

MONDAY, February 28, 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, Dell, Duncan, Hatcher, Hendry, Jones, Judge, Lee, Mallory, McClellan, McKay, McKinne, McKinnon, Polhill, Powers, Robinson, Sharpe, Speer, Thompson, Walker, Willard—26.

A quorum present.

Prayer by the Chaplain.

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

REPORTS OF COMMITTEES.

The Committee on Engrossed Bills made the following report:

SENATE CHAMBER, Tallahassee, February 28, 1881.

HON. L. W. BETHEL,

President of the Senate:

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

Senate bill No. 229, to be entitled an act for the relief of Geo. H. Tedder; also,

Senate bill No. 206, to be entitled an act for the relief of P. W. White, late Judge of the Second Circuit of this State; also,

Senate bill No. 213, to be entitled an act for the relief of John B. Griffin of Escambia county; also,

Senate bill No. 185, to be entitled an act for the relief of Henry Bernreuter; also,

Senate bill No. 159, to be entitled an act to provide for recording certificates given by the Comptroller or Commissioner of Lands and Immigration when lands are redeemed; also,

Senate bill No. 59, to be entitled an act authorizing the Board of Internal Improvement to enter into contract with Charles M. Brown, Frank McIlvain and William B. McIlvain for the opening up and making permanently navigable the waters of the Withlacoochie river; also,

Senate bill No. 118, to be entitled an act for the relief of the heirs of Helen C. Racey, executrix and sole heir at law of William C. Racey and of the minor children of Helen C. Racey, deceased; also,

Senate bill No. 232, to be entitled an act to re-establish lost papers; also,

Senate bill No. 189, to be entitled an act to incorporate the Florida Land and Colonization Company;

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

Very respectfully,

WM. BRYSON, JR.,
Chairman.

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

Mr. McKay moved to reconsider the vote by which Assembly bill No. 70, for the relief of John F. Saddler, was indefinitely postponed.

Agreed to, and the vote was reconsidered.

The bill was then called up and ordered for a third reading on to-morrow.

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

SENATE CHAMBER, Tallahassee, February 28, 1881.

HON. L. W. BETHEL,

President of the Senate:

SIR: Your Committee on Judiciary, to whom was referred—

Senate bill No. 242, to be entitled an act supplementary to chapter 3111 of the Laws of Florida, and extending the time for the redemption of lands sold for taxes assessed since the year 1876,

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. Sharpe, of the committee to examine into the management by the Board of the Internal Improvement of this State, etc., made the following report:

SENATE CHAMBER, Tallahassee, February 25, 1881.

HON. L. W. BETHEL,

President of the Senate:

SIR: Your committee appointed to examine into the management by the Board of Internal Improvement of the funds, lands and interests of the Internal Improvement Fund,

Beg leave to report that they have commenced the work as-

signed them, but find that they have not time at this session to give the matter the thorough examination that it demands, in order to make a full report. They would therefore ask to be discharged.

Very respectfully,

W. H. SHARPE,
JAS. MCKAY,
GEO. W. ALLEN.

Which was read and the committee discharged.

Senate bill No. 243:

To be entitled an act to provide for an election to enable the people of Florida to declare whether they will meet in convention to revise the existing Constitution, to elect delegates thereto, to fix the time and place of such convention and the compensation of its delegates and officials, and also for a subsequent election to ratify or reject such revised Constitution.

Was read the third time.

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

Which was not agreed to.

Argument having intervened, Mr. Chandler renewed the motion to place the bill back upon its second reading.

Mr. McKinnon moved to lay the motion on the table;

Which was agreed to, and the motion was placed upon the table.

The bill was then put upon its passage.

The vote was:

Yeas—Messrs. Cone, Duncan, Hatcher, Jones, Judge, Mallory, McClellan, McKay, McKinne, McKinnon, Niblack, Polhill, Powers, Robinson, Sharpe, Speer—16.

Nays—Messrs. Allen, Chandler, Cole, Crill, Delano, Lee, Thompson, Walker and Willard—9.

So the bill passed, title as stated.

Mr. McKinne moved that the vote just taken be reconsidered, and that the motion to reconsider be laid upon the table.

The yeas and nays were called for.

The vote was:

Yeas—Messrs. Cone, Duncan, Hatcher, Jones, Judge, Mallory, McClellan, McKay, McKinne, McKinnon, Niblack, Polhill, Powers, Robinson, Sharpe, Speer, and Thompson—17.

Nays—Messrs. Allen, Chandler, Cole, Crill, Delano, Lee, Walker and Willard—8.

So the motion prevailed.

Upon motion, it was ordered that the same be immediately certified to the Assembly.

MESSAGES FROM THE ASSEMBLY.

The following message was received from the Assembly:

ASSEMBLY HALL, Tallahassee, February 28, 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 joint resolution requiring the Governor and Comptroller to institute legal proceedings against all railroad companies that have refused to pay taxes on their railroad property and for the collection of said taxes, with amendments thereto; also,

Assembly bill No. 221, to be entitled an act for the relief of F. W. Downing, of Alachua 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 amendment offered to the joint resolution was adopted, and the resolution was ordered enrolled.

The accompanying bill, No. 221, was placed among the orders of the day.

Also the following:

ASSEMBLY HALL, Tallahassee, February 28, 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. 239, to be entitled an act to provide for the preservation of the records and vouchers in the office of the Comptroller; also,

Senate bill No. 225, to be entitled an act in relation to land grants made and to be made at the present session of the Legislature.

Very respectfully,

WM. FORSYTH BYNUM,
Chief Clerk of the Assembly.

Which was read and the accompanying bills ordered enrolled.

Also the following:

ASSEMBLY HALL, Tallahassee, February 28, 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. 24, to be entitled an act to keep in good repair the public roads and highways of this State with amendments thereto; also,

Assembly bill No. 121, to be entitled an act for the relief of the estate of Boling Baker,

And respectfully request the concurrence of the Senate therein.

Very respectfully,

WM. FORSYTH BYNUM,
Chief Clerk of the Assembly.

Which was read and the amendment offered to Senate bill No. 24 was concurred in and the bill ordered enrolled and the accompanying Assembly bill No. 121 was referred to the committee on claims.

Also the following:

ASSEMBLY HALL, Tallahassee, February 28, 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. 255, to be entitled an act to incorporate the Atlantic and Gulf Coast Canal and Okeechobee Land Company; also,

Assembly bill No. 289, to be entitled an act to legalize the town government of the town of Madison, Florida,

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 No. 255 was referred to the Committee on Commerce and Navigation and the accompanying bill No. 289 was placed among the orders of the day for to-morrow.

Also the following:

ASSEMBLY HALL, Tallahassee, February 28, 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. 228, to be entitled an act to prevent the careless use of fire-arms on the public highways,
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 Judiciary Committee.

The Committee on Enrolled Bills made the following report:

SENATE CHAMBER, Tallahassee, February 28, 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 bill No. 154, an act to provide for calling out the organized and enrolled militia of this State to aid the civil authorities.

Assembly bill No. 186, an act to incorporate a company and facilitate the construction and equipment of a railroad from Green Cove Springs, upon the St. Johns river, in Clay county, to the town or village of Melrose, in Alachua county, under the style of the Green Cove Springs and Melrose Railroad Company.

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

Assembly bill No. 126, an act for the relief of Dr. E. C. Morton, of Polk county.

Assembly bill No. 166, an act for the relief of Peter Goss.

Assembly bill No. 205, an act to authorize State Attorneys to compromise certain claims.

Assembly bill No. 188, an act to authorize executors and administrators having an interest in the estates which they represent to purchase the property of such estates at public sale.

Assembly bill No. 160, an act to amend Section 5, Chapter 3106, Laws of Florida, approved March 17th, 1877, entitled an act to amend sections 2, 3, 4, 5 and 6 of an act to amend sections 2, 6, 7, 8, 9 and 10 of an act entitled an act to fix and regulate the fees and per diem of certain officers herein designated, approved February 14th, 1874, approved March 2d, 1877.

Assembly joint resolution relative to the Committees on

Public Lands of the Senate and Assembly acting as a joint committee.

Very respectfully,

J. C. WALKER,

Chairman Senate Committee.

H. L. GRADY,

Chairman Assembly Committee.

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

SPECIAL ORDERS OF THE DAY.

Senate bill No. 190:

To be entitled an act to authorize the Trustees of the Internal Improvement Fund of the State of Florida to protect the interest of the said fund by becoming a bidder and purchaser of the railroads from Lake City to Quincy, and the branches to Monticello and from Tallahassee to St. Marks, should the same be sold as provided in the seventh clause of the decree in the case of J. Fred Schutte and others complainants vs. the Jacksonville, Pensacola and Mobile Railroad Company, the Florida Central Railroad Company and others, defendants, rendered in the Circuit Court of the United States, Fifth Judicial Circuit, Northern District of Florida, by the Hon. Joseph P. Bradley, Circuit Justice, and filed the 31st of May, 1879, and for other purposes.

This bill came up on its second reading.

Mr. McKay offered to amend as follows:

Strike out all of sections 2, 3, 4 and 5.

Strike out in section 6 all after the "railroad," in first line up to the word "act" in third line.

Strike out in section 6, line 16, all after the word "provided," up to the word "and" in the 17th line.

Strike out section 7.

Strike out of section 9, lines 1, 2, 3 and 4, up to the word "however."

Pending the discussion the Senate was adjourned until 3:30 o'clock P. M.

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

AFTERNOON SESSION.

The Senate resumed its session.

The President in the chair.

The roll was called and a quorum present.

Mr. McKinnon offered the following resolution:

Resolved, That no Senator be allowed to speak longer than five minutes on any question during the remainder of this session without leave of two-thirds of the members present;

Which was read.

Mr. Delano moved to lay the resolution on the table;

Which was not agreed to.

The resolution was then adopted.

The Senate then resumed the consideration of Senate bill No. 190.

The question was upon the adoption of the amendments offered by Mr. McKay.

The yeas and nays were called for.

The vote was:

Yeas—Messrs. Bryson, Chandler, Grill, Delano; Dell, Hendry, Speer, Thompson, Walker and Willard—10.

Nays—Messrs. Cole Cone, Hatcher, Judge, Lee, Mallory, McClellan, McKay, McKinne, McKinnon, Niblack, Polhill and Powers—13.

So the amendments were not adopted.

Mr. McKinne moved that the vote just taken be reconsidered, and the motion just taken be reconsidered and that the motion to reconsider be laid upon the table;

Which was agreed to.

The bill was then ordered engrossed and made the special order for half-past eleven to-morrow.

Mr. McKinnon moved to take up

Senate bill No. 240:

To be entitled an act to make appropriations for the years 1881 and 1882.

Agreed to.

The bill was read the second time by sections and amended as follows:

By Mr. McKinne:

Strike out "fifteen" in line 4, Section 1, and insert the word "twelve" in lieu thereof.

By Mr. Judge:

Strike out in line 12 the words "public schools in," and insert after the word "year" in line 13 the words "in the interest of the public schools."

By Mr. Hatcher:

Strike out the letter "L" in Mr. Kennedy's name wherever it occurs and substitute the letter "S." therefor.

Mr. Delano moved that all after the word "cents" in line 39 to and including the word "dollars" in line 41.

The yeas and nays were called for.

The vote was:

Yeas—Messrs. Chandler, Cole, Delano, Dell, Duessa,

Hatcher, Hendry, Jones, Judge, Lee, Mallory, McKinne, McKinnon, Powers, Robinson, Sharpe, Speer, Walker, Willard—19.

Nays—Messrs. Allen, Bryson, Cone, McClellan, McKay, Polhill, Thompson—7.

So the motion to strike out prevailed.

By Mr. Thompson:

At the end of the first section insert the following: "For W. D. Palmer as Clerk in 1879, (omitted) \$60.00."

Mr. Bryson moved to amend as follows:

Insert in section 1, line 21, after the vouchers "for pay for witnesses, telegrams and Deputy Sergeant-at-Arms in the investigation of the charges against Chief-Justice Randall, to be paid upon vouchers, \$1,289.00."

The yeas and nays were called for.

The vote was:

Yeas—Messrs. Allen, Bryson, Cone, Judge, Mallory, McClellan, McKay, Powers, Sharpe, Speer, Thompson and Walker—12.

Nays—Messrs. Chandler, Delano, Dell, Duncan, Hatcher, Hendry, Jones, Lee, McKinne, McKinnon, Polhill, Robinson and Willard—13.

So the amendment was lost.

By Mr. Jones:

In line 18, section 1, after the word "thousand," insert the words "five hundred."

By Mr. Jones:

At the end of section 1 insert: "For printing 3,000 copies of the new Digest, \$8,000.00."

Upon motion, section 1 of the bill was adopted as amended.

By Mr. Crill:

Strike out the words "the schools in" in line 13, section 2.

By Mr. McKinne:

In line 5, section 2, strike out the word "fifteen," and insert the word "twelve."

Mr. Mallory moved that the vote by which the first section of the bill was adopted be reconsidered, and that the bill be recommitted to the Committee, with instructions to report as soon as possible.

Agreed to, and the bill was so recommitted.

Senate bill No. 224:

To be entitled an act to encourage improvement, manufacturing, and for other purposes,

Was read the third time and put upon its passage.

The vote was:

Yeas—Messrs. Chandler, Cone, Delano, Duncan, Hatcher,

Jones, Lee, McClellan, McKinne, McKinnon, Powers, Thompson, Walker, Willard—14.

Nays—Messrs. Dell, Hendry, Judge, Mallory, McKay, Robinson, Sharpe, Speer—8.

So the bill passed, title as stated.

Ordered that the same be immediately certified to the Assembly.

Senate bill No. 159:

To be entitled an act to provide for recording certificates given by the Comptroller or Commissioner of Lands and Immigration when lands are redeemed,

Was read the third time and put upon its passage.

The vote was:

Yeas—Messrs. Allen, Chandler, Cone, Crill, Delano, Duncan, Hatcher, Hendry, Judge, Lee, Mallory, McClellan, McKay, McKinne, McKinnon, Niblack, Powers, Robinson, Sharpe, Speer, Thompson, Walker, Willard—23.

Nays—None.

So the bill passed, title as stated.

Ordered that the same be certified to the Assembly.

The Committee on Engrossed Bills made the following report:

SENATE CHAMBER, Tallahassee, February 28, 1881.

HON. L. W. BETHEL,

President of the Senate:

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

Senate bill No. 214, to be entitled an act to provide for the completion, printing, distribution and sale of the Digest of the Laws of Florida and for other purposes,

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

Very respectfully,

WM. BRYSON, JR.,

Chairman Committee on Engrossed Bills.

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

Senate bill No. 195:

To be entitled an act to incorporate the Florida Midland and Georgia Railroad Company, and to grant certain lands to the same,

Was read the third time and put upon its passage.

The vote was:

Yeas—Messrs. Allen, Chandler, Cone, Crill, Delano, Duncan, Hatcher, Hendry, Jones, Mallory, McClellan, McKay, McKin-

ne, McKinnon, Niblack, Powers, Robinson, Sharpe, Speer, Thompson, Walker and Willard—22.

Nays—None.

So the bill passed, title as stated.

Ordered that the same be certified to the Assembly.

Senate bill No. 214:

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

Was read the third time and put upon its passage.

The vote was:

Yeas—Messrs. Allen, Chandler, Cone, Delano, Duncan, Hatcher, Hendry, Jones, Mallory, McClellan, McKay, McKinnon, Niblack, Powers, Robinson, Sharpe, Speer, Thompson, Walker—20.

Nays—None.

So the bill passed, title as stated.

Ordered that the same be certified to the Assembly.

The Committee on Enrolled Bills made the following report:

SENATE CHAMBER, Tallahassee, February 28, 1881.

HON. L. W. BETHEL,

President of the Senate:

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

Senate bill No. 45, an act authorizing limited partnerships.

Senate bill No. 47, an act to amend Chapter 3147 of the acts of 1879, entitled an act to protect food fishes of this State and to regulate fisheries, approved March 11, 1879.

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

Senate bill No. 153, an act for the relief of James S. Turner of Levy county, Florida.

Senate bill No. 154, an act to incorporate the Palatka and Indian River Railway Company and to grant certain lands to the same.

Senate bill No. 168, an act to authorize Peter Thompson of Levy county to take charge of and manage his estate.

Senate bill No. 170, an act fixing the times for holding the Circuit Courts of the Fourth Judicial Circuit.

Senate bill No. 177, an act to prohibit the fishing for shad during certain periods of time therein specified.

Senate bill No. 178, an act to amend the first section of an

act approved March 2, 1877, and entitled an act to regulate criminal proceedings before Justices of the Peace.

J. C. WALKER,

Chairman Senate Committee.

H. L. GEADY,

Chairman Assembly Committee.

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

Mr. Niblack, of a Special Committee, made the following report:

SENATE CHAMBER, Tallahassee, February 28, 1881.

HON. L. W. BETHEL,

President of the Senate:

SIR: Your Joint Committee of Senate and Assembly, appointed to examine into the circumstances of the origin and disposition of the bonds of this State issued in 1873, and to ascertain if suits should not be instituted against the late Comptroller, C. A. Cowgill, and L. P. Bayne & Co., for the amounts of any bonds illegally sold or for conspiracy to defraud the State,

Beg leave to report that they have considered the matter, and that owing to the few remaining days of the Legislature they will not have time to summon witnesses and make a report at this session, and your committee would recommend that it is due to the late Comptroller, C. A. Cowgill, that a committee of two from the Senate and three from the Assembly be appointed to meet in the city of Jacksonville within sixty days after the adjournment of the Legislature, and that they have power to send for persons and papers and administer oaths, and that they make a report to the Governor of the State within ninety days from the adjournment of the Legislature, and that the Attorney-General shall assist said committee.

Very respectfully,

E. S. CRILL,

Chairman Senate Committee.

S. L. NIBLACK,

L. L. NEWSOM,

Acting Chairman Assembly Committee.

C. M. COOPER.

Which was read, received and laid upon the table.

Senate bill No. 242:

To be entitled an act supplementary to chapter 3111 of the Laws of Florida and extending the time for the redemption of lands sold for taxes assessed since the year 1876,

Was read the second time.

Mr. Sharpe 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, Bryson, Cole, Cone, Crill, Delano, Dell, Duncan, Hatcher, Hendry, Mallory, McClellan, McKay, McKinne, McKinnon, Niblack, Powers, Robinson, Sharpe, Speer, Thompson, Walker—23.

Nays—None.

So the bill passed, title as stated.

Ordered that the same be certified to the Assembly.

Assembly bill No. 289:

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

Was read the third time and put upon its passage.

The vote was:

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

Nays—None.

So the bill passed, title as stated.

Ordered that the same be certified to the Assembly.

On motion, the Senate took a recess until to-night at 8 o'clock.

EIGHT O'CLOCK P. M.

EVENING SESSION.

The Senate resumed its session.

The President in the Chair.

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

Messrs. Allen, Chandler, Cone, Crill, Duncan, Hendry, Jones, Judge, Lee, Mallory, McClellan, McKinne, McKinnon, Powers, Robinson, Sharpe, Speer and Thompson—18.

A quorum present.

Messrs. Polhill and Hatcher were excused for the evening.

The Senate resumed the orders of the day.

The Committee on Commerce and Navigation made the following report:

SENATE CHAMBER, Tallahassee, February 28, 1881.

HON. L. W. BETHEL,

President of the Senate:

SIR—The Committee on Commerce and Navigation to whom was referred—

Assembly bill No. 255, to be entitled an act to incorporate the Atlantic and Gulf Coast Canal and Okeechobee Land Company; also,

Assembly No. 264, to be entitled an act authorizing J. H. Jerock to establish and run a public ferry between Cedar Keys and the island of Atseena Otie; also,

Assembly bill No. 263, to be entitled an act to authorize H. B. Nunn and Jeremiah Gill to establish a toll-bridge across the Alapaha river; also,

Assembly bill No. 194, to be entitled an act to authorize the construction of a boom or booms on the Suwannee river,

Be glad to report that they have had the same under consideration, and recommend that they do pass.

Very respectfully,

JAMES MCKAY,

Chairman Committee on Commerce and Navigation.

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

Senate bill No. 241:

To be entitled an act to make an appropriation to defray the expenses of the volunteer militia ordered out by the Governor,

Was read the second time and ordered engrossed for a third reading.

Assembly bill No. 255:

To be entitled an act to incorporate the Atlantic and Gulf Coast Canal and Okeechobee Land Company,

Was read the first time by its title.

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

Which was agreed to and the bill was so read.

The vote was:

Yeas—Messrs. Allen, Cone, Crill, Duncan, Hendry, Jones, Lee, Mallory, McClellan, McKay, McKinnon, Niblack, Powers, Robinson, Sharpe, Speer and Thompson—17.

Nays—Mr. Bryson—1.

So the bill passed, title as stated.

Ordered that the Secretary immediately certify the same to the Assembly.

Assembly bill No. 264:

To be entitled an act authorizing J. H. Jerock to establish

and run a ferry between Cedar Keys and the island of Atseena Otie,

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

Assembly bill No. 263:

To be entitled an act to authorize H. P. Nunn and Jeremiah Gill to establish a toll bridge across the Alapaha river,

Was read the second time.

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

Agreed to, and the bill was so read.

The vote was:

Yeas—Messrs. Allen, Bryson, Chandler, Cone, Crill, Duncan, Hendry, Jones, Judge, Lee, Mallory, McClellan, McKay, McKinnon, Niblack, Powers, Robinson, Sharpe, Speer and Thompson—20.

Nays—None.

So the bill passed, title as stated.

Ordered that the same be certified to the Assembly.

Senate bill No. 118:

To be entitled an act for the relief of the heirs of Helen C. Racey, executrix and sole heir-at-law of William C. Racey, deceased, and of the minor children of Helen C. Racey, deceased,

Was read the third time and put upon its passage.

The vote was:

Yeas—Messrs. Allen, Bryson, Chandler, Cone, Crill, Duncan, Hendry, Jones, Judge, Mallory, McClellan, McKay, McKinnon, Niblack, Powers, Robinson, Sharpe, Speer, Thompson, Walker and Willard—21.

Nays—None.

So the bill passed, title as stated.

Ordered that the same be certified to the Assembly.

The Committee on Engrossed Bills made the following report:

SENATE CHAMBER, Tallahassee, February 28, 1881.

HON. L. W. BETHEL,

President of the Senate:

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

Senate bill No. 234, to be entitled an act allowing the registered voters of the several counties of this State to vote for fence or no fence under certain circumstances,

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

Very respectfully,

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

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

Senate bill No. 189:

To be entitled an act to incorporate the Florida Land and Colonization Company,

Was read the third time and put upon its passage.

The vote was:

Yeas—Messrs. Allen, Bryson, Chandler, Cone, Crill, Hendry, Jones, Judge, Lee, Mallory, McClellan, McKinne, Niblack, Powers, Robinson, Sharpe, Speer and Walker—18.

Nays—Messrs. McKay, McKinnon and Thompson—3.

So the bill passed, title as stated.

Ordered that the same be certified to the Assembly.

The following message was received from the Assembly:

ASSEMBLY HALL, Tallahassee, February 28, 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. 128, to be entitled an act to incorporate the Pensacola and Atlantic Railroad Company and to grant certain lands to the same with amendments thereto; also,

Assembly bill No. 280, to be entitled an act to fix the pay of members of the Legislature of 1881 and officers and attaches thereof,

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.

Senate bill No. 220:

To be entitled an act in relation to insane persons in this State,

Was read the third time and put upon its passage.

The vote was:

Yeas—Messrs. Allen, Cone, Crill, Duncan, Jones, Mallory, Powers, Speer, Thompson, Walker and Willard—11.

Nays—Messrs. Bryson, Chandler, Hendry, Judge, Lee, McKay, McKinne, McKinnon, Robinson, Sharpe—10.

So the bill passed, title as stated.

Ordered that the same be certified to the Assembly.

Senate bill No. 128:

To be entitled an act to incorporate the Pensacola and Atlantic Railroad Company, and to grant certain lands to the same,

Was called up, and Mr. McKinne moved that the amendments offered by the Assembly be concurred in;

Which was agreed to, and the bill was ordered enrolled.

Assembly bill No. 280:

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

Was called up and read the first and second times.

Mr. Jones moved that the rule be waived and the bill read the 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, Cone, Crill, Duncan, Hendry, Jones, Judge, Lee, Mallory, Niblack, Powers, Robinson, Sharpe, Walker and Willard—17.

Nays—Messrs. McKay, McKinne, Speer and Thompson—4.
So the bill passed, title as stated.

Ordered that the same be certified to the Assembly.

Mr. Lee moved to reconsider the vote just taken, and that the motion to reconsider be laid upon the table;

Which was agreed to.

Senate bill No. 59:

To be entitled an act authorizing the Board of Internal Improvement to enter into contract with C. M. Brown, Frank McIlvaine and William B. McIlvaine for the opening up and making permanently navigable the waters of the Withlacoochee river,

Was read the third time and put upon its passage.

The vote was:

Yeas—Messrs. Bryson, Chandler, Cone, Duncan, Hendry, Jones, Judge, Lee, Mallory, McKay, Niblack, Powers, Robinson, Sharpe, Speer and Willard—16.

Nays—Messrs. Allen, Crill, McKinnon, Thompson and Walker—5.

So the bill passed, title as stated.

Ordered that the same be immediately certified to the Assembly.

Senate bill No. 206:

To be entitled an act for the relief of P. W. White, late Judge of the Second Circuit of this State,

Was read the third time and put upon its passage.

The vote was:

Yeas—Messrs. Allen, Cone, Crill, Jones, Judge, Mallory, McKinnon, Robinson, Sharpe, Thompson Walker and Willard—12.

Nays—Messrs. Duncan, Hendry, Lee, McKay, Niblack, Powers and Speer—7.

So the bill passed, title as stated.

Ordered that the same be immediately certified to the Assembly.

Senate bill No. 232:

To be entitled an act to re-establish lost papers,
Was read the third time and put upon its passage.

The vote was:

Yeas—Messrs. Allen, Bryson, Chandler, Cone, Crill, Duncan, Hendry, Jones, Judge, Mallory, McKay, Niblack, Powers, Robinson, Sharpe, Speer, Thompson, Walker and Willard—19.

Nays—None.

So the bill passed, title as stated.

Ordered that the same be certified immediately to the Assembly.

Senate bill No. 185:

To be entitled an act for the relief of Henry Bernreuter,
Was read a third time and put upon its passage.

The vote was:

Yeas—Messrs. Allen, Bryson, Chandler, Cone, Crill, Duncan, Hendry, Jones, Judge, Mallory, McKay, McKinnon, Powers, Robinson, Speer, Thompson and Walker—17.

Nays—Messrs. Niblack, Sharpe and Willard—3.

So the bill passed, title as stated.

Ordered that the same be certified to the Assembly.

Mr. Judge moved to reconsider the vote just taken.

Mr. Chandler moved to lay the motion to reconsider on the table.

Agreed to.

Senate bill No. 213:

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

Was read the third time and put upon its passage.

The vote was:

Yeas—Messrs. Allen, Bryson, Chandler, Cone, Crill, Duncan, Hendry, Jones, Judge, Lee, Mallory, McKinnon, Niblack, Powers, Robinson, Sharpe, Speer, Thompson, Walker and Willard—20.

Nays—None.

So the bill passed, title as stated.

Ordered that the same be certified to the Assembly.

Assembly bill No. 194:

To be entitled an act to authorize the construction of a boom or booms on the Suwannee river,

Was read the second time, and, upon motion, the rules were waived and the bill read a third time and put upon its passage.

The vote was:

Yeas—Messrs. Allen, Bryson, Chandler, Cone, Duncan, Hendry, Jones, Mallory, McClellan, McKay, McKinnon, Niblack, Powers, Robinson, Sharpe, Thompson, Walker and Willard—18.

Nays—Messrs. Crill and McKinne—2.

So the bill passed, title as stated.

Ordered that the same be certified to the Assembly.

Assembly bill No. 229:

To be entitled an act for the relief George H. Tedder,

Was read the third time and put upon its passage.

The vote was:

Yeas—Messrs. Allen, Bryson, Chandler, Cone, Crill, Duncan, Hendry, Jones, Judge, Lee, Mallory, McKinne, McKinnon, Niblack, Powers, Robinson, Sharpe, Speer, Thompson, Walker and Willard—21.

Nays—None.

So the bill passed, title as stated.

Ordered that the same be certified to the Assembly.

Mr. Mallory moved to reconsider the vote by which Senate bill No. 189 was passed;

Which was agreed to.

Mr. Mallory moved to amend the bill by striking out the words "of personal" in the 15th section;

Which was agreed to and the bill was so amended.

The bill was then put upon its passage.

The vote was:

Yeas—Messrs. Allen, Bryson, Chandler, Cone, Crill, Duncan, Hendry, Jones, Judge, Mallory, McKinne, McKinnon, Niblack, Powers, Robinson, Sharpe, Speer and Walker—18.

Nays—Mr. Thompson—1.

So the bill passed, title as stated.

Ordered that the same be certified to the Assembly.

Mr. Jones moved that so much of the appropriation bill as referred to printing be referred to a special committee of three;

Which was agreed to.

The President appointed as such committee, Messrs. Jones, Mallory and Bryson.

Senate bill No. 218:

To be entitled an act in relation to transportation of insane persons and their escorts.

Was read the third time.

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

Which was agreed to, and the bill was so placed.

Mr. McKinnon moved the indefinite postponement of the bill;

Which was agreed to.

Senate bill No. 166:

To be entitled an act to designate the holidays to be observed in the acceptance and payment of bills of exchange, bank checks and promissory notes,

Was read the third time.

Mr. Thompson moved that the amendments offered by the Assembly be adopted;

Which was agreed to, and the bill was ordered enrolled.

Substitute for Senate bill No. 70:

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

The bill came up upon its third reading.

Mr. Thompson moved that the substitute be placed back upon its second reading;

Which was agreed to, and the bill was so read.

Mr. Thompson moved to amend so as to put Leon county in the First Congressional District.

Mr. Thompson moved that the bill be recommitted to the Committee on State Affairs;

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

Which was not agreed to.

The question was then to recommit.

Which was agreed to, and the bill was so recommitted.

Assembly bill No. 148:

To be entitled an act to prevent the improper living together of certain persons,

Was read the third time and put upon its passage.

The vote was:

Yeas—Messrs. Allen, Bryson, Chandler, Cone, Crill, Duncan, Hendry, Jones, Judge, Lee, Mallory, McKinne, McKinnon, Niblack, Powers, Robinson, Sharpe, Speer, Thompson, Walker and Willard—21.

Nays—None.

So the bill passed, title as stated.

Ordered that the same be certified to the Assembly.

Assembly bill No. 118:

To be entitled an act for the relief of Dr. M. J. Powledge,

Was read the third time and put upon its passage.

The vote was:

Yeas—Messrs. Allen, Chandler, Cone, Crill, Duncan, Hendry, Jones, Judge, Mallory, McKinnon, Niblack, Powers, Robinson, Speer, Thompson, Walker and Willard—17.

Nays—Messrs. Bryson and McKinne—2.

So the bill passed, title as stated.

Ordered that the same be certified to the Assembly.

Assembly bill No. 181:

To be entitled an act for the relief of Albert Fries, of Duval county,

Was read the third time and put upon its passage.

The vote was:

Yeas—Messrs. Bryson, Chandler, Cone, Crill, Duncan, Hendry, Jones, Judge, Lee, Mallory, McKinne, McKinnon, Niblack, Powers, Robinson, Sharpe, Speer, Walker and Willard—19.

Nays—Mr. Thompson—1.

So the bill passed, title as stated.

Ordered that the same be certified to the Assembly.

Assembly bill No. 234:

To be entitled an act for the relief of Augustus J. Driggers, of Orange county,

Was read the third time and put upon its passage.

The vote was:

Yeas—Messrs. Allen, Bryson, Chandler, Cone, Crill, Duncan, Hendry, Jones, Judge, Lee, Mallory, McKinne, McKinnon, Niblack, Powers, Robinson, Sharpe, Speer, Thompson and Walker—20.

Nays—None.

So the bill passed, title as stated.

Ordered to be certified to the Assembly.

Assembly bill No. 11:

To be entitled an act to enable settlers on State lands to obtain titles thereto,

Was read the third time and put upon its passage.

The vote was:

Yeas—Messrs. Allen, Bryson, Chandler, Cone, Crill, Duncan, Hendry, Jones, Judge, Lee, McKinne, McKinnon, Niblack, Powers, Robinson, Sharpe, Speer, Walker and Willard—19.

Nays—Messrs. Mallory and Thompson—2.

So the bill passed, title as stated.

Ordered that the same be certified to the Assembly.

Assembly bill No. 150:

To be entitled an act to incorporate the Monticello and Georgia Railroad Company,

Was read the third time and put upon its passage.

The vote was:

Yeas—Messrs. Bryson, Chandler, Cone, Crill, Duncan, Hen-

dry, Jones, Lee, Mallory, McKinne, McKinnon, Niblack, Powers, Robinson, Sharpe, Speer, Thompson, Walker and Willard—19.

Nays—None.

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, Tallahassee, February 23, 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. 251, to be entitled an act to authorize William B. Runyan to build and keep a toll bridge across the Little Bayou in Escambia 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 accompanying bill referred to the Committee on Commerce and Navigation.

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

Which was agreed to.

Whereupon the Senate was so adjourned.

—♦—
TUESDAY, March 1, 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, McClellan, McKay, McKinne, McKinnon, Niblack, Polhill, Powers, Robinson, Speer, Thompson, Walker and Willard—26.

A quorum present.