

ASSEMBLY HALL, Tallahassee, January 14, 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,
Assembly bill No. 2, to be entitled an act for the protection of oysters,

And respectfully request the concurrence of the Senate therein; also,

Assembly bill No. 10, to be entitled an act to legalize the city government of Ocala, Florida, to fix the corporate limits and provide a corporate seal therefor,

And respectfully ask a concurrence of the Senate therein.

Very respectfully,

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

Also the following :

ASSEMBLY HALL, Tallahassee, Fla., January 14, 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 joint resolution to-wit :

Resolved, That the Senate and Assembly convene in the Assembly Hall in joint session on Monday, January 19, 1885, at 12 o'clock, M., for the purpose of electing a State Printer,

And respectfully request the concurrence of the Senate therein.

Very respectfully,

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

Which were read.

Mr. Gaskins offered the following resolution :

Resolved by the Senate, the Assembly concurring, That there be printed for the use of the respective departments of the State Government, 200 copies of the report of the Comptroller; 200 copies of the report of the Adjutant-General; 200 copies of the report of the Attorney-General; 200 copies of the report of the Treasurer; 800 copies of the report of the Superintendent of Public Instruction; 500 copies of the report of the Commissioner of Lands and Immigration; 100 copies of the report of the Secretary of State; also, for general dis-

tribution, 500 copies of the Public Documents; 300 copies of the Senate Journal in book form, and 300 copies of the Assembly Journal in book form.

Mr. Mann moved to refer the same to the Committee on Printing;

Which was withdrawn by leave.

Mr. Mann offered the following :

WHEREAS, It appears that certain stereotyped phrases are used in making up our Journal, for example—"So the motion was lost," for motion "was lost," and other similar expressions greatly increasing the expense of printing; and whereas, It appears that it is no fault of our Secretary; therefore, be it

Resolved, That the Committee on Printing are requested to correct this matter

Mr. Cooper moved that the resolution be referred to the Committee on Fisheries;

Which was agreed to.

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

—0—

THURSDAY, January 15, 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, Burnam, Chandler, Cooper, Cottrell, Crill, Delano, Gaskins, Hankins, Hendricks, Landrum, Lee, Lesley, Malloy, Martin, Mountien, McKinne, Neel, Orman, Roberts, Sammis, Sheppard, Speer, Whidden and Williams—25.

A quorum present.

Prayer by the Chaplain.

READING OF THE JOURNAL.

On motion of Mr. Baker the further reading of the Journal was dispensed with.

INTRODUCTION OF RESOLUTIONS, MEMORIALS, PETITIONS AND BILLS.

The following bills were introduced :

By Mr. Lesley :

Senate Bill No. 67 :

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

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

By Mr. Crill:

Senate Bill No. 68:

To be entitled an act in relation to the official Board of State and County officers;

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

By Mr. Orman:

Senate Bill No. 69:

To be entitled an act to protect owners of Fisheries on the Gulf coast of Florida;

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

By Mr. Delano:

Senate Bill No. 70:

To be entitled an act to amend sections 13 and 17 of an act to provide a general law for the incorporation of railroads and canals;

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

By Mr. Hankins:

Senate Bill No. 71:

To be entitled an act to amend an act to define the Counties of Lafayette and Taylor in this State, Chapter 3470, approved January 31, 1883;

Which was read first time by its title and referred to Committee on City and County Organizations.

By Mr. Orman:

Senate bill No. 72:

To be entitled an act to incorporate the Apalachicola and Alabama Railroad Company, and to grant certain lands to the same;

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

The concurrent resolution to postpone the collection of taxes was read.

Mr. McKinne moved to refer the resolution to Committee on Finance and Taxation;

Which was agreed to.

The following concurrent resolution was offered by Mr. Crill:

WHEREAS, There is a lack of room in the office of the Secretary of State to properly care for all the books now there; therefore, be it

Resolved, the Assembly concurring, That the Secretary of

State be authorized to make a list of all books now in the office on scientific and literary subjects, and place them in the Florida University Library for safe keeping, taking a receipt for the same, to be returned to the office of the Secretary of State when called for;

Which was read and laid over under the rules.

Mr. Martin offered the following resolution:

Resolved, That the Superintendent of Public Instruction is hereby requested to transmit to the Senate any information he may have as to whether, in the distribution of the Seminary funds of the State, any provision is made for the children of colored parents to receive any benefits from either of the State Seminaries;

Which was read.

Mr. Cooper moved that the resolution lay on the table until the report of the Superintendent of Public Instruction is received;

Which was agreed to.

A message was received from the Governor.

Mr. Gaskins called up his concurrent resolution—

Resolved by the Senate, the Assembly concurring, That there be printed for the use of the respective departments of the State Government, 200 copies of the report of the Comptroller; 200 copies of the report of the Adjutant-General; 200 copies of the report of the Attorney-General; 200 copies of the report of the Treasurer; 800 copies of the report of the Superintendent of Public Instruction; 500 copies of the report of the Commissioner of Lands and Immigration; 100 copies of the report of the Secretary of State; also, for general distribution, 500 copies of the Public Documents; 300 copies of the Senate Journal in book form, and 300 copies of the Assembly Journal in book form,

Offered on yesterday.

Mr. Baker offered the following:

Strike out "500" and insert "1,000" Public Documents;

Which was lost.

Mr. Martin offered the following:

That the work be done at once;

Which was lost.

The resolution was afterwards adopted.

Mr. Mann's resolution relating to the New Orleans Exposition was read.

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

Upon which the yeas and nays were called for.

The vote was:

Yeas—Messrs. Burnam, Chandler, Cole, Cooper, Cottrell,

Crill, Gaskins, Hendricks, Landrum, Lee, Mallory, Mountien, McKinne, Neel, Orman, Proctor, Roberts, Sheppard, Speer, Stripling, Whidden and Williams—22.

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

So the motion prevailed.

Assembly bill No. 2:

To be entitled an act for the protection of oysters,

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

Assembly bill No. 10.

To be entitled an act to legalize the city government of Ocala, Florida, to fix the corporate limits and provide a common seal therefor,

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

Assembly concurrent resolution relating to election of State Printer was read the first time and laid over.

The Committee on Appropriations made the following report:

SENATE CHAMBER, Tallahassee, Fla., Jan. 15, 1885.

HON. M. H. MABRY,

President of the Senate:

SIR: Your Committee on Appropriations to whom was referred—

Senate Bill No. 58, to be entitled an act to make an appropriation to aid Florida's Exhibits at the World's Exposition at New Orleans,

Ask leave to report that they have examined the same and report it back without recommendation.

Very respectfully,

J. H. MCKINNE, Chairman.

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

Also the following:

SENATE CHAMBER, Tallahassee, Fla., Jan. 15, 1885.

HON. M. H. MABRY,

President of the Senate:

SIR—Your Committee on Appropriations to whom was referred—

Senate Bill No. 36, to be entitled an act making appropriation for the erection of galleries in the Senate Chamber and Assembly Hall, and for other purposes,

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

Very respectfully,

J. H. MCKINNE, Chairman of Committee.

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

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

SENATE CHAMBER, Tallahassee, Fla., January 15, 1885.

HON. M. H. MABRY,

President of the Senate:

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

Senate Bill No. 51, to be entitled an act to amend Chapter 2, Section 7, McClellan's Digest,

Beg leave to report that they have considered the same and recommend the adoption and passage of the substitute herewith reported.

Very respectfully,

S. R. MALLORY,
Chairman Judiciary Committee.

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

ORDERS OF THE DAY.

Senate Bill No. 13:

To be entitled an act to provide for the taking of the census for the year 1885.

Mr. Orman offered the following amendment:

Insert in section 5, in line 12, after the word "aforesaid," "The clerk for said certified copy shall be allowed one cent per name, to be paid by Comptroller's warrant for the same;"

Which was adopted.

Mr. Stripling offered the following amendment and moved its adoption:

In line 9, section 1, strike out "Monday of October," and insert "day of December."

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

Yeas—Messrs. Burnam, Chandler, Cole, Cottrell, Gaskins, Mallory, Martin, Mountien, Proctor, Sammis Sheppard and Stripling—12.

Nays—Messrs. Cooper, Crill, Hankins, Landrum, Lee, McKinne, Neel, Orman, Roberts, and Williams—10.

So the motion prevailed.

Mr. Stripling offered the following amendment:

In section 5, line 2, strike out "first Tuesday in October" and insert "second Monday in December,"

And moved its adoption.

Upon which the yeas and nays were called for.

The vote was :

Yeas—Messrs. Baker, Burnam, Chandler, Cole, Cooper, Cottrell, Crill, Gaskins, Hankins, Hendricks, Mallory, Martin, McKinne, Proctor, Roberts, Sammis, Sheppard and Stripling—18.

Nays—Messrs. Landrum, Neel, Orman and Williams—4.

So the amendment was adopted.

Mr. Mallory offered the following amendment :

In line 12 of section 6 strike out the words "General Assembly" and insert the word "Legislature" in lieu thereof,

And moved its adoption;

Which was agreed to.

Mr. Gaskins offered the following :

Provided, however, That every county having a population of 50 per cent. of its inhabitants living upon islands shall receive five cents ;

And moved its adoption.

Mr. Mann offered the following amendment to the amendment ;

To make it $1\frac{1}{2}$ instead of 5, and moved its adoption ;

Upon which the yeas and nays were called.

The vote was :

Yeas—Messrs. Bryson, Cole, Mann and Speer—4.

Nays—Messrs. Baker, Burnam, Chandler, Cooper, Cottrell, Crill, Delano, Gaskins, Hankins, Hendricks, Landrum, Lee, Lesley, Mallory, Martin, Mountien, McKinne, Neel, Orman, Proctor, Roberts, Sammis, Sheppard, Stripling and Williams—25.

So the motion was lost.

Upon motion to adopt Mr. Gaskin's amendment, the amendment was lost.

Mr. Stripling offered the following :

In line 14, Sec. 6, after the word "of" insert "seven thousand dollars," and moved its adoption.

Mr. Baker offered the following amendment :

Section 6, line 14, after words "sum of," insert "nine thousand dollars or so much thereof as may be necessary under the provisions of this act,"

And moved its adoption.

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

Yeas—Messrs. Baker, Chandler, Cooper, Cottrell, Crill, Lesley, Mallory, McKinne, Speer and Williams—10.

Nays—Messrs. Burnam, Gaskins, Hankins, Landrum, Lee, Martin, Mountien, Orman, Roberts, Sheppard and Stripling—11.

Which was lost.

Mr. Orman offered to amend section 6, in line 14, by filling the blank with "\$8,000,"

And moved its adoption ;

Which was adopted.

Mr. Chandler moved to expunge from the Journals the action of the Senate on Mr. Landrum's amendment ;

Which was agreed to.

Senate bill No. 49 :

To be entitled an act in relation to the duties of city and town assessors and boards of aldermen,

Was read.

Mr. Stripling moved to indefinitely postpone the bill.

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

Yeas—Messrs. Burnam, Cooper, Delano, Gaskins, Hankins, Hendricks, Lee, Lesley, Mallory, Mann, Martin, Mountien, McKinne, Neel, Orman, Proctor, Sammis, Sheppard, Speer, Stripling and Williams—21.

Nays—Messrs. Baker, Chandler, Cole, Cottrell and Crill—5.

Which was agreed to.

The following message was received from the Assembly :

ASSEMBLY HALL, Tallahassee, Fla., Jan, 15, 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—

Assembly Bill No. 1, to be entitled an act to dissolve municipal corporations under circumstances therein stated, and to provide provisional governments for the same ; also,

Assembly Bill No. 9 :

To be entitled an act fixing the price of certain public documents therein named,

And respectfully ask the concurrence of the Senate therein.

Very respectfully,

W. H. REYNOLDS,

Chief Clerk of the Assembly.

Which was read.

BILLS ON SECOND READING.

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 company,

Was read the second time.

Mr. Mallory offered the following amendment to Senate Bill No. 47 :

In the eleventh line of section one strike out the word "conclusive," and insert the words "*prima facie*" in lieu thereof, And moved its adoption.

Mr. Mallory moved to reconsider the bill ;

Which was agreed to.

Senate Bill No. 42 :

To be entitled an act to enforce the assessment and collection of taxes on certain lands granted to the St. Johns Railway Company,

Was read the second time and ordered to be engrossed.

Senate Bill No. 43 :

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

Was read the second time.

Mr. Landrum moved that the bill lay upon the table, and be printed.

Mr. McKinne called for a division on the motion.

The call was sustained.

On motion to lay on the table, the motion was lost.

On motion to print 100 copies, the motion was lost.

The bill was then ordered to be engrossed.

Senate Bill No. 48 :

To be entitled an act to designate the times for holding the terms of the Circuit Court for the Fifth Judicial Circuit of Florida,

Was read the second time and ordered to be engrossed.

Senate Bill No. 50 :

To be entitled an act to provide a rule of compensation to the owners of cattle and other stock which are hereafter injured or killed on the lines of railroads in this State under certain circumstances therein stated,

Was read the second time.

Mr. Baker moved to indefinitely postpone the bill.

The motion was withdrawn by leave.

Mr. Delano moved that the bill be printed ;

Upon which the yeas and nays were called for.

The vote was :

Yeas—Messrs. Baker, Burnam, Chandler, Cole, Cooper, Cot-

trell, Crill, Delano, Gaskins, Landrum, Martin, Proctor, Sammis, Stripling and Williams—15.

Nays—Messrs. Hendricks, Lee, Lesley, Mallory, McKinne, Neel, Orman, Sheppard, Speer and Whidden—10.

Which was agreed to.

Mr. Mallory moved that the number be 150 copies ;

Which was agreed to, and on motion, ordered that the bill lay on the table until printed.

The Senate went into Executive session.

Doors opened.

Mr. Crill asked that the special committee appointed to visit the Lunatic Asylum be excused to-morrow and next day for that purpose ;

Which was agreed to.

Mr. Baker moved that the Senate adjourn until 10 o'clock to-morrow.

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

Yeas—Messrs. Baker, Chandler, Cole, Cooper, Cottrell, Delano, Hankins, Mann, Martin, Mountien, Orman, Proctor, Roberts, Sammis, Stripling and Whidden—16.

Nays—Messrs. Crill, Hendricks, Landrum, Lee, Lesley, Mallory, McKinne, Neel, Sheppard, Speer and Williams—11.

So the motion was lost, not receiving a two-thirds vote.

Mr. Speer moved that the Senate adjourn.

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

Yeas—Messrs. Chandler, Cooper, Crill, Delano, Hendricks, Landrum, Lee, Mann, McKinne, Neel, Orman, Sammis, Speer and Williams—14.

Nays—Messrs. Baker, Cole, Cottrell, Gaskins, Hankins, Lesley, Mallory, Martin, Mountien, Proctor, Roberts, Sheppard, Stripling and Whidden—15.

So the motion was lost.

Mr. Mallory moved to adjourn until 7 o'clock P. M.

Mr. Delano moved to amend until 10:15 o'clock to-morrow.

So the motion prevailed.

CONFIRMATIONS.

I. A. McCrory, to be County Judge of Brevard County.

M. E. English, to be Sheriff of Brevard County.