

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

Senate Bill No. 22 :

To be entitled an act in relation to the adoption of children.  
The Committee on Judiciary offered the following amendment :

After the word "reside" in Section 1, last line, insert the following :

*Provided*, That the person so applying shall give four weeks' previous notice of the intention to so apply, in some newspaper published in the county in which such person resides ; and if no newspaper be published in such county, then by a written notice posted at the door of the Court-house and two more public places in such county, stating the time, place, and to what Judge the application will be made ;

Which was adopted.

The bill as amended was ordered to be engrossed.

The following report of Mr. McKinne, Chairman of the Committee on Appropriations, was read and ordered to lie over under the rules :

SENATE CHAMBER, Tallahassee Fla., Jan. 10, 1885.

HON. M. H. MABRY,

*President of the Senate :*

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

Senate bill No. 23, to be entitled an act to provide for a proper exhibit of the resources and products of Florida at the World's Fair at New Orleans,

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

Very respectfully,

J. H. McKINNE, Chairman of Committee.

Mr. Mallory moved to go into executive session.

Upon which the yeas and nays were called for.

The vote was :

Yeas—Messrs. Cooper, Cottrell, Crill, Gaskins, Hankins, Hendricks, Jones, Landrum, Lee, Mallory, Neel, Orman, Speer and Whidden—14.

Nays—Messrs. Baker, Bryson, Chandler, Cole, Delano, Mann, Martin, Mountien, McKinne, Proctor, Roberts, Sammis, Stripling and Williams—14.

The vote was a tie.

The President voted aye.

So the motion prevailed and the Senate went into executive session.

The doors of the Senate were opened.

Mr. Cooper moved that the Senate now adjourn.

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

Yeas—Messrs. Cooper, Cottrell, Crill, Hendricks and Neel—5.

Nays—Messrs. Baker, Chandler, Cole, Delano, Jones, Mallory, Mann, Martin, McKinne, Orman, Proctor, Roberts, Sammis, Stripling and Williams—15.

So the motion was lost.

Mr. Mann moved that the following resolution be read :

*Resolved*, That a Journal Clerk or Stenographer shall be employed on trial for the term of five days from next Monday at the salary of other officers of this body.

Mr. Baker moved the adoption of the resolution :

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

Yeas—Messrs. Baker, Chandler, Cole, Delano, Mallory, Mann, Martin, McKinne, Orman, Proctor, Sammis and Stripling—12.

Nays—Messrs. Cooper, Cottrell, Crill, Hendricks, Jones, Lee, Neel, Roberts and Speer—10.

So the motion prevailed, and the resolution was adopted.

Mr. Mallory moved that the Senate adjourn until 10 o'clock Monday next ;

Which was agreed to.

So the Senate adjourned until 10 o'clock Monday next.

— — — — —  
MONDAY, January 12, 1885.

The Senate met pursuant to adjournment.

The President in the chair.

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

Messrs. Baker, Bryson, Cooper, Cottrell, Crill, Delano, Gaskins, Hankins, Hendricks, Jones, Landrum, Lee, Mallory, Martin, Orman, Proctor, Roberts, Sammis, Sheppard, Speer, Whidden and Williams—22.

A quorum present.

Prayer by the Chaplain.

READING OF THE JOURNAL.

On motion of Mr. Delano, the reading of the journal was dispensed with, and the same approved.

Mr. Delano offered the following resolution :

5s

Resolved, That the annexed statement of Swamp Lands owned by the State of Florida and what may accrue to the State, and of lands sold and granted to corporations up to January 1, 1883, as prepared by the Railway Committee of the Senate during the last session and revised by the Hon. Hugh A. Corley, late Commissioner of Lands and Immigration, be made to appear in the journal of to-morrow.

## STATEMENT

*Of Swamp Lands Owned by the State of Florida, and what may Accrue to the State, and of the Lands Sold and Granted to Corporations up to January 1st, 1883.*

REVISED AND CORRECTED BY HUGH A. CORLEY.

	Acres.
Balance of Swamp Lands on hand Jan. 1, 1883.....	12,754,351
Unsurveyed Swamp Lands, 4,000,000 of which the State gets one-half, or.....	2,000,000
<b>Total now owned and yet to accrue to the State.....</b>	<b>14,754,351</b>

## DEDUCT SALES AND GRANTS AS FOLLOWS.

	Acres.
Disston Purchase.....	4,000,000
Grant to Pensacola and Atlantic Railroad 160 miles constructed.....	3,200,000
Sales to Settlers.....	26,690
Okeechobee Drainage Lands.....	1,781,051
Florida Southern Railroad, 400 miles—100 miles built and in operation.....	4,000,000
Jacksonville, Tampa and Key West, now constructing.....	3,000,000
Palatka and Indian River, now constructing.....	1,500,000
Alternate Sections Conveyed to Various Roads.....	181,000
<b>Total Lands Sold and Granted.....</b>	<b>17,688,741</b>
<b>Deduct Lands now owned and yet to accrue as above.....</b>	<b>14,754,351</b>

And there is now a deficit of..... 2,934,380

Add to this the following Railroads that are chartered, and some of which are in part constructed and operating, and some in course of construction that get every alternate section, and this deficit will be increased several million acres more :

Atlantic, Gulf & West India Transit.\*\*  
 East Florida R. R. Co.  
 Florida & Georgia.  
 Green Cove Spring & Melrose.\*  
 Jacksonville, St. A. & Halifax.\*\*  
 Live Oak & Rowland Bluff.\*\*  
 Monticello & Georgia.  
 South Florida Railroad.\*\*  
 Seville & Halifax.\*  
 Atlantic, St. Johns and Indian River.  
 St. Johns and Lake Eustis Railroad.  
 St. Johns and Halifax.\*\*

*Those marked with one star are in course of construction, and those with two stars in operation over part of their projected line.*

Which was adopted.

Mr. Cooper offered the following resolution:

Resolved, 1st. That the stenographer shall only write down the business transacted by the Senate, and he shall not write down for any purpose, or make any note of any debate or the remarks of any Senator.

2d. That the secretary of the Senate shall revise and correct the notes of the stenographer before they are printed as a part of the Journal.

Mr. Mann offered the following substitute :

It shall be the duty of the stenographer to take a full account of the business of the day on all matters that should appear in the Journal. It shall be no part of his duty to record speeches or debates of this body.

Mr. Baker moved that the substitute be adopted.

The motion was lost.

Mr. Baker moved to postpone Mr. Cooper's resolution until to-morrow.

The motion was lost.

Mr. Cooper moved to adopt his resolution; Upon which the yeas and nays were called for.

The vote was :

Yeas—Messrs. Chandler, Cole, Cooper, Cottrell, Crill, Gaskins, Hankins, Hendricks, Jones, Landrum, Lesley, Malory, Martin, Mountien, Neel, Orman, Proctor, Roberts, Sammis, Spear, Whidden and Williams—22.

Nays—Messrs. Baker, Bryson and Mann—3.

So the resolution was adopted.

A message was received from the Assembly.

## INTRODUCTION OF BILLS.

The following bills were introduced :

By Mr. Baker :

Senate Bill No. 36 :

To be entitled an act making appropriations for the erection of galleries in the Senate Chamber and Assembly Hall, and for other purposes ;

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

By Mr. Sammis :

Senate Bill No. 37 :

To be entitled an act to provide for contesting the validity of wills in the County Courts of this State ;

Which was read the first time by its title and referred to the Judiciary Committee.

By Mr. Sammis:

Senate Bill No. 38:

To be entitled an act to provide for the appointment of administrators;

Which was read the first time by its title and referred to the Judiciary Committee.

By Mr. Sammis:

Senate Bill No. 39:

To be entitled an act prescribing the number of jurors in the County Court;

Which was read the first time by its title and referred to the Judiciary Committee.

By Mr. Speer:

Senate Bill No. 40:

To be entitled an act to legalize the corporation of the town of Kissimmee City and to legalize its acts and doings;

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

Also,

Senate Bill No. 41:

To be entitled an act to incorporate the Kissimmee City Street Railway Company;

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

By Mr. Cooper:

Senate Bill No. 42:

To enforce the assessment and collection of taxes on certain lands granted to the St. Johns Railway Company;

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

By Mr. Delano:

Senate Bill No. 43:

To be entitled an act to amend an act entitled an act to provide for the relinquishment of the dower of insane married women, approved February 16th, 1883;

Which was read the first time by its title and referred to the Judiciary Committee.

Also,

Senate Bill No. 44:

To be entitled an act to legalize the incorporation of the town of DeLand, in the county of Volusia, and to declare the incorporation of the town of DeLand valid and of full force and effect;

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

By Mr. McKinne:

Senate Bill No. 45:

To be entitled an act to provide for the regulation of railroad freights and passenger tariffs in this State, to prevent unjust discrimination and extortion in the rates charged for the transportation of passengers and freights, and to prohibit railroad companies, corporations, and lessees, in this State, from charging other than just and reasonable rates and to punish the same, and prescribe a mode of procedure and rules of evidence in relation thereto, and to appoint commissioners, and to prescribe their powers and duties in relation to the same;

Which was read the first time by its title and referred to the Committee on Railroads and Telegraphs.

Ordered that 200 copies be printed.

The Committee on Judiciary made the following report:

SENATE CHAMBER, Tallahassee, Fla., January 12, 1885.

HON. M. H. MABRY,

*President of the Senate:*

Sir—Your Committee on the Judiciary to whom was referred—

Senate Bill No. 27, entitled an act for the relief of Henry Macon,

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

Very respectfully,

S. R. MALLORY,  
Chairman of Committee.

Also the following:

SENATE CHAMBER, Tallahassee, Fla., January 12, 1885.

HON. M. H. MABRY,

*President of the Senate:*

Sir—Your Committee on the Judiciary to whom was referred—

Senate Bill No. 29, entitled an act concerning the introduction of deeds and other instruments of writing,

Beg leave to report that they have examined the same and recommend the adoption in lieu thereof of the substitute herewith reported, entitled an act to admit certified copies of certain written instruments in evidence.

Very respectfully,

S. R. MALLORY,  
Chairman of Committee.

The Committee on State Affairs made the following report :

SENATE CHAMBER, Tallahassee, January 12, 1885.

HON. M. H. MABRY,

*President of the Senate :*

SIR: Your Committee on State Affairs to whom was referred—

Senate bill No. 13, to be entitled an act to provide for the taking of the census of the State of Florida for the year 1885,

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

After the word "behalf" on third line of Section 3, insert the following: "Who shall take and subscribe an oath to faithfully perform all the duties required of the assessor." Also, Senate Bill No. 3,

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,

Have examined the same, and recommend that it do pass.

Very respectfully,

J. W. WHIDDEN,

Chairman of Committee on State Affairs.

The Committee on Engrossed Bills made the following report:

SENATE CHAMBER, Tallahassee, Fla., January 10, 1885.

HON. M. H. MABRY,

*President of the Senate :*

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

Senate Bill No. 21, to be entitled an act to allow parties to testify in cases of divorce or alimony,

Beg leave to report the same correctly engrossed.

Very respectfully,

WM. BRYSON, Chairman.

#### ORDERS OF THE DAY.

The motion to reconsider the vote of the Senate on Mr. Crill's joint resolution was taken up ;

*The people of the State of Florida, represented in Senate and Assembly, do resolve as follows:* That the present Legislature of the State of Florida do adjourn on the 4th day of February, 1885, at 12 o'clock, M.

Upon which the yeas and nays were called for.

The vote was :

Yeas—Messrs. Cooper, Cottrell, Crill, Delano, Gaskins, Hankins, Hendricks, Jones, Landrum, Lee, Lesley, Mallory, Mann, Martin, Mountien, Neel, Orman, Roberts, Sheppard, Speer, Whidden and Williams—22.

Nays—Messrs. Baker, Bryson, Chandler, Cole, Proctor and Sammis—6.

So the motion prevailed.

Upon motion, the amendment of Mr. Baker—

*Resolved,* That in consequence of a Constitutional Convention having been ordered, it is the sense of the Senate that the business of the session should be confined to bills and resolutions of a public character only, and that the business of the session should be dispatched with as much haste as compatible with the public good, and that the Legislature adjourn at an early date as possible.

And the amendment of Mr. Delano—

*Resolved,* That all resolutions or questions relating to the adjournment of the Legislature be referred to the Committee on Judiciary to be reported on at 11 A. M. Thursday next,

Were taken up, and Mr. Delano moved the adoption of the amendment.

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

Yeas—Messrs. Baker, Chandler, Cottrell, Delano, Hankins, Landrum, Martin, Proctor, Sammis and Sheppard—10.

Nays—Messrs. Cole, Cooper, Crill, Gaskins, Hendricks, Jones, Lee, Lesley, Mallory, Mann, Mountien, Neel, Orman, Roberts, Speer, Whidden and Williams—17.

So the motion was lost.

Mr. Delano moved to refer the whole matter to the Judiciary Committee.

Yeas—10.

Nays—17.

So the motion was lost.

Mr. Baker moved the adoption of his amendment to Mr. Crill's joint resolution.

Mr. Baker asked to withdraw his amendment ;  
Which was agreed to.

Mr. Crill's joint resolution was read the second time.

Mr. Baker moved that the rules be waived, and this resolution be put upon its passage.

The yeas and nays being called, the vote was :

Yeas—Messrs. Cooper, Cottrell, Crill, Delano, Gaskins, Hankins, Hendricks, Jones, Landrum, Lee, Lesley, Mallory, Moun-

tien, Neel, Orman, Proctor, Roberts, Sammis, Speer, Whidden and Williams—21.

Nays—Messrs. Baker, Bryson, Chandler and Cole—4.

So the motion prevailed.

Joint resolution—

*The people of the State of Florida, represented in Senate and Assembly, do resolve as follows:* That the present Legislature of the State of Florida do adjourn on the 4th day of February, 1885, at 12 o'clock, M.,

Was then read the third time.

Mr. Chandler moved that the rules be waived and the resolution be put back upon its second reading;

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

Upon which the yeas and nays were called for.

The vote was:

Yeas—Messrs. Bryson, Chandler, Cole, Cooper, Crill, Gaskins, Hankins, Hendricks, Jones, Lee, Lesley, Mallory, Mann, Mountien, Neel, Orman, Roberts, Sammis, Sheppard, Speer, Whidden and Williams—22.

Nays—Messrs. Baker, Cottrell, Delano, Martin and Proctor—5.

So the motion prevailed.

Upon the passage of the joint resolution the vote was:

Yeas—Messrs. Bryson, Cole, Cooper, Cottrell, Crill, Delano, Gaskins, Hankins, Hendricks, Jones, Lee, Lesley, Mallory, Mann, Martin, Mountien, Neel, Orman, Roberts, Sammis, Sheppard, Speer, Whidden and Williams—24.

Nays—Messrs. Baker, Chandler and Proctor—3.

So the resolution was passed.

Upon motion of Mr. Mallory the rules were waived, and the resolution ordered to be certified to the Assembly to-day.

The following message was received from the Assembly:

ASSEMBLY HALL, Tallahassee, Fla., Jan. 12, 1885.

HON. M. H. MABRY,

*President of the Senate:*

SIR: I am directed by the Assembly to inform the Senate that the Assembly has passed the following resolution, to wit:

*Resolved,* That a committee to consist of two from the Senate and three from the Assembly be appointed for the purpose of examining the State Land Office and matters connected therewith, and they be authorized to employ such clerical aid as they may deem necessary, and send for persons and papers,

And respectfully ask the concurrence of the Senate therein.

Very respectfully,

W. H. REYNOLDS,  
*Chief Clerk of the Assembly.*

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

Also the following:

ASSEMBLY HALL, Tallahassee, Fla., Jan. 12, 1885.

HON. M. H. MABRY,

*President of the Senate:*

SIR: I am directed by the Assembly to inform the Senate that the Assembly has passed the following resolution, to wit:

*Resolved,* That a committee of five be appointed, two on the part of the Senate and three on the part of the Assembly, to examine the office of the State Superintendent of Public Instruction and report the condition of the same to the Legislature,

And respectfully ask the concurrence of the Senate therein.

Very respectfully,

W. H. REYNOLDS,  
*Chief Clerk of the Assembly.*

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

#### INTRODUCTION OF BILLS.

By Mr. Mann:

Senate bill No. 46:

To be entitled an act to prevent cruelty to animals;

Which was read by its title and referred to Committee on Agriculture.

By Mr. Mallory:

Senate bill No. 47:

To be entitled an act to fix and establish a rule of evidence in suits against railroad companies in this State for damages caused by injury or killing of cattle and other stock by such railroad companies;

Which was read by its title and referred to Judiciary Committee.

Mr. Mann offered the following resolution:

WHEREAS, The question of time for completing our display at New Orleans is one of first consideration; and whereas, we are informed that the Commissioner for this State is present, and desires to lay certain facts before us for our consideration; therefore, be it

*Resolved by the Senate, the Assembly Concurring,* That a meeting be held this P. M. at 4 o'clock, and General Sebring be invited to attend, waiving all rules to the contrary, that an early decision may be had.

Mr. Martin offered the following amendment:

*Resolved*, That in order that State Commissioner Sebring may be able to address the whole Legislature at the same time in regard to the Florida exhibits at New Orleans, the Senate do adjourn to convene in the Assembly Hall at 3 o'clock.

Mr. Mallory moved to lay the amendment on the table ;  
Which was agreed to.

Mr. Mann withdrew his resolution.

The committee from the Assembly appeared at the bar of the Senate, and invited the Senate to meet the Assembly in their hall to hear General Sebring on the New Orleans Exposition.

On motion of Mr. Mann, the invitation was accepted.

#### BILLS ON SECOND READING.

Senate Bill No. 32 :

To secure a copy of the original field notes of the exterior lines of townships,

Was ordered to be referred to Mr. Crill, member of the committee, in the absence of the chairman of the committee on County and City Organization.

Senate Bill No. 13 :

To provide for taking the census of the State of Florida for the year 1885,

Was read the second time.

The admendments offered by the committee on State Affairs were adopted.

Mr. Martin moved that the bill lay on the table on its second reading and that 125 copies be printed;

Which was agreed to.

Senate Bill No. 28 :

To be entitled an act for the relief of Henry Macon,

Was read the second time and ordered to be engrossed.

On motion, General Sebring was invited to a seat on the Senate floor.

Substitute for Senate Bill No. 29 :

To be entitled an act to admit certified copies of certain written instruments in evidence ;

Ordered that 150 copies each of the bill and the substitute be printed.

Mr. Cooper moved that the bill and substitute lay on the table on its second reading, to be printed ;

Which was agreed to.

Senate Bill No. 3 :

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 4, 1851,

Was read the second time and ordered to be engrossed.

#### THIRD READING OF BILLS.

Senate Bill No. 21 :

To be entitled an act to allow parties to testify in divorce cases,

Was read the third time and put upon its passage.

The vote was :

Yeas—Messrs. Bryson, Cooper, Delano, Hendricks, Jones, Landrum, Lee, Lesley, Mann, Orman and Williams—11.

Nays—Messrs. Baker, Chandler, Cole, Cottrell, Gaskins, Hankins, Mallory, Mountien, Neel, Proctor, Sammis, Sheppard and Speer—13.

So the bill was lost.

Mr. Mallory moved to reconsider the vote just taken.

Senate went into executive session.

Doors opened.

Mr. Cooper offered following resolution :

*Resolved*, That the Senate being informed of the death of the Honorable George C. Powers, late Senator from the 31st District, the Senate as a token of respect for the memory of the said deceased Senator do now adjourn until to-morrow morning at ten o'clock ;

Which was adopted.

On motion, the Senate adjourned until 10 o'clock A. M. to-morrow

o—

TUESDAY, January 13, 1885.

The Senate met pursuant to adjournment.

The President in the chair.

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

Messrs. Baker, Bryson, Burnam, Chandler, Cole, Cooper, Cottrell, Crill, Delano, Gaskins, Hankins, Hendricks, Jones, Landrum, Lee, Lesley, Mallory, Martin, Mountien, Neel, Orman, Proctor, Roberts, Sammis, Sheppard, Speer, Stripling, Whidden and Williams—29.

A quorum present.

Prayer by the Chaplain.

#### READING OF JOURNAL.

Mr. Stripling moved the following :

That hereafter the reading of the journal shall be dispensed with and in lieu thereof that the President shall announce the correction of the journal as in order.