

Galen W. Davis, to be Commissioner of Pilotage for Franklin county.

Amos Cordson, to be Commissioner of Pilotage for Franklin county.

Robert Knickmeyer, to be Collector of Revenue for Franklin county.

Anderson M. Harris, to be Assessor of Taxes for Franklin county.

John Theobald, to be Sheriff for Franklin county.

Alva W. Chapman, to be County Judge for Franklin county.

W. T. Weeks, to be Assessor of Taxes for Bradford county.

A. D. Cone, to be Collector of Revenue for Bradford county.

John C. Calhoun, to be Collector of Revenue for Taylor county.

REMOVAL.

A. W. Chapman, as County Judge of Franklin county.

MONDAY, March 3, 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, Long, McClenny, McMeekin, McGuire, McKinnon, Meacham, Niblack, Orman, Richard, Sharpe, Speer, Thompson, Walker of the 23d and Wallace—25.

A quorum present.

Prayer by the Chaplain.

The reading and correction of the Journal was postponed owing to some delay in their reception from the printer.

The President gave notice that the following enrolled bills were ready for signature:

Senate bill No. 78:

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

Senate bill No. 129:

To be entitled an act authorizing the Trustees of the Internal Improvement Fund to institute suit to settle the title to certain railroads constructed under the provisions of the Internal Improvement Act, to protect the interests of the said Internal Improvement Fund therein; also,

Assembly bill No. 114:

An act to settle the title of the Pensacola and Georgia and the Tallahassee Railroad, now known as the Jacksonville, Pensacola and Mobile Railroad, and to protect the interests of the Internal Improvement Fund therein; also,

Assembly bill No. 70:

An act for the relief of Washington Waller and Reuben Wright; also,

Assembly bill No. 155:

An act relating to Coroner's Juries; also,

Assembly Joint Resolution,

In reference to a Constitutional Convention;

Which were then signed by W. D. Barnes, President *pro tem.* and Jas. G. Gibbs, Secretary of the Senate.

Mr. McGuire offered the following joint resolution:

*The people of the State of Florida, represented in Senate and Assembly, do resolve as follows:* That the Secretary of State is hereby directed to have published and distributed a sufficient number of copies of the laws passed at the present term of the Legislature within thirty days after the adjournment of the same;

Which was referred to the Committee on Printing.

Resolution of the Senate in reference to adjournment *sine die* was taken up with the amendment of the Assembly.

Mr. Meacham moved that the Senate concur in the Assembly amendment.

Mr. Orman moved that the resolution lie on the table for the present;

Which was agreed to.

The journal was now taken up, and, on motion of Mr. Walker of the 23d, its reading was dispensed with and it was approved.

Mr. Bryson made the following report:

SENATE CHAMBER, TALLAHASSEE, March 3, 1879.

HON. W. D. BARNES,

*President pro tem. of the Senate:*

SIR: Your Committee on Engrossed Bills report that they examined Senate bill No. 126, to be entitled an act to provide for locating private roads, and found the same correctly engrossed, and herewith return it properly endorsed.

Very respectfully,

WM. BRYSON, JR., Chairman.

Which was read and Senate bill No. 126 placed among the orders of the day.

Mr. McKinnon made the following report:

SENATE CHAMBER, TALLAHASSEE, March 3, 1879.

HON. W. D. BARNES,

*President pro tem. of the Senate:*

SIR: Your Committee on Finance and Taxation to whom was referred Assembly bill No. 35, a bill to be entitled an act to allow certain dealers in general merchandize to sell certain drugs and medicines without having to pay special license tax therefor, have considered the same and recommend that it do pass.

Very respectfully,  
A. D. MCKINNON, Chairman.

Which was read, and Assembly bill No. 35 placed among the orders of the day.

Mr. Niblack made the following report:

SENATE CHAMBER, TALLAHASSEE, March 3, 1879.

HON. WM. D. BARNES,

*President pro tem. of the Senate:*

SIR: The Judiciary Committee to whom was referred Senate bill No. 177, to be entitled an act in relation to evidence, report that they have had the same under consideration, and recommend its passage.

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

Which was received and the bill placed among the orders of the day.

Also the following:

SENATE CHAMBER, TALLAHASSEE, March 3, 1879.

HON. W. D. BARNES,

*President pro tem. of the Senate:*

SIR: Your Committee on the Judiciary, to whom was referred Assembly bill No. 24, to be entitled an act for the issue and service of criminal process in certain cases, without prepayment of fees, report that they have had the same under consideration, and recommend its passage.

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

Which was read, and Assembly bill No. 24 placed among the orders of the day.

Also the following:

SENATE CHAMBER, TALLAHASSEE, March 3, 1879.

HON. W. D. BARNES,

*President pro tem. of the Senate:*

SIR: Your Judiciary Committee, to whom was referred Senate bill No. 178, to be entitled an act for the protection of convicts under contract, and to punish violations of such contracts by contractors, report that they have examined the same and recommend the passage thereof, with the accompanying amendments.

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, March 3, 1879.

HON. W. D. BARNES,

*President pro tem. of the Senate:*

SIR: Your Judiciary Committee, to whom was referred Senate bill No. 179, to be entitled an act to amend an act relating to foreign guardians, approved February 8, 1861, report that they have had the same under consideration 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, March 3, 1879.

HON. W. D. BARNES,

*President pro tem. of the Senate:*

SIR: Your Committee on Railroads and Canals to whom referred Senate bill No. 90, entitled an act to amend sections 5 and 30 of an act to provide for and encourage a liberal system of internal improvements in this State, approved January 6, 1855, have had the same under consideration and recommend the amendments herewith, and when so amended we recommend the passage of the bill.

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, March 3, 1879.

HON. W. D. BARNES,

*President pro tem. of the Senate:*

SIR: Your Committee on Railroads and Telegraphs to whom was referred Assembly bill No. 16, entitled an act to incorporate a company and to facilitate the construction and equipment of a railroad from Green Cove Springs upon the St. Johns river in Clay county to the town or village or Melrose in Alachu county, under the style of the Green Cove Springs and Melrose Railroad Company, have had the same under consideration and recommend its passage.

Respectfully,  
S. L. NIBLACK, Chairman.

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

#### ORDERS OF THE DAY.

Mr. Walker of the 23d asked that Senate bill No. 22, to be entitled an act for the relief of T. J. Linton, be read the third time and put upon its passage;

Which was agreed to.

The vote was :

Yeas—Messrs. Barnes, Genovar, Hatcher, Jones, Long, McClenny, McMeekin, McGuire, McKinnon, Meacham, Niblack, Patterson, Richard, Sharpe, Speer, Thompson, Walker of the 23d, Walker of the 6th and Wallace—19.

Nays—Messrs. Durkee, Eagan, Hagan and Johnson—4.

So the bill passed, title as stated.

Ordered that the same be certified to the Assembly.

Mr. McKinnon moved to rescind the resolution adopted February 18, in relation to the order of business;

Which was agreed to.

Mr. Richard made the following report :

SENATE CHAMBER, TALLAHASSEE, March 3, 1879.

HON. W. D. BARNES,

*President pro tem. of the Senate:*

SIR: Your Committee on Public Printing, to whom was referred joint resolution in regard to the printing and distributing the laws of the present session of the Legislature, have

considered the same and recommend that it be indefinitely postponed.

J. C. RICHARD,  
Chairman.

W. N. THOMPSON,  
W. H. SHARPE.

Which was agreed to.

Mr. McKinnon moved that the resolution be amended so as to read within "sixty" days in place of "thirty" days;

Which was agreed to.

The report of the Committee on Printing was then laid on the table.

Mr. McKinnon moved that the rule be suspended and the resolution read the third time;

Which was agreed to.

The resolution was then read a third time and put upon its passage.

The vote was :

Yeas—Messrs. Allen, Barnes, Bryson, Durkee, Genovar, Hagan, Hatcher, Johnson, Jones, Judge, Long, Lykes, McMeekin, McClenny, McGuire, McKinnon, Meacham, Orman, Patterson, Speer, Thompson, Walker of the 23rd and Walker of the 6th—23.

Nays—Mr. Richard—1.

So the resolution passed, title as stated.

Ordered that the same be certified to the Assembly.

Mr. Thompson made the following report :

SENATE CHAMBER, TALLAHASSEE, March 3, 1879.

HON. W. D. BARNES,

*President pro tem. of the Senate:*

SIR: Your Committee on Corporations to whom was referred Assembly bill No. 43, entitled an act to incorporate the State Historical Society of Florida, have examined the same and recommend its passage.

Very respectfully,

W. N. THOMPSON, Chairman.

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

Mr. Orman made the following report :

SENATE CHAMBER, TALLAHASSEE, March 3, 1879.

HON. W. D. BARNES,

*President pro tem. of the Senate:*

SIR: The Joint Committee on Enrolled Bills herewith report

that they have examined and found correctly enrolled the following acts, to wit:

Senate bill No. 176, an act supplementary to an act entitled an act to incorporate the Jacksonville, St. Augustine and Indian River Railroad Company; also,

Senate bill No. 173, an act to grant certain lands to the Tampa, Pease Creek and St. Johns River Railroad Company; also,

Senate bill No. 174, an act to grant certain lands to the Gainesville, Ocala and Charlotte Harbor Railroad Company; also,

Senate bill No. 139, an act for the relief of Dr. W. H. Babcock.

Very respectfully,  
 W. T. ORMAN,  
 Chairman Senate Committee.  
 A. C. WHITE,  
 Chairman Assembly Committee.

Which was read, and the enrolled bills signed by W. D. Barnes, President *pro tem.* and James G. Gibbes, Secretary of the Senate.

Assembly bill No. 16:

To be entitled an act to incorporate the Green Cove and Melrose Railroad Company,

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

The vote was:

Yeas—Messrs. Barnes, Eagan, Genovar, Hagan, Hatcher, Judge, Long, McMeekin, McKinnon, Meacham, Niblack, Orman, Patterson, Richard, Sharpe, Speer, Thompson, Walker of the 23rd and Wallace—19.

Nays—Mr. Johnson—1.

So the bill passed, title as stated.

Ordered that the same be certified to the Assembly.

Mr. Thompson in the chair.

Senate bill No. 70:

To be entitled an act amending an act directing the mode of suing out and prosecuting writs of *habeas corpus*,

Was read a third time and put upon its passage.

The vote was:

Yeas—Messrs. Allen, Barnes, Genovar, Hagan, Hatcher, Johnson, Jones, Judge, Long, Lykes, McMeekin, McGuire, McKinnon, Meacham, Niblack, Patterson, Richard, Sharpe, Thompson, Walker of the 6th and Wallace—21.

Nays—Mr. Bryson—1.

So the bill passed, title as stated.

Ordered that the same be certified to the Assembly.

Senate bill No. 73:

To be entitled an act to amend an act regulating judicial proceedings,

Was read the third time and put upon its passage.

On motion of Mr. Eagan, there was a call of the Senate.

On motion, the call was dispensed with.

The vote on the passage of the bill was as follows:

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

Nays—Messrs. Long, Lykes and Meacham—3.

Messrs. Hatcher and McClenny were excused from voting.

Mr. Eagan voted blank.

So the bill passed, title as stated.

Ordered that the same be certified to the Assembly.

The following message was received from the Assembly:

ASSEMBLY HALL, TALLAHASSEE, March 3, 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. 160, to be entitled an act to incorporate the Florida Yacht Club; also,

Senate bill No. 154, to be entitled an act for levying a tax for the years 1879 and 1880, with an amendment;

And respectfully request the concurrence of the Senate therein.

Very respectfully,

WM. FORSYTH BYNUM,

*Chief Clerk of the Assembly.*

Which was read, and Senate bill No. 160 ordered to be enrolled, and Senate bill No. 154 placed among the orders of the day.

Mr. Orman made the following report:

SENATE CHAMBER, TALLAHASSEE, March 3, 1879.

HON. W. D. BARNES,

*President pro tem. of the Senate:*

SIR: I herewith report that I have deposited in the office of the Governor of this State the following enrolled bills originating in the Senate, viz:

Senate bill No. 78, to be entitled an act to amend an act to

provide for the incorporation of cities and towns and to establish a uniform system of municipal government in this State, approved February 4, 1869, and the acts amendatory thereof, and to further provide for the organization and government of cities.

Senate bill No. 129, to be entitled an act authorizing the Trustees of the Internal Improvement Fund to institute suit to settle the title to certain railroads constructed under the provisions of the Internal Improvement act, and to protect the interest of the said fund therein.

Senate bill No. 139, an act for the relief of Dr. W. H. Babcock.

Senate bill No. 176, an act to incorporate the Jacksonville, St. Augustine and Indian River Railroad Company.

Senate bill No. 173, an act to grant certain lands to the Tampa, Peace Creek and St. Johns River Railroad Company.

Very respectfully,

W. T. ORMAN,  
Chairman Senate Committee.

Which was read.

Senate bill No. 154 :

To be entitled an act levying a tax for 1879 and 1880,

Was taken up with the Assembly amendment.

Mr. McKinnon moved that the Senate do not concur in the Assembly amendment thereto ;

Which was not agreed to.

Mr. Thompson moved that the Senate concur in the amendment ;

Which was agreed to.

Ordered that the same be certified to the Assembly.

Mr. Niblack presented, by permission, Senate bill No. 181, an act authorizing the Governor to employ an agent to prosecute claims against the Government of the United States to refund money advanced by the State in paying volunteers for Indian war service ;

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

Senate bill No. 126 :

An act for locating private roads,

Was read a third time and put upon its passage.

The vote was :

Yeas—Messrs. Barnes, Bryson, Durkee, Eagan, French, Genova, Hatcher, Johnson, Jones, Lykes, McClenny, McMeekin, McGuire, Meacham, Niblack, Orman, Patterson, Sharpe, Speer, Thompson, Walker of the 23rd, Walker of the 6th and Wallace—23.

Nays—Mr. Richard—1.

So the bill passed, title as stated.

Ordered that the same be certified to the Assembly.

The motion of Mr. McGuire to reconsider the vote by which Assembly bill No. 115 was passed,

Was taken up.

Mr. Bryson moved that the Senate adjourn until 4 p. m. ;

Which was agreed to.

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

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, French, Genovar, Hagan, Hatcher, Johnson, Jones, Judge, Lykes, McClenny, McMeekin, McGuire, McKinnon, Niblack, Orman, Patterson, Richard, Sharpe, Thompson, Walker of the 23d and Walker of the 6th—23.

A quorum present.

Assembly bill No. 115 was taken up and read the third time.

The vote being taken on the motion of Mr. McGuire to reconsider the vote by which the bill passed,

The vote was :

Yeas—Messrs. Bryson, Durkee, Genovar, McClenny, McGuire, McKinnon, Thompson and Walker of the 6th—8.

Nays—Messrs. Allen, Barnes, Eagan, Hagan, Hatcher, Johnson, Jones, Judge, Long, McMeekin, Niblack, Orman, Patterson, Richard, Sharpe, Speer, and Walker of the 23d—17.

Mr. Wallace was excused from voting.

So the reconsideration was not agreed to, and bill ordered to be certified to the Assembly.

Mr. Bryson made the following report :

SENATE CHAMBER, TALLAHASSEE, March 3, 1879.

HON. W. D. BARNES,

*President pro tem. of the Senate :*

SIR: Your Committee on Engrossed Bills report that they have examined—

Senate bill No. 52 :

To be entitled an act to incorporate the Peace Creek Navigation Company,

And found the same correctly engrossed, and return the same herewith properly endorsed.

Very respectfully,

WM. BRYSON, JR., Chairman.

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

Mr. Orman made the following report:

SENATE CHAMBER, TALLAHASSEE, March 3, 1879.

HON. W. D. BARNES,

*President pro tem. of the Senate:*

SIR: The Committee on Public Lands to whom was referred Assembly bill No. 227, to be entitled an act relating to the sale of timber from State lands, and the appointment of agents for the protection thereof, have had the same under consideration, and report it back without recommendation.

Very respectfully,

W. T. ORMAN, Chairman.  
F. B. HAGAN.

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

Mr. Walker of the 23d asked a reconsideration of the vote on Senate bill No. 146, to be entitled an act in relation to public records, and asked that the rule be waived for that purpose;

Upon which the yeas and nays were called for.

The vote was:

Yeas—Messrs. Bryson, French, Genovar, Hagan, Hatcher, Judge, McMeekin, McGuire, McKinnon, Niblack, Orman, Sharpe, Speer, Walker of the 23rd and Walker of the 6th—15.

Nays—Messrs. Allen, Barnes, Durkee, Johnson, Long, Lykes, McClenny, Patterson, Richard, Thompson and Wallace—11.

Two-thirds not voting in the affirmative, the motion was not agreed to.

Mr. Sharpe made the following report:

SENATE CHAMBER, TALLAHASSEE, March 3, 1879.

HON. W. D. BARNES,

*President pro tem. of the Senate:*

SIR: Your Committee on State Affairs to whom was referred Assembly bill No. 26, to be entitled an act to amend an act entitled an act to amend section 13 and to repeal sections 10, 14 and 15 of an act entitled an act to establish and keep in good repair the public roads and highways in the State, approved February 19, 1874, and for other purposes, beg leave to report that they have had the same under consideration and recommend that it do pass.

Respectfully,

JNO. J. MCGUIRE, Chairman,  
WM. H. SHARPE.

Which was read and Assembly bill No. 26 placed among the orders of the day.

The following message was received from the Assembly:

ASSEMBLY HALL, TALLAHASSEE, March 1, 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 refused to concur in Senate amendments to Assembly bill No. 167, to be entitled an act to amend sections 1, 20, 24, 32 and 38 of an act to establish a uniform system of common schools and a university, approved January 30, 1869, chapter 1686, Laws of Florida, and respectfully ask that the Senate recede therefrom.

Very respectfully,

WM. FORSYTH BYNUM,

*Chief Clerk of the Assembly.*

Which was read.

Also the following:

ASSEMBLY HALL, TALLAHASSEE, March 3, 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 the following bills:

Assembly bill No. 73:

To be entitled an act to declare where and how cost in criminal cases, when the State of Florida is a party, shall be audited and paid;

Assembly bill No. 74:

To be entitled an act to incorporate the Planter's Loan and Banking Association, approved February 19, 1872, and respectfully request the concurrence of the Senate therein.

WM. FORSYTH BYNUM,

*Chief of Clerk the Assembly.*

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

Also the following:

ASSEMBLY HALL, TALLAHASSEE, March 3, 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. 79, to be entitled an act for the relief of Edward Dennis of Duval county, Florida;

And concurred in Senate amendments to Assembly bill No. 145, an act for the redemption of lands sold for taxes, approved March 7, 1877, and for other purposes.

Very respectfully,

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

Which was read.

Mr. Bryson made the following report:

SENATE CHAMBER, TALLAHASSEE, March 3, 1879.

HON. W. D. BARNES,

*President pro tem. of the Senate:*

The undersigned members of a joint committee appointed to examine the Digest of the Laws of Florida, provided for under the act of March 2d, 1877, and to report what action, if any, is necessary to be taken to secure the adoption and publication of said Digest, beg leave to report that they have ascertained that in accordance with the provisions of Chapter 3028 of the Laws of Florida, approved March 2, 1877, the Governor, in the early part of the spring, appointed the Hon. George S. Hawkins to form and arrange a Digest of the Laws of the State of Florida, as provided for by the said act of March 2d, 1877, and that said George S. Hawkins entered upon said work, but before much progress had been made therein, he was cut off from his labors by death; that after the death of Judge Hawkins, the Governor appointed James F. McClellan, Esq., to perform the said work of compiling the said Digest of the Laws of Florida, under the said act; that owing to the limited time since the appointment of James F. McClellan, it has been impossible to submit and have the said work examined by the Supreme Court.

In view of the above fact, as well as the great importance of securing the early publication of a Digest of the Laws of the State, your committee recommend that the said Jas. F. McClellan be authorized and required under his present appointment to incorporate the laws passed at the present session, and that the said work be examined, received and published as provided for in the bill accompanying this report, and recommend its passage.

WM. BRYSON, JR.,  
Chairman Senate Committee.  
W. D. BARNES.  
THOS. N. BELL,  
Chairman House Committee.  
J. E. YONGE,  
W. M. LEDWITH.

Which was read, and the accompanying bill, No. 183, an act to procure the publication, printing and binding of the Digest of the Laws of Florida, was placed among the orders of the day.

Mr. Hagan, by permission, called up Senate bill No. 52, to be entitled an act to incorporate the Peace Creek Navigation Company;

Which was read a third time and put upon its passage.

The vote was:

Yeas—Messrs. Allen, Barnes, Bryson, Durkee, Eagan, French, Genovar, Hagan, Hatcher, Jones, Judge, Long, McClenny, McMeekin, McGuire, McKinnon, Niblack, Orman, Patterson, Richard, Sharpe, Speer, Walker of the 23rd, Walker of the 6th and Wallace—25.

Nays—Mr. Johnson—1.

So the bill passed, title as stated.

Ordered that the same be certified to the Assembly.

Assembly bill No. 73:

To be entitled an act to declare when and how costs in civil and criminal cases, where the State of Florida is a party, shall be audited and paid,

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

Assembly bill No. 74:

To be entitled an act to incorporate the Planters' Loan and Banking Association,

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

Assembly bill No. 79:

To be entitled an act for the relief of Edward Dennis,

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

Senate bill No. 90:

To be entitled an act to amend sections 5 and 30 of an act to provide for and encourage a liberal system of Internal Improvement, in this State, approved January 6, 1855,

Was read the second time.

The rule being waived the bill was read the third time and put upon its passage.

The vote was:

Yeas—Messrs. Allen, Barnes, Genovar, Hagan, Hatcher, Johnson, Judge, Long, Lykes, McGuire, McKinnon, Niblack, Orman, Richard, Speer, Thompson, Walker of the 23rd and Walker of the 6th—18.

Nays—Messrs. Bryson, French, Jones, McMeekin, Patterson and Sharpe—6.

So the bill passed, title as stated.

Ordered that the same be certified to the Assembly.

Senate bill No. —:

To be entitled an act to declare Catharine Ward a free dealer,

Was read the second time, the rule waived, and the bill read the third time and put upon its passage.

The vote was:

Yeas—Messrs. Barnes, Bryson, French, Genovar, Hagan, Hatcher, Johnson, Judge, Long, McGuire, McKinnon, Patterson, Richard, Sharpe, Speer, Thompson, Walker of 23rd, Walker of the 6th and Wallace—19.

Nays—Messrs. Jones and McMeekin—2.

So the bill passed, title as stated

Ordered that the same be certified to the Assembly.

Senate bill No. 165 :

To be entitled an act to make Pamela Collins a free dealer and trader,

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

The vote was:

Yeas—Messrs. Barnes, Bryson, French, Genovar, Hatcher, Johnson, Judge, Long, McGuire, McKinnon, Niblack, Patterson, Richard, Thompson, Walker of the 23rd, Walker of the 6th and Wallace—17.

Nays—Messrs. Jones and McMeekin—2.

So the bill passed, title as stated.

Ordered that the same be certified to the Assembly.

Assembly bill No. 167, in relation to common schools,

Was taken up, and on motion of Mr. Durkee, was put off for consideration at 10:30 p. m. to-morrow.

The following message was received from the Assembly:

ASSEMBLY HALL, TALLAHASSEE, FLA., March 3, 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 concurred in—

Senate amendments Nos. 2, 3, 4 and 5, and refused to concur in Senate amendments Nos. 1 and 6, to Assembly bill No. 5, to be entitled an act to fix the pay of members of the Legislature, officers and attaches thereof, and respectfully request the Senate to recede therefrom.

Very respectfully,

WM. FORSYTH BYNUM,

*Chief Clerk of the Assembly.*

Which was read.

Mr. Wallace moved that the Senate recede from the first amendment made by them, which was in relation to the Speaker of the Assembly;

Which was not agreed to.

Mr. Wallace moved that the Senate recede from the sixth amendment of the Senate.

The Senate refused to recede, and the same was ordered to be certified to the Assembly.

Mr. McGuire moved the Assembly be requested to appoint a committee of conference in relation to the amendments to Assembly bill No. 5;

Which was agreed to.

Messrs. McGuire and Hatcher were appointed as the committee on the part of the Senate.

Messrs. McKinnon, Bryson and Long were appointed to notify the Assembly of said conference committee, and to ask the appointment of a similar one.

Mr. McKinnon of this committee reported that they had performed their duty, and were discharged.

Assembly bill No. 26, to be entitled an act to amend an act to establish and keep in good repair the public roads and highways, approved February 19, 1874,

Was read a second time, rule waived, read the third time, and put upon its passage.

The vote was:

Yeas—Messrs. Barnes, Bryson, French, Genovar, Hatcher, Johnson, Jones, Judge, McClenny, McMeekin, McKinnon, Niblack, Patterson, Richard, Sharpe, Speer, Walker of the 23d and Walker of the 6th—18.

Nays—Messrs. Hagan, Long, McGuire, Orman, and Wallace—5.

So the bill passed, title as stated.

Ordered that the same be certified to the Assembly.

Assembly bill No. 130:

To be entitled an act in relation to holding courts in 4th Judicial Circuit,

Was read a second time, the rule waived and the bill read a third time and put upon its passage.

The vote was:

Yeas—Messrs. Barnes, Bryson, French, Genovar, Hagan, Hatcher, Johnson, Jones, Judge, McClenny, McMeekin, McGuire, McKinnon, Niblack, Orman, Patterson, Richard, Sharpe, Speer, Thompson and Walker of the 6th—21.

Nays—None.

So the bill passed, title as stated.

Ordered that the same be certified to the Assembly.



Assembly bill No. 35 :

To be entitled an act to allow dealers in merchandise to sell certain drugs and medicines without paying a special license tax therefor,

Was read the second time, the rule waived and the bill read a third time and put on its passage.

The vote was:

Yeas—Messrs. Barnes, Bryson, Genovar, Hagan, Hatcher, Johnson, Jones, Long, Lykes, McClenny, McMeekin, McGuire, McKinnon, Niblack, Orman, Patterson, Sharpe, Speer, Thompson and Walker of the 23d—20.

Nays—Messrs. Richard and Walker of the 6th—2.

So the bill passed, title as stated.

Ordered that the same be certified to the Assembly.

The Senate went into executive session.

On the doors being opened,

Senate bill No. 104 :

To be entitled an act in relation to the superintendence and management of the Lunatic Asylum,

Was read the second time.

Mr. Thompson moved that the amendments proposed by the committee be adopted.

Mr. McKinnon moved to amend the amendment by striking out out twenty-five hundred and inserting two thousand ;

Which was agreed to.

The amendments of the committee were then adopted and the bill ordered to be engrossed as amended.

The Senate then adjourned until 10 A. M. to-morrow.

TUESDAY, March 4, 1879.

The Senate met pursuant to adjournment.

Mr. McKinnon in the chair.

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

Messrs. Allen, Bryson, Durkee, Eagan, Hagan, Hatcher, Johnson, Jones, Long, Lykes, McClenny, McKinnon, Meacham, Niblack, Patterson, Sharpe, Speer and Thompson—18.

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 made the following report:

SENATE CHAMBER, TALLAHASSEE, March 4, 1879.

HON. W. D. BARNES,

*President pro tem. of the Senate :*

SIR: Your Judiciary Committee, to whom was referred Assembly bill No. 73, to be entitled an act to declare when and how costs in civil and criminal cases where the State of Florida is a party shall be audited and paid, report that they have examined 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, March 4, 1879.

HON. W. D. BARNES,

*President pro tem. of the Senate :*

SIR: Your Judiciary Committee, to whom was referred Senate bill No. 182, to be entitled an act to amend section 4 of chapter 1413, Laws of Florida, being an act relative to claims placed in the hands of district solicitors in this State, report that they have had the same under consideration and recommend its passage.

Very 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, March 4, 1879.

HON. W. D. BARNES,

*President pro tem. of the Senate :*

SIR: Your Committee on the Judiciary to whom was referred Assembly bill No. 30, to be entitled an act in relation to testimony in criminal cases, report that they have had the same under consideration, and recommend its passage with the accompanying amendments.

Very respectfully,

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

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