

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 referred to the Committee on Judiciary.

Substitute for Senate bill Nos. 77 and 78 :

To be entitled an act to dissolve municipal corporations under circumstances therein stated and to provide governments for the same,

Was read the second time.

Mr. Mallory moved to amend by filling the blank in the first section of said bill with the words "one hundred."

Mr. McKinne moved that Mr. McClellan be indefinitely excused ;

Which was agreed to.

At 4:45 o'clock the Senate went into Executive Session.

At 5 o'clock the doors were opened.

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

Which was agreed to.

Whereupon the Senate was so adjourned.

SATURDAY, February 12, 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, Mallory, McClenny, McKinne, McKinnon, Niblack, Polhill, Sharpe, Speer, Thompson and Wallace—23.

A quorum present.

Prayer by the Chaplain.

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

REPORTS OF COMMITTEES.

The Committee on Engrossed Bills made the following report :

SENATE CHAMBER, Tallahassee, February 12, 1881.

HON. L. W. BETHEL,
President of the Senate :

SIR : Your Committee on Engrossed Bills, to whom was referred—

Senate bill No. 133, to be entitled an act to incorporate the Pensacola Street Car Company,

Beg leave to report that they have examined the same, and find it correctly engrossed.

WM. BRYSON, JR.,
 Chairman Committee on Engrossed Bills.

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

ORDERS OF THE DAY.

Senate bill No. 138 :

To be entitled an act for the support and education of the indigent deaf and dumb,

Was read the second time.

Mr. Niblack moved to amend by striking out section 3 in the bill ;

Which was agreed to.

Mr. Niblack moved to further amend by striking out in the second section the word "required" and inserting in lieu thereof the word "appropriated ;"

Which was agreed to.

Ordered engrossed, as amended, for a third reading on to-morrow.

Senate bill No. 95,

To be entitled an act to establish a State University and Normal College,

Was read the third time and put upon its passage.

The vote was :

Yeas—Messrs. Allen, Chandler, Cole, Hatcher, Lee, McKinne, McKinnon, Polhill, Wallace—9.

Nays—Messrs. Cone, Crill, Delano, Duncan, Hendry, Jones, Judge, Mallory, Powers, Robinson, Sharpe, Speer, Thompson, Walker—14.

So the bill was not passed.

The following communication was received from the Governor :

EXECUTIVE OFFICE, }
 TALLAHASSEE, February 12, 1881. }

HON. L. W. BETHEL,
Lieutenant Governor :

SIR—I have this day signed and deposited in the office of

the Secretary of State the following acts, memorials and resolution, which originated in the Senate, to wit:

An act to amend section 7 of an act entitled an act to amend the second, twenty-ninth, thirty-fifth, thirty-sixth, fifty-eighth and sixty-eighth sections of an act entitled an act relating to proceedings before Justices of the Peace, and judgments of Justices Courts, approved February 27, 1875, being Chapter 2095, Laws of Florida, approved February 10, 1877.

An act to incorporate the Lake George Fruit Growers and Library Association.

An act for the relief of W. J. McDonald of Holmes county.

An act to legalize the town government of Orlando, Florida.

An act to incorporate the Walton County Co-operative Association, No. 132, of Patrons of Husbandry, in Walton county, Florida.

An act to enable a married woman to dispose of her separate property by last will and testament.

An act to amend the fourth section of an act entitled an act concerning the office of the Clerk of the Supreme Court of this State, approved February 8, 1861.

An act in relation to the punishment of crimes and misdemeanors.

Memorial asking for the extension of the mail route from Cedar Keys, Levy county, to New Troy, in Lafayette county, to Ellaville, in Madison county, Florida, above New Troy.

Memorial requesting an appropriation to remove obstructions to navigation inland between Matanzas and Smyrna Inlets, on the Florida coast.

Memorial asking for the re-establishment of a mail route from Bellville, Florida, to Valdosta, Georgia. And

Joint resolution asking Congress to establish a mail route from Waldo, in Alachua county, to Lake Butler, in Bradford county.

Very respectfully,
W. D. BLOXHAM, *Governor*.

Which was read.

BILLS ON THIRD READING.

Senate bill No. 133 :

To be entitled an act to incorporate the Pensacola Street Car Company,

Was read the third time and put upon its passage.

The vote was :

Yeas—Messrs. Bryson, Chandler, Cole, Cone, Crill, Duncan, Hatcher, Hendry, Jones, Judge, Lee, Mallory, Polhill, Powers, Robinson, Sharpe, Speer, Thompson, Walker, and Wallace—20.

Nays—None.

So the bill passed, title as stated.

Ordered that the same be certified to the Assembly.

Senate bill No. 158 :

To be entitled an act to provide for the issue of bonds consolidating the bonds belonging to the Sinking Funds, Common School, Seminary Fund and Agricultural College Fund,

Was read the third time and put upon its passage.

The vote was :

Yeas—Messrs. Bryson, Cone, Crill, Duncan, Hatcher, Hendry, Jones, Judge, Mallory, Polhill, Powers, Robinson, Sharpe, Speer, Thompson and Walker—16.

Nays—Messrs. Lee and Wallace—2.

So the bill was passed, title as stated.

Ordered that the same be certified to the Assembly.

Senate bill No. 156 :

To be entitled an act in relation to the powers and duties of Sheriffs and others in incorporated cities and towns,

Was read the third time and put upon its passage.

The vote was :

Yeas—Messrs. Cone, Crill, Duncan, Hatcher, Hendry, Jones, Judge, Mallory, McKinne, Polhill, Powers, Robinson, Sharpe, Speer, Thompson and Walker—16.

Nays—Messrs. Chandler, Lee and Wallace—3.

So the bill passed, title as stated.

Ordered that the same be certified to the Assembly.

Assembly bill No. 152 :

To be entitled an act to make certain regulations of practice and pleading in actions of ejectment,

Was read the third time and put upon its passage.

The vote was :

Yeas—Messrs. Cone, Crill, Dell, Duncan, Hatcher, Hendry, Mallory, McClenny, Niblack, Polhill, Powers, Robinson, Sharpe, Speer, Thompson and Walker—16.

Nays—Messrs. McKinne and Wallace—2.

So the bill passed, title as stated.

Ordered that the same be certified to the Assembly.

Assembly bill No. 175 :

To be entitled an act to clear the title to certain lands in St. Johns county heretofore sold by the Trustees of the Internal Improvement Fund,

Was read the third time.

Mr. Powers moved that the bill be placed back upon its second reading ;

Which was agreed to, and the bill placed among the orders of the day for Monday.

Assembly bill No. 110 :

To be entitled an act to regulate proceedings before Justices of the Peace in cases of peace warrants,

Was read the third time and put upon its passage.

The vote was :

Yeas—Messrs. Allen, Chandler, Cone, Crill, Dell, Hatcher, Hendry, Judge, Mallory, McClenny, McKinne, McKinnon, Niblack, Polhill, Powers, Robinson, Sharpe, Thompson and Walker—19.

Nays—Messrs. Speer and Wallace—2.

So the bill passed, title as stated.

Ordered that the same be certified to the Assembly.

Assembly bill No. 159 :

To be entitled an act to provide for the execution of writs or decrees in special cases in other counties than the one in which they were issued,

Was read the third time and put upon its passage.

The vote was :

Yeas—Messrs. Allen, Chandler, Cone, Crill, Dell, Duncan, Hatcher, Hendry, Jones, Judge, Mallory, McClenny, McKinne, 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.

The Committee on Agriculture obtained leave and made the following report :

SENATE CHAMBER, Tallahassee, February 12, 1881.

HON. L. W. BETHEL,

President of the Senate :

SIR—Your committee on Agriculture to whom was referred—Assembly bill No. 153, to be entitled an act to prevent the selling as butter of oleomargarine or any spurious preparation purporting to be butter,

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

Very respectfully,

J. B. DELL, Chairman.

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

Also the following :

SENATE CHAMBER, Tallahassee, February 11, 1881.

HON. L. W. BETHEL,

President of the Senate :

SIR—Your Committee on Agriculture to whom was referred—A petition of the Fruit Growers Association,

Beg leave to report that we respectfully recommend that said petition be referred to the Committee on Education.

Very respectfully,

J. B. DELL, Chairman.

Which was read.

Assembly bill No. 153 :

To be entitled an act to prevent the selling as butter of oleomargarine or any spurious preparation purporting to be butter, Was read the second time.

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

Which agreed to and the bill was so read.

Mr. Delano moved that the bill be placed back upon its second reading ;

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

Mr. Delano moved to amend by striking out the word "oleomargarine" in the second section.

Mr. Thompson moved to amend the amendment by striking out the whole section ;

Which was accepted.

The question was upon the striking out section two of the bill :

Which was not agreed to.

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

The vote was :

Yeas—Messrs. Allen, Bryson, Chandler, Cole, Cone, Delano, Dell, Duncan, Hatcher, Hendry, Jones, Lee, McClenny, McKinne, McKinnon, Polhill, Powers, Robinson, Sharpe, Thompson, Walker and Wallace—22.

Nays—Messrs. Crill, Judge, Mallory, Niblack and Speer—5.

So the bill passed, title as stated.

Ordered that the same be certified to the Assembly.

Mr. Powers obtained leave and introduced the following joint resolution :

JOINT RESOLUTION PROPOSING AMENDMENTS TO SECTION 18 OF ARTICLE 5 OF THE CONSTITUTION OF THE STATE OF FLORIDA.

The people of the State of Florida, represented in Senate and Assembly, do resolve as follows :

Section 18 of Article 5 of the Constitution is amended so as to read as follows :

SEC. 18. There shall be elected in each county a Sheriff, Collector of Revenue, Clerk of the Circuit Court, Treasurer, Sur-

veyor and Superintendent of Common Schools, whose terms of office shall be two years, and whose duties shall be prescribed by law: *Provided, however,* That the Legislature shall have the power to provide for the appointment by the Governor of any or all of the officers in any county, whenever in its judgment the public interest will be promoted thereby: *And provided further,* That for malfeasance in office, incompetency, neglect of duty, or failure to perform any duty required by law, the Governor may suspend any officer or officers whose election or appointment is provided for in this section, and appoint others in their stead;

Which was read and referred to the Committee on Constitutional Amendments.

Mr. Polhill obtained leave and introduced Senate bill No. 162:

To be entitled an act to fix the pay of members of the Legislature, and officers and attaches thereof;

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

Mr. Niblack obtained leave and introduced the following resolution:

Resolved, That the Comptroller of Public Accounts be, and he is hereby, requested to inform the Senate whether the several railroad companies of this State have made returns of their property as required by Section 45 of an act entitled an act for the assessment and collection of revenue, approved March 7th, 1879; and whether the value thereof has been apportioned between the several counties through which said roads run, and the Tax Assessors of such counties furnished with said apportionment for the purpose of taxation, as required by said act.

Which was read and adopted.

Mr. Walker, of the Joint Committee on Enrolled Bills, made the following report:

SENATE CHAMBER, Tallahassee, February 11, 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—

Senate bill No. 107, to be entitled an act for the better protection of passengers on railroad cars and the employes of railroad companies.

Senate bill No. 65, to be entitled an act for the relief of Caroline Jones, of Suwannee county.

Senate bill No. 136, to be entitled an act to authorize Alexander D. McKinnon and James A. Herrin to construct a lock,

mill and dam on and across the Big Sandy creek, in Holmes county, Florida.

Senate bill No. 79, to be entitled an act to incorporate the Lake George Cemetery Association.

Assembly bill No. 137, to be entitled an act to provide for the surrender of municipal franchises by cities and towns.

Assembly bill No. 97, to be entitled an act to furnish the Attorney-General's office with Supreme Court reports.

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

Assembly bill No. 117, to be entitled an act to authorize Thomas E. Dekle to erect a mill dam across Five-Mile creek, in Bradford county.

Assembly joint resolution No. 48, relative to destroying canceled bonds, coupons and warrants.

Assembly memorial to Congress asking for the establishment of certain mail routes therein mentioned.

Very respectfully,

J. C. WALKER,

Chairman Senate Committee.

H. L. GRADY,

Chairman Assembly Committee.

Which was read.

Mr. Thompson, Chairman of the Joint Committee on the Insane Asylum, made the following report:

SENATE CHAMBER, Tallahassee, February 12, 1881.

HON. L. W. BETHEL,

President of the Senate:

SIR: Your Committee on the part of the Senate to visit the Insane Asylum to whom was referred Assembly bill No. 143, an act to authorize the Board of State Institutions to purchase a small tract of land,

Have examined the same and recommend that it do pass.

Very respectfully,

W. N. THOMPSON, Chairman.

Which was read, and upon motion, the accompanying bill was read the second time.

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

Which was agreed to and the bill was so read.

The vote was:

Yeas—Messrs. Allen, Chandler, Cole, Cone, Crill, Delano, Dell, Duncan, Hatcher, Hendry, Jones, Judge, Mallory, McClenny, Niblack, Polhill, Powers, Robinson, Speer, Thompson, Walker and Wallace—22.

Nays—Messrs. McKinne and McKinnon—2.
 So the bill passed, title as stated.
 Ordered that the same be certified to the Assembly.
 Petition of the Florida Fruit-Growers Association,
 Was read the second time and upon motion was recommitted to the committee on Education.
 Mr. Niblack obtained leave and introduced
 Senate bill No. 163,
 To be entitled an act relating to the custody of persons charged with or convicted of crime;
 Which was read the first time.
 Mr. Niblack moved that the rules be waived and the bill be read a second time;
 Which was agreed to and the bill was so read.
 Mr. Chandler moved that the rules be further waived and that the bill be read a third time and put upon its passage;
 Which was agreed to, and the bill was so read.
 The vote was:
 Yeas—Messrs. Allen, Bryson, Chandler, Cole, Cone, Crill, Delano, Dell, Duncan, Hatcher, Hendry, Jones, Judge, Lee, Mallory, McClenny, McKinne, McKinnon, Niblack, Polhill, Powers, Robinson, Sharpe, Speer, Thompson, Walker, Wallace—27.
 Nays—None.
 So the bill passed, title as stated.
 Ordered that the same be immediately certified to the Assembly.
 At 1 o'clock the Senate went into Executive session.
 At 1:10 the doors were opened.
 Mr. Dell moved that the Senate adjourn until 10 o'clock Monday morning;
 Which was agreed to.
 Whereupon the Senate was so adjourned.

CONFIRMATION.

J. S. Dyches, to be Sheriff of Sumter county.

MONDAY, February 14, 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, Chandler, Cole, Cone, Crill, Delano, Dell, Duncan, Hatcher, Hendry, Jones, Judge, Lee, Mallory, McKay, McKinne, McKinnon, Niblack, Polhill, Robinson, Sharpe, Speer, Thompson, Walker and Willard—25.

A quorum present.

Prayer by the Chaplain.

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

On motion of Mr. Dell, Mr. McClenny was excused until Thursday morning.

INTRODUCTION OF PETITIONS, MEMORIALS, ETC.

Mr. Polhill offered the following joint resolution:
 Joint resolution to amend Section 8 of Article 8 of the Constitution.

INTRODUCTION OF BILLS.

The following bills were introduced:

By Mr. McKinne:

Senate bill No. 164:

To be entitled an act to amend an act entitled an act concerning forcible entry and detainer, approved February, 1869;

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

By Mr. McKay:

Senate bill No. 165:

To be entitled an act to quiet titles to land sold for taxes;

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

CONSIDERATION OF RESOLUTIONS, PETITIONS, &C.

Joint Resolution to amend Section 8 of Article 8, of the Constitution.

Section 8 of Article 8, of the Constitution, is hereby amended as so to read as follows:

SECTION 8. Each county shall be required to raise annually by tax, for the support of Common Schools therein, a sum not less than one-half of the amount apportioned to each county for that year from the Common School Fund, and the Legislature shall determine by law the method in which the Common School Fund shall be distributed among the several school districts,

Was read and referred to the Committee on Constitutional Amendments.