the nomination.

Mr. Walls declined to withdraw it.

The vote was:

For Cottrell—Messrs. Barnes, Brantley, Hendry, Lykes, McCaskill, McKinnon, McMeekin, Orman, Patterson, Richard and Walker—11.

For Barnes—Messrs. Cottrell, Durkee, Hill, Howell, Johnson, Long, Meacham, Osgood, Wallace and Walls—10.

So Mr. Cottrell was elected President *pro tem*.

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

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

The hour for the special order of the day having arrived, Mr. McKinnon moved that Assembly bill No. 36, to be entitled an act to declare and establish the appointment by the State of Florida of Electors of President and Vice-President, be taken up and read the third time, and put upon its passage.

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

Mr. McCaskill moved that the further consideration of the bill be postponed and placed among the orders of the day;

Which was agreed to.

Under a suspension of the rule, Mr. McCaskill introduced Senate bill No. 25, to be entitled an act requiring Timber and Lumber Inspectors to give Bonds;

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

The Committee on Privileges and Elections made the following report:

SENATE CHAMBER,
 TALLAHASSEE, FLA., January 23, 1877.)

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

SIR: The undersigned, members of your Committee on Privileges and Elections, to whom has been referred the contested election of the First Senatorial District, in which John J. McGuire is contestant and Alonzo Ferguson respondent, respectfully offer the following report:

That they have thoroughly examined a large mass of written as well as the hearing of lengthy oral testimony, and have patiently listened to exhaustive arguments by learned counsel on both sides.

That from the evidence presented, your committee are satis-