

Senate bill No. 13:

To be entitled an act to provide for the relinquishment of dower of insane married women,

Was read the third time.

Mr. Lesley moved that the rules be waived, and that the bill be put back on its second reading;

Which was agreed to.

Senate bill No. 107:

To be entitled act for the restoration of certain persons to citizenship,

Was read the second time and ordered to be engrossed.

Senate bill No. 105:

To be entitled an act to prohibit the wanton destruction of food fishes, in this State.

Mr. Sharpe offered the following amendment:

Insert after the second word "the" in 10th line, 1st Section, the words "State and the," and after the word Mexico, "and of the Atlantic Ocean;"

Which was adopted.

Mr. Mallory moved that the bill lie over;

Which was agreed to.

Mr. Baker moved to reconsider the action of the Senate on Senate bill No. 32, to be entitled an act to require Justices of the Peace to give bond, and that the bill be placed among the orders of the day for to-morrow;

Which was agreed to.

Mr. Pope moved to reconsider the action of the Senate on Assembly bill No. 23, to be entitled an act to amend Chapter 3285, Laws of Florida, and that the bill be placed among the orders of the day for to-morrow;

Which was agreed to.

Senate bill No. 103:

To be entitled an act in relation to the adoption of children,

Mr. McClellan offered the following amendment: Insert, at the end of the ninth line, the words "or County Judge of the county in which said parties reside;"

Which was read and adopted.

The bill as amended was read the second time and ordered to be engrossed.

Assembly bill No. 39:

To be entitled an act for the adoption of a child by Henry S. Harmon and Nancy R. Harmon,

Was read the second time.

The Senate went into executive session.

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

Which was agreed to.

THURSDAY, January 25, 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, Bryson, Chandler, Cole, Cone, Cottrell, Crill, Delano, Dell, Duncan, Fortner, Greeley, Hankins, Hatcher, Hendricks, Landrum, Lesley, Mallory, Mann, Mountain, McClellan, McKinne, Polhill, Pope, Powers, Proctor, Roberts, Sharpe, Sheppard, Speer and Swearingen—32.

A quorum present.

Prayer by the Rev. W. K. Tully, of Jacksonville.

Mr. McClellan moved to dispense with the reading of the journal of yesterday;

Which was agreed to.

INTRODUCTION OF BILLS.

The following bills were introduced:

By Mr. Cole:

Senate bill No. 122:

To be entitled an act to provide for the amendment of charters granted by the Legislature or organized under the General Incorporation Acts of the State;

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

By Mr. Mallory:

Senate bill No. 123:

To be entitled an act for the relief of Emory F. Skinner, of Escambia county, in this State;

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

By Mr. Swearingen:

Senate bill No. 124:

To be entitled an act for the relief of Henry Bernreuter;

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

By Mr. Hendricks:

Senate bill No. 125:

To be entitled an act to encourage the raising of sheep, and for other purposes;

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

MESSAGE FROM THE ASSEMBLY.

The following message was received from the Assembly:

ASSEMBLY HALL, Tallahassee, Fla., Jan. 25, 1883.

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

SIR—I am directed by the Assembly to inform the Senate that the Assembly returns by request of the Senate for the further consideration of the Senate—

Assembly bill No. 23, to be entitled an act to amend Chapter 3285, of the Laws of Florida, approved February 4, 1881.

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

Which was read.

The motion to reconsider Assembly bill No. 23, to be entitled an act to amend Chapter 3235, Laws of Florida, approved February 4, 1881, prevailed.

The bill was read the second time.

Mr. Bryson moved that the bill be indefinitely postponed; which prevailed.

The bill was indefinitely postponed.

Mr. Powers, Chairman of the Committee on Public Printing, made the following report :

SENATE CHAMBER, Tallahassee, January 25, 1883.

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

SIR—Your Committee on Public Printing to whom was referred—

Senate bill No. 91, to be entitled an act to regulate the official printing and legal advertising in the several counties in this State; also,

Senate bill No. 92, to be entitled an act in relation to the public printing,

Hereby report that they have examined said bills, and report them back to the Senate without recommendation.

Very respectfully,
GEO. C. POWERS, Chairman.
A. J. POLHILL,
T. F. SWEARINGEN,
J. N. SHEPPARD,
Committee.

Which was read and adopted.

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

SENATE CHAMBER, Tallahassee, Fla., Jan. 25, 1883.

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

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

Senate bill No. 89, to be entitled an act providing for the introduction of copies of certain records, pleadings, deeds and other instruments of writing in evidence, and to declare the effect thereof; also,

Senate bill No. 99, to be entitled an act to make an appropriation for the arrest of fugitives from justice for the years 1883 and 1884, and for other purposes; also,

Senate bill No. 108, to be entitled an act to prevent frauds upon travelers,

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

They also recommend that Senate bill No. 84, to be entitled an act for the relief of maimed and indigent sailors and soldiers, do not pass.

Very respectfully,
S. R. MALLORY,
Chairman of Committee.

Which was read and adopted.

Also the following :

SENATE CHAMBER, Tallahassee, Fla., January 25, 1883.

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

SIR—Your Committee on Judiciary to whom was referred—

Senate bill No. 95, to be entitled an act in relation to the manner in which writs of summons should be served in certain cases; also,

Senate bill No. 114, to be entitled an act to provide for the maintenance of organized volunteer fire companies in cities in this State; also,

Senate bill No. 121, to be entitled an act for the relief of Primus Diaz and Samuel Small, of Monroe county, Fla.,

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

Very respectfully,
S. R. MALLORY, Chairman.

Which was read and adopted.

The Committee on Claims made the following report :

SENATE CHAMBER, Tallahassee, Fla., Jan. 25, 1883.

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

SIR—Your Committee on Claims to whom was referred—

Senate bill No. 94, to be entitled an act for the relief of W. F. Richards, Sheriff of Brevard county,

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

Very respectfully,

J. G. SPEER, Chairman.

Which was read and adopted.

BILLS ON SECOND READING.

Senate bill No. 13:

To be entitled an act to provide for the relinquishment of dower of insane married women.

The bill was ordered to lie over for to-morrow.

The motion to reconsider the action of the Senate on

Senate bill No. 32:

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

Mr. Baker moved that the further consideration of the bill be postponed until Monday;

Which was agreed to.

Senate bill No. 86:

To be entitled an act relating to the question of changing the seat of Government of the State of Florida from Tallahassee to Gainesville, Alachua county, Florida.

Mr. Bryson offered the following amendment:

In determining what is a majority of the votes cast at said election, reference shall be had to the highest number of votes cast at such election for the candidates for any office;

Which was adopted.

Mr. Chandler offered the following amendment:

Insert, after the word "Tallahassee," the words "or Ocala;"

Which was lost.

Mr. Speer offered the following amendment:

Amend by inserting "Jacksonville" instead of "Gainesville, Fla.;"

Which was lost.

Mr. Pope offered the following amendment to the amendment:

Provided, however, That, in the event a majority of the voters should be in favor of the change being made to Jacksonville, such change not to go into effect or be of any force whatever until said city of Jacksonville shall, by proper guarantees, secure as good buildings for State purposes, as there are now at Tallahassee;

Which was lost.

The amendment of Mr. Speer was lost.

Mr. Duncan offered the following amendment:

Section —. Should the vote be declared to be in favor of re-

moval of the State Government to Gainesville, nevertheless the removal of the departments, shall not be ordered until the city of Gainesville shall deposit in the State Treasury the sum of \$100,000 for the erection of suitable buildings;

Which was lost.

Mr. Baker moved to lay the bill upon the table;

Which was lost.

Mr. Pope offered the following amendment:

Provided, however, that in the event a majority vote should be favorable to said removal to Gainesville, the same not to go into effect until \$50,000 be deposited with the Treasurer of this State, to secure the erection of suitable buildings by and at the expense of said city of Gainesville;

Mr. Bryson offered the following amendment to the amendment:

Strike out "fifty" and insert "twenty-five;"

Which was adopted.

Mr. Crill moved that the amendment as amended be adopted;

Which was adopted.

On motion, the bill was ordered to be engrossed.

Mr. W. C. McLean, Recording Clerk of the Senate, presented the following:

SENATE CHAMBER, Tallahassee, January 25, 1883.

Hon. L. W. BETHEL,

President of the Senate:

SIR: I this day tender my resignation as Recording Clerk of the Senate, and respectfully ask that the same be accepted.

Very respectfully,

W. C. McLEAN.

Mr. Mountien moved that the resignation be accepted;

Which was agreed to.

On motion of Mr. Powers, Hon. F. F. L'Engle, Mayor of LaVilla, was invited to a seat on the floor of the Senate.

INTRODUCTION OF BILLS.

By leave, Mr. Bryson introduced the following bill:

Senate bill No. 126:

To be entitled an act for the relief of M. D. Mattair, of Suwannee county, Fla.;

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

By Mr. Crill:

Senate bill No. 127:

To be entitled an act to repeal Chapter 350, Laws of Florida, entitled an act in relation to the duties of the Comptroller and Treasurer of this State, approved January 24, 1851;

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

SECOND READING OF BILLS.

Senate bill No. 94 :

To be entitled an act for the relief of W. F. Richards, Sheriff of Brevard county,

Was read the second time and ordered to be engrossed.

Mr. Cottrell introduced the following resolution :

Resolution relative to the re-establishment of the Steamboat Mail Line on the Gulf Coast.

The people of the State of Florida, represented in Senate and Assembly, do resolve as follows: That our Senators and Representatives in Congress be, and they are hereby requested, to use their influence to have the steamboat mail between Cedar Key and Clear Water Harbor, touching at the intervening ports, re-established; that the Secretary of State furnish our Senators and Representatives and the Postmaster-General with copies of this resolution.

On motion, the rules were waived and the resolution read the second time.

On motion, the rules were waived and the resolution read the third time and put upon its passage.

The vote was :

Yeas—Messrs. Allen, Bryson, Cone, Cottrell, Crill, Delano, Dell, Duncan, Greeley, Hatcher, Landrum, Lesley, Mann, McClellan, Pope, Proctor, Roberts, Sharpe, Sheppard, Speer and Swearingen—21.

Nays—None.

So the resolution passed, title as stated.

Ordered that the same be certified to the Assembly.

Also the following :

Resolution Relative to a Light-house at North Anclote Key.

The People of the State of Florida, represented in Senate and Assembly, do resolve as follows: That our Senators and Representatives in Congress be and they are hereby requested to urge upon Congress the importance of a light-house at North Anclote Key to the interests of commerce, and to use their influence to obtain an appropriation therefor; that the Secretary of State furnish our Senators and Representatives and the Light-house Board with copies of this resolution;

Which was read the first time.

On motion, the rules were waived and the resolution was read the second time.

On motion, the rules were waived and the resolution was read the third time and put upon its passage.

The vote was :

Yeas—Messrs. Allen, Bryson, Cone, Cottrell, Crill, Delano, Dell, Duncan, Fortner, Hankins, Hatcher, Landrum, Lesley, Mallory, Mountien, McClellan, Polhill, Pope, Proctor, Roberts, Sharpe, Sheppard, Speer and Swearingen—24.

Nays—None.

So the resolution passed, title as stated.

Ordered that the same be certified to the Assembly.

Also the following :

Resolution Relative to Improving and Making more Safe the Navigation over and near the St. Martin's Reef.

The People of the State of Florida, represented in Senate and Assembly, do resolve as follows: That our Senators and Representatives in Congress be and they are hereby requested to use their influence to obtain an appropriation of ten thousand dollars for the survey of the St. Martin's Reef, and placing proper beacons and aids to navigation over and near said reef; that the Secretary of State furnish our Senators and Representatives, and the Secretary of War, with copies of this resolution;

Which was read the first time.

On motion, the rules were waived and the resolution was read the second time.

On motion the rules were waived, and the resolution was read the third time and put upon its passage.

The vote was :

Yeas—Messrs. Allen, Bryson, Cone, Cottrell, Crill, Delano, Dell, Duncan, Fortner, Greeley, Hankins, Hatcher, Landrum, Lesley, Mann, Mountien, McClellan, Polhill, Pope, Proctor, Roberts, Sharpe, Sheppard, Speer and Swearingen—25.

Nays—None.

So the resolution passed, title as stated.

Ordered that the same be certified to the Assembly.

By leave, Mr. Lesley introduced the following bill :

Senate bill No. 128 :

To be entitled an act to amend Sections 3 and 6, of Chapter 3356, Laws of Florida, approved March 8th, 1881, an act to incorporate the Tropical Peninsular Railroad Company.

Rules waived by a two-thirds vote.

The bill was read by its title and referred to the Committee on Railroads.

The Special Committee to examine the records of the Senate, made the following report :

SENATE CHAMBER, Tallahassee, January 25, 1883.

Hon. L. W. BETHEL,

President of the Senate :

SIR—Your Special Committee appointed to examine the records of the Senate Journal—

Beg leave to submit the following statement of facts :

They have examined the records so far as to find that the Journals of the 18th and 19th of January, which is the last recorded, is so defective in point of chirography as to be difficult for the reader to arrive at its meaning. It is grossly defective in other essential particulars, such as the leaving out of words and names, and the substituting of names and words not in the original. We submit further, that a casual glance through the 183 pages, copied, namely, from the 2d to part of the 19th inclusive, leads us to the opinion that a part of the records may be found correct, or sufficiently so, to be corrected, and that some portion of the record should be rejected. We therefore recommend that the resignation of the present Clerk be accepted, and that a competent Clerk be elected by the Senate to correct the records.

Very respectfully,
 WM. H. SHARPE, Chairman.
 ALLEN,
 DUNCAN,
 CRILL,
 LESLEY,
 Committee.

Which was read and adopted.

On motion, it was agreed to proceed to the election of a Recording Clerk for the Senate to fill the vacancy occasioned by the resignation of Mr. McLean.

Mr. Cottrell moved that the further consideration of the matter be postponed until to-morrow ;

Which was lost.

Mr. McClellan moved that the Senate do now proceed to an election of Recording Clerk ;

Which was agreed to.

On motion, it was agreed to elect by ballot.

Mr. Dell nominated Mr. B. L. Blackburn.

Mr. Sharpe nominated Mr. B. B. Wilson.

Mr. Swearingen nominated Mr. H. C. Crawford.

Mr. McKinne nominated Mr. M. F. Papy.

Mr. Mallory nominated Mr. W. H. Trimmer.

Mr. Speer nominated Mr. Geo. E. Bryson.

Mr. Powers nominated Mr. D. M. McAlpin.

Mr. Chandler nominated Mr. Carl H. Harter.

After the first ballot the names of Messrs. Trimmer, Bryson and Crawford were withdrawn.

Mr. McKinne withdrew the name of Mr. Papy.

Mr. Chandler withdrew the name of Mr. Harter.

After the second ballot, the name of Mr. McAlpin was withdrawn.

Mr. Blackburn having received a majority of the votes cast on the third ballot, was declared elected.

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

SENATE CHAMBER, Tallahassee, Fla., Jan. 25, 1883.

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

SIR—Your Committee on Judiciary to whom was referred—

Senate bill No. 29, to be entitled an act to amend Section 51, sub-chapter 4 of Chapter 1637, being an act approved August 6th, 1868, Laws of Florida,

Beg leave to report that they have considered the same and recommend that the substitute herewith submitted be adopted in lieu thereof, and pass.

Very respectfully,
 S. R. MALLORY,
 Chairman Judiciary Committee.

Which was read and adopted.

The substitute was then read and adopted, and read the second time and ordered to be engrossed.

Senate bill No. 24 :

To be entitled an act to establish a Bureau and Commissioner of Agriculture and Immigration, and to repeal an act entitled an act to establish a Bureau of Immigration for the State of Florida, and to promote the rapid settlement of the State lands, approved March 7, 1879, Chapter 3151, Laws of Florida.

The Committee offered the following amendments :

In Line 3 in Section 3, after the word "office," insert: "*Provided, however,* that after the year 1883 the salaries and all other expenses appertaining to the said office and department shall be paid out of any moneys accruing from the analysis and inspection of fertilizers.

Mr. Bryson moved the adoption of the amendment ;

Which was agreed to.

Also the following :

Strike out all that portion of Sec. 4 after the word "State" in line 6 ;

Which was adopted.

Also the following :

Strike out all of Section 5, and insert for same: "Sec. 5. That all questions involving any expense shall not be determined except by the order to the Commissioners by the Bureau of Agriculture and Immigration ;"

Which was adopted.

Also the following :

Amend Sec. 7, line 2, after the word "act," "to require of every dealer or firm of dealers, of every manufacturer or firm of manufacturers;"

Which was adopted.

Mr. Pope offered the following amendment:

In eighth line of Section 11, after the word "annually," strike out the remaining words in said section and insert as follows: Distributed *pro rata* among the different counties in this State for common school purposes;

Which was adopted.

Mr. Mountien offered the following amendment:

In Section 3, after the word "Immigration," line 4, "and the said Commissioner shall be an analytical chemist."

Mr. Sharpe offered the following amendment to the amendment:

Strike out "Commissioner" and put "chemist;"

Which was adopted.

Mr. Sharpe moved to reconsider the vote just taken adopting the amendment to the amendment;

Which prevailed.

Mr. Sharpe then withdrew the amendment to the amendment.

The vote was then taken on the amendment, and the amendment was lost.

Mr. Chandler offered the following amendment:

Section 6, after the last word, add the following:

Provided, At the next election for Governor, and each election thereafter, a Commissioner of Agriculture and Immigration shall be elected by the qualified electors of the State in the same manner as provided by law for the election of Governor, and the term of office of said Commissioner shall be the same as that of the Governor,

And moved its adoption.

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

Yeas—Messrs. Allen, Baker, Bryson, Chandler, Cole, Cone, Cottrell, Crill, Delano, Dell, Duncan, Fortner, Greeley, Hendricks, Lesley Mallory, Mann, Mountien, Pope, Powers, Proctor, Roberts, Sharpe, Sheppard, Speer and Swearingen—26.

Nays—Messrs. Hatcher, McClellan and Polhill—3.

The amendment was adopted.

The bill, as amended, was ordered to be engrossed.

The Senate went into executive session.

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

Which was agreed to.

CONFIRMATIONS.

Thomas Gordon, to be Commissioner of Pilotage for Franklin county.

A. G. McAulay, to be County Judge for Lafayette county.

J. J. Newton, to be Assessor of Taxes for Holmes county.

J. P. Grantham, to be Assessor of Taxes for Jefferson county.

FRIDAY, January 26, 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, Bryson, Chandler, Cole, Cone, Cottrell, Crill, Delano, Dell, Duncan, Fortner, Greeley, Hankins, Hatcher, Hendricks, Landrum, Lesley, Mountien, McKinne, Polhill, Powers, Roberts, Sharpe, Sheppard, Speer and Swearingen—27.

A quorum present.

Prayer by the Chaplain.

Mr. Dell moved to dispense with the reading of yesterday's journal;

Which was agreed to.

Mr. McKinne, Chairman of the Committee on Privileges and Elections, made the following report:

SENATE CHAMBER, Tallahassee, Fla., January 26, 1883.

HON. L. W. BETHEL,

President of the Senate:

SIR: Your Committee on Privileges and Elections, to whom was referred the contested case of C. B. Pendleton, contestant, against George W. Allen, contestee, from the Twenty-fourth Senatorial District of Florida, respectfully report that they have carefully considered the testimony of C. B. Pendleton, contestant, and George W. Allen, contestee, and while they are of the opinion that there were much irregularities and uncertainties in the conduct of the election in the first and second precincts, yet the evidence is so vague, indefinite and unsatisfactory that your committee can come to no definite con-