

J. B. Jordan to be Collector of Revenue, Volusia county.  
 Wm. J. Johnson to be Sheriff of Santa Rosa county.  
 R. R. Shephard to be Clerk of the Circuit Court Santa Rosa county.

WEDNESDAY, February 9, 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, Jones, Judge, Lee, McClellan, McClenny, McKay, McKinne, McKinnon, Polhill, Powers, Robinson, Sharpe, Speer, Walker, Wallace—25.

A quorum present.

Prayer by the Chaplain.

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

#### INTRODUCTION OF MEMORIALS, PETITIONS, &C.

Mr. Speer presented the following:

A petition from the citizens of Orange county, Florida, asking for a local option liquor law, and raising the license for the sale of liquors.

#### INTRODUCTION OF BILLS.

The following bills were introduced:

By Mr. Walker:

Senate bill No. 144,

To be entitled an act to legalize the town government of the town of Quincy, Florida;

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

By Mr. Wallace:

Senate bill No. 145:

To be entitled an act to make railroad companies liable for persons maimed or killed while in their employment;

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

#### CONSIDERTION OF RESOLUTIONS.

A petition from the citizens of Orange county, Florida, asking for a local option liquor law and raising the license for the sale of liquors—

SANFORD, ORANGE COUNTY, FLA., January 25, 1881.

#### LEGISLATURE ASSEMBLED:

We, the undersigned, citizens of the above county, do earnestly solicit your efforts to secure the passage of a local option liquor law, backed by such high license as may be possible; also, such penalties in way of damages against vendors or givers as may be, to secure the families of inebriates in recovering from such, damages for losses; also, a clause forbidding bar rooms to be established or kept within the given distances of schools in operation. We solicit your earnest and careful attention to the same.

Very respectfully,

HERBERT C. JONES, M. D.

And others.

Which was read and the petition referred to the Committee on Temperance.

#### REPORTS OF STANDING COMMITTEES.

The Committee on Enrolled Bills made the following report:

SENATE CHAMBER, Tallahassee, February 9, 1881.

HON. L. W. BETHEL,

*President of the Senate:*

SIR: Your Joint Committee beg leave to report that they have examined and found correctly enrolled—

Assembly bill No. 101, to be entitled an act for the relief of A. L. Randolph and W. A. Rawls; also,

Assembly bill No. 113, to be entitled an act to incorporate the Florida Commercial Company; also,

Assembly bill No. 9, to be entitled an act for the better government of the cities and towns in this State; also,

Assembly bill No. 76, to be entitled an act to enable persons whose lands were sold for taxes assessed prior to the year 1877 to redeem the same; also,

Assembly bill No. 5, to be entitled an act for the relief of Frederick N. Foy, Tax Collector for Marion county, in this State.

Very respectfully,

J. C. WALKER,

Chairman Senate Committee.

H. L. GRADY,

Chairman Assembly Committee,

Which was read.

## ORDERS OF THE DAY.

Senate bill No. 105 :

To be entitled an act to regulate the sale and use of distilled spirituous liquors,

Came up on its third reading.

Mr. McKinne moved that the bill be placed back upon its second reading for the purpose of amendment ;

Which was agreed to, and the bill was placed back upon its second reading.

Mr. Bryson offered to amend as follows : Strike out all of section one after the word "be" in the ninth line of the printed bill ;

Which was not agreed to.

Mr. Bryson offered to amend as follows : Strike out all of sections 4 and 5 in the printed bill ;

Which was not agreed to.

Mr. McClenny offered to amend as follows : Strike out the words "the amount" in the second line of section 2, and insert "a;" strike out the words "required by law" and insert the words "of four hundred dollars" in the third line of section 2, of the printed bill ;

Which was not agreed to.

Mr. McKinne offered to amend as follows : In section 7 of printed bill strike out "gallon" and insert "quart;"

Which was not agreed to.

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

Which was agreed to.

Mr. Jones moved that the further consideration of the bill be postponed until 11 o'clock Friday next.

Mr. Chandler moved to lay the motion to postpone upon the table ;

Which was agreed to.

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

The vote was :

Yeas—Messrs. Allen, Chandler, Crill, Delano, Dell, Duncan, Hatcher, Hendry, Lee, McKinnon, Niblack, Robinson, Sharpe, Speer and Thompson—15.

Nays—Messrs. Bryson, Cole, Cone, Jones, Judge, McClenny, McKay, McKinne, Polhill, Powers, Walker and Wallace—12.  
So the bill passed, title as stated.

Ordered that the same be certified to the Assembly.

Assembly bill No. 23 :

To be entitled an act to grant to A. M. McMillan the right to straighten, clear and improve the creek known as Big Pine Barren Creek, in Escambia county, Florida,

Was called up upon its third reading.

Mr. McClellan moved that the bill be put back upon its second reading for the purpose of amendment ;

Which was agreed to.

Mr. McClellan offered the following amendment :

"Section 3. *And be it further enacted*, That nothing in this act shall be so construed as to prevent any person or persons owning lands on or near said creek or stream other than A. M. McMillan from running timber or logs through said ditch into the Escambia river ;"

Which was adopted.

Ordered that the bill, as amended, be engrossed for a third reading to-morrow.

Mr. Powers obtained leave and introduced—

Senate bill No. 146 :

To be entitled an act to encourage the construction of canals, improve the navigation of creeks, facilitate transportation, promote immigration and the reclamation, settlement and cultivation of State lands,

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

Mr. Lykes introduced—

Senate bill No. 147 :

To be 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, A. D. 1855 ;

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

Mr. Walker introduced—

Senate bill No. 148 :

To be entitled an act for the relief of the estate of A. D. McDonald ;

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

## REPORTS OF COMMITTEES.

The Committee on Judiciary made the following report :

SENATE CHAMBER, Tallahassee, February 9, 1881.

HON. L. W. BETHEL,

*President of the Senate :*

SIR—The Committee on Judiciary, to whom was referred—  
Assembly bill No. 137, to be entitled an act to provide summary proceedings against delinquent tenants ; also,

Assembly bill No. 97, to be entitled an act to furnish the Attorney-General's office with Supreme Court reports ; also,  
Senate bill No. 140, to be entitled an act to authorize W. H.

& D. N. Cone to establish a toll-bridge across the Suwannee river,

Beg leave to report that they have examined the same and recommend their passage.

Very respectfully,

S. L. NIBLACK,  
Chairman Judiciary Committee.

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

Also the following :

SENATE CHAMBER, Tallahassee, February 9, 1881.

To HON. L. W. BETHEL,

*President of the Senate :*

SIR: Your committee to whom was referred—

Senate bill No. 143, to be entitled an act to repeal an act entitled an act relating to testimony in criminal cases, approved March 1, 1879; also,

Senate bill No. 142, to be entitled an act to amend Section 1 of an act extending the time in which appeals can be taken and perfected to the Supreme Court, approved February 27, 1877,

Beg leave to report that they have examined the same, and recommend that they do not pass.

Very respectfully,

S. L. NIBLACK,  
Chairman Judiciary Committee.

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

Also the following :

SENATE CHAMBER, Tallahassee, February 9, 1881.

HON. L. W. BETHEL,

*President of the Senate :*

SIR: Your committee to whom was referred—

Senate bill No. 139, to be entitled an act to compel the several Tax Collectors of this State to make proper entries and returns,

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

Very respectfully,

S. L. NIBLACK,  
Chairman of Judiciary Committee.

Which was read and the accompanying bill referred to the Committee on Finance and Taxation, as recommended by the committee.

Mr. Judge, Chairman of the Joint Committee on Education, made the following report :

SENATE CHAMBER, Tallahassee, February 9, 1881.

HON. L. W. BETHEL,

*President of the Senate :*

SIR—Your committee to whom was referred—

Senate bill No. 95, to be entitled an act to establish a State University and Normal College,

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

Also,

Senate bill No. 83, to be entitled an act to constitute the County Commissioners of the several counties of this State the Board of Public Instruction for said counties,

Beg leave to report that they have examined the same and recommend that it do not pass, inasmuch as its provisions have been provided for by a general bill to be presented by the joint committee of the Senate and Assembly.

Very respectfully,

WM. JUDGE,

Chairman Joint Committee on Education.

Which was read, and the accompanying Senate bill No. 83 was placed among the orders of the day, and the accompanying Senate bill No. 95, upon motion of Mr. McKinnon, was taken up and considered.

Mr. McKinnon moved that the bill be read ;

Which was agreed to.

Mr. McKinnon moved that the further consideration of the bill be deferred until to-morrow, and that 150 copies thereof be ordered printed for the use of the Senate and Assembly ;

Which was agreed to.

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

SENATE CHAMBER, Tallahassee, February 9, 1881.

HON. L. W. BETHEL,

*President of the Senate :*

SIR: Your committee, to whom was referred—

Substitute for Senate bill No. 34, to be entitled an act to incorporate the Live Oak and Rowland's Bluff Railroad Company ; also,

Substitute for Senate bill No. 7, to be entitled an act to amend an act entitled an act to grant certain lands to the Tampa, Peace Creek and St. Johns River Railroad Company,

approved March 4, 1879, the same being Chapter 3168 of the Laws of Florida; also,

Senate bill No. 125, to be entitled an act to change the seat of government; also,

Senate bill No. 134, to be entitled an act for the protection of fisheries, and for other purposes;

Beg leave to report that they have examined the same and find 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.

#### SECOND READING OF BILLS.

Assembly bill No. 137,

To be entitled an act to provide summary proceedings against delinquent tenants,

Was read the second time and laid over for a third reading on to-morrow.

Assembly bill No. 97,

To be entitled an act to furnish the Attorney General's office with Supreme Court Reports,

Was read the second time and laid over for a third reading on to-morrow.

Senate bill No. 143,

To be entitled an act to repeal an act entitled an act relating to testimony in criminal cases, approved March 1, 1879,

Was read the second time.

Mr. McKay asked leave to withdraw the bill;

Which was granted and the bill was withdrawn.

Senate bill No. 142:

To be entitled an act to amend section 1 of an act extending the time in which appeals can be taken and perfected to the Supreme Court,

Was read the second time.

Mr. Bryson asked leave to withdraw the bill.

Which was granted, and the bill was withdrawn.

Senate bill No. 83:

To be entitled an act to constitute the County Commissioners of the several counties of this State the Board of Public Instruction for said counties,

Was read the second time.

Mr. Sharpe asked leave to withdraw the bill;

Which was granted, and the bill was withdrawn.

Senate bill No. 129:

To be entitled an act to repeal and dissolve municipal corporations under certain circumstances, and to provide the manner in which such cities may become re-incorporated,

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

Senate bill No 140:

To be entitled an act to authorize W. H. and D. N. Cone to establish a toll bridge across the Suwannee river,

Was read the second time.

Mr. Thompson moved that the rules be waived and the bill read a third time put upon its passage:

Which was agreed to.

The vote was:

Yeas—Messrs. Allen, Bryson, Chandler, Cole, Cone, Duncan, Hatcher, Hendry, Jones, Judge, Lee, McClenny, McKay, McKinnon, Niblack, Polhill, Powers, Robinson, Sharpe, Speer, Thompson, Walker and Wallace—23.

Nays—None.

So the bill passed, title as stated.

Ordered that the same be certified to the Assembly.

#### THIRD READING OF BILLS.

Senate bill No. 34:

To be entitled an act to incorporate the Live Oak and Rowland's Bluff Railroad Company,

Was read the third time and put upon its passage.

The vote was:

Yeas—Messrs. Allen, Bryson, Cone, Dell, Duncan, Hatcher, Hendry, Jones, Judge, McKay, McKinne, McKinnon, Niblack, Polhill, Powers, Robinson, Sharpe, Speer, Thompson, Walker and Wallace—21.

Nays—None.

So the bill passed, title as stated,

Ordered that the same be certified to the Assembly.

Senate bill No. 134:

To be entitled an act for the protection of fisheries and other purposes,

Was read the third time.

Upon motion of Mr. Dell, the further consideration of the bill was deferred until to-morrow.

Substitute for Senate bill No. 7:

To be entitled an act to amend an act entitled an act to grant certain lands to the Tampa, Peace Creek and St. Johns River Railroad Company, approved March 4, 1879, the same being chapter 3168 of the Laws of Florida,

Was read the third time and put upon its passage.

The vote was :

Yeas—Messrs. Allen, Chandler, Cole, Cone, Dell, Duncan, Hatcher, Jones, Judge, Lee, McKay, McKinne, McKinnon, Niblack, Polhill, Powers, Robinson, Sharpe and Wallace—19.

Nays—Mr. Thompson—1.

So the bill passed, title as stated.

Ordered that the same be certified to the Assembly.

Senate bill No. 125 :

To be entitled an act to change the seat of government of this State,

Was read the third time and put upon its passage.

The vote was :

Yeas—Messrs. Bryson, Chandler, Cone, Dell, Hatcher, Jones, Lee, McKay, McKinnon, Polhill, Powers and Robinson—12.

Nays—Messrs. Cole, Duncan, McKinne, Sharpe, Speer, Thompson and Wallace—7.

So the bill passed, title as stated.

Ordered that the same be certified to the Assembly.

MESSAGES FROM THE ASSEMBLY.

The following message was received from the Assembly :

ASSEMBLY HALL, February 8, 1881.

HON. L. W. BETHEL,

*President of the Senate :*

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

The resolution as reported by the Committee of Conference relative to the appointment of a joint committee to investigate all railroad and canal charters heretofore granted, and have appointed Messrs. Bryan, of Orange, Cooper and Dougherty as such committee on the part of the Assembly.

Very respectfully,

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

Which was read.

Also the following :

ASSEMBLY HALL, Tallahassee, February 9, 1881.

HON. L. W. BETHEL,

*President of the Senate :*

SIR—I am directed by the Assembly to inform the Senate that the Assembly has concurred in—

Senate amendments to Assembly bill No. 55, to be entitled an act for the surrender of municipal franchises by cities and towns; also,

Senate amendments to Assembly bill No. 26, to be entitled an act for the relief of Ely C. Horn and others, of Hamilton county.

Very respectfully,

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

Which was read.

Also the following :

ASSEMBLY HALL, Tallahassee, February 8, 1881.

HON. L. W. BETHEL,

*President 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. 14, to be entitled an act to prevent illegal voting in this State,

And respectfully request the Senate to recede therefrom.

Very respectfully,

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

Which was read.

Mr. McKinnon moved that the Senate do not recede from its amendments to Assembly bill No. 14, and that a committee of conference be appointed to take the matter into consideration;

Which was agreed to.

The President appointed as such committee on the part of the Senate Messrs. McKinne and Dell.

Ordered that the same be certified to the Assembly.

Mr. Bryson obtained leave and introduced :

Senate bill No. 149,

To be entitled an act to authorize William T. Jackson to construct a boom on the Suwannee river;

Which was read for the first time and referred to the Committee on Commerce and Navigation.

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

Which was agreed to.

Whereupon the Senate was so adjourned.

CONFIRMATIONS.

F. J. Egbert, to be Assessor of Taxes for Franklin county.