

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

in relation to the portion of said county heretofore annexed to Levy county, beg leave to report that they have carefully examined the same, as well as a counter petition of the citizens of the said annexed portion dated January 3d, 1879, and also the petition first presented to the Legislature by the citizens of said annexed portion, asking that they be annexed to Levy county, and find that the people of the portion of country so annexed as aforesaid to Levy county are much nearer the county site of Levy than that of Marion, and that their nearest and most convenient route to the railroad is directly through Levy county to the county site thereof (Bronson;) and that the citizens of said annexed portion of country are anxious to remain citizens of said county of Levy, and protest against being reannexed to Marion county. Therefore, your committee do recommend that this Legislature take no further action on said petition, and that the boundaries of said counties remain as they now are.

Very respectfully,

W. J. JONES, Chairman.
WM. BRYSON, JR.,
SETH FRENCH.

Which was read and placed among the orders of the day.
Mr. Bryson presented the following report:

SENATE CHAMBER, TALLAHASSEE, February 4, 1879.

HON. W. D. BARNES,

President pro tem. of the Senate:

SIR: Your Committee on Engrossed Bills respectfully report that they have carefully examined Senate bill No. 45, also Senate bill No. 57, also Senate bill No. 1, also Senate bill No. 27, also Senate bill No. 67, also Senate bill No. 12, also Senate bill No. 38, and found them correctly engrossed.

Very respectfully,

WM. BRYSON, JR., Chairman.

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

ORDERS OF THE DAY.

Senate bill No. 81:

To be entitled an act to repeal Chapter 3,025, No. 49, of the Laws of Florida,

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

Senate bill No. 82:

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

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,

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

Senate bill No. 84:

To be entitled an act to amend the 3rd section 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,

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

Mr. Niblack asked and received permission to make the following report:

SENATE CHAMBER, TALLAHASSEE, February 4, 1879.

HON. W. D. BARNES,

President pro tem. of the Senate:

SIR: The Judiciary Committee to whom was referred Senate bill No. 11; entitled an act to encourage and protect the manufacture of manures, have considered the same, and recommend its passage with the following amendment. Add to Section 1, the following:

And provided further, That the manufacturer of said manures shall not be deprived of his property in the manures already manufactured and material gathered therefor, nor in the buildings and other works constructed for that purpose, by the purchase or entry of the lands on which they are located by other person or persons, and that he may be permitted to remove the same within a reasonable time.

Very respectfully,

S. L. NIBLACK, Chairman.

Which was read, and Senate bill No. 11, to be entitled an act to encourage and protect the manufacture of manure, was read the second time and amended according to the report of the committee, 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,

On motion of Mr. Walker of the 23d, was recommitted to the Judiciary Committee.

Senate bill No. 39:

To be entitled an act to fix the pay of members of the Legislature, and officers and attaches thereof,

Was read the second time.

Mr. McMeekin moved that it be amended in accordance with the report of the committee, viz.:

Strike out all after the enacting clause and insert as follows:

SECTION 1. The pay of members of the present Legislature shall be four dollars per diem and mileage at ten cents per mile each way by the nearest thoroughfare of travel.

SEC. 2. That the pay of the Chief, Assistant and Reading Clerks of the Assembly shall be four dollars per day; the pay of Secretary of the Senate and the Assistant Secretary shall be four dollars per day; the pay of all other Clerks shall be three dollars per day; the pay of Sergeant-at-Arms of the Senate and Assembly shall be four dollars per day; the pay of Messenger of the Senate shall be three dollars per day; the pay of Door-keeper of the Senate and Assembly shall be three dollars per day; the pay of Pages of the Senate and Assembly shall be two dollars per day; the pay of Janitors shall be two dollars per day; Chaplains shall be paid one hundred dollars for the session.

Which was adopted.

Mr. Walls moved to amend the amendment by inserting \$6 per diem instead of \$4.

Mr. Meacham moved to indefinitely postpone the bill as amended.

Mr. Lykes moved to lay that motion on the table, on which the yeas and nays were called for.

The vote was:

Yeas—Messrs. Allen, Barnes, Bryson, Durkee, Eagan, Genovar, Hagan, Hatcher, Jones, Judge, Lykes, McMeekin, McGuire, McKinnon, Niblack, Patterson, Richard, Sharpe, Speer, Walker of the 23d, Walker of the 6th, Walls—22.

Nays—Messrs. Leslie, Meacham, Orman, Wallace—4.

So the motion to indefinitely postpone was laid on the table.

The yeas and nays were then called on the motion of Mr. Walls.

The vote was:

Yeas—Messrs. Allen, Bryson, Eagan, Genovar, Hagan, Jones, Walls and Wallace—8.

Nays—Messrs. Barnes, Durkee, Hatcher, Judge, Leslie, Lykes, McMeekin, McGuire, McKinnon, Meacham, Niblack, Orman, Patterson, Richard, Sharpe, Speer, Walker of the 23d, Walker of the 6th—18.

So the motion was lost.

Mr. Meacham moved a substitute for the whole matter by striking out \$4 and inserting \$3 as the per diem of members.

The yeas and nays were called for.

The vote was:

Yeas—Messrs. Allen, Durkee, Eagan, Johnson, McGuire, Meacham, Orman, Richard and Speer—9.

Nays—Messrs. Barnes, Bryson, Genovar, Hagan, Hatcher, Jones, Judge, Leslie, Long, Lykes, McMeekin, McKinnon, Niblack, Patterson, Sharpe, Walker of 23rd, Walker of the 6th, Walls and Wallace—19.

So the motion was lost.

Mr. Jones moved to amend by changing the per diem of members from \$4 to \$5.

The yeas and nays were called for.

The vote was:

Yeas—Messrs. Bryson, Genovar, Hagan, Hatcher, Jones, Judge, Leslie, Patterson, Walker of the 23rd, Walker of the 6th, Walls and Wallace—12.

Nays—Messrs. Allen, Barnes, Durkee, Eagan, Johnson, Lykes, McMeekin, McGuire, McKinnon, Meacham, Niblack, Orman, Richard, Sharpe and Speer—15.

So the amendment was lost.

On motion of Mr. Lykes, the bill was ordered to be engrossed.

Mr. Lykes in the chair.

Senate bill No. 58:

To be entitled an act to tax persons carrying arms secretly. Was read a second time.

The President pro tem. in the chair.

Mr. Jones moved its indefinite postponement.

Mr. Richard moved that it be recommitted to the Judiciary Committee;

Which motion was lost.

The question then came on its indefinite postponement;

Which was adopted, and the bill indefinitely postponed.

The report of the Committee on City and County Organizations, in relation to the petition of the citizens of Marion county, was taken up.

Mr. Durkee moved that the matter be postponed until Tuesday, February 11, on account of the absence of the Senator from the 19th District,

Which was agreed to.

Senate bill No. 36:

To be entitled an act to provide for the payment of mileage to jurors and witnesses at the Spring Term, 1877, of the Circuit Court in the several counties in this State,

Was taken up.

Mr. Jones moved the further consideration of the bill be postponed until to-morrow at 11 o'clock,

Which was agreed to.

Mr. Durkee moved the following:

Resolved, That the Committee on Finance be instructed to

ascertain from the Comptroller the number of counties in the State in which mileage was allowed to jurors and witnesses, for the Spring Term of 1877, as shown by the reports of the clerks of the Circuit Courts, and the total amount of mileage so issued, and report the same to this Senate;

Which was read and adopted.

Senate bill No. 1:

To be entitled an act to supply deficiencies in the appropriations for the years 1876, 1878 and 1879,

Was read the third time and put upon its passage.

The vote was:

Yeas—Messrs. Allen, Barnes, Bryson, Genovar, Hagan, Hatcher, Johnson, Jones, Judge, Leslie, Lykes, McMeekin, McGuire, McKinnon, Orman, Richard, Sharpe, Walker of the 23d and Walker of the 6th—19.

Nays—Messrs. Eagan, Meacham and Walls—3.

So the bill passed, title as stated.

Ordered that the same be certified to the Assembly.

Senate bill No. 12:

To be entitled an act in regard to trespassers,

Was read the third time and put upon its passage.

The vote was:

Yeas—Messrs. Allen, Barnes, Bryson, Eagan, Genovar, Hagan, Hatcher, Johnson, Judge, Leslie, McKinnon, Meacham, Niblack, Orman, Patterson, Richard, Sharpe, Speer, Walker of the 32d, Walker of the 6th and Walls—21.

Nays—None.

So the bill passed, title as stated.

Ordered that the same be certified to the Assembly.

Senate bill No. 27:

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

Was taken up and, on motion of Mr. Niblack, was put back on its second reading for to-morrow.

Senate bill No. 38:

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

Was taken up and, on motion of Mr. Allen, was put back on its second reading for to-morrow.

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 taken up and postponed in order to have it properly engrossed.

Mr. Lykes in the chair.

Senate bill No. 27:

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

Was read a third time.

Mr. Wallace moved that the consideration of the bill be postponed until to-morrow.

Mr. McKinnon moved that the motion be laid on the table; Which was agreed to.

The bill was then put on its passage.

The vote was:

Yeas—Messrs. Barnes, Genovar, Hagan, Hatcher, Johnson, Jones, Judge, Leslie, McMeekin, McGuire, McKinnon, Niblack, Orman, Patterson, Richard, Sharpe, Speer, Walker of the 23d and Walker of the 6th—19.

Nays—Messrs. Allen, Durkee, Eagan, Meacham, Walls and Wallace—6.

So the bill passed, title as stated.

Ordered that the same be certified to the Assembly.

Senate bill No. 61:

To be entitled an act fixing the times for holding the Circuit Court in the Seventh Judicial Circuit,

Was read the third time and put upon its passage.

The vote was:

Yeas—Messrs. Bryson, Durkee, Genovar, Hagan, Hatcher, Johnson, Judge, Jones, McMeekin, McGuire, McKinnon, Meacham, Niblack, Orman, Patterson, Richard, Sharpe, Speer, Walker of the 23rd, Walker of 6th and Wallace—21.

Nays—None.

So the bill passed, title as stated.

Ordered that the same be certified to the Assembly.

Senate bill No. 67:

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

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

The vote was:

Yeas—Messrs. Bryson, Genovar, Jones, Lykes, McMeekin, McGuire, Niblack, Orman, Patterson, Speer, Walker of the 23d, Walker of the 6th and Wallace—14.

Nays—Messrs. Hagan, Hatcher, Johnson, McKinnon, Meacham, Richard, Sharpe and Walls—8.

So the bill passed, title as stated.

Ordered that the same be certified to the Assembly.

Resolution No. 16, in relation to swamp and overflowed lands,

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

The vote was:

Yeas—Messrs. Allen, Genovar, Hagan, Hatcher, Johnson,

Jones, Judge, Lykes, McMeekin, McGuire, McKinnon, Niblack, Orman, Patterson, Richard, Sharpe, Speer, Walker of the 23d, Walker of the 6th, Walls and Wallace—21.

Nays—None.

So the resolution passed.

Ordered that the same be certified to the Assembly.

The Senate then went into Executive session.

On the doors being opened, Mr. McKinnon moved that the Senate adjourn until 10 A. M. to-morrow;

Which was agreed to.

WEDNESDAY, February 5, 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, Judge, Leslie, Lykes, McMeekin, McGuire, McKinnon, Meacham, Orman, Patterson, Richard, Sharpe, Speer, Walker of the 23d, Walker of the 6th, Walls and Wallace—25.

A quorum present.

Prayer by the Chaplain.

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

Which was agreed to, and the journal approved.

Mr. Barnes introduced a resolution in relation to pay the of jurors, which was postponed until the consideration of resolutions.

Mr. McKinnon presented a resolution of inquiry of the Treasurer, which was postponed until the consideration of the resolution.

Mr. Walker of the 6th offered a resolution in relation to escaped convicts, which was postponed until the consideration of the resolution.

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

By Mr. Walker of the 6th :

Senate bill No. 85, to be entitled an act making prejudice a

disqualification of Judges of the Supreme Court, and providing for the substitution of Circuit Court Judges.

By Mr. Meacham :

Senate bill No. 86, to be entitled an act to amend an act entitled an act to provide for the registration of electors and the holding of elections, approved August 6, 1868, which amendatory act was approved February 27, 1877.

By Mr. Lykes :

Senate bill No. 87, to be entitled an act for the incorporation of the Florida Medical Association.

By Mr. Leslie :

Senate bill No. 88, to be entitled an act to authorize the erection of a dam across the Hillsborough river in the county of Hillsborough.

By Mr. Niblack :

Senate bill No. 89, to be entitled an act to authorize the Attorney-General to institute suits in the name and behalf of the State, and to appropriate money therefor.

By Mr. Niblack :

Senate bill No. 90, to be entitled an act to amend sections 5 and 30 of an act entitled an act to provide for and encourage a liberal system of internal improvements in this State, approved January 6, 1855.

By Mr. Niblack :

Senate bill No. 91, to be entitled an act relating to the duties of the Board of Trustees of the Internal Improvement Fund in regard to railroads which have been sold by such Board.

The following resolution of Mr. Barnes was then taken up :

WHEREAS, Jurors and witnesses residing at remote distances from the State capitol are subjected to delay and inconvenience in obtaining pay for their services, and are therefore oftentimes compelled to submit to considerable loss in having their scrip discounted, by speculators and brokers, which much reduces their actual pay ;

Resolved, That the Committee on Finance and Taxation be instructed to inquire into the practicability of providing a way for the payment to jurors and witnesses in money, the amount due for their services, at the time and place where such service is rendered; and to report by bill or otherwise, at as early a day as convenient;

Which was read and adopted

The resolution of Mr. McKinnon :

Resolved, That the Treasurer of the State furnish to this Senate what pay, if any, he has received as Treasurer for the Board of Internal Improvement Fund, School Board, Agricultural College Fund, Land and Immigration, and commis-