

Assembly bill No. 128, an act for the protection of parents and guardians or other persons having the legal supervision over minors.

Assembly bill No. 152, an act to make certain regulations of practice and pleading in actions of ejectment.

Assembly bill No. 159, 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.

Assembly bill No. 51, an act to incorporate the Orange Ridge, DeLand and Atlantic Railroad Company.

Assembly bill No. 143, an act to authorize the Board of Commissioners of State Institutions to purchase a small tract of land.

A memorial to Congress for the establishment of a mail route from Tallahassee, Florida, to Jackson's Bluff, on the Ocklookee river, via Holland's mill.

A memorial to Congress for light-house and beacon light on Choctawhatchee bay.

A memorial asking Congress to establish a mail route from Econfina to Colquhoun, in Washington county.

Very respectfully,

E. S. CRILL,
Acting Chairman Senate Committee.
H. L. GRADY,
Chairman Assembly Committee.

Which was read and the accompanying bills were duly signed by the President and Secretary.

The Committee on Railroads made the following report :

SENATE CHAMBER, Tallahassee, February 19, 1881.

HON. L. W. BETHEL,

President of the Senate :

SIR: Your Committee on Railroads, to whom was referred—
Assembly bill No. 180,

Beg leave to report that they have carefully examined the same and recommend that the same do pass with the accompanying amendment thereto.

Very Respectfully,

CHAS. DELANO,
Acting Chairman.

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

Mr. McKinnon moved that the Senate adjourn until Monday next at 10 o'clock ;

Which was agreed to, and the Senate was so adjourned.

CONFIRMATIONS.

Dennis Burns and Samuel Rushing, to be Commissioners of Pilotage in Escambia county.

T. J. Walker, to be Sheriff of Lafayette county.

F. M. Townsend, to be Collector of Revenue for Hernando county.

Frank E. Saxon, to be Assessor of Taxes for Hernando county.

J. S. Fannin, to be Clerk of the Circuit Court for Calhoun county.

MONDAY, February 21, 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, Hatcher, Hendry, Jones, Judge, Lee, Lykes, Mallory, McClellan, McKay, McKinne, McKinnon, Niblack, Polhill, Robinson, Sharpe, Speer, Thompson, Walker, Wallace and Willard—29.

A quorum present.

Prayer by the Chaplain.

Mr. Polhill moved that the further reading of the journal be dispensed with ;

Which was so ordered.

Mr. Lee presented a petition praying for a local option law.

Mr. Mallory offered a resolution relating to calling a Constitutional Convention.

Mr. McKinne asked leave to introduce a bill ;

Which was granted.

Mr. Bryson asked that the Assistant Secretary be excused on account of sickness ;

Which was agreed to.

Mr. Niblack moved that the Joint Committee appointed to ascertain from Judge Doggett, Master, etc., the amount of indebtedness against the Internal Improvement Fund, be and they are requested also to ascertain the amount paid on the Sinking Fund since the sale of the several railroads whose

bonds were endorsed for the payment of interest by the Trustees of said fund, and the amount, if any, due on said fund, and the companies liable for the same;

Which was agreed to.

Mr. Delano that the Assembly be requested to return Senate bills Nos. 157 and 160 to correct informalities;

Which was agreed to.

Mr. McKinne introduced

Senate bill No. 212:

To be entitled an act prescribing limitations to judgments and executors' liens;

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

By Mr. Mallory:

Senate bill No. —:

To be entitled an act to provide for the completion, printing, distributing and sale of the Digest of the Laws of Florida, and for other purposes;

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

Mr. Mallory moved that Mr. McKinne be added to the Judiciary Committee;

Which was agreed to.

Mr. Lee moved that the petition praying the Legislature to pass a local option law be spread on the journal;

Which was agreed to.

Petition, with 522 signatures, praying the Legislature to pass a local option law at its present session, a copy of which is hereto attached:

To the Legislature of the State of Florida:

We, the undersigned, petition your honorable body to enact a local option law, at your session in 1881, similar in effect to the local option law now in force in the State of Maryland, a copy of which is herewith attached.

An act to enable the qualified voters of — counties to determine by ballot whether spirituous or fermented liquors shall be sold in said counties, or in any election district thereof, or a license granted for the sale of the same.

SECTION 1. Be it enacted by the General Assembly of Florida, That the question of whether or not any person or persons or any house may be licensed in any election district of either — counties of this State, by whom or in which spirituous or fermented liquors may be sold, shall be subject to the voters of said counties respectively on the — next, which election shall be held in accordance with the law governing general elections of this State; and that ballots for or against such sale

shall have written or printed upon them "for the sale of spirituous or fermented liquors," and that the ballots so cast shall be carefully counted by the judges of said election, and that said judges shall make a return of such vote to the Judges of the Circuit Court of the county where such district or districts is or are situated, and if it shall appear that either one or more election districts shall have cast a majority against the sale of spirituous or fermented liquors, then the Judges of the Circuit Court shall make a proclamation of the result of such election, defining therein the district or districts, or the whole county or counties as the case may be.

SEC. 2. And be it enacted, That it shall be found by said returns of judges of election and proclamation of Judges of the Circuit Court that a majority of the votes in any district of either of said counties, or all of them, has been cast against the sale of spirituous or fermented liquors, that then it shall not be lawful for any person or persons or any body corporate to sell spirituous or fermented liquors in any district of either of said counties voting by a majority against the selling of the same.

SEC. 3. And be it enacted, That if any person or persons or body corporate shall be guilty of a violation of this act in selling spirituous or fermented liquors in any or either of the election districts of either of said counties, where the majority has been cast against such sale, they shall, on conviction thereof, be fined in the sum of not more than three hundred dollars nor less than fifty dollars for every such offence, in the discretion of the Circuit Court.

SEC. 4. And be it enacted, That this act shall take effect immediately after it shall have been determined by a majority of the people in any one or more election districts of — counties, whether or not spirituous or fermented liquors shall not be sold as before provided for.

Mr. Mallory introduced—

Senate bill No. 213:

To be entitled an act for the relief of John B. Griffin of Escambia county;

Which was referred to the Committee on Claims.

Resolution relating to the calling of a Constitutional Convention was taken up.

WHEREAS, It is believed that the vote cast on the second day of November last on the holding of a Constitutional Convention was not a full expression of the will of the people in relation thereto, inasmuch as the vote *against* holding it, though larger than the vote in favor thereof, was very much less than a majority of the whole vote cast at said election;

and whereas, We believe the highest interests of the State, as well as the principles of popular government, demand the holding of such a Convention, and that the people should have an opportunity of expressing their will on the subject unembarrassed by other issues; therefore be it

Resolved, That the Judiciary Committee of the Senate be, and they are hereby instructed to report, as soon as practicable, a bill for the calling of a Constitutional Convention, and the election of delegates, to revise the Constitution of this State, providing in said bill that the electors voting for delegates to such Convention shall, by a vote *for* or *against* a Convention, express their wishes as to the holding of the same, the Convention to be held in the event that a majority of the persons voting on the question shall by their votes signify a desire to have it held, or otherwise not.

Mr. Walker moved to lay the resolution upon the table.

Mr. Wallace asked that the resolution be again read;

Which was agreed to and the resolution was read.

Mr. Thompson offered the following amendment to the resolution:

After the word "Senate" in second line add the words "take under consideration the advisability of reporting," and strike out all after "Senate" in second line to "as" in third line.

The yeas and nays were called for on the amendment.

The vote was:

Yeas—Messrs. Crill, McKinne, Thompson and Willard—4.

Nays—Messrs. Allen, Bryson, Chandler, Cole, Cone, Delano, Dell, Duncan, Hatcher, Hendry, Jones, Judge, Lee, Lykes, Mallory, McClellan, McClenny, McKay, McKinnon, Niblack, Robinson, Sharpe, Speer, Walker and Wallace—24.

So the amendment was not agreed to.

Mr. Wm. Fox was appointed Assistant Clerk *pro tem.* until the return of the regular Assistant Clerk.

The question recurred upon the indefinite postponement of the resolution;

The vote was:

Yeas—Messrs. Allen, Chandler, Cole, Lee, McKay, Walker, Wallace and Willard—8.

Yeas—Messrs. Bryson, Cone, Delano, Dell, Duncan, Hatcher, Hendry, Jones, Judge, Lykes, Mallory, McClellan, McKinne, McKinnon, Niblack, Robinson, Sharpe, Speer and Thompson—19.

So the resolution was not postponed.

Mr. Mallory offered the following amendment:

Strike out the words "and fair" in the fourth line of the resolution;

Which was agreed to.

The resolution was put upon its passage as amended.

The vote was:

Yeas—Messrs. Bryson, Cone, Crill, Delano, Dell, Duncan, Hatcher, Hendry, Jones, Judge, Lykes, Mallory, McClellan, McKinne, McKinnon, Niblack, Robinson, Sharpe, Speer, Thompson—20.

Nays—Messrs. Allen, Chandler, Cole, Lee, McKay, Walker, Wallace and Willard—8.

So the resolution was adopted.

Assembly bill No. 230:

To be entitled on act for the relief of county officers;

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

MESSAGES FROM THE ASSEMBLY.

The following message was received from the Assembly:

ASSEMBLY HALL, Tallahassee, February 19, 1881.

HON. L. W. BETHEL,

President of the Senate:

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

Assembly bill No. 230, to be entitled an act for the relief of county officers.

Also adopted—

Senate joint resolution relative to certain investigations to be made by the Joint Committee on Finance and Taxation.

Also adopted—

Assembly joint resolution authorizing the Committee on Legislative Expenses of the Senate and Assembly to act as a Joint Committee.

And respectfully request the concurrence of the Senate therein.

Very respectfully,

WM. FORSYTH BYNUM,
Chief Clerk of the Assembly.

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

Also the following:

ASSEMBLY HALL, Tallahassee, February 21, 1881.

HON. L. W. BETHEL,

President of the Senate:

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

Assembly bill No. 70, to be entitled an act for the relief of John F. Sadler. Also,

Assembly bill, No. 127, to be entitled an act for the relief of D. M. Hammond of Nassau county.

And respectfully request the concurrence of the Senate therein.

Very respectfully,
WM. FORSYTH BYNUM,
Chief Clerk of the Assembly.

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

Also the following:

ASSEMBLY HALL, Tallahassee, February 21, 1881.

HON. L. W. BETHEL,

President of the Senate:

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

Senate bill No. 100, to be entitled an act for the incorporation of the Grand Lodge of the Independent Order of Good Templars of Florida; also,

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

Very respectfully,
WM. FORSYTH BYNUM,
Chief Clerk of the Assembly.

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

Also the following:

ASSEMBLY HALL, Tallahassee, February 21, 1881.

HON. L. W. BETHEL,

President of the Senate:

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

Assembly bill No. 205, to be entitled an act to authorize State attorneys to compromise certain claims; also,

Assembly bill No. 217, to be entitled an act concerning the taking of appeals from the Circuit Court of this State,

And respectfully request the concurrence of the Senate therein.

Very respectfully,
WM. FORSYTH BYNUM,
Chief Clerk of the Assembly.

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

Also the following:

ASSEMBLY HALL, Tallahassee, February 21, 1881.

HON. L. W. BETHEL,

President of the Senate:

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

Assembly bill No. 154, to be entitled an act to provide for calling out the organized and enrolled militia of this State to aid the civil authorities,

And respectfully request the concurrence of the Senate therein.

Very respectfully,
WM. FORSYTH BYNUM,
Chief Clerk of the Assembly.

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

Assembly joint resolution relative to legislative expenses,

Was read and adopted.

Assembly bill No. 70:

To be entitled an act for the relief of John F. Saddler,

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

Assembly bill No. 127:

To be entitled an act for the relief of D. M. Hammond, of Nassau county,

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

Assembly bill No. 230:

To be entitled an act for the relief of county officers,

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

Assembly bill No. 205:

To be entitled an act to authorize State Attorneys to compromise certain claims,

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

Assembly bill No. 154:

To be entitled an act to provide for calling out the organized and enrolled militia of this State to aid the civil authorities,

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

Mr. Bryan of Orange, Chairman of the Special Committee appointed to examine the Comptroller's and Treasurer's offices, made the following report:

SENATE CHAMBER, Tallahassee, February 21, 1881.
 To HON. L. W. BETHEL,
Lieutenant Governor:

SIR: The joint committee appointed on the part of the Senate and Assembly to examine the offices of the Comptroller and Treasurer of the State of Florida, beg leave to make the following report, to-wit:

We find that the Hon. Columbus Drew, Comptroller for the years 1879 and 1880, issued the following amount in warrants: \$424,171.95, for which we find the vouchers duly on file in this office. We find that the several accounts are properly entered and correspond; the reports of the various county clerks, sheriffs, tax collectors and assessors are properly kept and respectfully correspond with the other. We also find the abstract book, in which are kept and entered the sale and redemption of lands properly and correctly kept, and all entries made according to law, and in accordance with a joint resolution of both Houses, we have destroyed in this office by burning the same, as follows: twenty-two thousand (\$22,000) dollars in cancelled Greenback scrip, which have been exchanged for Bonds.

We have further destroyed by fire fifty (50) one hundred dollar bonds, from No. 2951 to 3,000, inclusive, all of which had been signed by the Governor, Secretary of State and Comptroller; also, seven hundred (700) one hundred dollar bonds, from 3,001 to 3,700 with coupons from 1 to 60 attached, signed only by ex-Governor O. B. Hart. All the records in this office show that they are neatly and properly kept, and great credit is due to the officers in charge of this office. We find here that this office needs some better protection for the safety and security of the public records. The safes in this office at present are worthless and too small for the demand and in consequence thereof valuable books and records are without the proper protection that they ought to have, and we respectfully recommend the selling of the present old safes in this office and the purchase of one large enough to meet the demand, and hope that the present Legislature will take such steps in the matter as will secure the proper safety and protection of the public records as, in their wise opinion, they may deem proper.

We also have duly and carefully examined the office of the Treasurer of the State of Florida and find as follows: The total receipts of this office, as per books, for the years commencing January 10, 1877, and ending February 2, 1881, were \$1,347,038.32.

Total amount of warrants paid by the late Treasurer, Hon.

Walter Gwynn, was as follows: \$932,176.66. We find that all the entries in the several accounts are properly entered and balanced, and the balances turned over to his successor, Hon. H. A. L'Engle, present Treasurer of the State, for which he gave his receipts, and in accordance with the joint resolution of both Houses, we have destroyed by fire the following in this office, to-wit: Greenback scrip uncanceled \$48,256.00; all the warrants paid, registered and cancelled by the Treasurer from January 10, 1877, to February 2, 1881, inclusive. All the coupons paid, registered and cancelled from 1877 to February, 1881, amounting to \$335,796.00, and we have received to the Hon. Walter Gwynn, late Treasurer, for the above.

We find that all the accounts correspond with the printed reports made by the Ex-Treasurer for those years mentioned.

The office, in general, has been well, carefully and neatly kept and highly commendable to the officer who has just vacated the same.

We have receipted to the Hon. H. A. L'Engle, Treasurer of the State of Florida, for the amount of forty-eight thousand two hundred and fifty-six (\$48,256.00) dollars in greenback scrip, which we have destroyed by fire, same being the amount receipted to the Hon. Walter Gwynn, late Treasurer, by said H. A. L'Engle.

Having completed our labors for which we have been appointed, we most respectfully ask to be discharged.

On part of the Senate—

J. G. SPEER, Chairman,
 H. H. DUNCAN.

On the part of the Assembly—

JNO. M. BRYAN, Chairman,
 GEORGE MARQUIS,
 ROBT. J. BEVILL,
 Committee.

Which was read and ordered spread upon the journal.

Senate bill No. 179:

To be entitled an act to provide for the conveyance of the title of lands purchased by the State at tax sales.

Read the second time and ordered for a third reading to-morrow without engrossing.

Senate bill No. 180:

To be entitled an act for the redemption of lands sold for taxes, and to quiet titles therefor.

Read the second time.

Mr. Thompson offered the following amendment:

In line 5, Section 1, after the word "made" add the words

"or hereafter made." In 21st line, Section 1, strike out "one" and insert "three;"

Which was agreed to and the bill ordered engrossed, as amended, for a third reading to-morrow.

Senate bill No. 194:

To be entitled an act to incorporate the Spring Garden and St. Johns Improvement Company.

Read the second time and ordered to be engrossed for a third reading to-morrow.

The following report was read:

SENATE CHAMBER, Tallahassee, February 21, 1881.

HON. L. W. BETHEL,

President of the Senate:

SIR—The Conference Committee, to whom was referred—
Assembly amendment to Senate bill No. 129,

Beg leave to report that they have had the same under consideration and have agreed to substitute "thirty days" for "six months."

Very respectfully,

W. N. THOMPSON,

Chairman of Conference Committee on part of Senate.

Which was adopted.

Assembly bill No. 186:

To be entitled an act to incorporate a company and to facilitate the construction and equipment of a Railroad from Green Cove Spring on the St. Johns river, to the town of Melrose, in Alachua county,

Was read the second time.

The amendments offered by the committee were as follows:

In section 6 strike out the words "or sets of stringers," and in seventh line strike out "or rails."

Sec. 22. That said above incorporated railroad company shall not charge a greater rate of passenger traveling thereon under penalty of forfeiture of all the rights and privileges granted by this act; and any officer or agent of said railroad violating the provisions of this section shall be deemed guilty of a misdemeanor, and on conviction thereof shall be punished by a fine of not less than twenty nor more than one hundred dollars.

At the end of Section 13: *Provided, however,* the said company shall comply with the provisions of an act entitled an act to provide for and encourage a liberal system of internal improvements in this State, approved January 6th, 1855: *Provided, however,* That nothing herein shall prevent such company from adopting such gauge as it may choose: *And provided further,* That said company shall not be required to use

iron of a greater weight than twenty-five pounds to the lineal yard;

Which was agreed to, and the bill ordered engrossed as amended for third reading to-morrow.

Assembly bill No. 180:

To be entitled an act to amend sections 2, 3 and 4 of an act entitled an act to incorporate the St. Johns and Lake Bustis Railway Company, approved February 20, 1879,

Was read the second time, and the following amendment offered:

Strike out all after the word "rates" in the two last lines in section 3;

Which was agreed to.

Ordered for a third reading on to-morrow, and the engrossing of the amendment.

Senate bill No. 207:

To be entitled an act for the relief of the Tallahassee Manufactory,

Was read the second time.

Mr. McKay moved to indefinitely postpone the bill;

Which was agreed to.

Senate bill No. 188:

To be entitled an act for the relief of Geo. D. Gilchrist,

Was read the second time.

On motion of Mr. Speer, the bill was indefinitely postponed.

Senate bill No. 109:

To be entitled an act for the payment of Assessors of Taxes in this State who compiled the agricultural statistics for the years 1877 and 1878,

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

Assembly bill No. 41:

To be entitled an act for the relief of R. Funke, M. D., and others,

Was read the second time, and ordered placed among the orders of the day for to-morrow.

Assembly bill No. 184:

To be entitled an act for the relief of R. B. Savage,

Was read the second time and placed among the orders of the day for to-morrow.

Assembly bill No. 202:

To be entitled an act for restoration to rights of citizenship of Augustine Waldren,

Was read the second time and ordered placed among the orders of the day for to-morrow.

Senate bill No. 124:

To be entitled an act for the relief of William Marson,

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

Senate bill No. 186 :

To be entitled an act for the relief of Robert F. Allison, of Suwannee county,

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

Senate bill No. 204 :

To be entitled an act for the relief of Charles James, of Marion county,

Was read the second time.

Mr. Chandler moved that the rule 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. Allen, Bryson, Chandler, Cole, Cone, Crill, Delano, Dell, Duncan, Hatcher, Hendry, Jones, Judge, Lee, Mallory, McClellan, McKay, McKinne, McKinnon, Niblack, Robinson, Sharpe, Speer, Thompson, Wallace, Willard—26.

Nays—None.

So the bill passed, title as stated.

Ordered to be certified to the Assembly.

Assembly memorial No. 52 :

Joint memorial to Congress for a mail route from Fort Drum, in Brevard county, to Fort Bassenger.

Read the second and third times, under a suspension of the rules, and put upon its passage.

The vote was :

Yeas—Messrs. Bryson, Chandler, Cole, Cone, Crill, Delano, Duncan, Hatcher, Hendry, Jones, Judge, Lee, Mallory, McClellan, McKay, McKinne, McKinnon, Niblack, Robinson, Sharpe, Speer, Thompson, Walker, Wallace, Willard—25.

Nays—None.

So the memorial passed.

Ordered to be certified to the Assembly.

Assembly memorial No. 47 :

Memorial to Congress asking for a mail route from Cedar Key in Levy county, to Sumterville in Sumter county,

Was read the second and third time under a suspension of the rule and put upon its passage.

The vote was :

Yeas—Messrs. Bryson, Chandler, Cole, Cone, Crill, Delano, Dell, Hatcher, Hendry, Jones, Judge, Lee, Mallory, McClellan, McKay, McKinne, McKinnon, Niblack, Robinson, Sharpe, Speer, Thompson, Walker, Wallace and Willard—25.

Nays—None.

So the memorial passed, title as stated.

Ordered that the same be certified to the Assembly.

Assembly bill No. 197 :

To be entitled an act for the relief of Henry J. Stewart, of Hamilton county, Fla.,

Was read the second time and placed among the orders of the day for a third reading on to-morrow.

Substitute for Immigration bill,

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

Senate bill No. 193 :

To be entitled an act for levying a tax for the years 1881 and 1882,

Was read the second time.

Mr. Crill offered the following amendment :

Strike out "seven" and insert in lieu thereof "eight" for 1882.

Mr. McKinnon was excused from voting on the question.

The yeas and nays were called for.

The vote was :

Yeas—Messrs. Allen, Cone, Crill, Delano, Duncan, Hatcher, Jones, Judge, Walker and Willard—10.

Nays—Messrs. Bryson, Chandler, Cole, Dell, Hendry, Mallory, McClellan, McKay, McKinne, Robinson, Sharpe, Speer, Thompson and Wallace—14.

So the amendment was lost.

Mr. McKay offered the following amendment :

In Section 2 strike out "four" and insert "five."

Mr. Mallory moved to adjourn till 3:30 o'clock ;

Which was agreed to.

HALF-PAST THREE O'CLOCK, P. M.

AFTERNOON SESSION.

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, Cole, Cone, Delano, Dell, Duncan, Hatcher, Hendry, Jones, Judge, Lee, McKay, McKinnon, Niblack, Robinson, Sharpe, Speer, Thompson, Wallace and Willard—21.

A quorum present.

Consideration of Senate bill No. 193 was resumed.

The vote on the amendment was :

Yeas—Messrs. Allen, Bryson, Chandler, Cole, Cone, Crill, Delano, Judge, Lee, McKay, Robinson and Wallace—12.

Nays—Dell, Duncan, Hatcher, Hendry, Jones, Mallory, McClellan, McKinne, McKinnon, Niblack, Sharpe, Speer, Thompson, Walker and Willard—15.

So the amendment was lost.

The bill was ordered engrossed for a third reading on to-morrow.

The committee on the investigation of the Internal Improvement Fund was excused from attendance upon the Senate this evening.

On motion Mr. Allen was placed upon said committee in place of Mr. McKinnon.

Mr. Bryson asked that Mr. McClenny be excused until to-morrow;

Which was agreed to.

Senate bill No. 201 was taken up.

Mr. McKinnon moved to take the bill up by sections;

Which agreed to, and it was so ordered.

Mr. Wallace offered the following amendment to section 1:

Who shall be appointed upon the recommendation of the Senators and representatives of every county.

The amendment was lost.

Mr. Hatcher offered the following amendment:

After the word "instruction," second line, insert "in each county;"

Which was adopted.

Mr. Williard offered the following amendment:

In the third line, after "members," to read "to be appointed by the Superintendent of Public Instruction, by the recommendation of the county representatives."

The amendment was lost.

On motion, the 1st Section was adopted.

On motion, the 2d Section was adopted.

Mr. Chandler moved to amend last clause, 3rd Section, as follows:

"They shall retain their offices for four years."

Amendment adopted.

Mr. McKinnon moved that Section 3 be stricken out.

Motion adopted.

Mr. McKinnon moved that Section 4 be adopted.

Section 4 was adopted.

Mr. Mallory moved that the sum of "twenty-five" be stricken out in the fourth line of Section 4 and "fifty" be inserted.

Lost.

Mr. Williard offered the following amendment:

In 3d line strike out after "expenses" to "not" in 4th line. Adopted.

Mr. Walker moved that the Board be paid two dollars per diem and mileage.

Mr. Duncan offered an amendment to the amendment as follows:

"At the rate of two dollars per day, not to sit in session more than six times during the year."

Lost.

Mr. Robinson asked to be excused.

Request granted.

Mr. Judge offered as a substitute to the whole:

"At the rate of two dollars per day, not to sit in session more than six times during the year."

Lost.

Mr. Duncan asked leave to withdraw his amendment.

Granted.

The Doorkeeper was excused until Wednesday morning.

Mr. Duncan offered the following amendment: at the rate of two dollars per day, not to exceed twenty-five dollars year;

Which amendment was adopted.

The section was adopted as amended.

Mr. Wallace offered the following amendment to section 6: add to the end of line 15, paragraph 4, the following: which trustees shall be recommended by the patrons of said schools;

Which amendment was adopted.

Mr. McKinnon moved that the section be adopted as amended;

Which was agreed to.

On motion section 7 was adopted.

Mr. Mallory moved to amend by striking out "upbraid for" in section 8, line 2;

Which was agreed to and the section was adopted as amended.

Mr. Wallace moved that section 9 be stricken out.

Mr. Wallace withdrew his amendment and the section was adopted.

Mr. Bryson moved that section 10 be adopted;

Which was agreed to.

Mr. Crill introduced—

Senate bill No. —:

To be entitled an act to exempt members of organized and equipped fire and hook and ladder companies of all incorporated cities and towns in this State from working upon the public roads and thoroughways of this State;

Which was referred to the Committee on Corporations.

On motion of Mr. Bryson, the Senate adjourned to 10 A. M. to-morrow.