

Polhill, Pope, Proctor, Roberts, Sharpe, Sheppard and Swearingen—27.

Nays—None.

So the resolution passed, title as stated.

Ordered that the same be certified to the Assembly.

Consideration of Senate bill No. 32 was fixed for 12 o'clock instead of 11 o'clock to-morrow.

The Senate went into Executive Session.

Upon the doors being opened, Mr. Mallory moved that the Senate adjourn until 10 o'clock to-morrow;

Which was agreed to.

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FRIDAY, January 12, 1883.

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, Baker, Chandler, Cole, Cone, Cottrell, Grill, Delano, Dell, Duncan, Fortner, Hankins, Hatcher, Hendricks, Landrum, Lesley, Mallory, Mann, Mountien, McClellan, McKinne, Polhill, Pope, Powers, Proctor, Roberts, Sharpe, Sheppard, Speer and Swearingen—30.

A quorum present.

Prayer by the Chaplain.

Mr. Delano moved to dispense with the reading of the journal;

Which was agreed to.

The journal was corrected and approved.

Mr. Baker moved that the corrections of the journal appear on the next morning's journal;

Which was agreed to.

INTRODUCTION OF BILLS.

The following bills were introduced:

By Mr. Powers:

Senate bill No. 57:

To be entitled an act to amend Section 5, Chapter 3295, Act of 1881, in relation to keeping in good repair the public roads and highways of this State,

Was read first time and referred to the Committee on Public Roads and Highways.

By Mr. Lesley:

Senate bill No. 58:

To be entitled an act for the relief of Doctors H. L. R. Roberts and E. A. Todd,

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

INTRODUCTION OF RESOLUTIONS.

Mr. McClellan offered the following resolution:

Resolved, That a special committee of three be appointed on roads and highways, to whom all matters pertaining to roads and highways coming before this body be referred;

Which was read and adopted, and Messrs. McClellan, Mountien and Pope were appointed on the committee.

Mr. Mallory moved to reconsider the action of the Senate on yesterday on Senate bill No. 19;

Which was agreed to.

He also moved the following amendment:

That Section 2 be amended so as to read as follows:

SEC. 2. That the electors for each county and Senatorial district shall elect as many delegates to said Constitutional Convention as such county and Senatorial district have members of the Assembly and Senate in this Legislature, and the qualifications of said delegates shall be the same as are required for members of the Legislature;

Which was read and adopted.

The following message was received from the Assembly:

ASSEMBLY HALL, Tallahassee, Fla., January 12, 1883.

Hon. L. W. BETHEL,

President of the Senate:

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

Concurrent resolution for the appointment of a joint committee to examine the books and other matters of the State Land Office, and has appointed Messrs. Robinson of Jackson, Harris and Cobb such committee on part of the Assembly, and respectfully ask the concurrence of the Senate therein.

Very Respectfully,

WM. FORSYTH BYNUM,

Chief Clerk of the Assembly.

Which was read and Messrs. McKinne and Greeley were appointed such committee on part of the Senate.

Mr. Delano moved to reconsider the vote just taken.

The motion prevailed.

Mr Delano moved that the report be laid on the table until to-morrow ;

Which was agreed to.

Mr. Pope offered the following resolution :

WHEREAS, Inaccuracies and mistakes have occurred in the daily journals of the Senate of its proceedings, owing to a want of a sufficient number of clerks to properly perform the work ; and

Whereas, It is true economy to employ an additional clerk to obviate the delay and consequent cost of correcting such inaccuracies and mistakes, therefore,

Be it resolved by the Senate, That a clerk is necessary to the work of this body, and the President is hereby authorized and requested to appoint such clerk, to enter upon the performance of his duties to-morrow morning, the 13th inst.

Which was read.

Mr. Chandler moved that the resolution be referred to Committee on Legislative Expenses.

Mr. Baker moved to lay this motion on the table ;

Which was agreed to.

On motion, the resolution was adopted.

Mr. McKinne introduced the following bill :

Senate bill No. 59 :

To be entitled an act to amend Chapter 1986 of the Laws of Florida, being an act entitled an act to amend Section 3, Chapter 8 of an act to provide for punishment of crime, and proceedings in criminal cases.

Read first time and referred to the Committee on Judiciary.

The Committee on Engrossed Bills made the following report :

SENATE CHAMBER, Tallahassee, January 12, 1883.

HON. L. W. BETHEL,

President of the Senate :

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

Senate bill No. 49, to be entitled an act to punish the breaking and entering, or the entering without breaking, of a building in the daytime, or entering in the nighttime without breaking, with intent to commit a misdemeanor ; also,

Senate bill No. 18, to be entitled an act in relation to last wills and testaments ; also,

Senate bill No. 43, to be entitled an act declaring the bay of Crystal River navigable,

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

Very respectfully,

J. M. LANDRUM, Acting Chairman.

Which was read and adopted.

The Judiciary Committee made the following report :

SENATE CHAMBER, Tallahassee, Fla., January 12, 1883.

HON. L. W. BETHEL,

President of the Senate :

SIR—Your Committee on Judiciary to whom was referred—Senate bill No. 54, entitled an “ act to give a lien to attorneys for the mutual protection of attorneys and clients,”

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

Very respectfully,

S. R. MALLORY, Chairman.

Which was read and adopted.

Also the following :

SENATE CHAMBER, Tallahassee, January 12, 1883.

HON. L. W. BETHEL,

President of the Senate :

SIR—Your Committee on Judiciary to whom was referred—Senate bill No. 55, entitled an “ act to supply maimed soldiers with artificial limbs,”

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

Very respectfully,

S. R. MALLORY, Chairman.

Which was read and adopted.

Senate bill No. 54 :

To be entitled an act to give a lien to attorneys and for the mutual protection of attorneys and clients,

Was read the second time and indefinitely postponed.

Senate bill No. 55 :

To be entitled an act to supply maimed soldiers with artificial limbs.

Mr. Baker offered the following amendment :

After the United States add the words “ or of the Confederate States ;”

Which was adopted.

Mr. Duncan offered the following amendment :

Provided, That no one applying to the Governor under this act shall be entitled to the benefit of its provisions who has received aid in consideration of loss of limb from the United States or any State of the Union ; *and provided further*, no one shall receive the benefits of this act who is pecuniarily able to supply himself ;

Which was read.

On motion for its adoption, the yeas and nays being called for, the vote was :

Yeas—Messrs. Chandler, Cone, Cottrell, Crill, Delano, Dell, Duncan, Fortner, Hankins, Hatcher, Hendricks, Landrum, Lesley, Mallory, Mountien, McKinne, Polhill, Pope, Powers, Proctor, Sharpe, Sheppard, Spear and Swearingen—24.

Nays—Messrs. Allen, Baker, Mann, McClellan and Roberts—5.

So the amendment was adopted.

Mr. Lesley was called to the Chair.

Mr. Lesley offered the following amendment :

In Section one strike out " now a *bona fide* citizen," and insert " who enlisted from this State in either the United States or Confederate States service ;

Which was read and adopted.

Mr. Landrum moved to reconsider the vote on the amendment ;

Which was lost.

ORDERS OF THE DAY.

Senate bill No. 10, to be entitled an act to repeal Chapter 3247 of the Laws of Florida, entitled an act relating to landlords' liens, for what and upon what it exists, approved February 22, 1881.

The Committee reported favorably on the bill.

The bill was read the second time.

Mr. McKinne moved the indefinite postponement of the bill.

The President took the Chair.

Mr. McKinne withdrew the motion to indefinitely postpone, which was allowed.

Mr. McKinne moved to postpone the further consideration of the bill until the 4th of March.

Mr. Chandler raised a point of order : That the 4th day of March, being Sunday, was not a day certain.

The point was sustained.

Mr. McKinne then named the 1st, instead of the 4th, in his motion to postpone.

The yeas and nays being called, the vote was :

Yeas—Messrs. Cone, Dell, Fortner, Hankins, Mann, McClellan, McKinne and Sheppard—8.

Nays—Messrs. Allen, Baker, Chandler, Cottrell, Delano, Duncan, Hatcher, Hendricks, Landrum, Lesley, Mallory, Mountien, Polhill, Pope, Powers, Proctor, Roberts, Sharpe, Speer and Swearingen—20.

The motion was lost.

Mr. Delano moved to refer the bill back to the Judiciary Committee.

Upon which the yeas and nays were called for.

The vote was :

Yeas—Messrs. Crill, Delano, Duncan, Fortner, Mallory, McClellan, Polhill, Powers and Swearingen—8.

Nays—Messrs. Allen, Baker, Chandler, Cone, Cottrell, Dell, Hankins, Hatcher, Hendricks, Landrum, Lesley, Mann, Mountien, McKinne, Pope, Proctor, Roberts, Sharpe, Sheppard and Speer—20.

So the motion was lost.

Mr. Lesley moved to lay the bill upon the table.

Mr. Lesley withdrew the motion.

Mr. Pope offered the following amendment :

Amend by inserting after the word " repealed," in line 5, Section 1, the following words : " Provided, however, that this law shall not be construed as to repeal Chapter 3131, of the Laws of Florida."

Mr. Pope withdrew the amendment.

The bill was then ordered to be engrossed.

Senate bill No. 32 :

To be entitled an act to require Justices of the Peace to give bond.

The Committee reported that the bill do pass ; strike out 3d section, and change "4" to "3."

Mr. Dell moved to adjourn until 3 o'clock p. m.

The yeas and nays being called for, the vote was :

Yeas—Messrs. Allen, Baker, Cone, Cottrell, Dell, Duncan, Fortner, Hatcher, Hendricks, Landrum, Polhill, Powers, Proctor, Sharpe, Sheppard, Speer and Swearingen—17.

Nays—Messrs. Chandler, Crill, Delano, Hankins, Lesley, Mallory, Mann, Mountien, McClellan, McKinne, Pope and Roberts—12.

The motion prevailed.

The Senate took a recess until 3 o'clock p. m.

CONFIRMATIONS.

G. V. Ramsey, to be County Judge for Hernando county.

A. J. W. Cobb, to be Tax Assessor for Baker county.

J. R. Steele, to be County Judge for Sumter county.

J. Hutchinson, to be Collector of Revenue for Sumter county.

A. B. Goodwin, to be Tax Assessor for Sumter county.

N. A. McAlpine, to be Clerk of the Circuit Court for Lafayette county.

S. Ackley, to be Collector of Revenue for Lafayette county.

D. R. Townsend, to be Tax Assessor for Lafayette county.

N. C. Wainwright, to be Tax Assessor for Bradford county.
 W. F. Parish, to be Tax Assessor for Manatee county.
 A. A. Bradshaw, to be Tax Assessor for Marion county.
 F. Egbert, to be Tax Assessor for Franklin county.
 G. A. Patton, to be Collector of Revenue for Franklin county.
 Jas. M. Duncan, to be Tax Assessor for Hamilton county.

THREE O'CLOCK P. M.

The Senate resumed its session.

The President in the Chair.

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

Messrs. Allen, Baker, Chandler, Cottrell, Crill, Delano, Dell, Duncan, Fortner, Hankins, Hendricks, Landrum, Lesley, Mann, Mountien, McClellan, McKinne, Polhill, Pope, Roberts, Sharpe, Sheppard and Speer—23.

A quorum present.

The Senate went into executive session.

Upon the doors being open, Mr. Mountien moved a reconsideration of the action of the Senate to employ an additional Clerk,

Which was not agreed to.

Mr. Mallory introduced the following bill:

Senate bill No. 62:

To be entitled an act to provide for the preservation of the battle flags of the Florida Regiments engaged in the late war between the States;

Which was read the first time and referred to the Committee on Militia.

Mr. Speer presented the following memorial, and, on motion, it was read and ordered spread upon the journal without the names:

Petition to the General Assembly of the State of Florida.

We, the undersigned, citizens of the Commonwealth of Florida, respectfully memorialize the honorable Senators and Representatives of our Legislature as to the fact of the existence in our midst of the great evil of Intemperance, which originates from the sale of intoxicating liquors. The use of liquor as a beverage causes most of the crime and a great proportion of the misery which exist in our country. We therefore ask your honorable body to enact a law permitting the citizens to vote for an amendment to the State Constitution "Prohibiting the manufacture and sale of Intoxicating liquors as a beverage" in this State.

Mr. McClellan moved to adjourn until 10 o'clock Monday. The yeas and nays being called for, the vote was:

Yeas—Messrs. Baker, Chandler, Hatcher, Lesley, McClellan, Pope and Swearingen—7.

Nays—Messrs. Allen, Cone, Cottrell, Crill, Delano, Dell, Duncan, Fortner, Hankins, Hendricks, Landrum, Mallory, Mann, Mountien, McKinne, Polhill, Powers, Proctor, Roberts, Sharpe, Sheppard and Speer—22.

So the motion was lost.

The consideration of Senate bill No. 32, entitled an act to require Justices of the Peace to give bond,

Was then taken up and read second time.

Mr. McKinne offered the following amendment:

Amend by striking out \$500 and insert \$250;

Which was adopted.

Mr. McClellan moved that the further consideration of the bill be postponed to 3d of March.

The motion was lost.

The bill was then ordered to be engrossed for third reading.

By leave Mr. Mann introduced the following bill:

Senate bill No. 60:

To be entitled an act to incorporate the Florida Ship Canal Company to locate, construct, own and operate a ship canal and telegraph line across the peninsula of Florida, to connect the Atlantic Ocean with the Gulf of Mexico;

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

By Mr. Landrum:

Senate bill No. 61:

To be entitled an act for the relief of Ellis W. Hankins, and for other purposes:

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

By Mr. Sharpe:

Senate bill No. 62:

To be entitled an act to incorporate the Chattanooga, Columbus and Florida Railroad Company, and to grant aid thereto;

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

BILLS ON THIRD READING.

Senate bill No. 43:

To be entitled an act to declare Bay and Crystal river navigable;

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

The vote was :

Yeas—Messrs. Allen, Baker, Chandler, Cone, Cottrell, Crill, Delano, Dell, Duncan, Fortner, Hankins, Hatcher, Landrum, Lesley, Mann, Mountien, McClellan, McKinne, Polhill, Pope, Powers, Proctor, Roberts, Sharpe, Sheppard, Speer and Swearingen—27.

Nays—None.

So the bill passed, title as stated.

Ordered that the same be certified to the Assembly.

Senate bill No. 18 :

To be entitled an act in relation to last wills and testaments.

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

The vote was :

Yeas—Messrs. Baker, Chandler, Cole, Crill, Delano, Hatcher, Lesley, Polhill and Roberts—9.

Nays—Messrs. Allen, Cottrell, Dell, Duncan, Fortner, Hankins, Hendricks, Landrum, Mallory, Mann, Mountien, McClellan, McKinne, Pope, Powers, Proctor, Sharpe, Sheppard, Speer and Swearingen—20.

The bill was lost.

Senate bill No. 49 :

To be entitled an act to punish the breaking and entering, or the entering without breaking, of a building, in the day-time, or entering in the night-time without breaking, with intent to commit a misdemeanor ;

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

The vote was :

Messrs. Allen, Baker, Chandler, Cole, Cone, Cottrell, Crill, Delano, Dell, Duncan, Fortner, Hankins, Hatcher, Hendricks, Landrum, Lesley, Mallory, Mann, Mountien, McClellan, McKinne, Polhill, Pope, Powers, Proctor, Roberts, Sharpe, Sheppard, Speer and Swearingen—30.

Nays—None.

So the bill passed, title as stated.

Ordered that the same be certified to the Assembly.

The following messages were received from the Assembly:

ASSEMBLY HALL, Tallahassee, Fla., Jan. 12, 1883.

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. 1, to be entitled an act for the adoption of a child by Lemuel Patterson and wife, Phettama Patterson,

And respectfully request the concurrence of the Senate therein.

Very respectfully,

WM. FORSYTH BYNUM,
Chief Clerk of the Assembly.

Also the following :

ASSEMBLY HALL, Tallahassee, Fla., January 12, 1883.

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. 69, to be entitled an act in relation to the assessment, levy and collection of taxes by municipal corporations,

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 placed among the orders of the day.

Assembly bill No. 1 :

To be entitled an act for the adoption of a child by Lemuel Patterson and his wife, Phettama Patterson ;

Which was read first time and referred to Judiciary Committee.

Assembly bill No. 69 :

To be entitled an act in relation to the assessment, levy and collection of taxes by municipal corporations ;

Which was read the first time and referred to Committee on City and County Organizations.

Mr. Delano asked that the resolution be read to investigate the office of Commissioner of Lands and Immigration.

The resolution was read.

Mr. McKinne asked to be excused as a member of this committee ;

Which was agreed to.

Mr. Delano was then appointed on the committee.

Senate bill No. 63 :

To be entitled an act to regulate the sale of intoxicating liquors,

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

Mr. Dell moved to adjourn until 10 o'clock to-morrow ;

The yeas and nays being called the vote was :

Yeas—Messrs. Cone, Cottrell, Crill, Dell, Duncan, Hatcher, Mallory, Mann, McKinne, Polhill, Powers, Sharpe, Speer—13.

Nays—Messrs. Allen, Baker, Chandler, Cole, Delano, Fortner, Hankins, Landrum, Lesley, Mountien, McClellan, Pope, Proctor, Roberts, Sheppard and Swearingen—16.

So the motion was lost.

Mr. Chandler moved to adjourn until Monday at 10 o'clock; The yeas and nays being called for, the vote was :

Yeas—Messrs. Allen, Baker, Chandler, Cole, Delano, Fortner, Lesley, Mountien, McClellan, Pope, Roberts, Sheppard and Swearingen—13.

Nays—Messrs. Cone, Cottrell, Crill, Dell, Duncan, Hankins, Hatcher, Landrum, Mallory, Mann, McKinne, Polhill, Powers, Proctor, Sharpe and Speer—16.

So the motion was lost.

Mr. Dell moved that the Senate adjourn until 10:30 o'clock to-morrow ;

Which was agreed to.

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SATURDAY, January 13, 1883.

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, Baker, Chandler, Cone, Cottrell, Crill, Delano, Dell, Duncan, Fortner, Hankins, Hatcher, Hendricks, Landrum, Lesley, Mallory, Mann, Mountien, McClellan, McKinne, Polhill, Powers, Proctor, Roberts, Sharpe, Speer and Swearingen—27.

A quorum present.

Prayer by the Chaplain.

Mr. Dell moved to dispense with the reading of the journal Which was agreed to.

Messrs. Bryson, Pope and Cole were excused for to-day.

Mr. Delano offered the following resolution and moved its adoption :

Resolved, That 300 copies of the report of the Commissioner of Lands and Immigration be printed in journal form for the use of the Senate and Assembly ;

Which was agreed to.

REPORTS OF COMMITTEES.

The Judiciary Committee made the following report :

SENATE CHAMBER, Tallahassee, Fla., January 13, 1883.

HON. L. W. BETHEL,

President of the Senate :

SIR—Your Committee on Judiciary to whom was referred—
Assembly bill No. 1 :

To be entitled an act for the adoption of a child by Lemuel Patterson, and his wife, Phettana Patterson,

Beg leave to report that they have examined the same and recommend that it pass with the following amendments, to-wit :

Strike out the word "was" in the 12th line of section 1, and insert the word "were" in lieu thereof.

Strike out the word "until" in the 3d line of section 2, and insert the word "unless" in lieu thereof.

Very respectfully,

S. R. MALLORY, Chairman.

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

The Committee on Engrossed Bills made the following report :

SENATE CHAMBER, Tallahassee, January 12, 1883.

HON. L. W. BETHEL,

President of the Senate :

SIR—Your Committee to whom was referred—

Senate bill No. 28, to be entitled an act to authorize the adoption of Lydia Wright by Wm. Gaines, of Santa Rosa county, and make her his heir at law ; also

Senate bill No. 37, to be entitled an act to facilitate the transportation of logs and timber by the improvement of streams not navigable, and to compensate the owners of land for the damage they may sustain by the improvement of such streams by others ; also

Senate bill No. 15, to be entitled an act in relation to official printing ; also

Senate bill No. 17, to be entitled an act for the protection of life and for other purposes ; also

Senate bill No. 36, to be entitled an act for the adoption of a child by Henry R. Benjamin, and the making of said child his heir at law ; also

Senate bill No. 53, to be entitled an act to prohibit the sale or distribution of intoxicating liquors on days of election, and to provide a punishment for the same—