

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

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.* 432; 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.

THIRD READING OF BILLS.

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

Mr. McKinnon moved that the petition be returned to the Senator introducing it;

Which was agreed to and so ordered.

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 third time and put upon its passage.

The vote was:

Yeas—Messrs. Allen, Bryson, Chandler, Cone, Crill, Dell, Duncan, Hendry, Jones, Judge, Lee, Mallory, McKay, McKinne, McKinnon, Niblack, Polhill, Powers, Robinson, Sharpe, Speer, Thompson, Walker, Willard—24.

Nays—None.

So the bill passed, title as stated.

Ordered that the same be certified to the Assembly.

The President announced that Mr. Niblack was added to the Special Committee on Roads and Highways.

The President announced the following special committee to visit the Lunatic Asylum: Messrs. Thompson, Cole and Crill.

Mr. Jones offered the following:

Resolved, That the committee appointed to visit the State Prison on the part of the Senate be increased from three to five members;

Which was agreed to,

And the President announced as said committee: Messrs. Mallory, Lykes, Allen, Jones and Bryson.

Mr. Bryson moved that Mr. McClenny accompany said committee;

Which was agreed to.

The Committee on Enrolled Bills made the following report:

SENATE CHAMBER, Tallahassee, January 24, 1881.

HON. L. W. BETHEL,

President of the Senate:

SIR: The Joint Committee on Enrolled Bills beg leave to report that they have examined and found correctly enrolled—

Assembly memorial to the Congress of the United States asking for an appropriation for the Apalachicola Bay channel; also,

Assembly memorial to the Congress of the United States to remove obstructions from Wacasassa and Wekiva rivers; also,

Assembly bill to be entitled an act to make the public use of indecent and obscene language a misdemeanor, and provide for the punishment thereof; also,

Assembly memorial to the Congress of the United States, asking an appropriation for the improvement in cleaning out and making navigable the Withlacoochie river, in the State of Florida; also,

Assembly bill to be entitled an act fixing the time for holding the Circuit Court in the Third Judicial Circuit.

Very respectfully,

J. C. WALKER,

Chairman Senate Committee.

H. L. GRADY,

Chairman Assembly Committee.

Which was read.

Mr. Lykes obtained leave and introduced

Senate bill No. 71:

To be entitled an act amending and supplementary to an act to punish trespass upon public land, and to provide for the appointment of timber agents and defining their powers and duties, approved March 6th, 1877;

Which was read the first time by its title.

Mr. Lykes moved that one hundred and fifty copies of the bill be printed;

Which was ordered, and the bill referred to the Committee on Public Lands.

The Committee on Agriculture presented the following report:

SENATE CHAMBER, Tallahassee, January 24, 1881.

HON. L. W. BETHEL-

President of the Senate:

SIR—Your Committee on Agriculture, to whom was referred—

Senate bill No. 61:

To be entitled an act relating to the sale of agricultural products in this State,

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

Very respectfully,

J. B. DELL, Chairman,

Which was read and, upon motion of Mr. McKinnon, further consideration of the bill was postponed for the present.

Mr. McKay obtained leave and introduced

Senate bill No. 69:

To be entitled an act to amend an act to grant certain lands to the Tampa, Peace Creek and St. Johns River Railroad Company;

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

Mr. Thompson obtained leave and introduced

Senate bill No. 70:

To be entitled an act to amend an act apportioning the State into Congressional Districts, approved February 18, 1874;

Which was read for the first time by its title and referred to the Committee on State Affairs.

Upon motion, the Senate went into Executive Session at 11 o'clock.

At 11:15 the doors were opened.

On motion of Mr. Jones, the Senate adjourned until to-morrow morning 10 o'clock.

CONFIRMATIONS.

N. C. Shackelford, to be County Judge of Escambia county

W. J. Dixon, to be County Judge of Lafayette county.

John R. Sessions, to be Sheriff of Suwannee county.

TUESDAY, January 25, 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. Allen, Bryson, Chandler, Cole, Cone, Crill, Delano, Dell, Duncan, Hendry, Jones, Judge, Lee, Lykes, Mallory, McKay, McKinne, McKinnon, Niblack, Polhill, Powers, Robinson, Sharpe, Speer, Thompson, Walker, Wallace, Willard—28.

A quorum present.

Prayer by the Chaplain.

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

INTRODUCTIONS OF RESOLUTIONS AND MEMORIALS.

By Mr. Hendry:

A memorial to Congress asking an appropriation for the purpose of clearing out and making navigable the Estehatchie and Fenholloway rivers, in Lafayette and Taylor counties, Florida.

Read by its title and placed among the orders of the day.

The following resolutions were introduced:

By Mr. Sharpe:

A resolution asking for certain information from the Commissioner of Lands and Immigration;

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

By Mr. Delano:

A resolution to investigate certain railways and canals in this State;

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

INTRODUCTION OF BILLS.

The following bills were introduced:

By Mr. Mallory:

Senate bill No. 72:

To be entitled an act to amend the 4th Section of an act entitled an act concerning the office of the Clerk of the Supreme Court of this State, approved February 18, 1861;

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

By Mr. Niblack:

Senate bill No. 73:

To be entitled an act to amend the 1st Section of an act to procure the attendance of witnesses in criminal prosecutions, approved March 2, 1877;