

So the motion was lost, not having received a two-third vote.

Mr. McKinne, Chairman of the Committee on Appropriations, made the following report :

SENATE CHAMBER, Tallahassee, January 28, 1885.

HON. MILTON H. MABRY,

President of the Senate :

SIR: Your Committee on Appropriations to whom was referred—

Assembly Memorial No. 4, a memorial to Congress asking for an appropriation to erect a government building in the city of Tallahassee,

Report that they have examined the same, and recommend that it do pass.

Very respectfully,

J. H. MCKINNE,
Chairman Committee.

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

Mr. Mann offered the following resolution, and moved its adoption :

WHEREAS, A committee to examine into contracts made by the Internal Improvement Board find that nearly one million and a quarter of acres of land have been deeded to the Atlantic and Gulf Coast Canal and Okeechobee Land and Drainage Company; and whereas, it is impossible to determine the extent of work done without the power to send for persons and papers, and may require a part of the committee to view the work in person and take testimony on the ground; therefore, your committee request that in attending to the duties assigned them they have the power to send for persons and papers, and that they be authorized to organize a committee of three of their number, should they find it in their judgment, necessary, who shall visit and determine the advantages of the work done by the Atlantic and Gulf Coast Canal and Okeechobee Drainage Company to report as soon as possible;

Which was adopted.

The Secretary of the Senate read the following :

Mr. President—The young ladies of the Episcopal Church request you, Mr. President, to extend their invitation to the Senators to attend their Bazar at Gallie's Hall to-night.

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

Upon which the yeas and nays were called for,

The vote was :

Yeas—Messrs. Baker, Bryson, Chandler, Cottrell, Hankins, Mann, Martin, McKinne, Orman, Roberts, Sammis and Strippling—12.

Nays—Messrs. Crill, Jones, Landrum, Mallory, Neel, Pendleton, Proctor, Sheppard and Speer—9.

So the motion prevailed, and the Senate stood adjourned until 10 o'clock to-morrow morning.

—o—

THURSDAY, January 29, 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, Chandler, Cottrell, Crill, Delano, Gaskins, Hankins, Hendricks, Jones, Landrum, Lee, Lesley, Mallory, Mann, Martin, Mountien, McKinne, Orman, Pendleton, Roberts, Sammis, Sheppard, Speer, Stripling and Williams—26.

A quorum present.

Prayer by the Chaplain.

READING OF THE JOURNAL.

On motion of Mr. Hendricks the further reading of the journal was dispensed with.

The following enrolled bills were signed by the President and Secretary :

An act to legalize the city government of Ocala, Fla., to fix the corporate limits and provide a common seal therefor; also,

An act to confirm the organization of the Jacksonville and Atlantic Railroad Company and enlarge its powers; also,

An act to make Alafia river, in Hillsborough county, a navigable stream; also,

A memorial asking Congress to establish a mail route between Tampa and DeSoto, in said county, a distance of forty miles; also,

An act to allow parties to testify in cases of divorce or alimony; also,

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

An act to prescribe the number of jurors in cases of forcible entry and unlawful detainer in the County Court.

The following bills were introduced :

By Mr. Orman :

Senate Bill No. 115 :

To be entitled an act to amend sections 2 and 4 of an act entitled an act granting aid for the construction of the Thom-
asville, Tallahassee and Gulf Railroad ;

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

By Mr. Stripling :

Senate Bill No. 116 :

To be entitled an act to amend section 2 of an act approved March 7, 1877, entitled an act to amend sections 1, 3, 4, 5 and 6 of an act entitled an act to enforce mechanics' and laborers' liens on buildings and other property, approved August 4th, 1868, and for other purposes ;

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

By Mr. Williams :

Senate Bill No. 117 :

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

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

By Mr. Mann :

Senate Bill No. 118 :

To be entitled an act to amend sections five and seven of Chapter 3440, entitled an act to keep in repair the public roads and highways of this State, and to amend an act entitled an act to keep in good repair the public roads and highways in this State, approved March 7, 1881 ;

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

Mr. Baker offered the following resolution and moved that the rule be waived and the resolution be taken up :

Resolved by the Senate, the Assembly concurring, that after Saturday the 14th, of February, no new business shall be introduced into either house, and that the Legislature adjourn as soon thereafter as the business of the session can be finished ;

Which was agreed to.

Mr. Baker moved that the resolution be adopted.

Mr. McKinne moved to lay the motion to adopt on the table.

The yeas and nays were called for :

The vote was :

Yeas—Messrs. Cole, Crill, Gaskins, Lee, Mallory, Mountien, McKinne, Orman, Sheppard, Speer, Stripling and Williams—12.

Nays—Messrs. Baker, Bryson, Chandler, Cottrell, Hankins, Landrum, Mann, Pendleton, Roberts and Sammis—10.

So the motion prevailed.

The following resolution was offered by Mr. Stripling :

Resolved, That the committee appointed to visit the convict camp be and they are hereby requested to report by 12 o'clock noon to-day.

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

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

Yeas—Messrs. Baker, Bryson, Crill, Delano, Gaskins, Hankins, Jones, Landrum, Lee, Lesley, Mallory, Mann, Mountien, McKinne, Orman, Pendleton, Roberts, Sheppard Speer and Williams—20.

Nays—Messrs. Chandler, Cole, Cottrell, Martin, Sammis and Stripling—6.

So the motion prevailed.

REPORTS OF COMMITTEES.

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

SENATE CHAMBER, Tallahassee, Fla., January 27, 1885.

HON. M. H. MABRY,

President of the Senate :

SIR: Your Committee on Judiciary to whom was referred—

Senate Bill No. 94, to be entitled an act to allow married women to testify in all criminal cases wherein their husbands are parties in this State,

beg leave to report that they have considered the same and recommend that it do pass with the following amendments, to wit :

After the word "husbands" in the last line of Section 1 insert the following, viz : "nor husbands in behalf of their wives."

In line 2 of section 1, strike out the word "actions" and insert "cases" in lieu thereof.

That the title be stricken out and the following adopted in lieu thereof :

"An act to allow wives and husbands in this State to testify in behalf of each other in criminal cases."

Very respectfully,

S. R. MALLORY, Chairman.

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

Also the following:

SENATE CHAMBER, Tallahassee, Fla., January 29, 1885.

HON. M. H. MABRY,

President of the Senate:

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

Joint Resolution No. 113, to be entitled an act to require the Attorney-General to collect from the different railroad companies in this State certain moneys advanced by the State of Florida in payment of indebtedness on lands granted said companies; also,

Assembly Bill No. 71, to be entitled an act to prevent the selling or distributing The National Police Gazette and other papers of an obscene or immoral tendency of a like character in this State,

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 the accompanying bills placed among the orders of the day.

Also the following:

ASSEMBLY HALL, Tallahassee, January 29, 1885.

HON. M. H. MABRY,

President of the Senate:

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

Senate Bill No. 83, to be entitled an act to prevent fraud upon travelers,

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

Very respectfully,

J. W. STRIPLING,
WM. BRYSON,
A. S. MANN.

The undersigned member of said committee dissents from the foregoing report, and recommends that said bill do not pass.

Very respectfully,

S. R. MALLORY.

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

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

SENATE CHAMBER, Tallahassee, Fla., Jan. 29, 1885.

HON. M. H. MABRY,

President of the Senate:

Sir: Your Committee on Railroads and Telegraphs to whom was referred—

Senate Bill No. 101, to be entitled an act to incorporate the Santa Fe and St. Johns Railway Company, and to grant certain lands to the same,

Beg leave to report that they have had the same under consideration and recommend that it do pass.

Very respectfully,

J. L. GASKINS,
Chairman Committee.

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

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

SENATE CHAMBER, Tallahassee, Fla., January 29, 1885.

HON. M. H. MABRY,

President of the Senate:

Sir: Your committee on Railroads and Telegraphs to whom was referred—

Senate Bill No. 114, to be entitled an act relating to Railroads in this State, to appoint Railroad Commission and to prescribe the powers and duties of the same,

Beg leave to report that they have had the same under consideration and recommend it back without recommendation.

Very respectfully,

J. L. GASKINS,
Chairman of Committee.

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

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

SENATE CHAMBER, Tallahassee, Fla., Jan. 29, 1885.

HON. M. H. MABRY,

President of the Senate:

SIR: Your Committee on Enrolled Bills beg leave to report

that they have presented to the Governor for his consideration the following acts:

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; also,

Senate Bill No. 39, to be entitled an act prescribing the number of jurors in cases of forcible entry and unlawful detainer in the County Court; also,

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

Senate Bill No. 59, to be entitled an act to confirm the organization of the Jacksonville and Atlantic Railroad Company and enlarge its powers.

Very respectfully,
S. M. HENDRICKS,
Chairman Committee.

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

Mr. Mann moved the following:

In order to take the testimony and make a complete investigation of the sales by the Internal Improvement Board, the chairman of the committee desires to be permitted to employ a clerk.

Mr. Bryson moved its adoption;

Which was agreed to.

Mr. Mallory, Chairman of the Committee on Commerce and Navigation, made the following report:

SENATE CHAMBER, Tallahassee Fla., Jan. 29, 1885.

HON. M. H. MABRY,
President of the Senate:

Sir: Your Committee on Commerce and Navigation to whom was referred—

Assembly Memorial No. 2, asking the establishment of a mail route from Madison, in Madison county, to Clyattsville, Georgia, &c.; also,

Assembly Memorial No. 3, to establish a mail route from Smith's Creek, Wakulla county, Florida, &c.; also,

Assembly Memorial No. 8, asking mail route between St. Augustine and Coxetterville, &c.; also,

Assembly Memorial No. 6, asking for an investigation of certain inlets on the Atlantic Coast with a view to their being opened, &c.,

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 the accompanying memorials placed among the orders of the day.

Mr. Mallory moved that the rules be waived and that bills on their third reading be taken up;

Which was agreed to.

Substitute for Senate Bill No. 76:

To be entitled an act to amend section 2 of an act entitled an act imposing a tax upon commissions and prescribing the mode of payment thereof, approved February 20, 1873,

Was read the third time and put upon its passage.

The vote was:

Yeas—Messrs. Baker, Bryson, Chandler, Cole, Cottrell, Crill, Gaskins, Landrum, Lee, Lesley, Mallory, Martin, Mountien, Orman, Pendleton, Roberts, Sammis, Sheppard, Speer and Stripling—20.

Nays—Messrs. Jones and Williams—2.

So the bill passed, title as stated.

Mr. Pendleton moved to reconsider the vote just taken.

Mr. Chandler moved to waive the rules, and the motion to reconsider be taken up;

Which was agreed to.

Mr. Martin moved to lay the motion to reconsider on the table;

Which was agreed to.

The bill was ordered to be certified to the Assembly.

Senate Bill No. 82:

To be entitled an act to authorize A. M. Ingersoll and his associates to construct a boom or booms on the Suwannee River,

Was then read the third time and put upon its passage.

The vote was:

Yeas—Messrs. Baker, Bryson, Cole, Cottrell, Gaskins, Lesley, Mallory, Martin, Mountien, Orman, Pendleton, Roberts, Sammis, Sheppard, Speer, Stripling and Williams—17.

Nays—Messrs. Crill, Hankins and Lee—3

So the bill passed, title as stated.

Ordered that the same be certified to the Assembly.

Senate Bill No. 98:

To be entitled an act to incorporate the Putnam County Commercial Company,

Was read the third time and put upon its passage.

The vote was :

Yeas—Messrs. Baker, Bryson, Chandler, Cole, Cottrell, Crill, Gaskins, Hankins, Hendricks, Jones, Landrum, Lee, Lesley, Mann, Martin, Mountien, McKinne, Orman, Pendleton, Sammis, Sheppard, Speer, Stripling and Williams—24.

Nays—Mr. Mallory—1.

So the bill passed, title as stated.

Ordered that the same be certified to the Assembly.

A message from the Assembly.

The reconsideration of the action of the Senate on Mr. Chandler's motion to reconsider the vote by which Mr. Stripling's amendment to Senate Bill No. 57, "*Provided*, That the provisions of this act shall not extend to the sale of patent medicines, quinine, cinchonidia, calomel, blue mass, spirits of turpentine, camphor, castor oil, jalap, rhubarb, paregoric, salts and spirits of nitre," was adopted,

Was taken up.

Upon the motion to reconsider,

The yeas and nays were called.

The vote was :

Yeas—Messrs. Baker, Bryson, Chandler, Cole, Cottrell, Delano, Hendricks, Landrum, Mallory, Mann, Martin, Mountien, Orman, Pendleton, Sammis and Williams—16.

Nays—Messrs. Hankins, Jones, Lee, Lesley, McKinne, Roberts, Sheppard, Speer, Stripling and Whidden—11.

So the motion prevailed.

A message from the Assembly.

By leave Mr. Gaskins, Chairman of Committee on Public Printing, made the following report:

SENATE CHAMBER, Tallahassee, January 29, 1885.

HON. M. H. MABRY,

President of the Senate :

Sir: Your Committee on Public Printing to whom was referred—

Assembly Concurrent Resolution in reference to the election of a State Printer,

Beg leave to report that they have had the same under consideration and refer it back without recommendation.

Very respectfully

J. L. GASKINS,

Chairman of Committee.

Mr. Stripling moved that the Chairman of Engrossing Committee be requested to return Senate Bill No. 57 to the secretary;

Which was agreed to.

Message from the Governor.

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

SENATE CHAMBER, Tallahassee, Fla., Jan. 29, 1885.

HON. M. H. MABRY,

President of the Senate :

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

Senate Bill No. 57, to be entitled an act to prohibit dealers in general merchandise from selling drugs and medicines in any incorporated town where there is a regular drug store,

Beg leave to report the same to the Senate without engrossing, as requested by the Senate.

Very respectfully,

WM. BRYSON,
Chairman of Committee.

The report of the committee was adopted.

Mr. Chandler moved that the rules be waived, and that Senate Bill No. 57 be put back on second reading.

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

Yeas—Messrs. Baker, Chandler, Lesley, Mallory and Williams—5.

Nays—Messrs. Bryson, Cole, Delano, Hankins, Hendricks, Jones, Landrum, Lee, Mann, Martin, McKinne, Orman, Pendleton, Roberts, Sammis, Speer, Stripling and Whidden—18.

So the motion did not prevail.

Mr. Cottrell was excused from voting on the motion.

BILLS ON THIRD READING.

Assembly Bill No. 67 :

To be entitled act to repeal an act entitled an act fixing the punishment of horse stealing, approved Dec. 13, 1866,

Was read the third time and put upon its passage.

The vote was :

Yeas—Messrs. Baker, Bryson, Chandler, Cottrell, Crill, Gaskins, Hankins, Hendricks, Jones, Landrum, Lee, Lesley, Mallory, Mann, Martin, Orman, Sammis, Sheppard, Speer, Stripling and Williams—21.

Nays—Messrs. Mountien, McKinne and Whidden—3.

So the bill passed, title as stated.

Ordered that the same be certified to the Assembly.

Senate Bill No. 55 :

To be entitled an act to regulate proceedings before Justices of the Peace in criminal cases.

Was read the third time and put upon its passage.

The vote was:

Yeas—Messrs. Baker, Bryson, Chandler, Cole, Crill, Gaskins, Hankins, Hendricks, Jones, Landrum, Lee, Mallory, Mann, Martin, McKinne, Orman, Roberts, Sammis, Sheppard, Speer, Stripling and Williams—22.

Nays—Messrs. Cottrell and Mountien—2.

So the bill passed, title as stated.

On motion of Mr. Orman the Secretary was instructed to correct a clerical error in the bill, in the word "cautioned" for "conditioned."

On motion of Mr. Stripling the rules were waived and the bill was ordered to be certified to the Assembly at once.

Assembly Bill No. 42 was read to provide for service on non-resident defendants and others in certain chancery causes.

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

Which was agreed to.

Mr. Mallory moved to waive the rules and the bill be read the second time;

Which was agreed to.

The following communication from the Governor was read:

EXECUTIVE OFFICE, Tallahassee, Jan. 28, 1885.

HON. MILTON H. MABRY,

President of the Senate:

SIR: I have this day signed the following bills, which originated in the Senate, to-wit:

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; also,

An act to legalize the incorporation of the town of Kissimmee City, in the county of Orange, and to declare the incorporation of the town of Kissimmee City valid and of full force and effect,

And have deposited the same in the office of the Secretary of State. Very respectfully,

E. A. PERRY.

Mr. Mallory offered the following amendment to Assembly Bill No. 42:

In the ninth line of Section 1, strike out the word "from" and insert the following in lieu thereof, viz: "next preceding,"

And moved its adoption;

Which was adopted.

The bill as amended was ordered to be engrossed.

Assembly Bill No. 43:

To be entitled an act to regulate the practice of the Circuit Court, providing for a non-suit with bill of exceptions in certain causes,

Was read the third time and put upon its passage.

The vote was:

Yeas—Messrs. Baker, Chandler, Cole, Cottrell, Crill, Gaskins, Hankins, Hendricks, Jones, Landrum, Lee, Mallory, Martin, Mountien, McKinne, Orman, Sammis, Sheppard, Speer, Stripling, Whidden and Williams—22.

Nays—None.

So the bill passed, title as stated.

Ordered that the same be certified to the Assembly.

Mr. McKinne in the chair.

Assembly Bill No. 109:

To be entitled an act for the protection of keepers of livery, sale and feed stables;

Was read the third time and put upon its passage.

The vote was:

Yeas—Messrs. Crill, Hendricks, Lee, Lesley, Mallory, Martin, Mountien, McKinne, Sheppard and Williams—10.

Nays—Messrs. Bryson, Chandler, Cole, Cottrell, Gaskins, Hankins, Jones, Landrum, Mann, Orman, Roberts, Sammis, Speer, Stripling and Whidden—15.

So the bill was lost.

A message from the Governor.

Mr. Chandler moved to reconsider the vote just taken.

The Senate went into executive session.

The doors were opened.

Mr. Martin moved that the Exposition bill be reconsidered under the rules, which motion went over until to-morrow.

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

Upon which the yeas and nays were called for.

The vote was:

Yeas—Messrs. Baker, Bryson, Chandler, Cole, Cottrell, Delano, Hankins, Mann, Martin, Mountien, Roberts, Sammis and Stripling—14.

Nays—Messrs. Gaskins, Hendricks, Jones, Landrum, Lee, Lesley, Mallory, McKinne, Orman, Pendleton, Sheppard, Speer and Williams—13.

Which was agreed to.

CONFIRMATIONS.

Jno. L. Crawford, to be Secretary of State.
 E. S. Crill, to be State Treasurer.
 C. L. Mitchell, to be Commissioner of Lands and Immigration.
 Angus Nicholson, to be Clerk of Circuit Court for Gadsden County.
 W. F. Forward, to be Clerk of Circuit Court for Putnam County.
 Ignatius Lopez, John S. Masters, Francis M. Sanchez, J. B. Ponce, Antonio L. Ximanes, to be Commissioners of Pilotage for the Port of St. Augustine.

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FRIDAY, January 30, 1885.

The Senate met pursuant to adjournment.
 The President in the chair.
 The roll being called the following Senators answered to their names:
 Messrs. Baker, Burnam, Chandler, Cottrell, Crill,, Delano, Gaskins, Hankins, Hendricks, Jones, Landrum, Lee, Lesley, Mallory, Mann, Martin, Mountien, McKinne, Orman, Pendleton, Proctor, Roberts, Sammis, Sheppard, Speer, Whidden and Williams—27.
 A quorum present.
 Prayer by the Chaplain.

READING OF THE JOURNAL.

On motion of Mr. Martin the further reading of the Journal was dispensed with.
 Mr. McKinne moved that that portion of the journal relating to a conference committee on Senate Bill No. 20, be expunged from journal and the committee be allowed to make another report to day;
 Which was agreed to.
 Mr. Mallory moved that the journal be corrected to show that Senate Bill No. 113, be Joint Resolution No. 113;
 Which was agreed to.
 Mr. Neel was excused for a few days.

INTRODUCTION OF BILLS.

By Mr. Sammis:
 Senate Bill No. 119:
 To be entitled an act to protect mechanics, laborers and material-men and provide for the summary collection of wages due them;
 Which was read the first time by its title and referred to Judiciary Committee.
 By Mr. Jones:
 Senate Bill No. 120:
 To be entitled an act to provide for a Board of Visitors for the State Insane Asylum;
 Which was read the first time by its title and referred to the Committee on State Affairs.
 Also,
 Joint resolution asking Congress to establish a mail route from Lake DeFuniak to Lake View;
 Which was read the first time by its title and referred to the Committee on Commerce and Navigation.

MESSAGE FROM THE ASSEMBLY.

The following message was read:

ASSEMBLY HALL, Tallahassee, Fla., January 30, 1885.

HON. M. H. MABRY,

President of the Senate:

SIR: I am directed by the Assembly to inform the Senate that the Assembly has adopted the following concurrent resolution:

Be it resolved by the Assembly, the Senate concurring, That this Legislature do adjourn *sine die* on Thursday, February 12th, 1885,

And respectfully request the concurrence of the Senate therein.

Very respectfully,

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

Mr. Gaskins moved that the rules be waived and the resolution be taken up;
 Which was agreed to.
 Mr. Gaskins moved that the resolution be adopted.
 Mr. Baker moved to postpone consideration of the resolution until the 11th February.
 Mr. Mountain moved to lay the motion on the table.
 The yeas and nays being called for, the vote was: