

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-

sions on Insurance Companies doing business in this State, for the years 1877 and 1878;

Was taken up and read.

Mr. Egan moved to amend by the addition of the following:

That he be requested to inform the Senate the amounts paid any State officer acting as Secretary, Salesman, or Attorney for the Trustees of the Internal Improvement Fund.

The amendment was accepted, and the resolution adopted.

The resolution of Mr. Walker of the 6th:

WHEREAS, It appears from the debate and action of the Senate upon the Deficiency Appropriation bill, in the case of the Sheriff of Marion county, that there was no law or appropriation authorizing sheriffs and other ministerial officers to arrest escaped convicts, thereby doing great damage to the administration of criminal law within the State; therefore, be it

Resolved by the Senate, That the Judiciary Committee of the Senate be and is hereby instructed to examine the statutes of this State; and if they find the statutes deficient upon this subject, that they be instructed to report a bill authorizing sheriffs and all ministerial officers to arrest escaped convicts wherever found, and prescribing the manner in which they shall be paid;

Was taken up, read and adopted.

Mr. McKinnon presented the following report:

SENATE CHAMBER, TALLAHASSEE, February 5, 1879.

HON. WM. D. BARNES,

President pro tem. of the Senate:

SIR: Your special committee appointed to take into consideration what revision of the standing rules of the Senate are necessary if any, and report to this Senate, beg leave to report that rule 8 of said standing rules as now printed should be stricken out, it having been rescinded at the last session.

That all after the word *day* in the third line of rule 17, should be stricken out for the same reason.

That rule 23 be amended so as to read as follows: "No bill or joint resolution shall be introduced by a member without special leave; and all bills and joint resolutions when so introduced shall be committed before they are passed to a second reading."

That rule 24 be amended so as to read as follows: "No bill or joint resolution shall pass to be engrossed without two several readings on two separate days."

That rule 25 be amended so as to read as follows: "All bills and joint resolutions after a second reading shall be committed to the standing committee on Engrossed Bills, whose duty it

shall be to strictly examine the same, and if found by them to be correctly engrossed, they shall so endorse on the same."

That rule 26 be amended so as to read as follows: "No engrossed bills or joint resolutions shall be amended without the unanimous consent of the members present."

That rule 27 be amended so as to read as follows: "All bills and joint resolutions shall be put upon the calendar and shall be taken up on their various readings only in regular order."

Rule 28. All resolutions requiring the concurrence of the Assembly shall be read to the Senate and lie over one day before final action thereon, unless otherwise ordered by the Senate.

Rule 29. All orders or resolutions requiring information from the Governor, cabinet officers or action of committees, shall be read to the Senate, and acted upon as in case of motions, and shall be spread upon the journals of the Senate.

That rules 28, 29, 30, 31, 32 and 33, be numbered 30, 31, 32, 33, 34 and 35, respectively.

Respectfully submitted,

A. D. MCKINNON, Chairman.

J. H. DURKEE,

H. T. LYKES.

Which was read and adopted by the following vote:

Yeas—Messrs. Allen, Barnes, Bryson, Durkee, Egan, Genovar, Hatcher, Johnson, Jones, Judge, Leslie, McMeekin, McGuire, McKinnon, Meacham, Niblack, Orman, Patterson, Richard, Sharpe, Speer, Walker of the 23d, Walker of the 6th, Walls and Wallace—25.

Nays—None.

The following message was received from the Assembly:

ASSAMBLY HALL, TALLAHASSEE, FLA., February 4, 1879.

HON. W. D. BARNES,

President pro tem. of the Senate:

SIR: I am directed by the Assembly to inform the Senate that the Assembly has adopted Assembly joint resolution No. 32, in relation to a mail route from Madison in Madison county to New Troy in Lafayette county, Florida, 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 and memorial placed among the orders of the day.

Also the following:

ASSEMBLY HALL, TALLAHASSEE, February 4, 1879.

HON. W. D. BARNES,

President pro tem. of the Senate :

SIR: I am directed by the Assembly to inform the Senate that the Assembly has passed Assembly bill No. 86, to be entitled an act for the relief of the Society of the First Baptist Church of Palatka, Florida; also, adopted Assembly memorial No. 35, relative to a mail route from Quincy, Florida, to Concord, Florida, via Scott's Store, and respectfully request the concurrence of the Senate therein.

Very respectfully,

WM. FORSYTH BYNUM,

Chief Clerk of the Assembly.

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

Also the following :

ASSEMBLY HALL, TALLAHASSEE, FLA., February 4, 1879.

HON. W. D. BARNES,

President pro tem. of the Senate :

SIR: I am directed by the Assembly to inform the Senate that the Assembly has adopted Assembly joint resolution No. 30, relative to a mail route from Molino in Escambia county to Williams Station in Alabama via Walnut Hill in the county of Escambia, 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 joint resolution placed among the orders of the day.

Also the following :

ASSEMBLY HALL, TALLAHASSEE, February 4, 1879,

HON. W. D. BARNES,

President pro tem. of the Senate :

SIR: I am directed by the Assembly to inform the Senate that the Assembly has passed Senate bill No. 41, to be entitled an act fixing the times for holding the Circuit Courts in the Sixth Judicial Circuit; also, Senate memorial No. 9, relating to a branch of the U. S. Land Office at Free Port, in Walton county, West Florida.

Very respectfully,

WM. FORSYTH BYNUM,

Chief Clerk of the Assembly.

Which was read.

Also the following :

ASSEMBLY HALL, TALLAHASSEE, FLA., February 4, 1879.

HON. W. D. BARNES,

President pro tem. 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 repeal chapter 3044, being an act entitled an act for the protection of game and wild birds.

Very respectfully,

WM. FORSYTH BYNUM,

Chief Clerk of Assembly.

Which were read, and the Assembly bill placed among the orders of the day.

Mr. Walker of the 23d District made the following report :

SENATE CHAMBER, TALLAHASSEE, February 5, 1879.

HON. W. D. BARNES,

President pro tem. of the Senate :

SIR: The Committee on Privileges and Elections, to whom was referred Senate bill No. 55, to be entitled an act to prevent illegal voting, have had the same under consideration, and recommend its passage.

WHITFIELD WALKER, Chairman.

Which was read, and Senate bill No. 55 placed among the orders of the day.

Also the following :

SENATE CHAMBER, TALLAHASSEE, February 5, 1879.

HON. W. D. BARNES,

President pro tem. of the Senate :

SIR: The Committee on Privileges and Elections, to whom was referred Senate bill No. 21, to be entitled an act for the relief of Thomas Jackson, of Hillsborough county, have considered the same and recommend its passage.

WHITFIELD WALKER, Chairman.

Which was read, and Senate bill No. 21 placed among the orders of the day.

Mr. McMeekin made the following report :

SENATE CHAMBER, TALLAHASSEE, February 4, 1879.

HON. W. D. BARNES,

President pro tem. of the Senate :

SIR: The Committee on Agriculture, to whom was referred Senate bill No. 77, to be entitled an act to prevent deception

in the sale of butter and cheese in the State of Florida, having had the same under consideration, beg leave to recommend its passage.

Very respectfully,
F. M. McMEEKIN, Chairman.

Which was read, and Senate bill No. 77 placed among the orders of the day.

Mr. Bryson made the following report:

SENATE CHAMBER, TALLAHASSEE, February 5, 1879.

HON. W. D. BARNES,

President pro tem. of the Senate:

SIR: Your Committee on Engrossed Bills respectfully report that they have examined Senate bills No. 18, No. 39, No. 45, No. 11, and No. 39; and find the same correctly engrossed.

Respectfully,
WM. BRYSON, JR., Chairman.

Which was read, and bills No. 11, 18, 39, 45, and 69 placed among the orders of the day.

ORDERS OF THE DAY.

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,

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

Special order of the day was taken up.

Senate bill No. 6:

To be entitled an act imposing a tax, and prescribing the mode of collecting the same, on the privilege of selling wine, ardent spirits and malt liquors within the State of Florida,

Was taken up and read the second time.

Mr. Wallace moved the indefinite postponement of the bill, on which the yeas and nays were called for.

The vote was:

Yeas—Messrs. Bryson, Genovar, Jones, McGuire, Richard and Wallace—6.

Nays—Messrs. Allen, Barnes, Durkee, Eagan, Hagan, Hatcher, Johnson, Judge, Leslie, Lykes, McMeekin, McKinnon, Meacham, Niblack, Orman, Patterson, Sharpe, Speer, Walker of the 23d, Walker of the 6th and Walls—21.

So the motion was lost.

Mr. McKinnon moved that the bill be taken up by sections; Which was agreed to.

Mr. Bryson moved to strike out all after the word "individual" in 10th line, section 1, to "any" in line 17.

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

The vote was:

Yeas—Messrs. Allen, Eagan, Genovar, Lykes, McMeekin, McKinnon, Niblack, Patterson, Sharpe, Walker of the 23rd and Walls—11.

Nays—Messrs. Barnes, Bryson, Durkee, Hagan, Hatcher, Johnson, Jones, Judge, Leslie, McGuire, Orman, Richard, Speer, Walker of the 6th and Wallace—15.

So the motion to lay the amendment on the table was lost.

The question was then on the adoption of the amendment of Mr. Bryson.

The yeas and nays being called for, the vote was:

Yeas—Messrs. Bryson, Durkee, Genovar, Hagan, Hatcher, Jones, Judge, Leslie, Orman, Richard, Sharpe, Walker of the 6th and Wallace—13.

Nays—Messrs. Allen, Barnes, Eagan, Johnson, Lykes, McMeekin, McGuire, McKinnon, Niblack, Patterson, Speer, Walker of the 23d and Walls—13.

So the amendment was not adopted.

Mr. Walls then moved that section 1 of the bill be adopted.

Mr. Lykes moved to reconsider the vote on the amendment by Mr. Bryson.

Mr. McGuire moved to lay this motion on the table;

Upon which the yeas and nays were called for.

The vote was:

Yeas—Messrs. Eagan, Genovar, McMeekin, McGuire, Richard, Walls and Wallace—7.

Nays—Messrs. Allen, Barnes, Bryson, Durkee, Hagan, Hatcher, Johnson, Jones, Leslie, Lykes, McKinnon, Niblack, Orman, Patterson, Sharpe and Speer—16.

So the motion to lay on the table was lost.

The question then came up on the reconsideration of the vote, the yeas and nays were called for.

The vote was:

Yeas—Messrs. Allen, Bryson, Durkee, Hagan, Hatcher, Johnson, Judge, Leslie, Lykes, McKinnon, Niblack Orman, Patterson, Sharpe, Walker of the 23d and Walker of the 6th—16.

Nays—Messrs. Barnes, Eagan, Genovar, Jones, McMeekin, McGuire, Richard, Speer, Walls and Wallace—10.

So the motion to reconsider was agreed to.

Mr. McKinnon moved that the bill be postponed for further consideration until Saturday at 11 A. M.;

Which was agreed to.

The following message was received from the Assembly :

ASSEMBLY HALL, TALLAHASSEE, February 4, 1879.

HON. W. D. BARNES,

President pro tem. of the Senate :

SIR: I am directed by the Assembly to inform the Senate that the Assembly has passed Assembly bill No. 14, to be entitled an act to amend the 69th section of an act entitled an act to provide for the punishment of crime and proceedings in criminal cases, and approved August 6, 1868, for the purpose of extending the provisions of the said section to ferries and to any person who shall aid or assist another to violate the provisions of said section, 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, February 4, 1879.

HON. W. D. BARNES,

President pro tem. of the Senate :

SIR: I am directed by the Assembly to inform the Senate that the Assembly has adopted Assembly Memorial No. 21, relative to a mail route between St. Lucie, in Brevard county, and Tustenuggee, in Dade county, Florida, and for other purposes, 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 memorial placed among the orders of the day.

Also the following :

ASSEMBLY HALL, TALLAHASSEE, February 4, 1869.

HON. W. D. BARNES,

President pro tem. of the Senate :

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

Assembly Joint Resolution No. 13, relative to a mail route from Sumterville to Bartow, Fla.; also,

Assembly Memorial No. 15, relative to the erection of a U.

S. Court-house and Post-office at Key West; 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 joint resolution and memorial placed among the orders of the day.

Also the following :

ASSEMBLY HALL, TALLAHASSEE, FLA., February 4, 1879.

HON. W. D. BARNES,

President pro tem. of the Senate :

SIR: I am directed by the Assembly to inform the Senate that the Assembly has passed Assembly bill No. 37, to be entitled an act for the relief of W. R. Barnhart, and others therein named, 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., February 4, 1879.

HON. W. D. BARNES,

President pro tem. of the Senate :

SIR: I am directed by the Assembly to inform the Senate that the Assembly has adopted Assembly memorial No. 12, asking for an appropriation to pay the unpaid balances awarded to citizens of Florida under the provisions of the several acts of Congress passed in furtherance of article 9 of the treaty between Spain and the United States, concluded February 22, 1819, 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 memorial placed among the orders of the day.

Also the following :

ASSEMBLY HALL, TALLAHASSEE, FLA., February 4, 1879.

HON. W. D. BARNES,

President pro tem. of the Senate :

SIR: I am directed by the Assembly to inform the Senate

that the Assembly has adopted Assembly memorial No. 20, relative to a mail route from Brooksville to Dampiers, via New Hope, in Hernando county; and joint resolution No. 28, relative to a mail route from Anclote, via Stevenson's Bridge, to Tampa, Florida, and respectfully request the concurrence of the Senate therein.

WM. FORSYTH BYNUM,
Chief Clerk of the Assembly.

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

On motion of Mr. Orman, the Senate took a recess until 4 o'clock P. M.

FOUR O'CLOCK, P. M.

The Senate resumed its session.

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

Messrs. Allen, Barnes, Bryson, Durkee, Eagan, Genovar, Hagan, Hatcher, Johnson, Jones, Judge, Leslie, Lykes, McMeekin, McGuire, McKinnon, Meacham, Niblack, Orman, Patterson, Richard, Sharpe, Speer, Walker of the 23d, Walls and Wallace—26.

A quorum present.

The orders of the day were resumed.

Special order for 11 o'clock,

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 on its second reading.

Mr. McKinnon furnished information obtained from the Comptroller's office, as to the amount issued for mileage to jurors and witnesses in the different counties, for the Spring Term of 1877.

Mileage Issued to Jurors and Witnesses, Spring Term, 1877.

COUNTIES.	AM'T.	COUNTIES.	AM'T.
Alachua.....	None.	Levy.....	328 75
Baker, no report.		Liberty.....	103 20
Brevard, no report.		Madison.....	189 00
Bradford.....	\$105 00	Marion.....	172 00
Columbia.....	220 70	Monroe.....	None.
Clay.....	17 80	Manatee, no report.	
Calhoun, no report.		Nassau.....	158 85
Dade, no report.		Orange.....	470 00
Duval.....	106 40	Polk.....	121 80
Escambia.....	None.	Putnam.....	203 70
Franklin.....	1 40	Santa Rosa.....	565 16
Gadsden.....	273 50	Suwannee.....	76 25
Hernando, no report.		St. Johns.....	26 00
Hillsborough.....	241 80	Sumter.....	6 00
Hamilton.....	152 80	Taylor.....	89 05
Holmes.....	74 00	Volusia.....	425 20
Jefferson.....	210 00	Walton.....	221 00
Jackson.....	727 00	Washington.....	228 90
Lafayette.....	292 40	Wakulla.....	70 00
Leon.....	577 00		
Total.....			\$6,469 76

NOTE.—From six counties there are no reports. Three counties issued no mileage.

Mr. Durkee moved that the further consideration of the bill be put off until Friday 11 o'clock;

Which was agreed to.

Senate bill No. 86:

To be entitled an act to amend section 1 of an act entitled an act to amend 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,

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

Senate bill No. 87:

To be entitled an act for the incorporation of the Florida Medical Association,

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

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, State of Florida,

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

Senate bill No. 89:

To be entitled an act to authorize the Attorney-General to

institute suit in the name and behalf of the State, and appropriate money therefor,

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

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,

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

Senate bill No. 91 :

To be entitled act relating to the duties of the Board of Trustees of the Internal Improvement Fund in regard to railroads which have been sold by said Board,

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

Assembly bill No. 14 :

To be entitled an act to amend the 69th section of an act entitled an act to provide for the punishment of crime and proceedings in criminal cases, approved August 6, 1868, for the purpose of extending the provisions of the said section to ferries and to any person who shall aid or assist another to violate the provisions of said section,

Read first time and referred to the Committee on the Judiciary.

Assembly bill No. 37 :

To be entitled an act for the relief of W. R. Barnhart and others therein named,

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

Assembly Joint Resolution No. 13 :

In relation to a mail route from Sumterville to Bartow,

Was read the first time and referred to the Committee on Post Routes.

Assembly Joint Resolution No. 28 :

For the establishment of a weekly mail route from Anclote, via Stevison's Bridge, to Tampa, Florida,

Was read the first time and referred to the Committee on Post Routes.

Assembly Joint Resolution No. 30 :

For a mail route from Molino, in Escambia county, by way of Walnut Hill in said county, to Williams' Station, in Alabama,

Was read the first time and referred to the Committee on Post Routes.

Assembly Joint Resolution in relation to a mail route from

Madison, in Madison county, to New Troy, in Lafayette county,

Was read the first time and referred to the Committee on Post Routes.

Assembly Joint Resolution No. 20 :

For a weekly mail route from Brooksville to New Hope and Dampiers,

Was read the first time and referred to the Committee on Post Routes.

Assembly memorial No 15 :

For the erection of a U. S. Court-house and Post-office at Key West, Florida,

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

Assembly memorial No. 21 :

For a mail route between St. Lucie, Brevard county, and Tustenuggee, Dade county,

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

Assembly memorial No. 35 :

For a semi-mail route from Quincy, by Scott's Store, to Concord,

Was read the first time and referred to the Committee on Post Routes.

Assembly memorial No. 12 :

Asking the Congress of the United States for an appropriation to pay the unpaid balances awarded to citizens of Florida, under the provisions of the several acts of Congress, passed in furtherance of article 9, of the treaty with Spain, concluded February 22, 1819,

Was read.

Assembly bill No. 86 :

To be entitled an act for the relief of the society of the First Baptist Church of Palatka,

Was read and referred to the Committee on Corporations.

Senate bill No. 27 :

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

Was read the second time, and amended by Mr. Wallace by the addition of the following words at the end of section 3 :
"Unless such animal is a vicious animal."

Mr. Walker of 23d proposed the following amendment :

Amend section 3, in 20th line, by striking out "\$5" and inserting "\$50;" also striking out in same line "5 days" and inserting "30 days," and add after the word "days" in same line, "or both at the discretion of the court."

The bill ordered to be engrossed as amended.

Senate bill No. 21:

To be entitled an act for the relief of Thomas Jackson, of Hillsborough county,

Was read the second time and ordered to be engrossed.

Senate bill No. 55:

To be entitled an act to prevent illegal voting,

Was read the second time.

Mr. Durkee moved to amend by inserting the words "wilfully and knowingly" before the word "cast" in first section.

On this amendment the yeas and nays were called.

The vote was:

Yeas—Messrs. Allen, Barnes, Bryson, Durkee, Eagan, Hagan, Leslie, Meacham, Niblack, Walls and Wallace—11.

Nays—Messrs. Hatcher, Johnson, Judge, McMeekin, McGuire, McKinnon, Orman, Patterson, Richard, Sharpe, Speer, Walker of 23d and Walker of 6th—13.

So the amendment was lost.

Mr. Wallace moved to amend by striking out the words "Justice of the Peace" and insert "Circuit Court."

Mr. Niblack moved that the bill be recommitted to the committee on Privileges and Elections;

Which was agreed to.

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 a second time and on motion of Mr. Allen amended by adding: "And when that affidavit is made, the Clerk of the Circuit Court shall be required to record the said marriage license with affidavit so made, as in cases in which the proper certificate had been made and with force and effect."

The bill was ordered to be engrossed as amended.

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 second time and on motion of Mr. McKinnon the bill was postponed for further consideration to-morrow at 11 o'clock.

Mr. Wallace moved that the bill be printed;

Which was not agreed to.

Senate bill No. 11:

To be entitled an act to encourage and protect the manufacture of manures,

Was taken up, and, on motion of Mr. Durkee, laid over till to-morrow.

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 Company,

Was read a third time.

Mr. McMeekin moved to have the bill put back on its second reading;

Which was not agreed to.

On motion of Mr. Meacham, it was made the special order of the day for 12 o'clock to-morrow.

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 third time.

Mr. Patterson moved that the bill be put back on its second reading;

Which was agreed to.

Mr. Meacham moved that the bill be indefinitely postponed.

Mr. Lykes moved to amend by striking out, as the per diem of the members, the word "four," and insert "five."

Mr. Richard moved that the further consideration of the bill be postponed till 12 M. to-morrow;

Which was agreed to.

Mr. Walker of the 6th District made the following report:

SENATE CHAMBER, TALLAHASSEE, February 5, 1879.

HON. W. D. BARNES,

President pro tem. of the Senate:

SIR: Your committee to whom was referred an act fixing the times for holding the Circuit Court in the Sixth Judicial Circuit, beg leave to report that they have examined the same and find it correctly enrolled.

Respectfully,

J. C. WALKER, Chairman.

Which was read, and the enrolled act was signed by the President *pro tem.* and the Secretary of the Senate.

Mr. Durkee presented a concurrent resolution, instructing the special joint committee appointed to inquire into the outstanding engraved Comptroller's warrants to make certain further inquiries;

Which was read, and consideration postponed until to-morrow, in the orders of the day.

Senate bill No. 45:

To be entitled an act to amend sections 2 and 4 of an act to incorporate the Santa Fe Canal Company, approved March 2, 1877,

Was read the third time and put on its passage.

The vote was:

Yeas—Messrs. Allen, Barnes, Bryson, Durkee, Eagan, Ge-

novar, Hagan, Hatcher, Johnson, Judge, Leslie, Lykes, McMeekin, McGuire, McKinnon, Meacham, Niblack, Orman, Patterson, Richard, Sharpe, Speer, Walker of the 23d, Walker of the 6th, Walls and Wallace—26.

Nays—None.

So the bill passed, title as stated.

Ordered that the same be certified to the Assembly.

Senate bill No. 69:

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

Was, on motion of Mr. Niblack, put back on its second reading.

Indefinite leave of absence was granted Mr. Walls on account of sickness in his family.

On motion of Mr. Wallace, the Senate then adjourned till 10 A. M. to-morrow.

CONFIRMATIONS.

G. P. Thomas, Collector of Revenue for Alachua county.

THURSDAY, February 6, 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, French, Genovar, Hagan, Hatcher, Johnson, Jones, Leslie, McClenny, McMeeke, McGuire, McKinnon, Meacham, Niblack, Orman, Patterson, Richard, Sharpe, Speer, Thompson, Walker of the 23rd, Walker of the 6th, and Wallace—28.

A quorum present.

Prayer by the Chaplain.

On motion of Mr. Johnson, the reading of yesterday's journal was dispensed with and the journal approved.

Mr. Durkee asked the unanimous consent of the Senate to withdraw the resolution presented yesterday by him, in regard to Comptroller's warrants.

Permission granted.

Mr. Durkee presented concurrent resolution relative to Comptroller's Warrants;

Which was placed among the orders of the day.

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

By Mr. French:

Senate joint resolution in relation to a mail route from Enterprise to Titusville, in Volusia county.

By Mr. Sharpe:

Senate joint resolution asking for a mail route from Orlando, in Orange county, to Fort Drum, in Brevard county.

By Mr. Hagan:

Senate joint resolution in relation to land granted to the State of Florida by act of Congress, approved September 28, 1850.

By Mr. Speer:

Senate joint resolution prohibiting the introduction of new business after the 15th inst.

By Mr. Judge:

Senate bill No. 92, to be entitled an act to authorize John McDavid, of Santa Rosa county, to cut a canal from Escambia river to Canoe creek.

By Mr. McGuire:

Senate bill No. 93, to be entitled an act to authorize the improvement of streams declared navigable for logs or timber.

Also Senate bill No. 94, to be entitled an act to prevent unjust extortion or discrimination in charges of freight or passengers by railroads in this State.

The following resolution of Mr. Durkee was taken up:

WHEREAS, The Legislature of the State of Florida, at its session of 1865-1866, enacted a statute "to authorize the Governor to negotiate a loan for the State of Florida;" and

WHEREAS, It is stated that under said statute the Governor issued bonds of \$1000 each, numbered from 1 to 45, inclusive, twenty of which numbered from 1 to 20, inclusive, were delivered to the President of the Florida Central Railroad, and the remaining 25 loaned to the Pensacola and Georgia Railroad, but subsequently returned to the Comptroller and by him marked cancelled; and

WHEREAS, It is stated that 19 of the said bonds numbered from 1 to 19, inclusive, were exchanged on the 26th of February, 1874, with the Comptroller for Florida State Bonds, sixes, issue of 1873 for the principal and interest of said bonds, numbered from 1 to 19; and

WHEREAS, It is believed that the State never received any consideration for these bonds, and that said exchange of bonds should not have been made;

Therefore be it resolved, That the special joint committee appointed to inquire into the outstanding engraved warrants, be instructed and required to further enquire how, and in what