

Upon the question to reconsider, the yeas and nays were called for.

The vote was :

Yeas—Messrs. Orman, Osgood, Richard and Wallace—4.

Nays—Messrs. Barnes, Brantley, Cottrell, Hendry, Hill, Johnson, Long, Lykes, McCaskill, McGuire, McKinnon, McMeekin, Meacham, Patterson, Walker, Walls and Weeks—17.

So the Senate refused to reconsider.

Assembly bill No. 208 :

To be entitled an act to make Elizabeth Goodwin the heir-at-law of Henry Clifton,

Was read the first time, and on motion, the rule was suspended, and the bill read the second and third time and put upon its passage.

Upon the question, Shall the bill pass ?

The vote was :

Yeas—Messrs. Barnes, Brantley, Cottrell, Hill, Howell, Johnson, Lykes, McGuire, McKinnon, Osgood, Patterson, Richard, Walker, Wallace and Weeks—15.

Nays—Messrs. McCaskill, McMeekin and Walls—3.

So the bill passed, title as stated.

Ordered that the same be certified to the Assembly.

Senate bill No. 70 :

To be entitled an act to amend Section 9, Chapter 1,715, Laws of Florida, of an act entitled an act providing for setting apart, and personal property to be exempted from forced sale under process of law,

Was read the second time, and referred to the Judiciary Committee.

Assembly bill No. 212 :

To be entitled an act to define the duties of Judges of the Circuit Courts in charging Juries,

Was read the second time, and on motion of Mr. Barnes, 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, Hendry, Hill, Howell, Johnson, McCaskill, McKinnon, McMeekin, Orman, Osgood, Patterson, Richard, Walker, Wallace and Weeks—17.

Nays—None.

So the bill passed—title as stated.

Ordered that the same be certified to the Assembly.

Senate bill No. 77 :

To be entitled an act to Induce Immigration,

Was on motion of Mr. Orman indefinitely postponed.

Assembly bill No. 191 :

To be entitled an act to provide for the employment of persons convicted of Crime and sentenced to the State Prison, and for the custody, maintenance and discipline of such Convicts, and for other purposes ;

Which was read the second time and on motion of Mr. McMeekin, the rule was suspended and the bill read the third time and put on its passage.

Upon the question, Shall the bill pass ?

The vote was :

Yeas—Messrs. Barnes, Brantley, Cottrell, Hendry, Johnson, McCaskill, McGuire, McKinnon, McMeekin, Orman, Patterson, Richard, Walker and Weeks—14.

Nays—Messrs. Osgood and Walls—2.

So the bill passed, title as stated.

On motion of Mr. Walker, the Senate went into Executive session.

The doors being opened, Mr. Cottrell offered the following Resolution :

Resolved, That the Joint Committee on Enrollment on the part of the Senate be and they are hereby authorized to employ any extra clerk or clerks temporarily to keep up the enrollment of bills with the business of the Senate ;

Which was adopted.

On motion of Mr. Weeks, the Senate adjourned.

THURSDAY, March 1, 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. Cottrell, Durkee, Hendry, Hill, Lykes, McGuire, McKinnon, McMeekin, Meacham, Orman, Osgood, Patterson, Richard, Wallace and Weeks—15.

A quorum present.

Prayer by the Chaplain.

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

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

The following message was received from the Assembly :

ASSEMBLY HALL,
TALLAHASSEE, FLA., February 28, 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. 51:

To be entitled an act to provide for the Qualification of Executors, Administrators and Guardians; and

Assembly bill No. 181:

To be entitled an act for the relief of Joseph H. Brooker; and

Assembly bill No. 219:

To be entitled an act to Encourage Immigration,

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 28, 1877. }

HON. N. 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. 66:

To be entitled an act to incorporate the Sterling and Jacksonville Railroad Company; and

Assembly bill 214:

To be entitled an act to authorize Mary Louise, Clara, die, Aline, Angela and Eulelie de Rocheblave, heirs of the late Drawzin de Rocheblave, to control and conduct the Toll Bridge across the Big Bayou in Escambia county,

And respectfully request the concurrence of the Senate therein.

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

Which was read, and Assembly bill 214 placed among the orders of the day, and Senate bill No. 66 ordered to be enrolled.

Also the following:

ASSEMBLY HALL,
TALLAHASSEE, FLA., February 28, 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. 105:

To be entitled an act to amend section 5 of an act entitled an act to simplify and abridge the Practice, Pleadings, etc.; also,

Assembly bill No. 221:

To be entitled an act to provide for the settlement of Claims between this State and the United States,

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. 214:

To be entitled an act to authorize Mary Louise, Clara, Eulodie, Aline, Angela and Eulellan de Rocheblave, heirs of the late Drawzin de Rocheblave, to control and conduct the Toll Bridge across the Big Bayou, in Escambia county,

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

Assembly bill No. 216:

To be entitled an act to incorporate the Orange Lake Railroad Company,

Was read and referred to the Committee on Railroads and Telegraph.

Assembly bill No. 209:

To be entitled an act for the relief of Hardee Bryan, Was read the first time, and, on motion of Mr. Patterson, the rule was suspended and the bill read the second and third time and put upon its passage.

Upon the question, Shall the bill pass?

The vote was:

Yeas—Messrs. Barnes, Cottrell, Hill, Lykes, McGuire, Meacham, Orman, Osgood, Patterson, Richard, Wallace and Weeks—12.

Nays—Messrs. McCaskill, McMeekin and Walker—3.

So the bill passed—title as stated.

Ordered that the same be certified to the Assembly.

Assembly bill No. 196 :

To be entitled an act to amend an act to provide for the incorporation of Cities and Towns, and to establish a uniform system of municipal government in this State,

Was read the first time, and on motion of Mr. Richard, the rule was suspended, and the bill read the second and 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, Long, Lykes, McCaskill, McGuire, McKinnon, McMeekin, Meacham, Orman, Osgood, Patterson, Richard, Walker, Walls and Weeks—20.

Nays—None.

So the bill passed—title as stated.

Ordered that the same be certified to the Assembly.

Assembly bill No. 218 :

To be entitled an act to provide for the establishment of Papers lost or destroyed by fire in the county of Madison,

Was read the first time, and on motion of Mr. Osgood, the rule was suspended, and the bill read the second and third time.

Mr. Cottrell moved that the bill be laid on the table;

Which was agreed to.

Assembly bill No. 193 :

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

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

Assembly bill No. 186 :

To be entitled an act to prevent the wanton destruction of eggs and the young of Sea Birds and Birds of Plume,

Was read the second time, the rule 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, Johnson, Lykes, McCaskill, McGuire, McKinnon, McMeekin, Orman, Osgood, Patterson, Walker and Walls—14.

Nays—Messrs. Hendry, Hill, Meacham, Richard, Wallace and Weeks—6.

So the bill passed—title as stated.

Ordered that the same be certified to the Assembly.

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

The following message was received from the Assembly :

ASSEMBLY HALL,
TALLAHASSEE, FLA., March 1, 1877. }

HON. NOBLE A. HULL,

President of the Senate :

SIR: I am directed by the Assembly to inform the Senae that the Assembly has adopted

Assembly Concurrent Resolution relative to adjournment, to rescind the resolution heretofore adopted, and to extend the present session of the Legislature to the full Constitutional limit of sixty days, by a vote of thirty-three to eleven,

And respectfully request the concurrence of the Senate therein.

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

Which was read.

Assembly bill No. 181 :

To be entitled an act for the relief of Joseph H. Brooker,

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

The following Concurrent Resolution from the Assembly relative to adjournment was read :

Resolved by the Assembly, the Senate concurring, That the present session of the Legislature shall extend to the Constitutional limit of sixty days, and that so much of a Concurrent Resolution heretofore passed as conflicts with the provisions of this resolution be hereby rescinded, and that no new business shall be introduced.

Upon the question, Shall the resolution be adopted?

The vote was :

Yeas—Messrs. Barnes, Cottrell, Hendry, Johnson, Lykes, McCaskill, McKinnon, McMeekin, Orman, Patterson and Weeks—11.

Nays—Messrs. Durkee, Hill, Long, McGuire, Meacham, Osgood, Richard, Wallace and Walls—9.

So the resolution was adopted.

Ordered that the same be certified to the Assembly.

Assembly bill No. 119 :

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

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

Assembly bill No. 105 :

To be entitled an act to amend Section 5 of an act to simplify and abridge the Practice, Pleadings, &c.,

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

Assembly bill No. 221 :

To be entitled an act to provide for the Settlement of Claims between the State and the United States,

Was read the first time, and on motion of Mr. Lykes, the rule suspended, and the bill read the second and third times, and put upon its passage.

Upon the question, Shall the bill pass?

The vote was :

Yeas—Messrs. Barnes, Cottrell, Johnson, Long, Lykes, McCaskill, McGuire, McMeekin, Meacham, Patterson, Richard, Walker, Wallace, Walls and Weeks—15.

Nays—None.

So the bill passed—title as stated.

Ordered that the same be certified to the Senate.

Senate bill No. 75 :

To be entitled an act to make the value of property stolen in cases of conviction for Larceny part of the costs in such cases, and to provide for the collection or payment thereof.

Mr. Orman moved to lay the bill on the table :

Which was agreed to.

Assembly bill No. 38 :

To be entitled an act for the Relief of Robert S. Williams.

Mr. Cottrell moved to lay the bill on the table,

Upon which the yeas and nays were called for.

The vote was :

Yeas—Messrs. Cottrell, Howell, Long, McCaskill, McGuire, McMeekin, Orman and Richard—8.

Nays—Messrs. Durkee, Hendry, Hill, McKinnon, Meacham, Osgood, Patterson and Walker—9.

So the Senate refused to lay on the table.

Upon the question, Shall the bill pass?

The vote was :

Yeas—Messrs. Hendry, Hill, McKinnon, Meacham, Osgood, Walker, Wallace and Weeks—8.

Nays—Messrs. Cottrell, Johnson, Lykes, McCaskill, McGuire, McMeekin, Orman, Patterson, Richard and Walls—10.

So the bill did not pass.

Mr. McCaskill moved to reconsider the vote by which the bill was lost, and also to lay that motion on the table;

The yeas and nays were called for.

The vote was :

Yeas—Messrs. Cottrell, Johnson, Lykes, McCaskill, McGuire, McMeekin, Orman, Patterson and Walls—9.

Nays—Messrs. Hill, Long, McKinnon, Meacham, Osgood, Richard, Walker, Wallace and Weeks—9.

There being a tie the President voted yea.

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

Senate bill No. 50 :

To be entitled an act to amend sections 11, 12, 13, 16, 17, 18, 19, 23 and 29 of an act to provide for the incorporation of Cities and Towns, and to establish a uniform system of Municipal Government in this State, approved February 4, 1869,

Was taken up.

On motion of Mr. Barnes, the amendments offered by Mr. Durkee were adopted.

Upon the question, Shall the bill pass?

The vote was :

Yeas—Messrs. Barnes, Cottrell, Durkee, Hendry, Hill, Johnson, McCaskill, McKinnon, McMeekin, Orman, Patterson, Richard, Walker and Weeks—14.

Nays—Mr. Wallace—1.

So the bill passed—title as stated.

Ordered that the same be certified to the Assembly.

Assembly bill No. 179 :

To be entitled an act in relation to the Waiver of Homestead Exemptions,

Was, on motion of Mr. Orman, indefinitely postponed.

On motion of Mr. Cottrell, the Senate adjourned.

THREE 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. Brantley, Cottrell, Durkee, Hendry, Hill, Howell, Johnson, Long, Lykes, McMeekin, Orman, Osgood, Patterson, Richard, Walker, Wallace and Weeks—17.

A quorum present.

The Committee on Claims made the following report :

SENATE CHAMBER,
TALLAHASSEE, FLA., March 1, 1877. }

HON. NOBLE A. HULL,

President of the Senate :

SIR—Your Committee on Claims, to whom was referred Assembly bill No. 181 :

To be entitled an act for the relief of Joseph H. Brooker, Beg leave to report that they have carefully considered the bill and recommend that it do pass.

Very respectfully,

A. D. MCKINNON, Ch'n.

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

The following message was received from the Assembly :

ASSEMBLY HALL,
TALLAHASSEE, FLA., March 1, 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. 40 :

To be entitled an act to provide for a uniform system of establishing and licensing Ferries and Bridges in this State; and Senate bill No. 69 :

To be entitled an act to protect Settlers on the Public Lands; and

Senate bill No. 33 :

To be entitled an act to amend an act entitled an act for the Assessment and collection of Revenue, approved February 17, 1874, with amendments;

And respectfully request the concurrence of the Senate therein.

Very respectfully,

WM. FORSYTH BYNUM.

Chief Clerk of the Assembly.

Which was read, and Senate bills Nos. 40 and 69 ordered to be enrolled, and Senate bill No. 33 and amendments placed among the orders of the day.

Also the following :

ASSEMBLY HALL,
TALLAHASSEE, March 1, 1877. }

Hon. N. 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. 189 :

To be entitled an act in relation to Tenants; also

Assembly bill No. 22 :

To be entitled an act for the relief of S. C. Watkins; also

Assembly bill No. 85 :

To be entitled an act for the relief of John S. Clark,

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., March 1, 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. 167 :

To be entitled an act to secure to the purchasers and transferees, and their assigns from the several Railroad Companies of the lands and titles thereto granted by the United States to the State of Florida for railroad purposes, by an act of Congress approved May 17, 1856,

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 bill placed among the orders of the day.

Assembly bill No. 167 :

To be entitled an act to secure to the purchasers and transferees and their assigns from the several Railroad Companies of the lands and the titles thereto granted by the United States to the State of Florida for railroad purposes, by act of Congress approved May 17, 1856,

Was read, and referred to the Committee on Railroads and Telegraphs.

Assembly bill No. 189 :

To be entitled an act in relation to Tenants,

Was read, and referred to the Committee on Agriculture.

Assembly bill No. 85 :

To be entitled an act for the relief of John S. Clark,

Was read, and referred to the Committee on Appropriations.

Assembly bill No. 22 :

To be entitled an act for the relief of S. C. Watkins,

Was read, and referred to the Committee on Appropriations.

Assembly bill No. 78 :

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

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, McCaskill, McKinnon, McMeekin, Orman, Osgood, Patterson, Richard, Walker, Wallace, Walls and Weeks—20.

Nays—None.

So the bill passed—title as stated.

Ordered that the same be certified to the Senate.

The Committee on the Judiciary made the following report :

SENATE CHAMBER,
Tallahassee, Fla., March 1, 1877. }

Hon. N. A. HULL,

President of the Senate :

SIR—Your Committee on the Judiciary to whom was referred Assembly bill No. 207 :

To be entitled an act to amend an act entitled an act to provide for the punishment of Crime and proceedings in Criminal Cases, approved August 6, A. D. 1868 :

And beg leave to report that they have considered the same and recommend that it do pass.

Very respectfully,

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

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

The Committee on Railroads and Telegraphs made the following report :

SENATE CHAMBER,
Tallahassee, Fla., March 1, 1877. }

Hon. N. A. HULL,

President of the Senate :

SIR—Your Committee on Railroads, to whom was referred Assembly bill No. 216 :

To be entitled an act to incorporate the Orange Lake Railway Company,

Beg leave to report that they have had said bill under consideration, and recommend its passage.

Very respectfully,

W. D. BARNES, Chm'n.

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

Assembly bill No. 146 :

To be entitled an act to Incorporate the South Florida Navigation Company,

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, Hendry, Howell, Johnson, McKinnon, Orman, Patterson, Richard and Weeks—11.

Nays—Messrs. Meacham, Osgood and Wallace—3.

So the bill passed—title as stated.

Ordered that the same be certified to the Assembly.

Assembly bill No. 173 :

To be entitled an act to Incorporate the Jacksonville and South Florida Railway Company,

Was, on motion, postponed until 8 o'clock, P. M.

Assembly bill No. 216 :

To be entitled an act to Incorporate the Orange Lake Railroad Company,

Was read the second time.

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

On the question, Shall the bill pass ?

The vote was :

Yeas—Messrs. Barnes, Cottrell, Durkee, Hendry, Hill, Howell, Johnson, McCaskill, McKinnon, McMeekin, Orman, Patterson, Richard, Walker, Walls and Weeks—16.

Nays—Messrs. Meacham and Osgood—2.

So the bill passed, title as stated.

Ordered that the same be certified to the Assembly.

Mr. Weeks, Chairman of the Committee on Engrossed Bills, made the following report :

SENATE CHAMBER,
TALLAHASSEE, FLA., March 1, 1877. }

Hon. N. A. HULL,

President of the Senate :

SIR—Your Committee on Engrossed Bills, to whom was referred

Senate bill No. 76 :

To be entitled an act in relation to setting out Fire,

Have examined the same, and find it correctly engrossed.

Respectfully submitted,

F. M. WEEKS, Chm'n.

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

The Joint Committee on Enrolled Bills made the following report :

SENATE CHAMBER,
TALLAHASSEE, FLA., March 1, 1877. }

Hon. NOBLE A. HULL,

President of the Senate :

SIR—The Joint Enrolling Committee report that they have

compared the bills named below with the enrollment of the same, and find them correctly enrolled, to-wit:

An act to fix the Pay of Members of the Legislature and Officers and Attaches thereof.

An act to repeal section 9 of an act entitled an act to organize the office of Attorney-General of the State of Florida, approved July 23d, 1845, and to repeal an act entitled an act to amend an act to organize the Supreme Court of the State of Florida, approved January 24, 1851.

Resolution relative to a Mail Route from St. Marks to Apalachicola via St. Theresa and Picketville.

An act to amend sections 1, 3, 4, 5 and 6 of an act entitled an act to enforce Mechanics' and Laborers' liens on buildings and other property, approved August 4, 1868.

An act to amend section five and repeal section four of an act entitled an act to provide for the maintenance, care and custody of Lunatics or Insane Persons in this State, approved December 27th, 1856, and to further provide for the maintenance, care and custody of Lunatics and Insane Persons.

An act to incorporate the Santa Fe Canal Company.

An act to authorize the Enrollment of the Officers and Members of the Key West Rifles in the Militia of the State, and to empower the Governor to issue them arms of the State.

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

Which was read.

Also the following:

SENATE CHAMBER,
TALLAHASSEE, March 1, 1877. }

Hon. N. A. HULL,

President of the Senate:

SIR: The Joint Committee on Enrollment report that they have examined the bills named below and compared them with the enrollment thereof, and find on such comparison that they are correctly enrolled, to-wit:

Joint Resolution in regard to the Pacific Railroad.

Resolution asking Congress to appropriate twenty thousand dollars to the special purpose of improving the Navigation of the Caloosahatchie river.

Concurrent Resolution in reference to establishing a Port of Entry at Anclote Key.

Concurrent Resolution relating to appropriations for cleaning out channel in Tampa Bay.

Concurrent Resolution on Census and Apportionment.

Resolution asking the Postmaster-General to establish a certain Mail Route from Manatee to Fort Myers.

Concurrent Resolution relative to a Mail Route from Marianna to Freeport, Florida.

Joint Resolution asking Congress to authorize the Legislature of Florida to incorporate the Seminary Fund and the Agricultural College Fund into the Common School Fund of this State.

An act relating to County Bonds.

An act to re-apportion the members of the Assembly, and re-district the State into Senatorial Districts.

An act to procure the attendance of Witnesses in Criminal Prosecutions.

An act to grant Internal Improvement and Swamp or Overflowed Land to aid in the construction of the Western Railroad, a Corporation of the State of Florida.

An act to fix and provide for the compensation of Presidential Electors.

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

An act making appropriations for the repair of buildings at Chattahoochee, to be used as an asylum for the indigent Insane and for the support, care and treatment of said indigent insane persons.

Memorial for a Mail Route from Lake Monroe to Salt Lake.

An act to regulate the sale of certain Agricultural Products in this State.

An act to punish trespass upon the Public Lands, and to provide for the appointment of Timber Agents and defining their powers and duties.

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

Which was read.

Assembly bill No. 181:

To be entitled an act for the relief of Joseph H. Brooker, Was read the second time, and the rule unanimously 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, Durkee, Hill, Howell, Johnson, McKinnon, McMeekin, Orman, Patterson, Richard, Walker, Walls and Weeks—15.

Nays—None.

So the bill passed—title as stated.

Ordered that the same be certified to the Assembly.

Assembly bill No. 190:

To be entitled an act to revise an act entitled an act to establish and maintain a State Prison, approved January 26, 1871,

Was read the second time, and ordered to be engrossed for a third reading on to-morrow.

The Joint Committee on Enrollment made the following report :

SENATE CHAMBER,
TALLAHASSEE, FLA., March 1, 1877. }

Hon. NOBLE A. HULL,

President of the Senate :

SIR—The Joint Committee on Enrollment report that they this have day, March 1, 1877, presented to his Excellency G. F. Drew, Governor of the State of Florida, the acts named below, and that the same were and are properly signed, and certified, and endorsed, to-wit :

Resolution asking Congress to appropriate twenty thousand dollars to the special purpose of improving the navigation of the Caloosahatchie river.

Joint Resolution in regard to the Pacific Railroad.

Concurrent Resolution in reference to establishing a Port of Entry at Anclote Key.

Concurrent Resolution relative to Appropriations for clearing out Channel in Tampa Bay.

Concurrent Resolution on Census and Apportionment.

Resolution asking the Postmaster-General to establish a certain Mail Route from Manatee to Fort Myers.

Concurrent Resolution relative to Mail Route from Marianna to Freeport, Florida.

Joint Resolution asking Congress to authorize the Legislature of Florida to incorporate the Seminary Fund and the Agricultural College Fund into the Common School Fund of said State.

An act relating to County Bonds.

Very respectfully,

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

Which was read.

Also the following :

SENATE CHAMBER,
TALLAHASSEE, FLA., March 1st, 1877. }

Hon. NOBLE A. HULL,

President of the Senate :

The Joint Committee on Enrollment report that they have presented to his Excellency, George F. Drew, Governor of the State of Florida, the following acts properly and correctly enrolled, signed, certified and endorsed, to-wit :

An act to amend Section 13 and to repeal Sections 10, 14 and 15 of an act entitled an act to establish and keep in good repair

the public roads and highway in this State, approved February 19th, 1874, and for other purposes ;

An act to authorize the destruction of Certain Bonds, Cancelled Coupons, Comptroller's warrants and Treasurer's certificates in the offices of the Treasurer and Comptroller ;

An act granting certain rights to the Gainesville, Ocala and Charlotte Harbor Railroad Company ;

An act defining the duties of the Commissioners of Pilotage of Duval county ;

An act to regulate Criminal Proceedings before Justices of the Peace ;

An act to procure a Digest of the Laws of Florida ;

An act to Incorporate the Santa Fe Canal Company ;

An act to authorize the Enrollment of the officers and members of the Key West Rifles in the Militia of the State, and to empower the Governor to issue them arms of the State ;

An act to fix the pay of members of the Legislature and officers and Attaches thereof ;

An act to repeal Section 9 of an act entitled an act to organize the office of the Attorney-General of the State of Florida, approved July 23d, 1845, and to repeal an act entitled an act to amend an act to organize the Supreme Court of the State of Florida, approved January 24th, 1851 ;

Resolution relative to a Mail Route from St. Marks to Apalachicola, via St. Teresa and Picketville ;

An act to amend Sections 1, 3, 4, 5 and 6 of an act entitled an act to enforce Mechanic's and Laborer's liens on buildings and other property, approved August 4th, 1863 ;

An act to amend Section 5 and repeal Section 4 of an act entitled an act to provide for the maintenance, care and custody of Lunatics or Insane persons in this State, approved December 27th, 1856, and to further provide for the maintenance, care and custody of Lunatics and Insane persons ;

An act to procure the attendance of Witnesses in Criminal Prosecutions ;

An act to grant Internal Improvement and Swamp or Overflowed Lands to aid in the construction of the Western Railroad, a Corporation of the State of Florida ;

An act to fix and provide for the Compensation of Presidential Electors ;

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

An act making Appropriations for the repair of Buildings at Chattahoochee to be used as an Asylum for Indigent Insane

and for the support, care and treatment of said Indigent Insane Persons ;

Memorial for a Mail Route from Lake Monroe to Salt Lake.

An act to regulate the sale of certain Agricultural Products in this State ; also,

An act to Punish Trespass upon the Public Lands, and to provide for the Appointment of Timber Agents and defining their powers and duties.

Very respectfully,

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

Which was read.

The Committee on Engrossed Bills made the following report :

SENATE CHAMBER,
TALLAHASSEE, FLA., March 1, 1877. }

HON. NOBLE A. HULL,

President of the Senate :

SIR—Your Committee on Engrossed Bills, to whom was referred

Senate bill No. 79 :

To be entitled an act for the final adjustment of the accounts of ex-Governor Harrison Reed,

Have examined the same, and find it correctly engrossed.

Respectfully submitted,

F. M. WEEKS, Chm'n.

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

Senate bill No. 79 :

To be entitled an act for the final adjustment of the accounts of ex-Governor Harrison Reed,

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, Lykes, McKinnon, Osgood and Wallace—11.

Nays—Messrs. Johnson, McCaskill, McMeekin, Orman, Patterson, Richard, Walker, Walls and Weeks—9.

So the bill passed—title as stated.

Ordered that the same be certified to the Assembly.

The Committee on Agriculture made the following report :

SENATE CHAMBER,
TALLAHASSEE, FLA., March 1, 1877. }

HON. NOBLE A. HULL,

President of the Senate :

SIR—Your Committee on Agriculture, to whom was referred

Assembly bill No. 189 :

To be entitled an act in relation to Tenants,
Report it back, and recommend its passage.

Respectfully,

F. M. McMEEKIN, Ch'n.

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

Senate bill No. 74 :

To be entitled an act to authorize the County Commissioners of the several counties of this State to appoint a County Attorney,

Was read the second time.

On motion of Mr. Barnes, it was laid on the table.

The following message was received from the Assembly :

ASSEMBLY HALL,
TALLAHASSEE, FLA., March 1, 1877. }

HON. N. 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. 198 :

To be entitled an act to amend section 11 of an act entitled an act to perfect the Public Works of this State, approved June 24, 1869, and for other purposes ; also

Assembly bill No. 220 :

To be entitled an act to limit the charges of Physicians attending Coroners' Inquests,

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., March 1, 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. 178 :

To be entitled an act for the relief of Allen O'Quinn of Taylor county ; also

Assembly bill No. 224 :

To be entitled an act to provide for the paying of the officers, guards, and for provisions for the State Prison for the months of November and December, 1875, and the year 1876,

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. 224 :

To be entitled an act to provide for the paying of the officers, guards, and for provisions of the State Prison for the months of November and December, 1875, and the year 1876,

Was read the second time, the rule 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, Durkee, Hendry, Hill, Howell, Johnson, Lykes, McCaskill, McGuire, McKinnon, McMeekin, Orman, Osgood, Patterson, Richard, Walker, Wallace and Weeks—19.

Nays—Mr. Cottrell—1.

So the bill passed—title as stated.

Ordered that the same be certified to the Assembly.

Assembly bill No. 220 :

To be entitled an act to limit the Charges of Physicians attending Coroner's Inquests,

Was read the second time, 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, Brantley, Cottrell, Durkee, Hendry, Hill, Howell, Johnson, McCaskill, McKinnon, McMeekin, Meacham, Orman, Patterson, Walker, Walls and Weeks—17.

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

So the bill passed—title as stated.

Ordered that the same be certified to the Assembly.

By unanimous consent of the Senate, Mr. McKinnon introduced

Senate bill No. 80 :

To be entitled an act relating to Legal Advertising ;

Which was read the first time and referred to the Judiciary Committee.

On motion, the Senate took a recess until 8 o'clock, P. M.

EIGHT 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. Brantley, Cottrell, Durkee, Hendry, Hill, Lykes, McCaskill, McMeekin, Orman, Patterson, Wallace, Walls and Weeks—13.

A quorum present.

Mr. Lykes offered the following resolution :

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

That it is the determination of this Legislature that it is necessary to cause a revision of the entire Constitution of the State of Florida ; that this determination be entered upon the respective journals of the two houses of this Legislature, with the yeas and nays, and that the same is referred to the Legislature next hereafter to be chosen, and shall be published in at least three newspapers of this State for three months before the time for choosing the next Legislature.

Mr. Brantley moved to postpone further consideration until half-past ten o'clock, A. M., to-morrow ;

Upon which the yeas and nays were called for.

The vote was :

Yeas—Messrs. Brantley, Durkee, Hill, Howell, Long, McMeekin, Meacham, Osgood, Richard and Wallace—10.

Nays—Messrs. Barnes, Cottrell, Hendry, Johnson, Lykes, McCaskill, McGuire, McKinnon, Orman, Patterson, Walker, Walls and Weeks—13.

So the Senate refused to postpone.

Upon the question of its adoption,

The vote was :

Yeas—Messrs. Barnes, Cottrell, Hendry, Johnson, Lykes, McCaskill, McGuire, McKinnon, Orman, Patterson, Walker, Walls and Weeks—13.

Nays—Messrs. Durkee, Hill, Howell, Long, McMeekin, Meacham, Osgood, Richard and Wallace—9.

So the resolution was adopted.

The Committee on Finance and Taxation made the following report :

SENATE CHAMBER,
TALLAHASSEE, FLA., March 1, 1877. }

HON. NOBLE A. HULL,

President of the Senate :

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

Assembly bill No. 193:

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

Have considered the same, and directed me to recommend its passage, with the following amendments:

At the end of Section 3 insert: *Provided*, That the County Commissioners shall not refuse to hear complaints before the 10th day of August of each year.

In Section 4, line 7, strike out "five" and insert "six."

In line 10 strike out "four and a half" and insert "five."

Respectfully,

A. L. McCASKILL, Chm'n.

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

Assembly bill No. 193:

To be entitled an act to amend an act to provide for the assessment and collection of Revenue, approved February 17, 1874,

Was taken up.

Upon the question of striking out "five,"

The yeas and nays were called for.

The vote was:

Yeas—Messrs. Barnes, Brantley, Hendry, Howell, Johnson, Lykes, McCaskill, McKinnon, McMeekin, Orman, Richard, Walker, Wallace and Weeks—14.

Nay—Messrs. Cottrell, Hill, Osgood, Patterson and Walls—5.

So the amendment was adopted.

Mr. McCaskill moved to insert "six";

Upon which the yeas and nays were called for.

The vote was:

Yeas—Messrs. Barnes, Brantley, Durkee, Hendry, Howell, Johnson, Lykes, McCaskill, McGuire, McMeekin, Orman, Richard, Walker, Wallace, Walls and Weeks—16.

Nays—Messrs. Cottrell, Hill, Meacham, Osgood and Patterson—5.

So the amendment was adopted.

Mr. McCaskill moved to strike out $4\frac{1}{2}$ and insert 5.

Upon which the yeas and nays were called for.

The vote was:

Yeas—Messrs. Barnes, Brantley, Durkee, Hendry, Howe, Johnson, Lykes, McCaskill, McGuire, McKinnon, McMeekin, Orman, Richard, Walker, Wallace and Weeks—16.

Nays—Messrs. Cottrell, Hill, Meacham, Osgood and Patterson—5.

So the amendment was adopted.

Mr. Lykes moved to strike out the first section.

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

The vote was:

Yeas—Messrs. Barnes, Cottrell, Lykes, McGuire, McMeekin, Orman, Osgood, Patterson, Richard, Walker, Wallace and Weeks—12.

Nays—Messrs. Hendry, Hill, Howell, Johnson, McCaskill, McKinnon and Meacham—7.

So the motion to strike out section 1 was adopted.

Mr. Lykes moved to strike out the words "and twenty-nine," in section 5;

Which was adopted.

On motion 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. Brantley, Durkee, Hendry, Hill, Howell, Johnson, Lykes, McCaskill, McGuire, McKinnon, McMeekin, Meacham, Orman, Patterson, Richard, Walker, Wallace and Weeks—18.

Nays—Messrs. Cottrell and Osgood—2.

So the bill passed, title as stated.

Ordered that the same be certified to the Assembly.

The Joint Enrollment Committee made the following report:

SENATE CHAMBER,
TALLAHASSEE, FLA., March 1, 1877. }

Hon. NOBLE A. HULL,

President of the Senate:

The Joint Enrolling Committee report that they have compared the bills named below with the enrollment of the same and find them correctly enrolled, to-wit:

An act to incorporate the Sterling and Jacksonville Railroad Company.

An act to amend an act entitled an act for the assessment and collection of Revenue, approved February 17, 1874.

An act to protect settlers on the Public Lands.

An act to provide for the qualifications of Executors, Administrators and Guardians.

An act to define the duties of Judges of the Circuit Court in charging Juries.

An act for the re-establishment of records, process and other papers destroyed by the burning of any Court-house, Clerk's or Sheriff's office or other building of legal deposit.

An act in relation to Sureties.

An act to provide for the settlement of claims between the State of Florida and the United States.

An act to confer certain privileges upon the St. Johns, Lake Eustis and Gulf Railroad Company.

An act to authorize the enrollment of the officers and members of the Escambia Rifles in the Militia of the State, and to empower the Governor to issue to them arms of the State.

Concurrent Resolution relative to engraved Comptroller's Warrants.

An act to provide for a uniform system of establishing and licensing Ferries in this State.

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

Which was read.

The Committee on Judiciary made the following report :

SENATE CHAMBER, }
TALLAHASSEE, FLA., March 1, 1877. }

HON. NOBLE A. HULL,

President of the Senate :

SIR—Your Committee on Judiciary, to whom was referred Senate bill No. 80 :

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

Beg leave to report that they have had the same under consideration, and recommend its passage.

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

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

Senate bill No. 80 :

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

Was read the second time.

On motion, 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. Cottrell, Durkee, Hendry, Howell, Johnson, Lykes, McCaskill, McGuire, McKinnon, McMeekin, Orman, Patterson, Richard, Walker and Weeks—15.

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

So the bill passed—title as stated.

Ordered that the same be certified to the Assembly.

The following message was received from the Assembly :

ASSEMBLY HALL, }
TALLAHASSEE, Fla., March 1, 1877. }

HON. N. 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. 97 :
To be entitled an act to empower the County Commissioners to make provision for the Employment of Prisoners Confined in the County Jails,

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 bill placed among the orders of the day.

Also the following :

ASSEMBLY HALL, }
TALLAHASSEE, FLA., March 1, 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. 64 :

To be entitled an act in relation to the Florida Agricultural College; and adopted

Senate resolution relative to calling a Constitutional Convention by a vote of twenty-eight yeas and nine nays.

Very respectfully,

WM. FORSYTH BYNUM,
Chief Clerk of the Assembly.

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

Also the following :

ASSEMBLY HALL, }
TALLAHASSEE, FLA., March 1, 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. 60 :

To be entitled an act to incorporate the Sanford Telegraph Company; and

Assembly bill No. 194 :

To be entitled an act defining the duties and powers of County Judges of Courts of Probate,

And respectfully request the concurrence of the Senate therein.

Very respectfully,

WM. FORSYTH BYNUM,
Chief Clerk of the Assembly.

Which was read, and Senate bill No. 60 ordered to be enrolled, and Assembly bill No. 194 placed among the orders of the day.

On motion of Mr. McGuire, the Senate adjourned.

CONFIRMATIONS.

James Burt, to be member of the Board of Education of the East Florida Seminary, vice Chadwick, declined.

John Owens, to be Collector of Revenue for Nassau county.

W. H. Hale and Henry Clark, to be Commissioners of Pilotage for the Port of Cedar Keys.

D. N. Coy, to be County Judge of Taylor county.

Thomas Osteen, to be Sheriff of Taylor county.

Wm. A. Hooker, to be State Attorney for the Fifth Judicial Circuit, vice Robert Bullock, resigned.

Wm. M. Maxwell, to be Clerk, Nassau county.

FRIDAY, March 2, 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. Cottrell, Durkee, Hendry, Hill, Long, McCaskill, McMeekin, Meacham, Orman, Patterson, Richard, Wallace and Weeks—13.

A quorum present.

Prayer by the Chaplain.

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

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

The Committee on Enrollment made the following report:

SENATE CHAMBER,
TALLAHASSEE, March 2, 1877.

HON. NOBLE A. HULL,

President of the Senate:

SIR:—The Joint Committee on Enrollment report that they have this day presented to his Excellency, George F. Drew, Governor of the State of Florida, the bills named below, which are correctly enrolled, signed, certified and endorsed:

An act to Incorporate the Sterling and Jacksonville Railroad Company.

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

An act to Protect Settlers on the Public Lands.

An act to Provide for the Qualification of Executors, Administrators and Guardians.

An act to Define the Duties of Judges of the Circuit Court in charging juries.

An act for the Establishment of Records, Process, and other papers destroyed by the burning of any court-house, clerk's or sheriff's office, or other buildings of legal deposit.

An act in Relation to Sureties.

An act to Provide for the Settlement of Claims between the State of Florida and the United States.

An act to Confer Certain Privileges upon the St. Johns, Lake Eustis and Gulf Railroad Company.

An act to Authorize the Enrollment of the officers and members of the Escambia Rifles in the militia of the State, and empower the Governor to issue to them arms of the State.

Concurrent Resolution relative to engraved Comptroller's warrants.

An act to Provide for a Uniform System of establishing and licensing ferries.

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

Which was read.

The Committee on Public Lands made the following report:

SENATE CHAMBER,
TALLAHASSEE, FLA., March 2, 1877.

HON. NOBLE A. HULL,

President of the Senate:

SIR—Your Committee on Public Lands to whom was referred Assembly bill No. 118:

To be entitled an act to Protect Persons Living on or Improving Public Lands in this State, have had the same under consideration and find that the Senate has passed a similar bill and one that goes further, and more completely protects the settlers on the public lands; we therefore report the bill back for the action of the Senate.

Very respectfully submitted,

F. A. HENDRY, Ch'n.

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

The Judiciary Committee made the following report: