

SATURDAY, February 3, 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. Bryson, Chandler, Cone, Cottrell, Crill, Delano, Dell, Duncan, Fortner, Hankins, Hatcher, Hendricks, Lesley, Mallory, Mann, Mountien, McClellan, McKinne, Polhill, Powers, Proctor, Sharpe, Sheppard, Speer and Swearingen—25.

A quorum present.

Prayer by the Chaplain.

CORRECTIONS TO JOURNAL OF YESTERDAY.

Upon the passage of Assembly bill No. 188, Mr. Duncan was excused from voting on the ground he could not oppose a petition from his county, but was opposed to any unnecessary local interference by the State.

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

INTRODUCTION OF RESOLUTIONS, PETITIONS AND MEMORIALS.

The following bill was introduced by Mr. Polhill:

Senate bill No. 176:

To be entitled an act to license the carrying of concealed weapons,

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

Mr. Roberts was excused until Monday on account of sickness.

By leave, Mr. Sharpe introduced the following bill:

Senate bill No. 177:

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

Which was read the first time.

By leave, Mr. Sharpe withdrew the bill.

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

SENATE CHAMBER, Tallahassee, Fla., February 3, 1883.

HON. L. W. BETHEL,

President of the Senate:

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

Assembly bill No. 131:

To be entitled an "act to declare the Tompkins and

Branch Mill streams navigable," beg leave to report they have considered the same, and recommend that it do pass. Your committee also beg leave to report that they have considered Assembly bill No. 48, entitled an act to empower Clerks of Circuit Courts to have one or more dies of their seal of court, and recommend that it do not pass.

Very respectfully,

S. R. MALLORY, Chairman,

Which was read and adopted.

ORDERS OF THE DAY.

The following resolution of Mr. Polhill was taken up:

Be it resolved by the Senate, the Assembly concurring. That the Legislature adjourn *sine die* on the 15th day of February, at 12 o'clock M.

On motion, the resolution was ordered to lie over until Wednesday next.

BILLS ON SECOND READING.

Senate bill No. 132:

To be entitled an act to incorporate the Pensacola Gas Company, with power to lay mains and pipes under the streets, alleys and public squares of said city, and under private property upon making compensation therefor,

Was read the second time and ordered to be engrossed.

Senate bill No. 110:

To be entitled an act to incorporate the Lake de Funiak Park and Hotel Company,

Was read the second time and ordered to be engrossed.

Senate bill No. 161:

To be entitled an act to incorporate the Pine Hill Grange No. 41, Patrons of Husbandry, in Bradford county, Fla.,

Was read the second time and ordered to be engrossed.

Senate bill No. 154:

To be entitled an act to authorize writs of attachment to be issued upon affidavits made before Commissioners of Deeds and Clerks of Courts of Record.

The Committee offered amendments;

Which were adopted.

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

Senate bill No. 146:

To be entitled an act to incorporate the Tampa Street Railway Company,

Was read the second time and ordered to be engrossed.

Assembly bill No. 135:

To be entitled an act to empower Thomas L. Wilson to practice law,
Was read the second time and placed among the orders of the day.

Assembly bill No. 48:

To be entitled an act to empower Clerks of the Circuit Court to have one or more dies of their seal of court,
Was read the second time and ordered to lie over.

Assembly bill No. 131:

To be entitled an act to declare the Tompkins and Branch Mill Streams navigable,
Was read the second time and placed among the orders of the day for Monday.

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

SENATE CHAMBER, Tallahassee, Fla., Feb. 3, 1883.

HON. L. W. BETHEL,

President of the Senate:

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

Assembly bill No. 38, to be entitled an act empowering the Attorney-General to have published Reports of the Supreme Court of the State of Florida, contained in Volume One to Volume Eleven, inclusive,

Beg leave to report that they have considered the same, and recommend that it pass with the amendments herewith submitted.

Very respectfully,

S. R. MALLORY,
Chairman of Committee.

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

The following amendments were offered by the Committee: Strike out, in line 7 of the preamble, the words "volume eleven," and insert in lieu thereof the following, viz.: "the first part of volume twelve." Strike out, in lines 6 and 7, Section 1, the words "volume eleven," and insert in lieu thereof the following, viz.: "the first part of volume twelve." After the word "publisher," in Section 2, insert the following, viz.: "provided the same can be done without interfering with the vested rights of any person or persons." Amend title by striking out the words "volume eleven," and inserting the following, viz.: "the first part of volume twelve;"

Which were read and adopted.

BILLS ON THIRD READING.

Senate bill No. 145:

To be entitled an act for the prevention of cruelty to animals,
Was read the third time and put upon its passage.

The vote was:

Yeas—Messrs. Bryson, Chandler, Cone, Cottrell, Dell, Duncan, Fortner, Hatcher, Hendricks, Landrum, Lesley, Mallory, Mountien, McClellan, McKinne, Polhill, Powers, Sharpe, Sheppard, Speer and Swearingen—21.

Nay—Mr. Proctor—1.

So the bill passed, title as stated.

Ordered that the same be certified to the Assembly.

Senate bill No. 130:

To be entitled an act for the relief of Seth S. Stevens,
Was read the third time and put upon its passage.

The vote was:

Yeas—Messrs. Bryson, Chandler, Cone, Cottrell, Delano, Dell, Fortner, Hankins, Hatcher, Hendricks, Landrum, Lesley, Mallory, Mountien, McClellan, Polhill, Powers, Proctor, Sharpe, Sheppard, Speer and Swearingen—22.

Nays—None.

So the bill passed, title as stated.

Ordered that the same be certified to the Assembly.

Senate bill No. 135:

To be entitled an act for the relief of Wm. L. Williams, of Escambia county,

Was ordered to lie over until Monday.

Assembly bill No. 93:

To be entitled an act in relation to injunctions,
Was read the third time and put upon its passage.

The vote was:

Yeas—Messrs. Bryson, Chandler, Cone, Cottrell, Duncan, Fortner, Hatcher, Hendricks, Landrum, Lesley, Mallory, Mountien, McClellan, Polhill, Powers, Proctor, Sharpe, Sheppard, Speer and Swearingen—20.

Nays—None.

So the bill passed, title as stated.

Ordered that the same be certified to the Assembly.

Assembly bill No. 109:

To be entitled an act to prescribe the duties of county treasurers as to warrants or orders which may be presented to them and not paid upon presentation,

Was read the third time and put upon its passage.

The vote was:

Yeas—Messrs. Chandler, Cone, Cottrell, Duncan, Fortner, Hatcher, Hendricks, Landrum, Lesley, Mallory, Mountien, McClellan, McKinne, Polhill, Powers, Proctor, Sheppard, Speer and Swearingen—19.

Nays—None.

So the bill passed, title as stated.

Ordered that the same be certified to the Assembly.

Assembly bill No. 110 :

To be entitled an act to prescribe the duties of treasurers of municipal corporations as to warrants or orders which may be presented to them and not paid upon presentation,

Was read the third time and put upon its passage.

The vote was :

Yeas—Messrs. Bryson, Chandler, Cone, Cottrell, Delano, Dell, Duncan, Fortner, Hatcher, Hendricks, Lesley, Mallory, Mountien, McClellan, McKinne, Polhill, Powers, Proctor, Sheppard, Speer and Swearingen—21.

Nays—None.

So the bill passed, title as stated.

Ordered that the same be certified to the Assembly.

Senate bill No. 19 :

To be entitled an act to enable actual settlers to procure homes,

Was read the third time and put upon its passage.

The vote was :

Yeas—Messrs. Bryson, Chandler, Cone, Cottrell, Dell, Duncan, Fortner, Hatcher, Hendricks, Landrum, Lesley, Mallory, Mann, Mountien, McClellan, McKinne, Polhill, Powers, Proctor, Sharpe, Sheppard, Speer and Swearingen—23.

Nays—None.

So the bill passed, title as stated.

Ordered that the same be certified to the Assembly.

Senate bill No. 46 :

To be entitled an act to amend Section 48, of the act for the assessment and collection of revenue, approved March, 5, 1831.

The bill had been made the special order for Monday.

Mr. Dell offered the following resolution :

Resolved by the Senate, the Assembly concurring, That from and after the 10th of February, 1883, no new bills or subjects of any kind shall be introduced in this Legislature;

Which was read and ordered to lie over until Monday.

BILLS ON SECOND READING.

Mr. Landrum called up

Substitute for Senate bill No. 28 :

To be entitled an act to authorize the adoption of Lydia Wright by Wm. B. Gaines, of Santa Rosa county, and make her his heir at law.

Mr. Landrum offered the following amendment :

In section 1, line 1, strike out "minor" after letter "a," in second line, after the word "female," strike out "child; in third line, section 1, strike out the words "guardianship and,"

Which was adopted.

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

BILLS ON THIRD READING.

On motion of Mr. Bryson, the memorial to Congress asking for an appropriation of money and lands for the purpose of clearing out and making navigable the Suwannee river,

Was read the third time and put upon its passage.

The vote was :

Yeas—Messrs. Bryson, Chandler, Cone, Cottrell, Crill, Delano, Dell, Duncan, Fortner, Hankins, Hatcher, Hendricks, Landrum, Lesley, Mountien, McClellan, McKinne, Polhill, Powers, Proctor, Sheppard, Speer and Swearingen—23.

Nays—None.

So the memorial passed, title as stated.

Ordered that the same be certified to the Assembly.

BILLS ON SECOND READING.

Assembly bill No. 31 :

To be entitled an act to repeal Chapter 3315, Laws of Florida, relating to municipal corporations,

Was read the second time and placed among the orders of the day.

Assembly bill No. 30 :

To be entitled an act to legalize the town government of Newnansville, Alachua county, Florida,

Was read the second time.

On motion of Mr. Dell, the rule was waived by a two-thirds vote, and the bill was read the third time and put upon its passage.

The vote was :

Yeas—Messrs. Chandler, Cone, Cottrell, Crill, Delano, Dell, Duncan, Fortner, Hankins, Hatcher, Hendricks, Landrum, Lesley, Mallory, Mann, Mountien, McClellan, McKinne, Polhill, Powers, Proctor, Sharpe, Sheppard, Speer and Swearingen—25.

Nays—None.

So the bill passed, title as stated.

Ordered that the same be certified to the Assembly.

Mr. Delano offered the following concurrent resolution :

WHEREAS, That at the present session of the Legislature a great diversity of opinion exists as to the amount per diem the members should receive for their services; therefore,

Be it resolved by the Senate, the Assembly concurring, That the Sergeant-at-Arms of each house be, and they are hereby instructed, to furnish a list of names to their respective houses of all the members who desire a less sum than six dollars per diem, to the end that each member of this Legislature shall re-

ceive the exact amount, not exceeding six dollars per diem, as, in his opinion, said services are worth; *Resolved further*, That all members desirous of obtaining the benefit of this act may have his name spread upon the journal of the house of which he is a member, and the amount per diem for his said services, as provided in this resolution; and the said amount, and no more, shall be paid to said member for his services for the present session.

Read and ordered to lie over.

By leave, Mr. Cottrell introduced the following bill:

Senate bill No. 178:

To be entitled an act to authorize D. M. Blitch to establish and operate a public ferry across the Withlacoochee river;

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

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

SENATE CHAMBER, Tallahassee, Fla., Feb. 3, 1883.

HON. L. W. BETHEL,

President of the Senate:

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

Senate bill No. 44, after careful examination, beg leave to report favorably to its passage, with the following amendments:

Strike out all of line 6, Section 2, after "train" to "at" in line 7, and all of line 13, after "act" to "of," in line 14, after "violation," and insert "or any."

A. S. MANN,
Chairman of Committee.

Which was read and adopted.

Mr. Duncan, Chairman of the Committee on Enrolled bills, made the following report:

SENATE CHAMBER, Tallahassee, Fla., February 3, 1883.

HON. L. W. BETHEL,

President of the Senate:

SIR—Your Committee on Enrolled Bills, beg leave to report that they have this day presented to the Governor for his consideration, the following acts originating in the Senate:

An act to prohibit officers of municipal corporations from buying at a discount, or speculating in city or town scrip, and to provide a penalty therefor; also,

An act for the adoption of a child by John P. Roberts, and making said child his heir; also,

An act for the adoption of a child by Wm. W. Keep and Pauline C. Keep, of Gadsden county, Florida; also,

An act for the adoption of a child by Emanuel and Ritta Smith; also,

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

Very respectfully,

H. H. DUNCAN,
Chairman of Committee.

Mr. Hankins was granted leave of absence to visit his home. Five minutes after 12 o'clock M., the Senate went into executive session.

Ten minutes after 12 o'clock M., the doors of the Senate were opened.

On motion of Mr. Swearingen, the Senate adjourned until 10 o'clock A. M. Monday.

CONFIRMATIONS.

John R. Kimbrew, to be County Judge for Taylor county.
John C. Calhoun, to be Clerk of the Circuit Court for Taylor county.

J. B. Hardee, to be Collector of Revenue for Taylor county.
Lucius Henderson, to be Assessor of Taxes for Taylor county.

R. M. Morgan, to be Collector of Revenue for Gadsden county.

J. R. Harris, to be County Judge for Gadsden county.
H. McPhaul, to be Assessor of Taxes for Gadsden county.
Sam'l C. Tucker, to be Sheriff for Alachua county.

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MONDAY, February 5, 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, Dell, Duncan, Fortner, Greeley, Hatcher, Hendricks, Landrum, Lesley, Mallory, Mountien, McClellan,