

Senate bill No. 164 :

To be entitled an act to incorporate the South Florida Railroad Company.

By unanimous consent of the Senate the rule was waived and the following words were adopted :

"And owned by the State," in section 17.

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

The vote was :

Yeas—Messrs. Baker, Bryson, Chandler, Cole, Cottrell, Delano, Dell, Hatcher, Lesley, Mallory, Mountien, McClellan, McKinne, Pope, Proctor, Roberts, Sharpe, Speer and Swearingen—19.

Nays—None.

So the bill passed, title as stated.

Ordered that the same be certified to the Assembly.

Senate bill No. 243 :

To be entitled an act making appropriation for the repair of the capitol building, providing a fire-proof vault, and the erection of a wood-house in the capitol grounds,

Was read the third time and put upon its passage.

The vote was :

Yeas—Messrs. Baker, Chandler, Cottrell, Hatcher, Lesley, Mallory, McKinne, Proctor, Roberts, Sharpe, Speer and Swearingen—12.

Nays—Messrs. Bryson, Cole, Delano, Dell, Mountien and Pope—6.

So the bill passed, title as stated.

Ordered that the same be certified to the Assembly.

Senate bill No. 224 :

To be entitled an act to secure railroad facilities for the whole State of Florida,

Was read the third time and put upon its passage.

The vote was :

Yeas—Messrs. Baker, Chandler, Cottrell, Delano, Dell, Hatcher, McClellan and Swearingen—8.

Nays—Messrs. Bryson, Cole, Lesley, Mountien, McKinne, Pope, Proctor, Roberts, Sharpe and Speer—10.

So the bill did not pass.

Senate bill No. 221 :

To be entitled an act for the protection of widows and minors,

Was read the third time and put upon its passage.

The vote was :

Yeas—Messrs. Baker, Bryson, Chandler, Cole, Cottrell, De-

lano, Dell, Hatcher, Lesley, McClellan, McKinne, Proctor, Roberts, Sharpe, Speer and Swearingen—16.

Nays—Mr. Mountien—1.

So the bill passed, title as stated.

Ordered that the same be certified to the Assembly.

On motion of Mr. Cottrell, the Senate adjourned until 10 o'clock Monday morning.

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MONDAY, February 26, 1883.

The Senate met pursuant to adjournment.

The President in the chair.

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

Messrs. Baker, Bryson, Chandler, Cole, Cone, Cottrell, Crill, Dell, Duncan, Fortner, Greeley, Hankins, Hatcher, Lesley, Mallory, Mann, McClellan, McKinne, Polhill, Pope, Proctor, Speer and Swearingen—20.

A quorum present.

Prayer by the Chaplain.

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

#### INTRODUCTION OF BILLS.

The following bills were introduced :

By Mr. Crill :

Senate bill No. 251 :

To be entitled an act to provide for investments by the Board of Education of the State of Florida of moneys of the Common School Fund ;

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

Also,

Senate bill No. 252 :

To be entitled an act to provide for lending moneys of the Common School Fund by the Board of Education upon promissory notes and writings obligatory, secured by mortgage on lands situated in this State ;

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

By Mr. Pope :

Senate bill No. 253 :

To be entitled an act to regulate the costs and fees of certain county officers.

On motion, the rule was waived by a two-thirds vote, and the bill read the first time by its title and referred to the Committee on Judiciary.

By Mr. Hendricks:

Senate bill No. 254:

To be entitled an act to legalize the municipal election held on the 19th of February, 1883, in the town of Orange Park, in the county of Clay, State of Florida.

On motion, the rule was waived by a two-thirds vote and the bill was read by its title and referred to the Committee on City and County Organizations.

Mr. Hendricks offered the following resolution:

*Resolved*, That our Senators and Representatives in Congress be and are hereby requested to use all possible efforts to procure the passage of a law requiring homesteaders and pre-emptors on the public lands of the United States to make, with two responsible witnesses, an annual affidavit stating that the homesteader or pre-emptor is in good faith complying with all the laws of the United States in relation to his lands thus homesteaded or pre-empted. Said law also to contain a provision for cancelling the homestead or pre-emption entry after due notice by mail to the party interested and posting a copy of said notice in the land office where the entry exists. Said law also to contain a provision for placing the land thus brought in question again upon the books as subject to entry and purchase, the same as other public lands;

Which was read and referred to the Committee on Public Lands.

#### REPORTS OF COMMITTEES.

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

SENATE CHAMBER, Tallahassee, Feb. 26, 1883.

HON. L. W. BETHEL,

*President of the Senate:*

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

Senate bill No. 60, with Assembly amendments, 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,

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

Very respectfully,

H. H. DUNCAN,  
Chairman of Committee.

Which was read and adopted.  
The President and Secretary signed the foregoing enrolled bills.

Also the following:

SENATE CHAMBER, Tallahassee, Fla., February 24, 1883.

HON. L. W. BETHEL,

*President of the Senate:*

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

An act to incorporate an institution of learning at Key West, Monroe county, Fla., under the name and style of the Convent of Mary Immaculate of Key West, Florida; also,

An act for the relief of Elias W. Hankins, and for other purposes; also,

Joint resolution relative to adjournment; also,

An act relating to the crime of larceny; also,

An act to incorporate the 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.

Very respectfully,

H. H. DUNCAN,  
Chairman Committee.

Which was read, and the President and Secretary signed the foregoing bills:

Also the following:

SENATE CHAMBER, Tallahassee, Fla., Feb. 26, 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 amend an act entitled an act to confirm the organization of the Jacksonville, St. Augustine and Halifax River Railway Company, and to grant certain ferry privileges and lands to said Company, approved February 28, 1881; also,

An act to provide for the preservation of the battle flags of the Florida regiments engaged in the late war between the States; also,

An act fixing the liability of persons and corporations for damages resulting from the death of any one caused by the wrongful act, negligence, carelessness or default of such persons or corporations, or the agents thereof.

Very respectfully,  
H. H. DUNCAN, Chairman.

The President and Secretary signed the foregoing enrolled bills.

Mr. Bryson, Chairman of the Committee on Engrossed Bills, made the following report:

SENATE CHAMBER, Tallahassee, Fla., February 26, 1883.  
HON. L. W. BETHEL,  
*President of the Senate:*

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

Senate bill No. 210, to be entitled an act to amend Section 4 of an act to amend an act concerning wills, letters testamentary and letters of administration, and the duties of executors, administrators and guardians, approved November 21, 1829; also,

Senate bill No. 240, to be entitled an act to secure to the several counties of this State the exterior lines of the original field notes of townships; also,

Senate bill No. 180, to be entitled an act in relation to County Boards of Public Instruction; also,

Senate bill No. 12, to be entitled an act declaring who shall compose the Board of Public Instruction in each county in this State; also,

Senate bill No. 126, to be entitled an act for the relief of M. D. Mattair, of Suwannee county, Florida; also,

Senate bill No. 241, to be entitled an act to incorporate the Palatka and St. Augustine Railway Company; also,

Senate bill No. 227, to be entitled an act to authorize the School Boards of Public Instruction of each and every county to lay off the same into convenient sub-school districts, and for other purposes; also,

Senate bill No. 185, to be entitled an act in relation to the one mill State tax for school purposes,

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

Very respectfully,  
WM. BRYSON,  
Chairman of Committee.

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

The Committee on Finance and Taxation made the following report:

SENATE CHAMBER, Tallahassee, Fla., February 26, 1883.  
HON. L. W. BETHEL,  
*President of the Senate:*

SIR—Your Committee on Finance and Taxation to whom was referred—

Senate bill No. 246, to be entitled an act for the levying a tax for the years 1883 and 1884,

Beg leave to report that they have examined the same, and a majority recommend that it do pass; also, Senate bill No. 209, and a majority of the committee recommend that it do pass, with the enclosed amendments.

Very respectfully,  
E. S. CRILL,  
Chairman Committee.

Which was read and adopted.

Senate bill No. 246 was read the second time and ordered to be engrossed.

Senate bill No. 209 was passed over on account of the absence of Mr. Pope.

On motion of Mr. Crill, the rule was waived by a two-thirds vote and

Senate bill No. 246:

To be entitled an act for the levying a tax for the years 1883 and 1884,

Was read the third time and put upon its passage.

Mr. Sharpe moved that the bill be put back on its second reading;

Which was not agreed to.

Upon the passage of the bill the vote was:

Yeas—Messrs. Baker, Bryson, Chandler, Cole, Cone, Cottrell, Crill, Dell, Duncan, Fortner, Greeley, Hankins, Hatcher, Landrum, Lesley, Mallory, Mann, McClellan, McKinne, Powers, Speer and Swearingen—22

Nays—Messrs. Polhill, Proctor and Sharpe—3.

So the bill passed, title as stated.

The bill was ordered to be certified to the Assembly at once.

On motion of Mr. Bryson, the following bills were advanced to their third reading without being engrossed:

Senate bills Nos. 233, 234, 106, 179, 229, 162, 211 and substitute for Senate bill No. 226.

Mr. Mallory offered the following resolution:

Resolution instructing the Sergeant-at-Arms of the Senate to add certain items to the list of expenses of the Senate, to be included in the Appropriation Bill.

*Be it resolved by the Senate of the State of Florida,* That the Sergeant-at-arms of the Senate be instructed to add to the list of expenses of the Senate for this session, for which appropriation is to be made, the sum of two hundred and sixty (\$260) dollars, the same being the expenses incurred by C. B. Pendleton, contestant in the matter of the contested election in the 24th Senatorial District, to be paid to the said C. B. Pendleton, to-wit: \$210 for 35 days, at \$6 per day, and \$50 for expenses of taking testimony in said case; and that the said Sergeant-at Arms be further instructed to add to said list the further sum of \$50, expenses incurred by Geo. W. Allen, contestee in said case, for taking testimony.

Mr. McKinne moved to lay the resolution on the table.

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

Yeas—Messrs. Baker, Cole, Cone, Dell, Greeley, Hatcher, Landrum, McKinne, Pope, Speer and Swearingen—11.

Nays—Messrs. Bryson, Chandler, Cottrell, Crill, Duncan, Fortner, Hankins, Lesley, Mallory, McClellan, Polhill, Powers, Proctor and Sharpe—14.

Which was not agreed to.

Mr. Bryson moved that the resolution be referred to the Committee on Appropriations;

Which was agreed to.

Mr. Dell offered the following resolution:

*Resolved,* That the Secretary be instructed to have a list of the Senate, the officers and attaches, with their respective post-office addresses, printed for the use of the body;

Which was adopted.

Mr. Crill offered the following:

*WHEREAS,* The Superintendent of the Pensacola and Atlantic Railroad has invited the Senate and Assembly to accept of a special train to Pensacola on Saturday, the 3d prox., and return; therefore, be it

*Resolved,* That the Senate accept the kind invitation, and return thanks for the same;

Which was adopted.

Mr. Delano, Chairman of the Committee on Railroads and Telegraphs, made the following report:

SENATE CHAMBER, Tallahassee, February 24, 1883.

Hon. L. W. BETHEL,

*President of the Senate:*

SIR—Your Committee on Railroads and Telegraphs, to whom was referred—

Senate bill No. 192,  
Beg leave to report they have carefully considered the same, and have prepared a substitute, which they respectfully recommend do pass in lieu of the original bill.

Very respectfully,

CHAS. DELANO,  
Chairman of Committee.

Which was read and adopted.

The committee offered a substitute for the bill;

Which was adopted.

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

Mr. Baker moved to reconsider the action of the Senate on Senate bill No. 215, to be entitled an act to dissolve municipal corporations under circumstances therein stated.

Mr. McKinne moved to lay the motion on the table;  
Which was agreed to.

Mr. Crill, Chairman of the Committee on Finance and Taxation, made the following report:

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

HON. L. W. BETHEL,

*President of the Senate:*

SIR—Your Committee on Finance and Taxation, to whom was referred—

Senate bill No. 173, to be entitled an act to require the Comptroller to audit and allow certain accounts and fees, and for other purposes,

Have examined the same, and a majority of the committee recommend that it do pass with the enclosed amendment.

Very respectfully,

E. S. CRILL,  
Chairman of Committee.

Which was read and adopted.

The amendments of the Committee were adopted.

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

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

SENATE CHAMBER, Tallahassee, Fla., Feb. 26, 1883.  
HON. L. W. BETHEL,

*President of the Senate:*

SIR: Your Committee on Enrolled Bills, to whom was referred the following bills originating in the Senate, beg leave to report that they have examined the same and find them correctly enrolled:

Senate bill No. 77, to be entitled an act to regulate the conviction fees of the several State Attorneys; also,

Senate bill No. 104, to be entitled an act to protect the growing sponge in this State; also,

Senate bill No. 143, to be entitled an act for the relief of George H. Mays; also,

Senate bill No. 96, to be entitled an act to change the county line between the counties of Clay and Putnam; also,

Senate bill No. 174, to be entitled an act to fix the pay of the members, officers and attaches of the Legislature of 1883.

Very respectfully,

H. H. DUNCAN,  
Chairman of Committee.

Which was read and adopted.

The President and Secretary signed the foregoing enrolled bills.

The following message was received from His Excellency the Governor:

EXECUTIVE OFFICE, Tallahassee, Fla., Feb. 26, 1883.

HON. L. W. BETHEL,

*President of the Senate:*

SIR—I have this day signed and deposited in the office of the Secretary of State the following act, which originated in the Senate, to-wit:

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.

Very respectfully,

W. D. BLOXHAM, Governor.

Which was read and ordered spread upon the journal.

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

SENATE CHAMBER, Tallahassee, Fla., February 24, 1883.

HON. L. W. BETHEL,

*President of the Senate:*

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

Assembly bill No. 147, to be entitled an act for the protection of the keepers of livery and feed stables,

Beg leave to report that they have considered the same, and return it herewith without recommendation.

Very respectfully,

S. R. MALLORY,  
Chairman Judiciary Committee.

Which was read.

Mr. Swearingen moved that the bill be indefinitely postponed.

Mr. Baker moved to lay the motion on the table,

Upon which the yeas and nays were called for, the vote was:  
Yeas—Messrs. Baker, Cottrell, Crill, Dell, Fortner, Lesley, Mann, McClellan, McKinne, Pope, Powers and Speer—12.

Nays—Messrs. Bryson, Chandler, Cole, Cone, Hankins, Landrum, Mallory, Proctor, Sharpe and Swearingen—10.

Which was agreed to.

The bill was placed among the orders of the day.

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

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

HON. L. W. BETHEL,

*President of the Senate:*

SIR—Your Committee on Judiciary to whom was referred—

Assembly bill No. 113, to be entitled an act to protect stock running at large,

Beg leave to report that we have had the same under consideration and recommend that it do not pass.

They also beg leave to report that they have considered Assembly bill No. 189, to be entitled an act to define the boundary line between the counties of Sumter and Hernando, in this State, and recommend that it do not pass.

Very respectfully,

S. R. MALLORY,  
Chairman of Committee.

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

Assembly bill No. 113:

To be entitled an act to protect stock running at large,  
Was read.

Mr. Swearingen moved to recommit the bill;

Which was agreed to.

By leave, Mr. Greeley introduced the following bill:

Senate bill No. 255:  
To be entitled an act for the adoption of a child by William H. Christy and Mary M. Christy, his wife;  
Which was read the first time and referred to the Committee on Judiciary.

Assembly bill No. 189 was ordered to lie on the table subject to call of Mr. Mann.

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

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

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

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

Senate bill No. 199, to be entitled an act in relation to duties of City and Town Assessors and Boards of Aldermen; also,

Assembly bill No. 61, to be entitled an act requiring the State of Florida to pay all costs and fees in criminal cases from this date,

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

Very respectfully,

S. R. MALLORY,  
Chairman Committee.

Which was read and adopted.

Senate bill No. 199 was read the second time and ordered to be engrossed.

Assembly bill No. 61 was read.

Mr. Sharpe offered the following amendment:

Strike out the words "this date" and insert the words "from the year 1879, as provided by law;"

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

Yeas—Mr. Sharpe—1.

Nays—Messrs. Baker, Bryson, Chandler, Cone, Cottrell, Dell, Duncan, Fortner, Hatcher, Landrum, Mallory, McClellan, McKinne, Polhill, Powers, Proctor, Speer and Swearingen—19.

Which was not adopted.

Mr. Mallory moved that the bill lie on the table subject to call.

Mr. Bryson moved that the further consideration of the bill be postponed until Wednesday, 11 o'clock;

Which was agreed to.

Mr. McKinne was called to the Chair.

Mr. Dell called up

Senate bill No. 187:

To be entitled an act to protect citizens of this State who may make advances upon promises of payment in labor, and for other purposes;

Which was read the third time and put upon its passage.

The vote was:

Yeas—Messrs. Cottrell, Dell, Hankins, McClellan, McKinne and Polhill—6.

Nays—Messrs. Baker, Bryson, Chandler, Cone, Grill, Duncan, Greeley, Hatcher, Landrum, Lesley, Mallory, Mann, Powers, Proctor, Sharpe and Speer—16.

So the bill did not pass.

Mr. Grill was called to the Chair.

The following message was received from the Assembly:

ASSEMBLY HALL, Tallahassee, Fla., Feb. 26, 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—

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

Senate bill No. 90, to be entitled an act to incorporate the Alachua Steam Navigation Company; 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.

Very respectfully,

WM. FORSYTH BYNUM,  
*Chief Clerk of the Assembly.*

Which was read and the bills ordered to be enrolled.

Also the following:

ASSEMBLY HALL, Tallahassee, Fla., Feb. 26, 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. 203, to be entitled an act to amend the first section of an act entitled an act to regulate criminal proceedings before Justices of the Peace,

And respectfully request the concurrence of the Senate therein.

Very respectfully,

WM. FORSYTH BYNUM,  
*Chief Clerk of the Assembly.*

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

Mr McKinne called up

Senate bill No. 198:

To be entitled an act to incorporate the St. Andrews Bay and Florida Railroad Company, and to grant certain lands to the same.

Mr. McKinne moved to take up the consideration of the bill.

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

Yeas—Messrs. Baker, Cone, Cottrell, Crill, Hankins, McClellan, McKinne, Polhill, Powers, Proctor and Sharpe—11.

Nays—Messrs. Bryson, Chandler, Greeley, Hatcher, Landrum, Lesley, Mallory Mann and Swearingen—9.

So the motion was agreed to.

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

The vote was:

Yeas—Messrs. Baker, Bryson, Chandler, Cole, Cone, Cottrell, Crill, Dell, Duncan, Hankins, Landrum, Lesley, Mallory, McClellan, McKinne, Polhill, Powers, Proctor, Sharpe, Speer and Swearingen—21.

Nays—Mr. Hatcher—1.

So the bill passed, title as stated.

Ordered that the same be certified to the Assembly.

The President resumed the Chair

By leave, Mr. Dell introduced the following bill:

Senate bill No. 256:

To be entitled an act to prevent the shooting and trapping of birds, and for other purposes.

On motion, the rule was waived by a two-thirds vote, and the bill was read the first time by its title and referred to the Committee on Judiciary.

Twenty-five minutes after 1 o'clock the Senate went into Executive Session.

Half-past 1 o'clock the doors of the Senate were opened.

On motion, the Senate took a recess until 4 o'clock P. M.

#### CONFIRMATIONS.

B. Haynes, to be Collector of Revenue for Bradford county.

#### FOUR O'CLOCK P. M.

The Senate resumed its session.

The President in the chair.

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

Messrs. Baker, Bryson, Cole, Crill, Delano, Dell, Duncan, Fortner, Greeley, Hankins, Lesley, Mallory, McKinne, Powers, Proctor, Sharpe, Speer and Swearingen—18.

A quorum present.

#### BILLS ON THIRD READING.

Senate bill No. 240:

To be entitled an act to secure to the several counties of this State the exterior lines of the original field notes of townships,

Was read the third time and put upon its passage.

The vote was:

Yeas—Messrs. Bryson, Cole, Cottrell, Crill, Duncan, Fortner, Greeley, Hankins, Hatcher, Lesley, Polhill, Sharpe and Speer—14.

Nays—Messrs. McKinne, Pope, Powers, Proctor and Swearingen—5.

So the bill passed, title as stated.

Ordered that the same be certified to the Assembly.

Senate bill No. 210:

To be entitled an act to amend Section 4 of an act to amend an act concerning wills, letters testamentary and letters of administration, and the duties of executors, administrators and guardians, approved November 21, 1829,

Was read the third time and put upon its passage.

The vote was:

Yeas—Messrs. Bryson, Cottrell, Duncan, Fortner, Greeley, Hankins, Hatcher, Lesley, Mallory, McClellan, Pope, Powers, Proctor, Sharpe, Speer and Swearingen—16.

Nays—Messrs. McKinne and Polhill—2.

So the bill passed, title as stated.

Ordered that the same be certified to the Assembly.

Mr. Lesley called up Senate bill No. 209.

The amendments of the committee were adopted.

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

#### BILLS ON THIRD READING.

Senate bill No. 180:

To be entitled an act in relation to County Boards of Public Instruction,

Was read the third time and put upon its passage.

The vote was:

Yeas—Messrs. Cole, Cottrell, Crill, Delano, Duncan, Fortner, Greeley, Hankins, Hatcher, Landrum, McClellan, McKinne, Proctor, Speer and Swearingen—15.

Nays—Messrs. Bryson, Lesley, Mallory, Mann, Polhill, Powers and Sharpe—7.

So the bill passed, title as stated.

Ordered that the same be certified to the Assembly.

Senate bill No. 53 was taken up, the Assembly having made amendments to the bill.

Mr. McKinne moved that the Senate concur in the amendments;

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

By leave, Mr. Delano called up

Senate bill No. 234:

To be entitled an act to legalize the town government of the town of DeLand, Volusia county, Florida,

Which was read the third time and put upon its passage.

The vote was:

Yeas—Messrs. Baker, Bryson, Cole, Cottrell, Crill, Delano, Duncan, Fortner, Greeley, Hankins, Hatcher, Landrum, Lesley, Mann, McClellan, McKinne, Polhill, Powers and Proctor—20.

Nays—None.

So the bill passed, title as stated.

Ordered that the same be certified to the Assembly.

Senate bill No. 12:

To be entitled an act declaring who shall compose the Board of Instruction in each county in this State,

Which was read the third time and put upon its passage.

The vote was:

Yeas—Messrs. Baker, Bryson, Cone, Delano, Fortner, Hatcher, Lesley, Mann, McClellan, Pope and Sharpe—11.

Nays—Messrs. Cole, Cottrell, Crill, Duncan, Greeley, Hankins, Landrum, Mallory, Polhill, Powers, Proctor, Speer and Swearingen—13.

So the bill did not pass.

Senate bill No. 126:

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

Was read the third time and put upon its passage.

The vote was:

Yeas—Messrs. Bryson, Cone, Fortner, Hankins, Hatcher, Mallory, Polhill, Pope and Powers—10.

Nays—Messrs. Cole, Duncan, Landrum, Lesley, Proctor, Speer and Swearingen—7.

So the bill passed, title as stated.

Ordered that the same be certified to the Assembly.

Senate bill No. 241:

To be entitled an act to incorporate the Palatka and St. Augustine Railway Company,

Was read the third time and put upon its passage.

The vote was:

Yeas—Messrs. Baker, Bryson, Cole, Cone, Cottrell, Crill, Duncan, Greeley, Hankins, Hatcher, Landrum, Lesley, Mallory, Polhill, Powers, Proctor, Sharpe, Speer and Swearingen—19.

Nays—None.

So the bill passed, title as stated.

Ordered that the same be certified to the Assembly.

Senate bill No. 227:

To be entitled an act to authorize the School Board of Public Instruction of each and every county to lay off the same into convenient sub-school districts, and for other purposes,

Was read the third time and put upon its passage.

The vote was:

Yeas—Messrs. Baker, Bryson, Chandler, Cole, Cone, Cottrell, Fortner, Hankins, Hatcher, Landrum, Lesley, Mann, McClellan, Polhill, Pope, Proctor, Sharpe, Speer and Swearingen—19.

Nays—Messrs. Duncan, Mallory and Powers—3.

So the bill passed, title as stated.

Ordered that the same be certified to the Assembly at once.

By leave, Mr. Mallory introduced the following bill:

Senate bill No. 258:

To be entitled an act to prescribe the duration of the quarantine of vessels under certain circumstances, to provide for their location within quarantine limits, and to provide for a penalty for the violation of the provisions of this act.

On motion, the rule was waived by a two-thirds vote and the bill was read the first time by its title and referred to the Committee on Commerce and Navigation.

By leave, Mr. Powers introduced the following bill:

Senate bill No. 259:

To be entitled an act to incorporate the Florida State Teachers' Association.

On motion, the rule was waived by a two-thirds vote, and the bill was read the first time by its title and referred to the Committee on Education.

The following communication was received from the Governor:

EXECUTIVE OFFICE, Tallahassee, Fla., Feb. 26, 1883.

HON. L. W. BETHEL,

President of the Senate:

SIR—I have this day signed and deposited in the office of

the Secretary of State the following acts which originated in the Senate, to-wit:

An act to incorporate an institution of learning at Key West, Monroe county, Fla., under the name and style of the Convent of Mary Immaculate of Key West, Florida; also,

An act for the relief of Elias W. Hankins; also,

An act for the relief of George H. Mays; also,

An act for the relief of Dr. H. L. R. Roberts and Dr. E. A. Todd; also,

An act to provide for the preservation of the battle flags of the Florida regiments engaged in the late war between the States; also,

An act to amend an act entitled an act to confirm the organization of the Jacksonville, St. Augustine and Halifax River Railway Company, and to grant certain ferry privileges and lands to said Company, approved February 28, 1881; also,

An act to change the county line between the counties of Clay and Putnam; also,

An act to regulate the conviction fees of the several State Attorneys.

Very respectfully,

W. D. BLOXHAM, Governor.

Which was read and ordered spread upon the journals.

On motion of Mr. Bryson, the Senate took a recess until 3 o'clock P. M.

#### EIGHT O'CLOCK P. M.

The Senate resumed its session

The President in the Chair.

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

Messrs. Chandler, Cole, Cone, Cottrell, Crill, Delano, Dell, Duncan, Fortner, Greeley, Hankins, Hatcher, Hendricks, Landrum, Lesley, Mallory, Mann, Mountien, McClellan, McKinne, Polhill, Pope, Powers, Proctor, Roberts, Sharpe, Sheppard, Speer and Swearingen—29.

A quorum present.

Mr. Landrum moved to reconsider the vote of the Senate on Senate bill No. 12:

To be entitled an act declaring who shall compose the Board of Public Instruction in each county in this State.

#### ORDERS OF THE DAY.

The hour having arrived, the consideration of the special order was taken up—

Senate bill No. 159:

To be entitled an act to repeal Chapter 1487, of the Laws of Florida, approved January 16, 1866, and to carry out the provisions of the acts approved January 6, 1853, and January 24, 1857, and for other purposes,

Was passed over for half an hour.

#### BILLS ON THIRD READING.

Senate bill No. 236:

To be entitled an act to amend Section 3, of Chapter 1893, Laws of Florida, approved February 27, 1872, entitled an act to alter and amend Section 9 of an act entitled an act for the regulation of pilots and pilotage, and also to alter and amend Section 10 of a bill to amend an act entitled an act for the regulation of pilots and pilotage, approved February 19, 1870,

Was read the third time and put upon its passage.

The vote was:

Yeas—Messrs. Cole, Cone, Cottrell, Crill, Delano, Duncan, Fortner, Greeley, Hankins, Hatcher, Hendricks, Landrum, McClellan, Polhill, Powers, Sheppard, Speer and Swearingen

—18.

Nays—Messrs. Lesley, McKinne and Roberts—3.

So the bill passed, title as stated.

Ordered that the same be certified to the Assembly.

Mr. McKinne moved to reconsider the vote on Senate bill No. 198, to be entitled an act to incorporate the St. Andrews Bay and Florida Railroad Company, and to grant certain lands to the same;

Which was agreed to.

On motion of Mr. McKinne, the bill was read the third time and put upon its passage.

The vote was:

Yeas—Messrs. Cole, Cone, Cottrell, Crill, Delano, Duncan, Fortner, Hankins, Landrum, Lesley, Mallory, McClellan, McKinne, Polhill, Powers, Proctor, Sharpe, Sheppard, Speer and Swearingen—20.

Nays—Messrs. Hatcher, Mountien and Pope—3.

So the bill passed, title as stated.

Ordered that the same be certified to the Assembly at once.

Mr. Dell moved to postpone the consideration of Senate bill No. 159 until 4 o'clock P. M. to-morrow;

Which was agreed to.

Mr. Delano, Chairman of the Committee on Railroads and Telegraphs, made the following report:

SENATE CHAMBER, Tallahassee, February 26, 1883.

HON. L. W. BETHEL,

*President of the Senate:*

SIR—Your Committee on Railroads and Telegraphs, to whom was referred—

Assembly bill No. 152, to be entitled an act to incorporate the International Railroad and Steamship Company of Florida,

beg leave to report that they have carefully considered this bill, and respectfully recommend that the same do pass.

Very respectfully,

CHARLES DELANO,  
Chairman of Committee.

Which was read and adopted.

Assembly bill No. 152:

To be entitled an act to incorporate the International Railroad and Steamship Company of Florida.

Mr. Lesley moved to add the name of William Curry, of Key West, Florida, as one of the incorporators;

Which was adopted.

Mr. Crill offered the following amendment:

After the word "patented," in line 15, section 12, insert: "That the grants herein made shall not interfere with any grants heretofore made to any railroad or railway company, where said roads are *bona fide*, in process of construction."

Mr. Mallory offered the following substitute for the amendment:

*Provided*, That the grant made in this act shall in no way interfere with any right heretofore vested or grant made to any railroad now constructed or in process of construction in this State.

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

Yeas—Messrs. Cottrell, Crill, Hankins, Mallory, Mountien and Pope—6.

Nays—Messrs. Baker, Chandler, Cole, Delano, Duncan, Fortner, Greeley, Hatcher, Hendricks, Landrum, Lesley, Mann, McClellan, McKinne, Polhill, Proctor, Roberts, Sharpe, Sheppard and Speer—20

Which was not adopted.

Mr. Swearingen was excused from voting on the substitute.

Mr. Mallory offered the following amendment to Assembly bill No. 152—add the following as an additional section:

Section 15. That nothing in this act shall be so construed as to require or obligate the State of Florida to make good in

any way to said Railroad Company any deficiency in the lands granted by this act to said company, in case it should hereafter be found that the State of Florida has not sufficient lands to make good said grant of lands.

Mr. Lesley raised the point of order, that the subject matter of the amendment had already been acted on;

Which was not sustained.

On motion to adopt Mr. Mallory's amendment, the yeas and nays being called for, the vote was:

Yeas—Messrs. Cone, Cottrell, Crill, Hankins, Hatcher, Mallory, Mountien, McKinne, Pope and Sheppard—10.

Nays—Messrs. Baker, Chandler, Cole, Delano, Duncan, Fortner, Greeley, Hendricks, Landrum, Lesley, Mann, McClellan, Polhill, Proctor, Roberts, Sharpe and Speer—17.

Which was not adopted.

Mr. Swearingen was excused from voting on the amendment.

Mr. Lesley, by leave, withdrew the name of Mr. William Curry, of Key West, Fla., as one of the incorporators.

On motion, 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. Baker, Chandler, Cole, Cottrell, Delano, Duncan, Fortner, Greeley, Hankins, Hatcher, Hendricks, Landrum, Lesley, Mann, McClellan, McKinne, Polhill, Proctor, Roberts, Sharpe, Sheppard, Speer and Swearingen—23.

Nays—Messrs. Crill, Mallory, Mountien and Pope—4.

So the bill passed, title as stated.

Ordered that the same be certified to the Assembly at once.

Mr. Dell was excused from voting on the bill.

The following motion was made by Mr. Crill:

Add to the report of the Committee on Railroads on Senate bill No. 152 the word "majority," so as to read the majority of the committee recommend that it do pass;

Which was agreed to.

On motion, the Senate adjourned until 10 o'clock A. M. tomorrow.