

Gainer, Gardner, Goss, Harris, Harrison, Ivey, Jones, Junius, Knight, Ledwith, McCarty, Osgood, Patchin, Parker, Proctor, Redmond, Riddell, Roberts, Scott of Duval, Slone, Stewart, Thompson, Tidwell, Townsend, Trapp, Tuten, Wainwright, Waldron, Wallace, White, Wilkins and Witherspoon—48. Total, 58.

Mr. N. K. Sawyer received Senator Durkee's vote—1. Assembly: Messrs. Lee, Reed and Walker—3. Total, 4.

The Secretary of the Senate announced the result of the 4th joint ballot as follows: C. A. Finley, 58 votes; C. E. Dyke, 36 votes; N. K. Sawyer, 4 votes. Total, 98 votes cast.

So C. A. Finley was declared elected State Printer for two years from the 23d of February, 1879.

The Joint Assembly then adjourned.

The Senate re-assembled in Senate chamber, when Mr. Long asked leave of absence for one week; which was granted him.

On motion, the Senate then adjourned till 10 o'clock tomorrow.

CONFIRMATIONS.

David S. Walker, to be Judge of the Second Judicial Circuit.

A. E. Maxwell, to be Judge of the First Judicial Circuit.

John Webb, to be Harbor Master of Pensacola.

J. C. Law, to be Clerk Circuit Court for Hernando county.

John G. Spottswood, to be Clerk Circuit Court for Manatee county.

Marion G. Carlton, to be Collector of Revenue for Manatee county.

John C. Bryson, to be Assessor of Taxes for Orange county.

SATURDAY, February 1, 1879.

The Senate met pursuant to adjournment.

The President pro tem. in the chair.

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

Messrs. Allen, Barnes, Bryson, Durkee, French, Genovar, Hagan, Hatcher, John-son, Jones, Judge, Leslie, Lyks, McClenny, McMeekin, McGuire, McKinnon, Meacham, Niblack, Orman, Patterson, Richard, Sharpe, Speer, Thompson, Walker of the 23d, Walker of the 6th, Walls and Wallace—29.

A quorum present.

Prayer by the chaplain.

On motion of Mr. Orman, the reading of the journal was dispensed with, and the journal approved.

Mr. Leslie offered Joint Resolution No. 17, memorializing Congress for the right of way through the Government lands of this State;

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

A committee from the Assembly, consisting of Messrs. Harris, Yonge and Thompson, informed the Senate that the Assembly had adjourned till Monday in respect to the bereavement of one of the Cabinet officers, Mr. Hugh A. Corley, who had just lost his wife.

Mr. Meacham asked to be excused from attendance till Tuesday morning;

Which was agreed to.

Mr. French asked that Messrs. Thompson, McClenny, and himself be excused for Monday and Tuesday, in order to attend to the examination into the State Prison and Asylum;

Which was agreed to.

Mr. Walker of 23rd presented the following resolution, which was unanimously adopted:

WHEREAS, The Senate has heard with extreme regret of the death of Mrs. Corley, the wife of Hon. Hugh A. Corley, Commissioner of Lands and Immigration, a lady widely known and esteemed for her many noble traits of character, and loved for her kind and gentle disposition;

Resolved, That in respect to the family of the deceased, the Senate adjourn till Monday next at 10 o'clock;

Thereupon the Senate adjourned.

MONDAY, February 3, 1879.

The Senate met pursuant to adjournment.

The President pro tem. in the chair.

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

Mr. President, Messrs. Allen, Barnes, Bryson, Durkee, Eagan, French, Genovar, Hagan, Hatcher, Johnson, Jones, Judge, Long, Lykes, McMeekin, McGuire, McKinnon, Niblack, Orman, Patterson, Richard, Sharpe, Speer, Walker of the 23d, Walker of the 6th, Walls and Wallace—28.

A quorum present.

Prayer by the Rev. Dr. Teasdale.

Mr. Johnson moved the reading of the journal be dispensed with;

Which was so ordered, and the journal approved.

The President gave notice that the following bills were enrolled and ready to be signed, which was done by the President *pro tem.* and the Secretary of the Senate:

An act to amend Section 2, Chapter 1099, of the Laws of Florida in relation to replevin.

An act authorizing Wm. Miller, of Washington county, to dig a canal.

An act declaring Sandy Creek in Walton and Holmes counties navigable.

The following bills were presented and placed among the orders of the day:

By Mr. Bryson:

Senate bill No. 71, to be entitled an act allowing divorced persons who have been the guilty cause of divorce to marry under certain circumstances.

By Mr. Judge:

Senate bill No. 72, to be entitled an act for the better security of the harbors of the coast of Florida.

By Mr. Genovar:

Senate bill No. 73, to be entitled an act to amend section 1 of an act to amend an act regulating Judicial Proceedings, approved November 23, 1828.

By Mr. Sharpe:

Senate bill No. 74, to be entitled an act to locate the county site of any county not heretofore legally and permanently located.

By Mr. Speer:

Senate bill No. 76, to be entitled an act to authorize the registered voters of any city, town, corporate village or township in Florida to determine by vote whether intoxicating liquor may be sold therein.

By Mr. French:

Senate bill No. 77, to be entitled an act to prevent deception in the sale of butter and cheese in the State of Florida.

By Mr. Durkee:

Senate bill No. 78, to be entitled an act to amend an act entitled an act to provide for the incorporation of cities and towns, and to establish a uniform system of municipal government in the State, approved February 4, 1819, and the acts amendatory thereof, and to provide for the organization and government of cities; also,

Senate bill No. 75, to be entitled an act in relation to betterments and sanitary improvements.

By Mr. Allen:

Senate bill No. 79, to be entitled act for the relief of James A. Roberts, late Sheriff of Monroe county, Florida.

Mr. Genovar made the following report:

SENATE CHAMBER, TALLAHASSEE, FLA., Feb. 1, 1879.

HON. NOBLE A. HULL,

President of the Senate:

SIR: Your committee on Claims, to whom was referred Senate bill No. 67, beg leave to report that they have had the same under consideration and recommend that it do pass.

F. B. GENOVAR, Chairman.

J. G. SPEER,

JNO. T. LESLIE,

JOHN WALLACE.

Which was read, and Senate bill No. 67 placed among the orders of the day.

Mr. Niblack made the following report:

SENATE CHAMBER, TALLAHASSEE, January 31, 1879.

HON. W. D. BARNES,

President pro tem. of the Senate:

SIR: The Committee on Railroads and Canals, to whom was referred Senate bill No. 69, to be entitled an act to incorporate the St. Johns and Lake Eustis Railway Company, have had the same under consideration, and recommend its passage, with the following amendments:

In section 3, in line 5, strike out all after the word "privilege" to the word "of" in 6th line. In same section, in 7th line, strike out all after the word "harbor" to the word "on" in same line, and in same section, in 8th line, strike out "one hundred" and insert "sixty."

Strike out all of section 4 and insert the following: "Sec. 4. To aid in the construction of the said St. Johns and Lake Eustis Railway Company, alternate sections of land known as the swamp and overflowed lands, which were donated to the State by act of Congress on the 28th of September, 1850, for six miles on each side of the road is hereby granted; and when the said company shall complete five miles of said road, then the titles to the above described land lying adjacent to the portion of road so completed shall vest in the said company, and so on as each section of five miles of said road is completed."

Strike out all of section five.

Strike out all of section six, and insert the following: "Sec. 5. That the said company hereby incorporated shall commence the construction of said railway within two months after the passage

of this act, and shall complete that portion between the St. Johns river, on or near Lake George and Lake Eustis, within two years, and the entire line between the St. Johns river on or near Lake George and Charlotte Harbor on the Gulf of Mexico within four years.

Very respectfully,
S. L. NIBLACK, Chairman.

Which was read, and Senate bill No. 69 placed among the orders of the day.

Also the following:

SENATE CHAMBER, TALLAHASSEE, January 31, 1879.

HON. W. D. BARNES,

President pro tem. of the Senate:

SIR: The Committee on Railroads and Canals to whom was referred Senate bill No. 18, "a bill to be entitled an act to grant certain lands to the Tampa, Peace Creek and St. Johns River Railway Company," have examined and considered the same, and with the following amendments recommend its passage: In section 2 in third line after the word "Railway" add the words "and its branches;" in fourth line, same section, after the word "Railway" add the words "and its branches," and in the seventh line of same section, after the word "Railway" add the words "and its branches;" in section 3, in second line, after the word "sold" add the words "after the passage of this act;" in section 5, first line, after the word "the" strike out the words "Board of" and insert "Trustees of the."

Very respectfully,
S. L. NIBLACK, Chairman.

Which was read, and bill No. 18 placed among the orders of the day.

Mr. Lykes made the following report:

SENATE CHAMBER, TALLAHASSEE, February 3, 1879.

HON. W. D. BARNES,

President pro tem. of the Senate:

SIR: I am directed by the committee, to whom was referred Senate bill No. 1, to report the same back to the Senate with the accompanying amendments:

Add after line 43, "For contingent expenses of Supreme Court, \$556.00. For contingent expenses of Superintendent of Public Instruction, \$318.22."

H. T. LYKES, Chairman.

Which was read, and Senate bill No. 1 placed among the orders of the day.

Mr. Bryson made the following report:

SENATE CHAMBER, TALLAHASSEE, February 3, 1879.

HON. WM. D. BARNES,

President pro tem. of the Senate:

SIR: Your Committee on Engrossed Bills respectfully report that they have examined Senate bill No. 29, authorizing Surveyors to appoint deputies, and found the same correctly engrossed.

Respectfully,
WM. BRYSON, JR., Chairman.

Which was read, and Senate bill No. 29 placed among the orders of the day.

ORDERS OF THE DAY.

Senate bill No. 71:

To be entitled an act allowing divorced persons who have been the guilty cause of divorce to marry under certain circumstances,

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

Senate bill No. 72:

To be entitled an act for the better security of the Harbors of the Coast of Florida,

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

Senate bill No. 73:

To be entitled an act to amend section 1 of an act to amend an act regulating Judicial proceedings, approved November 23, 1828,

Was read first time and referred to the Judiciary Committee.

Senate bill No. 74:

To be entitled an act to locate the County Site of any county not heretofore legally and permanently located,

Was read the first time and referred to the Committee on City and County Organizations.

Senate bill No. 75:

To be entitled an act in relation Betterments and Sanitary Improvements,

Was read the first time and referred to the Committee on Corporations, and 150 copies ordered to be printed.

Senate bill No. 76:

To be entitled an act to authorize the registered voters of any city, town, corporate village or township in Florida to determine by vote whether intoxicating liquors may be sold therein,

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

Senate bill No. 77 :

To be entitled an act to prevent deception in the sale of butter and cheese in the State of Florida,

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

Senate bill No. 78 :

To be entitled an act to provide for the incorporation of cities and towns, and to establish a uniform system of municipal government in the State, approved February 4, 1869, and the acts amendatory thereof, and to provide for the organization and government of cities,

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

Senate bill No. 79 :

To be entitled an act for the relief of James A. Roberts, late Sheriff of Monroe county, Florida,

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

Senate bill No. 56 :

To be entitled an act to prohibit tax collectors from collecting taxes on property which has perished or has been stolen,
Was taken up, and, on motion of Mr. McKinnon, indefinitely postponed.

Senate bill No. 57 :

To be entitled an act in relation to the levy and collection of taxes,

Was read the second time, and ordered to be engrossed.

Senate bill No. 12 :

To be entitled an act to amend an act entitled an act in relation to trespassers,

Was read the second time, and ordered to be engrossed.

Senate bill No. 61 :

To be entitled an act fixing the time for holding the Circuit Courts in the Seventh Judicial Circuit,

Was read the second time, and ordered to be engrossed.

Senate bill No. 32 :

To be entitled an act to provide a remedy for those who suffer from the use of intoxicating liquors,

Was read a second time.

Mr. Jones moved that the bill be indefinitely postponed ;

Which was not agreed to.

Messrs. Walls and Jones called for the yeas and nays on this motion.

The chair decided that this was out of order, as the decision had been made before the call for yeas and nays.

Mr. Walker of the 23d District moved that the consideration of the bill be postponed until 11 o'clock to-morrow ;

Which was agreed to.

Mr. McKinnon moved that Senate bill No. 6, the special order of the day for to-day, be put off and made the special order of the day for 11 o'clock Wednesday, February 5 ;

Which was agreed to.

Mr. Hagan asked permission to introduce Senate bill No. 80, a bill for the relief of H. F. Wyatt ;

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

Special order, Senate bill No. 45 :

To be entitled an act to amend an act entitled an act to incorporate the Santa Fe Railroad Company, approved March 2, 1877,

Was read the second time.

Mr. McKinnon moved to strike out section 3 of the bill ;

Which was agreed to.

It was then moved by Mr. McKinnon to lay on the table the amendment to section 3 proposed by the committee.

On this the yeas and nays were called for.

The vote was :

Yeas—Messrs. Barnes, Bryson, French, Hatcher, Johnson, Jones, Judge, Lykes, McMeekin, McKinnon, Orman, Richard, Sharpe, Speer, Walker of the 6th and Wallace—16.

Nays—Messrs. Durkee, Eagan, Genovar, Leslie, McGuire, Niblack, Patterson, Thompson, Walker of 23rd and Walls—10.

So the amendment was laid on the table.

Mr. Thompson moved to amend the title of the bill so that it should read as follows: A bill to be entitled an act to amend sections 2 and 4 of an act entitled an act to incorporate the Santa Fe Canal Company, approved March 2, 1877 ;

Which was agreed to, and the bill ordered to be engrossed.

Senate bill No. 1 :

Was taken up, read the second time, and amended as follows :

After line 43 add, " For contingent expenses Supreme Court, \$556.00 ; for contingent expenses of Superintendent of Public Instruction, \$318.22."

Bill ordered to be engrossed.

Senate bill No. 58 :

To be entitled an act to tax persons carrying arms secretly,
Was taken up, and postponed for further consideration until 12 M. to-morrow.

Senate bill No. 27 :

To be entitled an act for the better protection of domestic animals,

Was taken up, read the second time and ordered to be engrossed.

Senate bill No. 38:

To be entitled an act in relation to marriages, and to provide for proving and recording of marriages in certain cases,

Was read the second time, and amended by striking out all of said bill after the words, "Saw the marriage ceremony performed," on third page.

The bill was ordered to be engrossed.

Senate bill No. 69:

To be entitled an act to incorporate the St. Johns and Lake Eustis Railway Company,

Was read the second time, and ordered to be printed as amended by the report of the committee, and be engrossed.

Senate bill No. 18:

To be entitled an act to grant certain swamp and overflowed lands to the Tampa, Peace Creek and St. Johns River Railway,

Was read a second time, amended as recommended by the Committee on Railroads, 100 copies ordered to be printed, and engrossed for a third reading to-morrow.

Senate bill No. 67:

To be entitled an act for the relief of A. L. Randolph and W. A. Rawls,

Which was read the second time and ordered to be engrossed.

Mr. Lykes introduced the following resolution:

Resolved, That the President *pro tem.* of the Senate be authorized to add one name to each of the committees on which his name appears, and one additional name to the Committees on Finance and Taxation, Corporations, and City and County Organizations;

Which was adopted.

The President gave notice that he made the following additions to the standing committees:

Judiciary Committee—Mr. Walker of the 23d District.

On Railroads and Telegraphs—Mr. Eagan.

On Finance and Taxation—Mr. Eagan.

On Corporations—Mr. Eagan.

On City and County Organizations—Mr. Bryson.

On Immigration—Messrs. Walker of the 23d and Eagan.

Senate bill No. 29:

An act to authorize County Surveyors to appoint deputies, Was read the third time and put upon its passage.

The vote was:

Yeas—Messrs. Allen, Barnes, Bryson, Durkee, Eagan, French, Genovar, Hagan, Hatcher, Johnson, Jones, McMeekin, McKinnon, Niblack, Orman, Patterson, Richard, Sharpe, Speer, Thompson, Walker of the 23d, Walker of 6th and Wallace—23.

Nays—Messrs. Leslie, Lykes, McGuire, and Walls—4.

So the bill passed, title as stated.

Ordered that the same be certified to the Assembly.

Senate bill No. 30:

To be entitled an act for the relief of C. C. Pearce, Collector of Revenue for Leon county,

Was read the third time and put on its passage.

The vote was:

Yeas—Messrs. Allen, Barnes, Durkee, Eagan, Genovar, Hatcher, Jones, Judge, Leslie, Lykes, McGuire, McKinnon, Niblack, Orman, Patterson, Richard, Sharpe, Speer, Thompson, Walker of the 6th and Wallace—21.

Nays—Messrs. Hagan, Johnson, McMeekin and Walker of the 23d—4.

So the bill passed, title as stated.

Ordered that the same be certified to the Assembly.

Senate bill No. 10:

To be entitled an act to allow married women to testify in all civil cases where their husbands are parties and not disqualified,

Was read the third time and put upon its passage.

The vote was:

Yeas—Messrs. Allen, Barnes, Bryson, Durkee, Eagan, French, Genovar, Hagan, Hatcher, Johnson, Jones, Judge, Leslie, Lykes, McMeekin, McGuire, McKinnon, Niblack, Orman, Patterson, Richard, Sharpe, Speer, Thompson, Walker of 23d, Walker of 6th, Walls and Wallace—28.

Nays—None.

So the bill passed, title as stated.

Ordered that the same be certified to the Assembly.

Senate bill No. 16:

To be entitled an act to enlarge the rights and obligations of married women in respect to their sole and separate property and their release of dower,

Was read the third time.

Mr. Thompson moved the indefinite postponement of the bill.

The yeas and nays were called for on said motion.

The vote was:

Yeas—Messrs. Allen, Barnes, Bryson, Durkee, Eagan, French, Genovar, Jones, Lykes, Niblack, Patterson, Richard, Sharpe, Thompson, Walker of the 6th, Walls and Wallace—17.

Nays—Messrs. Hagan, Hatcher, Judge, Leslie, McMeekin, McGuire, McKinnon, Orman, Speer and Walker of the 23rd—10.

So the bill was indefinitely postponed.

Senate bill No. 41:
To be entitled an act fixing the time for holding the Circuit Court in the Sixth Judicial Circuit,

Was read the third time, and put upon its passage.

The vote was:

Yeas—Messrs. Allen, Barnes, Bryson, Durkee, Eagan, French, Genovar, Hagan, Hatcher, Johnson, Jones, Judge, Leslie, Lykes, McMeekin, McGuire, McKinnon, Niblack, Orman, Patterson, Richard, Sharpe, Speer, Thompson, Walker of the 23rd, Walker of the 6th, Walls and Wallace—28.

Nays—None.

So the bill passed, title as stated.

Ordered that the same be certified to the Assembly.

Senate bill No. 60:

To be entitled an act for the relief of Dr. Henry J. Paramore and the widow of Dr. S. M. Tucker,

Was read the third time, and put upon its passage.

The vote was:

Yeas—Messrs. Allen, Bryson, French, Genovar, Hatcher, Jones, Leslie, Lykes, McGuire, Niblack, Orman, Patterson, Speer, Thompson, Walker of the 6th, Walls and Wallace—17.

Nays—Messrs. Eagan, Johnson and Richard—3.

So the bill passed, title as stated.

Ordered that the same be certified to the Assembly.

The Senate then adjourned until 10 o'clock to-morrow.

TUESDAY, February 4, 1879.

The Senate met pursuant to adjournment.

The President *pro tem.* in the chair.

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

Messrs. Allen, Barnes, Bryson, Durkee, Eagan, Genovar, Hagan, Hatcher, Johnson, Jones, Judge, Leslie, McClenny, McMeekin, McGuire, McKinnon, Meacham, Niblack, Orman, Patterson, Richard, Sharpe, Speer and Walls—24.

A quorum present.

Prayer by the Chaplain.

On motion of Mr. Meacham, the reading of the journal was dispensed with and the journal approved.

The following bills were introduced and placed among the orders of the day:

By Mr. Hagan:

Senate bill No. 80, To be entitled an act for the relief of H. T. Wyatt.

By Mr. McGuire:

Senate bill No. 81, to be entitled an act to repeal Chapter 3025, No. 49, of the Laws of Florida.

By Mr. Leslie:

Senate bill No. 82, to be entitled an act for the adoption of a child by Charles F. Wall and Susan M. Wall.

By Mr. Bryson:

Senate bill No. 83, to be entitled an act to amend chapter 2080, laws of Florida, approved March 7, 1877, entitled an act to amend an act entitled an act for the assessment and collection of revenue, approved February —, 1874.

By Mr. McKinnon:

Senate bill No. 84, to be entitled an act to amend section 3 of an act entitled an act to amend an act entitled an act to provide for the registration of electors and the holding of elections, approved February 27, 1877.

Mr. Lykes presented the following report:

SENATE CHAMBER, TALLAHASSEE, February 4, 1879.

HON. W. D. BARNES,

President pro tem. of the Senate:

SIR: The committee to whom was referred Senate bill No. 39, beg leave to report the same back with amendment, and as amended recommend its passage.

Very respectfully,

H. T. LYKES,
J. C. RICHARD,
A. D. MCKINNON.

Which was read, and Senate bill No. 39 placed among the orders of the day.

Mr. McGuire presented the following resolution:

Resolved, That the Secretary of the Senate be instructed to have printed for the use of the Senate a correct list of the Standing Committees of the Senate, also copies of the Standing Rules of the Senate, 100 copies of each;

Which was adopted.

Mr. Jones presented the following report:

SENATE CHAMBER, TALLAHASSEE, February 4, 1879.

HON. W. D. BARNES,

President pro tem. of the Senate:

SIR: Your Committee on County and City Organizations, to whom was referred the petition of citizens of Marion county