

in during the dark days of Republican rule. For a time our people were disheartened; the prospect of getting control of the State government was gloomy. I feel some pride in the humble part which I took in the beginning of, and through the contest for redemption. My county was the first of the number, under the control of our adversaries, that was wrested from them. The result then satisfied me that all that was necessary to success in the State, was the same spirit and energy which was displayed by us in that contest.

And now let me say, that while I uphold the principles of Jefferson and Madison and Jackson, the best expounders of Democratic faith, I shall never be behind any man in supporting and advocating any and every measure which is intended to promote the honor and welfare of our whole country. For one, I shall never submit to the imputation that a lover of the Republic and our system of government cannot follow the teachings of these distinguished men, or that loyalty and devotion to the country is not to be found in the party to which I belong. As a defender of the rights of the States and the people under the Constitution, I shall always uphold the just authority of the Union; and if, in the exuberance of my love for the principles of liberty and the rights of man, I shall, at any time, oppose the inroads and aggressions of power, it will not be for want of sincere attachment and reverence for the Constitution, but because I would shield and protect it from the disasters that always follow in the train of usurpation.

The poverty of my speech will not permit me to express to you my gratitude for the honor you have conferred upon me. My heart is too full at this moment for my weak and tremulous tongue to convey to you the least conception of the feelings which your kindness and partiality have inspired. Coming among you as I did a fortuneless stranger, before the softness of youth had given way to the full maturity of manhood, and with nothing to commend me but a willingness to labor, I found here all the encouragement and support which the loftiest ideas of human brotherhood ever secured for the most distinguished visitor. With you, and among you, all the sober and severe lessons of my life have been learned. I brought you nothing but a poor contribution to your field of productive industry, and when, through the encouragements of friendship, I finally entered the more enlarged arena of intellectual thought, I little imagined that the day would come when, in addition to all my previous obligations to you, I would have added that which nothing but the highest and greatest exhibition of liberality and confidence could impose.

I thank you,

Upon motion, the Senate went into executive Session at 12:35 o'clock P. M.

At 1:10 the doors were opened.

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

Which was agreed to.

Whereupon the Senate was so adjourned.

CONFIRMATIONS.

J. Ira Gore, to be Collector of Revenue for Levy county.

John F. McDonell, to be County Judge for Levy county.

Lewis Appell, to be Assessor of Taxes for Levy county.

William C. Brown, to be Clerk of the Circuit Court for Hillsborough county.

Henry L. Crane, to be County Judge for Hillsborough county.

D. Isaac Craft, to be Sheriff for Hillsborough county.

W. B. C. Duryee and H. H. Linville, to be Commissioners of Pilotage in Nassau county.

William H. Garland, to be Assessor of Taxes in Nassau county.

T. E. Buckman, to be Clerk of the Circuit Court for Duval county.

Uriah Bowden, to be Sheriff for Duval county.

W. A. McLean, to be County Judge for Duval county.

J. A. Carlisle, to be Clerk of the Circuit Court for Alachua county.

J. C. Gardner, to be County Judge for Alachua county.

SATURDAY, January 22, 1881.

The Senate met pursuant to adjournment.

The President in the chair.

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

Messrs. Bryson, Chandler, Cole, Cone, Crill, Delano, Dell, Duncan, Hatcher, Hendry, Judge, Lee, Lykes, McClenny, McKay, McKinne, McKinnon, Niblack, Polhill, Powers, Robinson, Sharpe, Speer, and Thompson—24.

A quorum present.

Prayer by the Chaplain.

On motion of Mr. McKay, the reading of yesterday's journal was dispensed with.

Mr McKinnon moved that the Recording Clerk be informed that he will not be required to record the speech of Senator Jones as appeared on the journal of yesterday ;

Which was agreed to, and the Clerk was so informed.

INTRODUCTION OF BILLS.

The following bill was introduced :

By Mr. Bryson :

Senate Bill No. 65 :

To be entitled an act for the relief Caroline Jones, of Suwannee county ;

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

REPORTS OF COMMITTEES.

The Committee on Public Printing made the following report :

SENATE CHAMBER, Tallahassee, January 22, 1881.

HON. L. W. BETHEL,

President of the Senate.

Your Committee on Printing hereby report that they have received the following proposition from the State Printer for the printing of the Journals, etc., of the Senate for the present session, to-wit :

"TALLAHASSEE, Fla., January 8, 1881.

"TO HON. MR. POWERS,

"Chairman Committee on Public Printing, Senate :

"SIR—I propose to do the printing for the Senate at the following rates :

"For five hundred copies of the daily Journal, to be laid upon the desks of Senators each morning, one-half cent for each one hundred words per copy for the first one hundred copies, and one-eighth of a cent for each one hundred words per copy for the next four hundred copies.

"This proposal to include all miscellaneous printing, such as bills, messages, reports, etc., etc., whether in pamphlet form or otherwise ordered.

"For three hundred copies of the Senate Journal, in book form, to be stitched and delivered after the adjournment of the Legislature, at the rate of eighty-five cents per page, counting

one copy. For five hundred copies of same at the rate of one dollar and ten cents per page, counting one copy.

"Very respectfully,

"C. A. FINLEY, State Printer."

Which is submitted, and its acceptance respectfully recommended.

GEO. C. POWERS, Chairman.

H. W. CHANDLER,

A. J. POLHILL,

S. R. MALLORY,

Committee.

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

The Committee on Claims made the following report :

SENATE CHAMBER, Tallahassee, January 22, 1881.

HON. L. W. BETHEL,

President of the Senate :

SIR: Your Committee to whom was referred—

The petition of Reuben Marsh, of Volusia county, requesting the refunding to him of certain moneys paid by him to the State of Florida for lands belonging to the United States,

Beg leave to report that they have had the petition under consideration and find it a charge against the Internal Improvement Fund ; therefore recommend that it do not pass.

Very respectfully,

J. G. SPEER,

Chairman Committee on Claims.

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

The Committee on Corporations made the following report :

SENATE CHAMBER, Tallahassee, January 22, 1881.

HON. L. W. BETHEL,

President of the Senate :

SIR: Your committee to whom was referred—

Senate bill No. 16, to be entitled an act to incorporate the Walton Co-operative Association No. 132 of Patrons of Husbandry in Walton county, Florida,

Have had the same under consideration and recommend that it do pass.

Also,

Senate bill No. 50, to be entitled an act to amend section 11, chapter 3099 of an act for the assessment and collection of revenue, approved March 7, 1879,

Have examined the same and recommend that it be referred to the Committee on Finance and Taxation.

Very respectfully,
W. N. THOMPSON,
Chairman Committee on Corporations.

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

The Committee on Privileges and Elections made the following report:

SENATE CHAMBER, Tallahassee, January 21, 1881.

HON. L. W. BETHEL,

President of the Senate :

SIR—The Committee on Privileges and Elections, to whom was referred the case of J. C. Greely, contestant, vs. J. E. Lee, contestee, from the Eighteenth Senatorial District of Florida, ask leave to submit the following report in the above stated case :

Your Committee, after a careful investigation of the evidence upon intimidation, this being the ground upon which the contestant rested his case, is of the unanimous opinion that there were acts of intimidation on the part of some of the supporters of the contestee; that there were cases of threats and menace; but the testimony is so vague, indefinite and unsatisfactory that your Committee can come to no definite conclusion as to the number of voters affected thereby. To sustain the charge of intimidation evidence should have been introduced showing that the result was materially affected, or that by reason of such intimidation the true vote could not be ascertained with certainty. See McCrary on Elections, p. 354, Sec. 416; Harrison vs. Davis, 1 Bartlett 341; Bruce vs. Loan, *ibid.* 482; Bromberg vs. Haralson, 44 Congress, 1st sess. H. of R.

Your Committee therefore recommend the adoption of the following:

Resolved, That the contest in this case be dismissed, and that J. E. Lee is entitled to his seat in this Senate.

Respectfully,

J. H. MCKINNE,
Chairman.

Which was read.

Mr. McKinne moved that the resolution be adopted;

Which was agreed to.

The Committee on Commerce and Navigation made the following report:

SENATE CHAMBER, Tallahassee, January 22, 1881.

HON. L. W. BETHEL,

President of the Senate :

SIR—Your Committee, to whom was referred—

Joint resolution asking an appropriation from Congress to survey and open the Suwannee river from its mouth to Ellaville, Fla., at the mouth of the Withlacoochee,

Beq leave to recommend that it do pass.

Respectfully,

JAMES MCKAY,

Chairman Committee on Commerce and Navigation.

Which was read.

Mr. McKinnon moved that the rules be waived, and that the resolution accompanying the report be read a second time;

Which was agreed to, and the resolution was read the second time.

Mr. McKinnon moved that the rules be further waived and the resolution be read a third time and put upon its passage;

Which was agreed to.

The question was upon the passage of Assembly resolution No. 7.

Joint resolution asking an appropriation from Congress to survey and open the Suwanee river from its mouth to Ellaville at the mouth of the Withlacoochee.

The vote was :

Yeas—Messrs. Bryson, Cole, Cone, Crill, Delano, Dell, Hatcher, Hendry, Judge, Lee, Mallory, McClenny, McKinne, McKinnon, Niblack, Polhill, Powers, Robinson, Sharpe, Speer, Thompson and Walker—22.

Nays—None.

So the joint resolution was passed.

Ordered that the same be certified to the Assembly.

Mr. Crill, from the Committee on Immigration, made the following report:

SENATE CHAMBER, Tallahassee, January 22, 1881.

HON. L. W. BETHEL,

President of the Senate :

SIR: Your committee to whom was referred—

Senate bill No. 23, to be entitled An act to amend an act entitled An act to establish a Bureau of Immigration for the State of Florida and to promote the rapid settlement of State lands, approved March 7, 1879;

And Senate bill No. 30, to be entitled An act to establish a Bureau of Immigration for the State of Florida, and to promote the more rapid settlement of the State lands,

Beg leave to report that they have had the same under consideration and respectfully ask permission to present the accompanying bill in lieu thereof and recommend the passage of the same.

Very respectfully,

E. S. CRILL,
WM. JUDGE,
A. A. ROBINSON,
J. C. WALKER.

Which was read.

On motion of Mr. Sharpe, the bill offered by the committee in lieu of Senate bills Nos. 23 and 30 were laid on the table to be taken up next Tuesday.

Mr. Niblack, Chairman of the Judiciary Committee, made the following report:

SENATE CHAMBER, Tallahassee, January 22, 1881.

HON. L. W. BETHEL,

President of the Senate:

SIR: Your committee to whom was referred—

Assembly bill No. 29, being an act entitled an act for the protection of sheep and other stock, and for the benefit of stock raisers,

Beg leave to report that they have considered the same, and recommend that it do pass.

Very respectfully,

S. L. NIBLACK,
Chairman Judiciary Committee.

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

Mr. McKinnon moved that the rule be waived and the bill read a second time;

Which was agreed to.

Mr. McKinnon moved that the rule be further waived and the bill read a third time by its title and put upon its passage;

Which was agreed to.

Assembly bill No. 29:

To be entitled an act for the protection of sheep and other stock, and for the benefit of stock raisers,

Was read the third time and put upon its passage.

The vote was:

Yeas—Messrs. Cone, Crill, Duncan, Hatcher, Hendry, Judge, Mallory, McKinnon, Niblack, Powers, Robinson, Sharpe, Speer, Thompson and Walker—15.

Nays—Messrs. Bryson, Chandler, Delano, Lee, Polhill and Wallace—6.

So the bill passed, title as stated.

Ordered that the same be certified to the Assembly.
Mr. Niblack, Chairman of the Judiciary Committee, made the following report:

SENATE CHAMBER, Tallahassee, Fla., Jan. 22, 1881.

HON. L. W. BETHEL,

President of the Senate:

SIR: Your committee to whom was referred—

Assembly bill No. 40, being an act entitled an act to give concurrent jurisdiction to the courts of Walton and Washington counties over the waters of Choctawhatchie bay,

Beg leave to report that they have had the same under consideration, and recommend that the bill do pass.

Very respectfully,

S. L. NIBLACK,
Chairman Judiciary Committee.

Also the following:

SENATE CHAMBER, Tallahassee, Jan. 22, 1881.

HON. L. W. BETHEL,

President of the Senate:

SIR: Your committee to whom was referred—

Assembly bill No. 12, to be entitled an act to regulate the bringing of suits by married women,

Beg leave to report that they have had the same under consideration, and recommend that it do not pass.

Very respectfully,

S. L. NIBLACK,
Chairman Judiciary Committee.

Also the following:

SENATE CHAMBER, TALLAHASSEE, January 22, 1881.

HON. L. W. BETHEL,

President of the Senate:

SIR: Your committee to whom was referred Senate bill No. 27, entitled an act to regulate the licensing of physicians and surgeons, the practice of medicine, surgery and obstetrics, the sale of certain medicines and for other purposes,

Beg leave to report that all of said bill, from the end of Section 7, to the repealing clause in Section 16, is unconstitutional in form and should, therefore, not pass. As to so much of the bill as is included between the beginning of the first and the end of the 7th Section, your committee beg leave to report the same without recommendation.

Respectfully submitted,

S. L. NIBLACK,
Chairman Judiciary Committee.

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

The committee on engrossed bills made the following report :

SENATE CHAMBER, TALLAHASSEE, JAN. 22, 1881.

HON. L. W. BETHEL,

President of the Senate :

SIR:—Your committee to whom was referred—

Senate bill No. 21, to be entitled an act for the relief of A. Moseley, Sheriff Leon county; also,

Senate bill No. 43, to be entitled an act to empower the Governor to borrow money for State purposes; also,

Senate bill No. 48, to be entitled an act to protect officers in the execution of legal process; also,

Senate bill No. 30, to be entitled an act for the relief of Thomas A. Carruth; also,

Senate bill No. 42, to be entitled an act for the protection of children; also,

Senate bill No. 34, to be entitled an act for the relief of Walter Gwynn, Treasurer, and others; also,

Senate bill No. 45, to be entitled an act authorizing limited partnerships;

Beg leave to report that they have examined the same and found them to be correctly engrossed.

Very respectfully,

WM. BRYSON, JR.,

Chairman Committee on Engrossed Bills.

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

Mr. Crill moved that the vote upon the passage of Senate bill No. 26, entitled an act in relation to the public records of the several counties of this State, be reconsidered;

Which was agreed to.

Mr. Delano moved that the bill be laid upon the table for two weeks:

Which was agreed to.

SECOND READING OF BILLS.

Senate bill No. 27:

To be entitled an act to regulate the licensing of physicians and surgeons, the practice of medicine, surgery and obstetrics, the sale of certain medicines, and for other purposes;

Was read the second time.

Mr. Bryson moved that the further consideration of the bill be indefinitely postponed.

Which was agreed to.

Senate bill No. 50, to be entitled an act to amend division 11, chapter 3099 of an act for the assessment and collection of revenue, approved March 7, 1879,

Was read the second time and referred to the Committee on Finance and Taxation as recommended by the Committee on Corporations.

The petition of Reuben Marsh, of Volusia county, requesting the refunding to him of certain money paid by him to the State of Florida for lands belonging to the United States government,

Was read the second time and ordered to be engrossed for a third reading on to-morrow.

Senate bill No. 16:

To be entitled an act to incorporate the Walton Co-operative Association No. 132 of Patrons of Husbandry, in Walton county, Florida,

Was read the second time and ordered to be engrossed for a third reading on to-morrow.

Assembly bill No. 40:

To be entitled an act to give concurrent jurisdiction to the courts of Walton and Washington counties over the waters of Choctawhatchie bay,

Was read the second time.

Mr. McKinnon moved that the rules be waived and the bill read the third time and put upon its passage;

Which was agreed to.

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

The vote was:

Yeas—Messrs. Bryson, Chandler, Cole, Conc, Crill, Delano, Dell, Duncan, Hatcher, Hendry, Judge, Lee, Mallory, McClenny, McKay, McKinne, McKinnon, Niblack, Polhill, Powers, Robinson, Sharpe, Speer, Thompson and Wallace—25.

Nays—None.

So the bill passed, title as stated.

Ordered that the same be certified to the Assembly.

Assembly bill No. 12:

To be entitled an act to regulate the bringing of suits by married women,

Was read the second time.

Mr. McKinnon moved that the further consideration of the bill be indefinitely postponed;

Which was agreed to, and the bill was indefinitely postponed.

On motion of Mr. Bryson, Mr. Jones was excused from further attendance on account of sickness.

THIRD READING OF BILLS.

Senate bill No. 21:
To be entitled an act for the relief of A. Moseley, Sheriff of Leon county,
Was read the third time.
Mr. McKinnon moved that further action on the bill be postponed;
Which was agreed to.
Senate bill No. 31:
To be entitled an act for the relief of Thomas A. Carruth,
Was read the third time and put upon its passage.
The vote was:
Yeas—Messrs. Chandler, Cole, Cone, Crill, Delano, Dell, Duncan, Hatcher, Hendry, Judge, Lee, Mallory, McClenny, McKay, McKinnon, Niblack, Polhill, Powers, Robinson, Sharpe, Thompson and Walker—22.
Nays—None.
So the bill passed, title as stated.
Ordered that the same be certified to the Assembly.
Senate bill No. 43:
To be entitled an act to empower the Governor, Treasurer and Comptroller to borrow money for State purposes,
Was read the third time and put upon its passage.
The vote was:
Yeas—Messrs. Cone, Crill, Delano, Dell, Duncan, Hatcher, Hendry, Judge, Lee, McClenny, McKay, McKinnon, Niblack, Polhill, Powers, Sharpe, Speer, Walker and Wallace—19.
Nays—Messrs. McKinne and Thompson—2.
So the bill passed, title as stated.
Ordered that the same be certified to the Assembly.
Senate bill No. 42:
To be entitled an act for the protection of Children,
Was read the third time and put upon its passage.
The vote was:
Yeas—Messrs. Chandler, Cone, Delano, Dell, Hatcher, Hendry, Judge, Mallory, McClenny, McKay, McKinne, McKinnon, Niblack, Polhill, Robinson, Speer and Thompson—17.
Nays—Messrs. Duncan and Powers—2.
So the bill passed, title as stated.
Ordered that the same be certified to the Assembly.
Senate bill No. 44,
To be entitled an act for the relief of Walter Gwynn, Treasurer, and others,
Was read the third time and put upon its passage.
The vote was:

Yeas—Messrs. Chandler, Cone, Crill, Delano, Dell, Duncan, Hatcher, Hendry, Judge, Lee, Mallory, McKay, McKinnon, Niblack, Polhill, Powers, Robinson, Sharpe, Speer, Thompson, Wallace—21.
Nays—None.
So the bill passed, title as stated.
Ordered that the same be certified to the Assembly.
Senate bill No. 45:
To be entitled an act authorizing limited partnerships;
Was read the third time and put upon its passage.
The vote was:
Yeas—Messrs. Bryson, Chandler, Cone, Crill, Delano, Dell, Duncan, Hatcher, Hendry, Judge, Mallory, McClenny, McKay, McKinne, Niblack, Polhill, Powers, Robinson, Sharpe, Speer, Thompson and Wallace—22.
Nays—None.
So the bill passed, title as stated.
Ordered that the same be certified to the Assembly.
Senate bill No. 48;
To be entitled an act to protect officers in the execution of legal process;
Was read the third time and put upon its passage.
The vote was:
Yeas—Messrs. Chandler, Cone, Crill, Delano, Dell, Duncan, Hatcher, Hendry, Judge, McClenny, McKay, McKinne, McKinnon, Niblack, Polhill, Powers, Robinson, Speer, Thompson and Walker—20.
Nays—Messrs. Lee and Wallace—2.
So the bill passed, title as stated.
Ordered that the same be certified to the Assembly.
Mr. Speer obtained leave and introduced the following bill:
Senate bill No. 66;
Which was read the first time by its title and referred to the Committee on Corporations.
Mr. Wallace obtained leave to introduce the the following:
Senate bill No. 67:
A bill for an act to establish private roads;
Which was read for the first time by its title and referred to the Special Committee on Roads and Highways.
On motion of Mr. McKinne, the President added Mr. McKinnon to the Special Committee on Roads and Highways.
The Senate went into executive session at 12 M.
At 12:20 the doors were opened.
Mr. Speer moved that the Senate adjourn until 10 o'clock Monday;
Which was agreed to.
Whereupon the Senate was so adjourned.

CONFIRMATIONS.

Anthony H. Brownwell, County Judge, Holmes county.
 Thomas H. Pitman, Clerk Circuit Court, Holmes county.
 James J. Newton, Assessor of Taxes, Holmes county.
 Reden E. Williams, Collector of Revenue, Holmes county.
 Thomas Ellis, Sheriff, Holmes county.
 Ramon Hernandez, Sheriff, St. Johns county.
 M. R. Cooper, County Judge, St. Johns county.
 B. F. Oliveros, Clerk Circuit Court, St. Johns county.
 Marion G. Carlton, Collector of Revenue, Manatee county.
 W. F. Forward, Clerk Circuit Court, Putnam county.
 Thomas Shally, Sheriff, Putnam county.

MONDAY, January 24, 1881.

The Senate met pursuant to adjournment.
 The President in the chair.

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

Messrs. Allen, Bryson, Chandler, Cone, Crill, Delano, Dell, Duncan, Hendry, Jones, Judge, Lee, Mallory, McKay, McKinnon, McKinnon, Niblack, Polhill, Powers, Robinson, Sharpe, Speer, Thompson, Walker, Wallace and Willard—26.

A quorum present.

Senator Allen, of the 24th District, appeared in his seat for the first time.

Senator Robinson officiated as Chaplain.

On motion of Mr. Robinson, the reading of Saturday's journal was dispensed with.

Mr. McKinnon moved that Mr. Hatcher be excused;

Which was agreed to.

Mr. Bryson moved that Mr. McClenny be excused from further attendance on this body until Wednesday;

Which was agreed to.

REPORTS OF COMMITTEES.

Mr. Bryson, of the Committee on Engrossed Bills, made the following report:

SENATE CHAMBER, Tallahassee, January 24, 1881.

HON. L. W. BETHEL,

President of the Senate:

SIR—Your committee to whom was referred—

Senate bill No. 16, to be entitled an act to incorporate the Walton Co-operative Association No. 132 of Patrons of Husbandry, in Walton county; also,

The petition of Reuben Marsh, of Volusia county, requesting the refunding to him of certain money paid by him to the State of Florida for lands belonging to the United States government; also,

Beg leave to report that they have examined the same and found them to be correctly engrossed.

Your committee would suggest that, in their opinion, there must be some mistake in the engrossment of the above petition of Reuben Marsh.

Respectfully, etc.,

WM. BRYSON, JR.,

Chairman Committee on Engrossed Bills.

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

The following is a corrected report on Privileges and Elections, there having been some errors in the report as printed on Saturday:

SENATE CHAMBER, Tallahassee, January 21, 1881.

HON. L. W. BETHEL,

President of the Senate:

SIR—The Committee on Privileges and Elections, to whom was referred the case of J. C. Greely, contestant, vs. J. E. Lee, contestee, from the Eighteenth Senatorial District of Florida, ask leave to submit the following report in the above stated case:

Your Committee, after a careful investigation of the evidence upon intimidation, this being the ground upon which the contestant rested his case, is of the unanimous opinion that there were acts of intimidation on the part of some of the supporters of the contestee; that there were cases of threats and menace; but the testimony is so vague, indefinite and unsatisfactory that your Committee can come to no definite conclusion as to the number of voters affected thereby. To sustain the