

Yeas—Messrs. Allen, Barnes, Bryson, Durkee, Eagan, French, Genovar, Hagan, Hatcher, Johnson, Jones, Judge, Leslie, Lykes, McClenny, McMeekin, McGuire, McKinnon, Niblack, Orman, Patterson, Richard, Sharpe, Speer, Thompson, Walker of the 23d and Walker of the 6th—27.

Nays—None.

So the bill passed, title as stated.

Ordered to be certified to the Assembly.

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 taken up for a second reading.

Mr. Walker moved to amend by striking out in section 2 the words "one half of the fine to informant;"

Amendment agreed to, and bill ordered to be engrossed.

Senate bill No. 4:

To be entitled an act to amend section 4 of an act entitled an act relating to Official and Legal Advertisements, approved February 7, 1877,

Was returned from the Assembly with amendments.

Bill and amendments referred to the Committee on Printing.

Concurrent Assembly resolution in relation to New Business,

Was read and laid over until to-morrow, under the rule.

Assembly resolution No. 34:

To distribute the Supreme Court Reports to certain officers who are unsupplied,

Was read and laid over under the rule.

Assembly bill No. 38:

To be entitled an act for the relief of M. W. Downie,

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

Assembly bill No. 49:

To be entitled an act for the relief of H. Page, of Polk county,

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

The Senate then went into Executive session.

On the doors being opened, on motion the Senate adjourned till 10 A. M. to-morrow.

FRIDAY, February 7, 1879.

The Senate met pursuant to adjournment.

On motion of Mr. Thompson, Mr. McKinnon was called to the chair.

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

Messrs. Allen, Bryson, Durkee, Eagan, French, Genovar, Hagan, Hatcher, Johnson, Jones, Judge, Leslie, Lykes, McClenny, McMeekin, McGuire, McKinnon, Meacham, Niblack, Orman, Patterson, Richard, Sharpe, Speer, Thompson, Walker of the 23d and Walker of the 6th—27.

A quorum present.

Prayer by the Chaplain.

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

Mr. Niblack presented a memorial of the citizens of Alachua county asking for a railroad between Gainesville and Lake City;

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

The President *pro tem.* in the chair.

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

By Mr. McGuire:

Senate bill No. 95, to be entitled an act to prevent the issuing of scrip for currency.

By Mr. Lykes:

Senate bill No. 96, to be entitled an act for the relief of tax assessors and collectors.

#### ORDERS OF THE DAY.

Assembly Resolution No. 34, to distribute the Supreme Court reports to certain officers who are unsupplied,

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

Assembly Concurrent Resolution relative to new business, Was read the first time.

Mr. Lykes moved to amend by striking out all after the word "after," and insert "Thursday, 13th; and that this Legislature adjourn *sine die* on Monday, February 18."

The yeas and nays being called for upon this amendment,

The vote was:

Yeas—Messrs. Durkee, Eagan, Genovar, Jones, Leslie, Lykes, McClenny, McKinnon, Meacham and Richard—10.

Nays—Messrs. Bryson, French, Hagan, Hatcher, Johnson, Judge, McMeekin, Niblack, Orman, Patterson, Sharpe, Speer, Thompson, Walker of the 23d and Walker of the 6th—15.

So the amendment was not agreed to.

The concurrent resolution was then adopted.

Senate Joint Resolution No. 2, prohibiting the introduction of new business after the 15th instant,

Was read and laid on the table.

Senate bill No. 7:

To be entitled an act in relation to Constitutional Convention,

Was taken up, and the following report was made by Mr. Lykes:

SENATE CHAMBER, TALLAHASSEE, February 7, 1879.

HON. WM. D. BARNES,

*President pro tem. of the Senate:*

SIR: Your joint committee to whom was referred Senate bill No. 7, to be entitled an act providing for calling a Constitutional Convention, beg leave to report that they have examined the same, and recommend that it do not pass.

Very respectfully,

ROBERT MEACHAM,  
J. C. WALKER,  
J. F. McCLELLAN,  
W. M. LEDWICH,  
R. BULLOCK,  
SAMUEL WALKER.

Also the following:

SENATE CHAMBER, TALLAHASSEE, February 7, 1879.

HON. W. D. BARNES,

*President pro tem. of the Senate:*

SIR: Your joint committee to whom was referred Senate bill No. 7, to be entitled an act providing for calling a Constitutional Convention, beg leave to report that they have examined the same, and recommend that the same do pass with the accompanying amendments.

Very respectfully,

H. T. LYKES,  
J. E. YONGE,  
WM. JUDGE.

AMENDMENTS, &c.

Strike out in line 33 the word "April," and insert "May," strike out all of section 2 and insert: "That the representation which the several counties shall be entitled in said Con-

vention shall be as follows: Santa Rosa county two delegates; Escambia county, two delegates; Walton county, two delegates; Holmes county, one delegate; Washington county, one delegate; Jackson county, two delegates; Calhoun county, one delegate; Franklin county, one delegate; Liberty county, one delegate; Wakulla county, one delegate; Gadsden county, two delegates; Leon county, two delegates; Jefferson county, two delegates; Madison county, two delegates; Suwannee county, two delegates; Columbia county, two delegates; Taylor county, one delegate; Lafayette county, one delegate; Hamilton county, two delegates; Baker county, one delegate; Nassau county, two delegates; Alachua county, two delegates; Duval county, two delegates; Bradford county, two delegates; Clay county, one delegate; Levy county, two delegates; Marion county, two delegates; Putnam county, two delegates; St. Johns county, two delegates; Volusia county, two delegates; Orange county, two delegates; Sumter county, two delegates; Hernando county, two delegates; Hillsborough county, two delegates; Polk county, one delegate; Manatee county, one delegate; Monroe county, two delegates; Dade county, one delegate; Brevard county, one delegate.

The qualifications of such delegates shall be the same as members of the Legislature.

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

Mr. Jones made the following report:

SENATE CHAMBER, TALLAHASSEE, February 7, 1879.

HON. W. D. BARNES,

*President pro tem. of the Senate:*

SIR: The Committee on City and County Organizations report that they have considered Senate bill No. 51, to be entitled an act to establish a ferry across Hillsborough river, and respectfully recommend that it do not pass, as there is a law already provided, page 38, in the acts of 1872; also,

Memorial No. 15 asking Congress for the erection of a U. S. Court-house and Post-office at Key West, returned without any consideration of this committee for the action of the Senate.

Very respectfully,

W. J. JONES, Chairman.

Which was read, and Senate bill No. 51 and Memorial No. 15 placed among the orders of the day.

Mr. Genovar made the following report:

SENATE CHAMBER, TALLAHASSEE, February 7, 1879

HON. W. D. BARNES,

*President pro tem. of the Senate:*

SIR: Your Committee on Claims, to whom was referred

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, beg leave to state that they have had the same under consideration, and recommend that it do pass.

Very Respectfully,  
F. B. GENOVAR, Chairman.

Which was read, and Assembly Memorial No. 12 placed among the orders of the day.

Also the following:

SENATE CHAMBER, TALLAHASSEE, February 7, 1879.

HON. W. D. BARNES,

*President pro tem. of the Senate:*

SIR: Your Committee on Claims, to whom was referred Assembly bill No. 37, to be entitled an act for the relief of W. R. Barnhart and others therein named, beg leave to report that they have examined the same and recommend that it do pass.

Very respectfully,

F. B. GENOVAR, Chairman.  
JNO. T. LESLIE,  
J. G. SPEER.  
N. J. PATTERSON.

Which was read, and Assembly bill No. 37 placed among the orders of the day.

Mr. Niblack made the following report:

SENATE CHAMBER, TALLAHASSEE, February 7, 1879.

HON. W. D. BARNES,

*President pro tem. of the Senate:*

SIR: The Judiciary Committee to whom was referred Senate bill No. 2, entitled an act to direct the Trustees of Internal Improvement Fund to sell certain lands and pay certain debts therein named, recommend the amendment of said bill by striking out all of section three and as amended the committee recommend its passage.

Very respectfully,

S. L. NIBLACK, Chairman pro tem.

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

Mr. Leslie made the following report:

SENATE CHAMBER, TALLAHASSEE, February 7, 1879.

HON. W. D. BARNES,

*President pro tem. of the Senate:*

SIR: Your Committee on State Affairs to whom was referred petition No. 13, beg leave to report that they have examined the same and are of the unanimous opinion that the State is not in a condition financially to make such geological survey as the petition prays for and respectfully return the same without further comment.

Very respectfully,

JOHN T. LESLIE, Chairman.

Which was read and petition No. 13 placed among the orders of the day.

Also the following:

SENATE CHAMBER, TALLAHASSEE, February 7, 1879.

HON. W. D. BARNES,

*President pro tem. of the Senate:*

SIR: The Committee on Railroads and Telegraphs to whom was referred Senate bill No. 68, entitled an act to grant certain lands to the Gainesville, Ocala and Charlotte Harbor Railroad Company, have considered the same and recommend the passage of the bill with the following amendment: Strike out all after the enacting clause of the bill and insert the amendment attached herewith to the bill.

Very respectfully,

S. L. NIBLACK, Chairman.

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

Also the following:

SENATE CHAMBER, TALLAHASSEE, February 7, 1879

HON. W. D. BARNES,

*President pro tem. of the Senate:*

SIR: Your Committee on the Judiciary, to whom was referred Senate bill No. 85, entitled an act making prejudice a disqualification of Judges of the Supreme Court, and providing for the substitution of Circuit Court Judges, have carefully considered the same, and I am directed by the committee to recommend the passage of the same.

Respectfully,

S. L. NIBLACK, Chairman pro tem.

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

Also the following:

SENATE CHAMBER, TALLAHASSEE, February 7, 1879.

HON. W. D. BARNES,

*President pro tem. of the Senate:*

SIR: Your Committee on the Judiciary, to whom was referred Assembly bill No. 31, to be entitled an act enlarging the powers of Circuit Judges, have considered the same and recommend its passage.

Respectfully,

S. L. NIBLACK, Chairman *pro tem.*

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

Also the following:

SENATE CHAMBER, TALLAHASSEE, February 7, 1879.

HON. W. D. BARNES,

*President pro tem. of the Senate:*

SIR: The Judiciary Committee, to whom was referred Senate bill No. 42, to be entitled an act to enable masters and employers to control their apprentices, employees or laborers, have had the same under consideration, and recommend that the bill be amended as follows: after the enacting clause strike all of said bill, and insert the amendment attached to the same.

Respectfully,

S. L. NIBLACK, Chairman *pro tem.*

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

Mr. Thompson made the following report:

SENATE CHAMBER, TALLAHASSEE, February 7, 1879.

HON. W. D. BARNES,

*President pro tem. of the Senate:*

SIR: Your Committee on Corporations, to whom was referred Senate bill No. 87, an act for the incorporation of the Florida Medical Association, have examined the same and recommend the following amendment: Strike out in section 4 all after the word "State," in second line, to the word "the," in the third line, and insert instead, "the first day of January of each year." When so amended we recommend its passage.

Very respectfully,

W. N. THOMPSON, Chairman.

Also the following:

SENATE CHAMBER, TALLAHASSEE, February 7, 1879.

HON. W. D. BARNES,

*President pro tem. of the Senate:*

SIR: Your committee to whom was referred Senate bill No.

88, entitled an act to authorize the erection of a dam across the Hillsborough river, in the county of Hillsborough, State of Florida, have examined the same and recommend that it do pass; also, Assembly bill No. 86, entitled an act for the relief of the society of the First Baptist Church of Palatka, have examined the same and recommend its passage.

Very respectfully,

W. N. THOMPSON,

Chairman Committee on Corporations.

Which were read and Senate bills No. 86, 87 and 88 were placed among the orders of the day.

Mr. Bryson made the following report:

SENATE CHAMBER, TALLAHASSEE, February 7, 1879.

HON. W. D. BARNES,

*President pro tem. of the Senate:*

SIR: The Committee on Engrossed Bills respectfully report that they have examined Senate bill No. 77, an act to prevent deception in the sale of butter and cheese, and find that it cannot be correctly engrossed, as amended, to make sense, and return the same to the Senate and ask for instructions in regard thereto.

Respectfully,

WM. BRYSON, Jr., Chairman.

Senate bill No. 77 was amended, and ordered to be engrossed for a third reading.

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

SENATE CHAMBER, TALLAHASSEE, February 6, 1879.

HON. W. D. BARNES,

*President pro tem. of the Senate:*

SIR: Your Committee on Enrolled Bills, to whom was referred Senate bill No. 9; memorial to Congress, requesting that a branch of the United States Land Office be established at Freeport, Walton county, West Florida; also, Senate bill No. 40, an act to repeal chapter 3044, being an act entitled an act for the protection of game and wild birds; also, Senate bill No. 35, an act to be entitled an act for the incorporation of the Grand Lodge of the Independent Order of Odd Fellows of Florida, beg leave to report that they have examined the same, and find them correctly enrolled.

Very respectfully,

J. C. WALKER, Chairman.

Which was read, and the accompanying enrolled bills and memorial signed by the President pro tem. and Secretary of the Senate.

Special order for 11 o'clock was then taken up.

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. Jones moved the following :

To amend by inserting that the Comptroller be instructed to receive and pay all the witness and juror scrip issued at the Spring Term, 1877, with mileage included ;

Which was not adopted.

Mr. Lykes moved to amend line four by inserting after the word "traveled" "in going to the respective places of holding court ;"

Which was adopted.

Mr. McKinnon moved that the bill be engrossed for a third reading to-morrow,

Upon which the yeas and nays were called for.

The vote was :

Yeas—Messrs. Barnes, French, Hagan, Hatcher, Jones, Judge, Lykes, McClenny, McMeekin, McGuire, McKinnon, Richard, Sharpe and Thompson—14.

Nays—Messrs. Bryson, Durkee, Genovar, Johnson, Leslie, Niblack, Patterson, Speer, Walker of 23d and Wallace—10.

So the bill was ordered to be engrossed for a third reading on to-morrow.

#### ORDERS OF THE DAY.

Senate bill No. 95 :

To be entitled an act to prevent the issuing of scrip for currency,

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

Senate bill No. 96 :

To be entitled an act for the relief of tax collectors and assessors,

Was read the first time, and, on motion of Mr. Lykes, the rule was waived and the bill read a second time and ordered to be engrossed.

Memorial of citizens of Alachua, asking for a railroad from Gainesville to Lake City, Florida,

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

Petition of citizens of St. Augustine for a geological survey of the State,

Was taken up, read the second time and laid on the table.

Assembly memorial No. 15 :

To Congress asking for the erection of a United States Court House and Postoffice at Key West,

Was read a second time, and on motion of Mr. Niblack, the rule was suspended and the resolution read the third time and put upon its passage.

The vote was :

Yeas—Messrs. Allen, Bryson, Durkee, French, Genovar, Hagan, Hatcher, Johnson, Jones, Judge, Leslie, Lykes, McMeekin, McGuire, McKinnon, Meacham, Niblack, Orman, Patterson, Sharpe, Speer, Walker of the 23rd, Walker of 6th and Wallace—24.

Nays—None.

So the memorial passed, title as stated.

Ordered that the same be certified to the Assembly.

Senate bill No. 51 :

To be entitled an act to establish a ferry across the Hillsborough river,

Was read the second time and indefinitely postponed.

Senate bill No. 7 :

To be entitled an act to provide for an election to enable the people of Florida to declare whether they will meet in Convention to revise their Constitution, to elect delegates thereto, to fix the time and place of such Convention, and the compensation of its delegates and officers, and also for a subsequent election to ratify or reject such revised Constitution,

Was taken up and postponed until Monday, the 10th inst., at 11 o'clock, A. M.

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 23, 1819,

Was read the second time.

The rule was waived and the memorial read a third time and put upon its passage.

The vote was :

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

Nays—None.

So the memorial passed, title as stated.

Ordered that the same be certified to the Assembly.

Senate bill No. 2 :

To be entitled an act to direct the Trustees of the Internal

Improvement Fund to sell certain lands and pay certain debts therein named,

Was read a second time and amended by striking out all of section 3 and ordered to be engrossed.

Senate bill No. 42 :

To be entitled an act to enable masters and employers to control their apprentices, employees or laborers,

Was read a second time and amended as reported by the Committee on the Judiciary.

Mr. McGuire moved that the bill be indefinitely postponed; Upon which the yeas and nays were called for.

The vote was :

Yeas—Messrs. Durkee, Eagan, French, Johnson, McGuire, Meacham, Orman, Speer and Wallace—9.

Nays—Messrs. Allen, Bryson, Genovar, Hagan, Hatcher, Jones, Leslie, Lykes, McClenny, McMeekin, McKinnon, Niblack, Richard, Sharpe, Thompson, Walker of the 23d and Walker of the 6th—17.

So the indefinite postponement was not agreed to.

Mr. Eagan moved to amend by striking out the words "laborer or employee" wherever they appear.

Mr. Allen moved to lay that amendment on the table;

Upon which the yeas and nays were called for.

The vote was :

Yeas—Messrs. Allen, Bryson, Hagan, Hatcher, Jones, Judge, Leslie, Lykes, McClenny, McKinnon, Niblack, Patterson, Richard, Sharpe, Speer, Thompson, Walker of the 23d and Walker of the 6th—18.

Nays—Messrs. Durkee, Eagan, French, Genovar, Johnson, McMeekin, McGuire, Meacham, Orman and Wallace—10.

So the amendment was laid on the table.

Mr. Bryson moved to amend the title of the bill so as to read, "an act to protect employees, apprentices and laborers in this State."

Mr. Orman moved to amend the amendment and make it read an act to oppress and pass proscriptive laws against the laborers of this State;

Upon which the yeas and nays were called for.

The vote was :

Yeas—Messrs. Durkee, Eagan, Genovar, Johnson, McGuire, Meacham, Orman and Wallace—8.

Nays—Messrs. Allen, Bryson, French, Hagan, Hatcher, Jones, Judge, Leslie, Lykes, McClenny, McMeekin, McKinnon, Niblack, Patterson, Richard, Sharpe, Speer, Thompson, Walker of 23rd and Walker of the 6th—20.

So the amendment to the amendment was lost.

The question then recurred upon the amendment of Mr. Bryson;

Which was adopted.

Mr. Durkee moved an amendment;

Which was read.

Mr. Durkee then asked to withdraw his amendment.

Mr. Walker of the 23rd objected.

The chair stated that the amendment could not be withdrawn when there was any objection.

Mr. Eagan moved that Mr. Durkee be allowed to withdraw his amendment;

Upon which the yeas and nays were called for.

The vote was :

Yeas—Messrs. Allen, Durkee, Eagan, French, Genovar, Hatcher, Johnson, Judge, Lykes, McMeekin, McGuire, McKinnon, Meacham, Niblack, Orman, Patterson, Richard, Sharpe, Speer, Thompson and Wallace—21.

Nays—Messrs. Hagan, Jones, Leslie, Walker of the 23d and Walker of the 6th—5.

So the amendment was withdrawn.

The following message was received from the Assembly :

ASSEMBLY HALL, TALLAHASSEE, February 7, 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. 9, to be entitled an act for the relief of Thomas Forrester, of Monroe county; also, adopted Assembly memorial No. 28, relative to a mail route from Cedar Key to Clear Water harbor, 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 7, 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. 48, to be entitled an act for the adoption of a child by Daniel D. Thomas

and Emma Thomas, 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 7, 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 passed Assembly bill No. 17, to be entitled an act to amend section 42 of an act for the assessment and collection of revenue, approved February 17, 1874; also, Assembly bill No. 108, to be entitled an act for the relief of D. J. McCrae, of Polk county, 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, February 7, 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. 33, entitled an act for the relief of G. M. T. Simmons; and

Senate bill No. 47, entitled an act for the relief of A. S. De Cheniva, of Hillsborough county.

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

Which was read.

Also the following:

ASSEMBLY HALL, TALLAHASSEE, February 7, 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. 27, instructing our Senators and Representatives in the Congress of the United States relative to the Texas and Pacific Railway Company, and respectfully request the concurrence of the Senate therein.

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

Which was read.

Mr. Thompson asked permission to introduce Senate bill No. 96, to be entitled an act to grant certain lands in this State to the Santa Fe Canal Company;

Which was granted and the bill read first time and referred to the Committee on Railroads.

Mr. Walker of 6th asked permission to introduce Senate bill No. 97, to be entitled an act relating to the lien and collection of rent, and to repeal an act entitled an act for the relief of Landlords, approved January 16, 1866;

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

Mr. Durkee moved to adjourn until 10 o'clock A. M. to-morrow;

Upon which the yeas and nays were called for.

The vote was:

Yeas—Messrs. Bryson, Durkee, Eagan, Genovar, McClenny, McGuire, Meacham, Niblack, Orman, Walker of 23d—10.

Nays—Messrs. Allen, French, Hagan, Hatcher, Johnson, Jones, Judge, Leslie, Lykes, McMeekin, McKinnon, Patterson, Richard, Sharpe, Speer, Thompson, Walker of the 6th and Wallace—18.

So the motion was lost.

Mr. Walker of the 6th, asked permission to introduce a report, which was granted:

SENATE CHAMBER, TALLAHASSEE, February 7, 1879.

HON. W. D. BARNES,

*President pro tem. of the Senate:*

SIR: Your Committee on Enrolled Bills beg leave to report that they have this day sent to the Governor, for his approval, the following Senate bills:

An act for fixing the times for holding the Circuit Court in the Sixth Judicial Circuit; also,

Memorial to the Congress of the United States requesting that a branch of the United States Land Office be established at Free Port, Walton county; also,

An act to repeal chapter 3044, being an act entitled an act for the protection of Game and Wild Birds; also,

An act for the incorporation of the Grand Lodge of the Independent Order of Odd Fellows of Florida.

Very respectfully,

J. C. WALKER, Chairman.

Which were read.

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

#### FOUR O'CLOCK, P. M.

The Senate met pursuant to adjournment.

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

Messrs. Allen, Barnes, Durkee, Eagan, French, Genovar, Hagan, Hatcher, Johnson, Jones, Judge, Leslie, Long, Lykes, McClenny, McMeekin, McGuire, McKinnon, Meacham, Orman, Patterson, Richard, Sharpe, Speer and Walls—25.

A quorum present.

Mr. Bryson was excused from attendance on account of indisposition.

Senate bill No. 42:

Was taken up.

Mr. Eagan moved to amend by inserting after the word "laborer," wherever it occurs, the words "lawyer or physician." Upon which the yeas and nays were called for.

The vote was:

Yeas—Messrs. Barnes, Durkee, Eagan, French, Genovar, Hatcher, Johnson, McClenny, McGuire, Meacham, Orman, Patterson and Wallace—13.

Nays—Messrs. Allen, Hagan, Jones, Judge, Leslie, McMeekin, McKinnon, Richard, Sharpe, Speer, Thompson and Walker of the 23d—12.

So the amendment was adopted.

Mr. Meacham moved, as an amendment, that after the words "justices of the peace," the words "and jury" be inserted.

Upon which the yeas and nays were called for.

The vote was:

Yeas—Messrs. Durkee, Eagan, Genovar, Johnson, Judge, McClenny, McMeekin, McGuire, Meacham, Orman, Patterson, Walker of the 6th and Wallace—13.

Nays—Messrs. Allen, Barnes, French, Hagan, Hatcher, Jones, Leslie, Lykes, McKinnon, Richard, Sharpe, Speer, Thompson, Walker of the 23d and Wallace—14.

Mr. Wallace moved as an amendment: Strike out "justice of the peace" in the bill wherever it occurs, and insert the words "Circuit Judge."

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

The vote was:

Yeas—Messrs. Allen, Barnes, French, Genovar, Hagan, Hatcher, Johnson, Jones, Judge, Leslie, Lykes, McClenny, McMeekin, McKinnon, Patterson, Richard, Sharpe, Speer, Thompson, Walker of the 23d and Walker of the 6th—21.

Nays—Messrs. Durkee, Eagan, McGuire, Meacham, Orman and Wallace—6.

So the amendment was laid on the table.

Mr. Durkee moved that the Senate adjourn until 10 o'clock to-morrow;

Which was not agreed to.

Mr. Patterson moved the reconsideration of the vote on the amendment made by Mr. Eagan.

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

Upon which the yeas and nays were called for.

The vote was:

Yeas—Messrs. Durkee, Eagan, French, Hatcher, Johnson, Jones, McClenny, McGuire, Meacham, Orman and Wallace—11.

Nays—Messrs. Allen, Barnes, Genovar, Hagan, Judge, Leslie, Lykes, McMeekin, McKinnon, Patterson, Richard, Sharpe, Speer, Thompson, Walker of the 23rd and Walker of the 6th—16.

So the motion to lay on the table was lost.

The question then was on the reconsideration of the amendment of Mr. Eagan.

The yeas and nays being called for,

The vote was:

Yeas—Messrs. Allen, Barnes, Hagan, Hatcher, Leslie, McKinnon, Patterson, Richard, Thompson, Walker of the 23d and Walker of the 6th—11.

Nays—Messrs. Durkee, Eagan, French, Genovar, Johnson, Jones, McMeekin, McGuire, Meacham, Orman, Sharpe and Wallace—12.

So the motion to reconsider was not agreed to.

Mr. McKinnon moved that the bill be engrossed for a third reading on to-morrow;

Which was agreed to.

Mr. Walker of the 23rd asked permission to present the following resolution, which was granted:

*Resolved*, That hereafter no member of the Senate shall be allowed to speak more than five minutes on any one subject, without the consent of the Senate;

Which was read and adopted.



The following report was received from the Treasurer of the State:

TREASURER'S OFFICE, TALLAHASSEE, }  
February 6, 1879. }

HON. W. D. BARNES,

*President pro tem. of the Senate:*

SIR: In obedience to Senate Resolution of 5th instant, I have the honor to state that Hon. C. H. Foster, late State Treasurer, received for a half month's pay as Treasurer of the Internal Improvement Fund, from January 1 to 15, 1877, \$25. Hon. C. A. Cowgill, late Comptroller, received a half month's pay as Secretary of the Internal Improvement Board, from January 1 to 15, 1877, \$16.67. Hon. C. Drew, Comptroller, received one month's pay, as Secretary of Internal Improvement Board, for month of February, 1877, \$33.33.

Hon. Walter Gwynn, State Treasurer, received pay as Treasurer of the Board of Trustees Internal Improvement fund, for 11½ months, from January 16 to December 31, 1877 .....	575 00
For 12 months, 1878.....	600 00
Total amount received by Hon. Walter Gwynn, as Treasurer Board for two years.....	\$ 1,175 00
Hon. Hugh A. Corley, Commissioner of Lands and Immigration, received as Secretary of Internal Improvement Board, for 10½ months of 1877.....	\$ 350 00
For the whole of 1878.....	400 00
Total received by H. A. Corley as Secretary Board, two years..	\$ 750 00
Hon. Hugh A. Corley, Commissioner of Land and Immigration, received, as Salesman of the Board of Trustees Internal Improvement Fund, for the year 1877.....	\$1,200 00
..... the year 1878.....	1,200 00
Total for two years as Salesman.....	\$2,400 00
Hon. George P. Raney, Attorney-General, received, as Attorney for the Trustees of the Internal Improvement Fund, during the year 1877.....	\$ 250 00
During the year 1878.....	450 00
Total amount for two years.....	\$ 700 00
Hon. A. J. Henderson, State Attorney, as attorney for Trustees Internal Improvement Fund, in trespass case .....	50 00
The Agricultural College Board, on the Treasurer representing to them that he was placed under the necessity of employing extra clerical force to perform the work in his office which he would have done had he not been called to Gainesville, Jacksonville and Eau Gallie to receive the Agricultural College property and funds, as required in section 3, act of March 7, 1877, allowed him.....	100 00
The Treasurer received, under section 10 of act of February 27, 1872, fees from insurance companies authorized to do business in this State—for 1877 \$50, and for 1878 \$115, making, for two years.....	265 00

The Treasurer has received no pay from either the School Board or Land and Immigration Commissioners.  
Respectfully submitted.

WALTER GWYNN,  
*State Treasurer.*

Mr. Eagan asked permission to present resolution in relation to the above report;

Which permission was granted.

WHEREAS, It appears from the report of the Treasurer, rendered in compliance with a Senate resolution of the 5th inst., that Hon. Geo. P. Raney, Attorney-General, received from the Internal Improvement Fund \$700;

Resolved, That the said Attorney-General be requested to report to the Senate a statement of the services rendered for which such compensation was paid;

Which resolution was read and adopted.

Mr. McGuire asked to have 150 copies printed of Senate bill No. , to be entitled an act to prevent unjust discrimination in charge of freight or passengers by railroads in this State.

So ordered.

Mr. Walker of the 6th was excused from attendance until Tuesday.

Mr. Meacham was excused from attendance until Monday.

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

#### CONFIRMATIONS.

W. H. Johnson, to be Collector of Revenue for Polk county.  
F. M. Townsend, to be Collector of Revenue for Hernando county.

Manuel Palmis, to be Collector of Revenue for Escambia county.

J. T. Salter, to be Assessor of Taxes for Escambia county.

J. C. Petterson, to be Commissioner of Pilotage for Escambia county.

John W. Hosford, to be County Judge for Liberty County.

Robert F. Hosford, to be Sheriff for Liberty county.

Neil L. McPhaul, to be Assessor of Taxes for Liberty county.

George F. Register, to be Assessor of Taxes for Wakulla county.

W. H. Walker, Collector of Revenue for Wakulla county.

N. R. Walker, to be Clerk Circuit Court for Wakulla county.

Wm. B. McLeod, to be Assessor of Taxes for Walton county.

Wm. B. McLeod, to be Sheriff for Walton county.

Dougal McCollum, to be Collector of Revenue for Walton county.

W. H. Arendell, to be Collector of Revenue for Jefferson county.

James P. Grantham, to be Assessor of Taxes for Jefferson county.

Frank Philips, to be Clerk of the Circuit Court for Jackson county.

T. W. Getzen, to be Collector of Revenue for Columbia county.

Lewis W. Rivers, to be Assessor of Taxes for Columbia county.

REMOVAL.

C. J. Constantine, from the office of County Judge of Sumter county.

SATURDAY, February 8, 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, Eagan, French, Genovar, Hagan, Hatcher, Johnson, Jones, Judge, Leslie, Long, Lykes, McClenny, McGuire, McKinnon, Meacham, Niblack, Orman, Patterson, Richard, Speer, Thompson and Walker of 23d—25.

A quorum present.

Prayer by the Chaplain.

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

Mr. Niblack, after a few suitable remarks in reference to the death of Senator McAuley, offered the following resolution which was adopted:

This Senate having received intelligence of the death of the Hon. D. N. McAuley, Senator from the 12th Senatorial District of Florida, desires to express its sorrow at the event and its sense of the loss they have sustained in the final separation of an associate who, in the relation of citizen, friend and fellow-member, has in all cases proved himself worthy of confidence and respect; whereupon, be it

*Resolved*, That a joint committee of three Senators and five Assemblymen be appointed to make such arrangements for the funeral of the deceased as are becoming and proper, and that the Senate adjourn in token of respect to his memory.

Mr. McKinnon moved that a committee of three be appointed by the Senate to inform the Assembly of the action of the Senate in regard to the death of Senator McAuley;

Which was adopted, and Messrs. McKinnon, Bryson, and Eagan were appointed said committee.

The President announced Messrs. Niblack, Walker of the 23rd, and Allen as the committee on Mr. Niblack's resolution.

Mr. McKinnon, of the committee appointed to notify the Assembly, reported that the duty had been performed, and were discharged.

A committee from the Assembly appeared and presented the following report, which was ordered spread on the journal:

HON. W. D. BARNES,

*President pro tem. of the Senate:*

SIR: The undersigned committee appointed by the Assembly, are instructed to inform the Senate that they have concurred in joint resolution relative to the death of Senator McAuley, and have appointed as such joint committee provided for in said resolution, Messrs. Harris, Sharon, Thompson, Brush, and Ewan.

Very respectfully,

J. WM. EWAN,  
J. E. YONGE,  
H. I. GRADY,  
Committee.

The President announced the Senate adjourned until 10 A. M. on Monday, February 10, 1879.

MONDAY, February 10, 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, Eagan, Hagan, Hatcher, Johnson, Judge, Leslie, Lykes, McClenny, McMeekin, McGuire, McKinnon, Meacham, Niblack, Patterson, Richard, Sharpe, Speer, Thompson, and Wallace—22.

A quorum present.

Prayer by the Chaplain.

The journal was read and approved.