

to provide for the more efficient collection of the revenue, approved February, 17, 1874,

Was read the second time.

Mr. Chandler moved that Mr. Proctor be excused on account of sickness ;

Which was agreed to.

Mr. Whidden moved to adjourn ;

Which was agreed to.

#### CONFIRMATIONS.

J. W. Payne, to be Collector of Revenue of Columbia county.

John Cates, to be Collector of Revenue of Lafayette county.

J. R. Richard, to be County Judge of Bradford county.

J. P. Grantham, to be Assessor of Taxes of Jefferson county.

W. C. Bird, to be Clerk of the Circuit Court of Jefferson county.

Henry F. York, to be Clerk of the Circuit Court of Bradford county.

Warren A. Givens, to be Clerk of the Circuit Court of Hillsborough county.

C. M. Knott, to be Clerk of the Circuit Court of Sumter county.

Walter Tate, to be County Judge of Escambia county.

Hinton J. Baker, to be County Judge of Nassau county.

Joseph Price, to be Collector of Revenue of Putnam county.

W. J. Martin, to be Collector of Revenue of Hillsborough county.

John R. Sessions, to be Sheriff of Suwannee county.

J. C. Gardner, to be County Judge of Alachua county.

D. B. Bird, to be Sheriff of Jefferson county.

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WEDNESDAY, February 4, 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, Bryson, Burnam, Chandler, Cottrell, Delano, Gaskins, Hendricks, Jones, Landrum, Lee, Lesley,

Mann, Martin, Mountien, McKinne, Orman, Pendleton, Roberts, Sammis, Sheppard, Speer, Stripling and Whidden 24.

A quorum present.

Prayer by the Chaplain.

#### READING OF THE JOURNAL.

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

On motion Mr. Delano was added to the committee to examine into the contracts of the Internal Improvement Board.

Messrs. Mallory and Speer were appointed on the Joint Committee to confer with the Assembly Committee on the fixing of taxation on railroads.

The following bills were introduced :

By Mr. Delano :

Senate Bill No. 138 :

To be entitled an act to amend sections three, five, six and eight of an act entitled an act to incorporate the Orange Ridge, DeLand and Atlantic Railroad Company ;

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

By Mr. Bryson :

Senate Bill No. 139 :

To be entitled an act to incorporate the Live Oak and White Springs Railroad Company ;

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

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

*Resolved*, that a special committee of three be appointed to investigate the contract by which the convicts were leased for the present year, and that said committee be authorized to send for persons and papers ;

Which was adopted.

Messrs. McKinne, Orman and Stripling were appointed such committee.

Message from the Governor.

Mr. Baker offered the following memorial—

WHEREAS, The Legislature of the State of Florida, in contemplation of the effect of the proposed Spanish-American Reciprocity Treaty now before Congress upon the people of the United States, believe that by its ratification many of the important industries of this, as well of the other states of the Union, will be seriously impaired ; and

WHEREAS, They believe that it is the policy of this country

to protect, so far as may be practicable, our own industries and our own capital; and

WHEREAS, They believe that the ratification of said Treaty would result in the ultimate destruction of our best manufacturing and industrial interests by reducing the products of our own soil and the manufacturing of our own goods; and

WHEREAS, They believe that the free admission of the productions of the poorly paid labor of foreign countries would tend to materially reduce the value of American labor without a corresponding benefit to this country; therefore

*The People of the State of Florida, represented in Senate and Assembly, do Resolve, as follows,* That our Senators and Representatives in Congress are requested to use every means in their power to defeat the ratification of the proposed Spanish-American Reciprocity Treaty, and to resist any reduction of our present tariff duties, whether by treaty or otherwise, and that the Secretary of State be instructed to forward a copy of this memorial to each of our Senators and Representatives in Congress.

Read and went over until to morrow.

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

WHEREAS, Senate Bill No. 45, providing for Railroad Commissioners to be appointed to regulate freight and passenger tariffs, was postponed until Friday at 11 o'clock on account of the proposed absence of the Senator from 29th, the Senator being now present, and not having been absent on yesterday; therefore, be it

*Resolved,* That said bill be taken up and considered in its regular order.

Mr. Bryson moved that the resolution be laid on the table.

By leave, Mr. Bryson withdrew the motion.

Upon the adoption of the resolution, the yeas and nays were called for.

The vote was:

Yeas—Messrs. Cottrell, Hankins, Jones, Landrum, Lee, Lesley, Mallory, McKinne, Roberts, Sheppard, Speer and Williams—12.

Nays—Messrs. Baker, Bryson, Burnam, Chandler, Delano, Hendricks, Mann, Martin, Mountien, Orman, Pendleton, Sammis, Stripling and Whidden—14.

Which was not agreed to.

The following message was received from the Assembly:

ASSEMBLY HALL, Tallahassee, Fla., Feb. 3, 1885.

HON. MILTON H. MABRY,

*President of the Senate:*

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

*Resolved by the Assembly, the Senate concurring,* That two from each of the standing committees on Enrolled Bills be appointed to act as a joint committee.

And respectfully request the concurrence of the Senate therein.

Very respectfully,

W. H. REYNOLDS,

Chief Clerk of the Assembly.

Mr. McKinne moved the resolution be adopted;

Which was agreed to.

Messrs. Hendricks and Lee were appointed on such committee.

Mr. Crill, Chairman of the Committee on Education, made the following report:

SENATE CHAMBER, Tallahassee, Fla., Feb. 4, 1885.

HON. M. H. MABRY,

*President of the Senate:*

SIR: Your Committee on Education to whom was referred—Assembly Memorial No. 12,

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

Very respectfully,

E. S. CRILL,

Chairman of Committee.

Which was read.

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

SENATE CHAMBER, Tallahassee, Fla., Feb. 4, 1885.

HON. M. H. MABRY,

*President of the Senate:*

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

Senate Resolution No. 22, entitled a resolution to require the Attorney General to collect from the different Railroad Companies in this State certain monies advanced by the State of Florida in payment of indebtedness on lands granted said companies,

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

Very respectfully,

S. R. MALLORY,  
Chairman of Committee.

Which was read.

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

SENATE CHAMBER, Tallahassee, Fla., Feb. 4, 1885.

HON. M. H. MABRY,

*President of the Senate:*

Sir: Your Committee on Enrolled Bills, to whom was referred—

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; also,

Senate Bill No. 60, to be entitled an act to create a body corporate and politic under the name and style of the Trustees of the Preachers' Relief Fund of the Florida Conference of the Methodist Episcopal Church, South,

Beg leave to report they find them correctly enrolled.

Very respectfully,

S. M. HENDRICKS,  
Chairman Committee on Enrolled Bills.

Which was read

Also the following:

SENATE CHAMBER, Tallahassee, Fla., February 4, 1885.

HON. M. H. MABRY,

*President of the Senate:*

Sir: Your Committee on Enrolled Bills, to whom was referred—

Senate Bill No. 26, to be entitled an act to prescribe the duties of the Treasurer of this State; also,

Senate Resolution, asking the Postmaster-General to establish a certain mail route from Fort Meade, Polk county, to Boney, on the Kissimmee river,

Beg leave to report that they find them correctly enrolled.

Very respectfully,

S. M. HENDRICKS,  
Chairman Committee on Enrolled Bills.

Which was read.

The foregoing enrolled bills were duly signed by the President and Secretary of the Senate.

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

SENATE CHAMBER, Tallahassee, Fla., February 4, 1885.

HON. M. H. MABRY,

*President of the Senate:*

Sir—Your Committee on Engrossed Bills to whom was referred—

Senate Bill No. 40, to be entitled an act to prevent cruelty to animals;

Senate Bill No. 65, to be entitled an act to create a Superintendent of the Penitentiary and to prescribe his duties;

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

Senate Bill No. 102, to be entitled an act to provide for the public printing for the State of Florida, and to repeal an act entitled an act to provide for the election of a State Printer, approved August 6, 1868;

Senate Bill No. 122, to be entitled an act to determine the priority of deeds and other instruments of record of this State;

Senate Bill No. 115, to be entitled an act to amend section four (4) of an act entitled an act granting aid for the construction of the Thomasville, Tallahassee and Gulf Railroad;

Senate Bill No. 120, to be entitled an act to provide for a Board of Visitors for the State Insane Asylum;

Senate Bill No. 69, to be entitled an act to protect owners of fisheries on the Gulf Coast of Florida;

Senate Bill No. 81, to be entitled an act to confer police power upon conductors of passenger trains in this State, to provide a punishment for neglect of official duty,

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

Very respectfully,

WM. BRYSON,  
Chairman of Committee.

Which was read.

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

SENATE CHAMBER, Tallahassee, Fla., Feb. 4, 1885.

HON. M. H. MABRY,

*President of the Senate:*

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

Assembly Bill No. 73, to be entitled an act for the relief of Moses J. Brown, Collector of Revenue of Duval county,  
Beg leave to report that they have considered the same and recommend that it do pass.

Very Respectfully,  
S. R. MALLORY, Chairman.

Which was read.

Mr. Mallory moved to waive the rules and take up bills on third reading.

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

Yeas—Messrs. Burnam, Cole, Cottrell, Crill, Gaskins, Hankins, Hendricks, Jones, Landrum, Lesley, Mallory, Mann, Orman and Pendleton—14.

Nays—Messrs. Baker, Chandler, Lee, Martin, Mountien, McKinne, Sammis, Sheppard, Speer and Stripling—9.

So the motion was not agreed to, two-thirds not voting in the affirmative.

#### BILLS ON SECOND READING.

Senate Bill No. 103 :

To be entitled an act to require the Comptroller to audit and allow certain accounts, and for other purposes,

Was read the second time and ordered to be engrossed.

Senate Bill No. 2 :

To be entitled an act to regulate the admission of foreign surety companies to do business in this State,

Was read.

The substitute recommended by the committee to regulate the admission of foreign and domestic surety companies to do business in this State, was adopted on motion of Mr. Mallory.

The bill was ordered engrossed.

Mr. Williams was excused for two days.

Mr. Bryson moved to print 150 copies of the substitute recommended by committee in lieu of original bill ;

Which was agreed to.

Mr. Bryson moved to waive the rules and reconsider the vote to engross Senate Bill No. 2 ;

Which was agreed to.

On motion of Mr. Bryson, the vote was reconsidered.

The bill was ordered again to be engrossed.

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.

The amendments recommended by the committee were adopted.

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

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

SENATE CHAMBER, Tallahassee, Fla., Feb. 4, 1885.

HON. M. H. MABRY,

*President of the Senate :*

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

Senate Bill No. 139, to be entitled an act to incorporate the Live Oak and White Springs Railroad,

Beg leave to report that they have considered the same, 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.

Also the following :

SENATE CHAMBER, Tallahassee, February 4, 1885.

HON. MILTON H. MABRY,

*President of the Senate :*

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

Senate Bill No. 99, to be entitled an act amend an act entitled an act to grant certain lands to the Silver Springs, Ocala and Gulf Railway Company,

Beg leave to report that they have had the same under consideration and recommend that it do pass, with the accompanying proviso after "1888," in Section 1, line 12, to wit: "*Provided, however,* in case said railroad is not completed by the 12th day of March, 1886, that said company shall not obtain any lands below latitude 28 for the construction of said railroad."

Very respectfully,

J. L. GASKINS,  
Chairman of Committee.

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

Also the following :

SENATE CHAMBER, Tallahassee, Fla., February 4, 1885.

HON. MILTON H. MABRY,

*President of the Senate:*

SIR: Your Committee on Railroads and Telegraphs to whom was recommitted—

Assembly Bill No. 96, to be entitled an act to amend sections 4, 5 and 6 of an act entitled an act to confirm the organization of the Jacksonville, St. Augustine and Halifax River Railroad Company; and to grant certain ferry privileges and lands to said company, approved February 28, 1881,

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

Very respectfully,

J. L. GASKINS,  
Chairman Committee.

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

Mr. Stripling offered the following amendment to Senate Bill No. 94, and moved its adoption:

Strike out all of section 1 and insert the following:

"That hereafter in all criminal proceedings the husband or wife of the accused shall be allowed to testify on behalf of such accused, subject to the rules governing the introduction of other testimony;"

Which was adopted.

Senate Bill No. 82:

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

Mr. Mann offered a substitute;

Which was read.

Mr. Baker moved to postpone the further consideration of the bill until 11:30 o'clock, February 12th.

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

By leave Mr. Martin withdrew the motion.

By leave Mr. Baker withdrew his motion.

Upon motion to adopt the substitute offered by Mr. Mann, motion prevailed, and substitute was adopted.

Mr. Mallory moved to indefinitely postpone the bill.

Mr. McKinne moved the previous question?

Which was agreed to.

Upon the question, Shall the main question be now put?

Which was agreed to.

Upon the motion to indefinitely postpone the bill,

The yeas and nays were called for.

The vote was:

Yeas—Messrs. Baker, Chandler, Crill, Gaskins, Hendricks, Mallory, McKinne, Sammis, Sheppard, Speer and Whidden—11.

Nays—Messrs. Bryson, Burnam, Cottrell, Delano, Hankins, Jones, Landrum, Lee, Lesley, Mann, Martin, Mountien, Orman, Pendleton, Roberts and Stripling—16.

So the motion was not agreed to.

Mr. Baker moved to make the bill a special order for 11:30 o'clock, on February 11.

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

The yeas and nays being called for,

The vote was:

Yeas—Messrs. Bryson, Cottrell, Crill, Delano, Hankins, Jones, Landrum, Lee, Lesley, Mallory, Mann, Mountien, McKinne, Orman, Pendleton, Roberts, Sammis, Sheppard, Stripling and Whidden—20.

Nays—Messrs. Baker, Chandler, Hendricks and Speer—4.

Which was agreed to.

Mr. Chandler moved that the bill lay upon the table subject to call.

The yeas and nays being called for,

The vote was:

Yeas—Messrs. Baker, Chandler, Hendricks and Speer—4.

Nays—Messrs. Bryson, Burnam, Cottrell, Crill, Delano, Gaskins, Hankins, Jones, Landrum, Lee, Lesley, Mallory, Mann, Mountien, McKinne, Orman, Roberts, Sammis, Sheppard and Whidden—20.

Which was not agreed to.

The bill was ordered to be engrossed for a third reading.

Mr. Baker moved that the Senate go into executive session;

Which was agreed to.

The doors were opened.

Mr. Pendleton moved that the Senate adjourn;

Which was agreed to.

#### AFTERNOON SESSION—4 O'CLOCK P. M.

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, Cottrell, Crill, Delano, Gaskins, Hankins, Hendricks, Jones, Landrum, Lee, Lesley, Mallory, Mann, Martin, Mountien, Orman, Proctor, Roberts, Sammis, Sheppard and Speer—24.

A quorum present.  
Message from the Governor.

## BILLS ON SECOND READING.

Senate Bill No. 90:  
To be entitled an act to amend section 10, chapter 176, of Laws of Florida,  
Was laid on the table subject to call.

Senate Bill No. 109:  
To be entitled an act to authorize Frankie M. Simonton, of Marion county, to take charge of and manage his own estate,  
Was read the second time and ordered to be engrossed.

Senate Bill No. 111:  
To be entitled an act to amend Chapter 3307 of the Laws of Florida, approved March 7, 1881.  
By leave Mr. Baker withdrew the bill.  
A message from the Assembly.

Senate Bill No. 27:  
To be entitled an act to provide for the election of delegates to a Constitutional Convention, to determine the time and place of meeting, fixing qualifications of delegates, compensation, &c., and manner of adoption or rejection of said constitution.

Mr. Chandler moved to defer the further reading of the bill and to lay the bill on the table, and 150 copies of the substitute be printed;  
Which was not agreed to.  
The Secretary proceeded with the reading of the bill.  
The Secretary also read the substitute offered by committee.  
Mr. Speer moved to adopt the amendment recommended by the committee;  
Which was agreed to.  
Mr. Chandler moved that 150 copies of the substitute be printed, and the bill remain on second reading;  
The yeas and nays were called for.  
The vote was:  
Yeas—Messrs. Baker, Burnam, Chandler, Cottrell, Delano, Landaum, Mallory, Martin, Mountien, Proctor, Sammis and Sheppard—12.  
Nays—Messrs. Crill, Gaskins, Hankins, Hendricks, Jones, Lee, McKinne, Orman, Speer and Whidden—10.  
Which was not agreed to, two-thirds not voting in the affirmative.

Mr. Baker moved to make the bill a special order for tomorrow at 12 o'clock, M;  
Which was agreed to.

By leave the following bill was introduced:  
By Mr. McKinne:  
Senate Bill No. 140:

To be entitled an act to prescribe the duties of Railroad Companies in regard to conductors, engineers, employees and signals,

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

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

SENATE CHAMBER, Tallahassee, Fla., Feb. 4, 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. 26, an act to prescribe the duties of the treasurer of this State; also,

Senate resolution asking the Postmaster General to establish a certain mail route from Fort Meade, Polk county, to Boney, on the Kissimmee river; also,

Senate Bill No. 9, to be entitled an act to amend Section 51 of sub-Chapter 4, of an act entitled an act to provide for the punishment of crime, and proceedings in criminal cases, approved August 6, 1868.

Very respectfully,

S. M. HENDRICKS,  
Chairman of Committee.

Which was read.

Also the following:

SENATE CHAMBER, Tallahassee, Fla., February 4, 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:

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

An act to create a body corporate and politic under the name and style of the Trustees of the Preacher's Relief Fund of the

Florida Conference of the Methodist Episcopal Church, South.  
Very respectfully,

S. M. HENDRICKS,  
Chairman Committee.

Which was read.

The Secretary read the following communication from His Excellency the Governor:

EXECUTIVE OFFICE, Tallahassee, Fla., Feb. 4, 1885.

HON. MILTON H. MABRY,

*President of the Senate:*

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

An act to prescribe the duties of the Treasurer of this State.

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.

An act to amend an act entitled an act to provide for the relinquishment of the dower of insane married women; approved February 16, A. D. 1883.

An act to create a body corporate and politic under the name and style of "The Trustees of the Preachers' Relief Fund of the Florida Conference of the Methodist Episcopal Church, South.

An act to amend section 51 of sub-chapter 4 of an act entitled an act to provide for the punishment of crimes and proceedings in criminal cases, approved August 6, 1868.

A resolution asking the Postmaster-General to establish a certain mail route from Fort Meade, Polk county, to Boney, on the Kissimmee river,

And have deposited the same in the office of the Secretary of State.

Very respectfully,

E. A. PERRY.

Which were read.

By leave the following bill was introduced:

By Mr. Hendricks:

Senate Bill No. 141:

To be entitled an act to define the corporate boundaries of Green Cove Spring;

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

BILLS ON SECOND READING.

Assembly Bill No. 7:

To be entitled an act to create and establish a State Board of Health for the State of Florida,

Was read the second time.

Mr. Mountien moved that the preamble of the bill be stricken out;

Which was agreed to.

The bill was ordered engrossed.

Mr. Baker offered the following resolution and moved its adoption:

*Resolved*, That the Committee on the Judiciary be requested to report a bill to the Senate amending and curing defects in the law relating to contested elections, and that the committee be requested to report such a bill at as early a day as possible;

Which was adopted.

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

WHEREAS, various reports and estimates have been published regarding the amount of land belonging to the State of Florida; and,

Whereas, one of those estimates has been spread upon the journals of this Senate without protest, thus giving an impression that said estimates are correct and endorsed by this body; and,

Whereas, it is believed that said estimates are far from being correct, and do the State great injustice; therefore, be it

*Resolved*, That it be made the duty of the special Committee on Contracts made by the Internal Improvement board to make a correct estimate and report the same at as early a day as possible;

Which was agreed to.

SECOND READING OF BILLS.

Mr. McKinne in the chair.

Assembly Bill No. 55:

To be entitled an act for the incorporation of Presbyteries within the State of Florida,

Was read the second time.

Assembly Memorial No. 7:

Asking the establishment of a mail route from Madison, in Madison county, Fla., to Clyattsville, Ga.,

Was read the second time.

Assembly Memorial No. 8:

Asking Congress to establish a mail route from St. Augustine to Cocksetterville, in St. Johns county,

Was read the second time.

Assembly Bill No. 69:

To be entitled an act to provide for introduction in evidence

of conveyances and certified copies of conveyances acknowledged, approved and recorded.

The amendment to the bill was adopted.

The bill was read the second time.

Mr. Chandler moved to reconsider the vote on Senate Bill No. 57.

Assembly Memorial No. 3:

A memorial asking Congress to establish a mail route from Smith's Mill, in Wakulla county, to Coe's Mill, in Liberty county,

Was read the second time.

Assembly No. 71:

To be entitled an act to prevent the distribution or selling of the "National Police Gazette," or other papers of obscene or immoral tendency of like character, in this State,

Was read the second time.

Mr. Baker offered the following amendment:

After "Police Gazette" insert "Police News;"

Which was agreed to.

Mr. Mountien offered the following:

"Dime Novels;"

Which was not agreed to.

Mr. Lesley offered the following:

After "Police Gazette" add "Puck;"

Which was lost.

Mr. Mann offered the following and moved its adoption:

Insert after the words "Police Gazette" "and that a commission of three be appointed by the Governor as experts, who shall be employed to inspect all daily and weekly papers coming into the State as well as other reading matter, such as novels, &c., and they shall have the power to forbid the sale of such as in their judgment comes within the spirit of this act."

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

Yeas—Messrs. Delano, Lesley, Mann and Whidden—4.

Nays—Messrs. Baker, Chandler, Crill, Gaskins, Hankins, Hendricks, Jones, Mallory, Martin, McKinne, Orman, Pendleton, Sammis, Sheppard and Speer—15.

So the motion was lost.

The President in the chair.

Mr. Mountien offered the following amendment:

Insert "Fannie Hill and Mary Monk;"

Which was not agreed to.

Mr. Delano moved to adjourn;

Which was not agreed to.

Mr. Martin offered the following amendment:

Insert after the words "Police Gazette," "Saturday Night and Congressional Record."

The yeas and nays were called for.

The vote was:

Yeas—Mr. Lesley—1.

Nays—Messrs. Baker, Burnam, Chandler, Cottrell, Crill, Gaskins, Hankins, Hendricks, Jones, Lee, Martin, Mountien, McKinne, Orman, Pendleton, Proctor, Roberts, Sammis, Sheppard and Speer—20.

Which was not agreed to.

Mr. McKinne moved the previous question.

The yeas and nays were called for.

The vote was:

Yeas—Messrs. Crill, Gaskins, Hendricks, Lee, Pendleton, Speer and Whidden—7.

Nays—Messrs. Baker, Chandler, Cottrell, Hankins, Lesley, Mallory, Mann, Martin, Mountien, McKinne, Orman, Proctor, Roberts, Sammis and Sheppard—15.

Which was not agreed to.

Mr. Mann offered the following amendment:

After "Police News" insert "and no show bills or posters that may be immoral in their effect shall be displayed."

Mr. Delano moved to lay the bill, with amendments, on the table.

The yeas and nays being called for,

The vote was:

Yeas—Messrs. Burnam, Chandler, Cottrell, Delano, Gaskins, Hankins, Hendricks, Jones, Lee, Lesley, Orman, Pendleton, Proctor, Sammis, Speer and Whidden—16.

Nays—Messrs. Baker, Landrum, Mallory, Mann, Martin, Mountien, McKinne, Roberts and Sheppard—9.

So the motion was agreed to.

Mr. Delano, Chairman of the Committee on Corporations, made the following report:

SENATE CHAMBER, Tallahassee, Fla., February 4, 1885.

HON. M. H. MABRY,

*President of the Senate:*

Sir: Your Committee on Corporations, to whom was referred—

Senate Bill No. 141, to be entitled an act to define the corporate boundaries of the town of Green Cove Spring,

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

Very respectfully,

CHARLES DELANO,

Chairman Committee.

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

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

WHEREAS, There is due from the United States to the State of Florida, a large sum of money on account of expenses incurred in suppressing Indian disturbances; *and whereas*, there are in the Indian Fund of the Interior Department of the United States, bonds of the State upon which by reason of the existence of the former debt, largely exceeding in amount the aggregate of said bonds, no interest has been paid for many years; *and whereas*, the authorities of the General Government are on account of the said unpaid interest, notwithstanding moneys due to the State of Florida on various accounts, and are depreciating the credit of the State, by publications of defaults for such non-payment of interest, notwithstanding the balance on a proper statement of accounts between the United States and the State of Florida, would be found largely in favor of the State; therefore, be it

*Resolved*, That it is the judgment of the Senate of the State of Florida, that our Senators and Representatives in the Congress of the United States, be requested to use their utmost endeavors to have said account stated between said governments, and the balances due to the State paid;

Which was adopted.

Mr. Baker moved that the Senate adjourn;

Which was not agreed to.

Mr. Mann moved to adjourn until half past seven;

Which was not agreed to.

Mr. Chandler moved that the Senate adjourn.

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

Yeas—Messrs. Baker, Burnam, Chandler, Cottrell, Hankins, Hendricks, Martin, Mountien, Proctor and Roberts—10.

Nays—Messrs. Bryson, Crill, Delano, Gaskins, Jones, Landrum, Lee, Lesley, Mallory, McKinne, Orman, Pendleton, Sammis, Sheppard, Speer and Whidden—16.

So the motion was not agreed to.

Assembly Memorial No. 6:

Asking for an investigation of certain inlets on the Atlantic Coast with a view to their being opened for commercial purposes,

Was read a second time.

Assembly Bill No. 12:

To be entitled an act to amend Section 2, Chapter 140, of Laws of Florida, being an act entitled an act to provide for the speedy publication of all the laws and statutes of a public nature,

Was read a second time.

Mr. Mallory moved to indefinitely postpone the bill.

By leave Mr. Mallory withdrew the motion.

Mr. Baker renewed the motion to indefinitely postpone the bill.

The bill was again read, and was indefinitely postponed.

Mr. Baker moved to adjourn until 7:30 o'clock P. M.

The yeas and nays being called for,

The vote was:

Yeas—Messrs. Baker, Delano, Gaskins, Mallory, Mann and Pendleton—6.

Nays—Messrs. Bryson, Chandler, Cole, Cottrell, Crill, Hankins, Jones, Landrum, Lee, Lesley, Martin, Mountien, McKinne, Orman, Roberts, Sammis, Speer, Stripling and Whidden—19.

So the motion was lost.

Mr. Martin moved that the Senate adjourn;

Which was not agreed to.

Assembly Bill No. 57:

To be entitled an act to prevent the indiscriminate digging of holes in the woods.

Mr. Chandler moved that the Senate go into a Committee of the Whole on the bill;

Which was not agreed to.

Mr. Mann moved to lay the bill on the table.

By leave the motion was withdrawn.

Mr. Martin moved to indefinitely postpone the bill.

Mr. Delano moved to adjourn until 7:30 o'clock.

Mr. Chandler moved to adjourn.

The yeas and nays being called for,

The vote was:

Yeas—Messrs. Baker, Chandler, Cottrell, Mountien and Proctor—5.

Nays—Messrs. Bryson, Cole, Crill, Delano, Gaskins, Hankins, Jones, Landrum, Lee, Lesley, Mallory, Mann, McKinne, Orman, Pendleton, Roberts, Sammis, Speer, Stripling and Whidden—20.

Which was not agreed to.

By leave the following bill was introduced:

By Mr. Stripling:

Senate Bill No. 142:

To be entitled an act to extend the time within which the Florida Midland and Georgia Railroad Company may secure the rights and benefits conferred or intended to be conferred by Chapter 3337, acts of 1881;

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

Mr. Speer moved to adjourn until 7:30 o'clock.

Mr. Martin moved to adjourn.

The yeas and nays being called for,

The vote was :

Yeas—Messrs. Baker, Chandler, Cole, Cottrell, Martin, Mountien, Proctor, Sammis and Stripling—9.

Nays—Messrs. Bryson, Crill, Delano, Gaskins, Hankins, Jones, Landrum, Lee, Lesley, Mallory, McKinne, Orman, Pendleton, Roberts, Sheppard, Speer and Whidden—17.

Which was not agreed to.

Mr. Mallory called for the previous question.

Upon the question, Shall the main question be now put? the yeas and nays were called for.

The vote was :

Yeas—Messrs. Crill, Gaskins, Jones, Lee, Lesley, Mallory, McKinne, Orman, Pendleton, Sheppard, Speer and Whidden—12.

Nays—Messrs. Baker, Bryson, Burnam, Chandler, Cole, Cottrell, Landrum, Mann, Martin, Mountien, Proctor, Roberts, Sammis and Stripling—14.

Which was not agreed to.

Mr. Bryson moved that the Senate adjourn.

The yeas and nays were called for,

The vote was :

Yeas—Messrs. Baker, Bryson, Burnam, Chandler, Cole, Cottrell, Hankins, Martin, Mountien, Proctor, Roberts, Sammis and Stripling—13.

Nays—Messrs. Crill, Delano, Gaskins, Jones, Landrum, Lee, Lesley, Mallory, Mann, McKinne, Orman, Pendleton, Sheppard, Speer and Whidden—15.

Which was not agreed to.

Mr. McKinne moved to adjourn until 7:30 o'clock.

Mr. Bryson moved to adjourn until 9 o'clock.

Mr. Chandler called for the previous question.

Mr. Stripling raised the point of order that the previous question could not be invoked in the Senate.

The Chair ruled the point of order not well taken.

Mr. Stripling appealed from the decision of the Chair.

Upon the question, Shall the decision of the Chair be sustained?

The yeas and nays were called for.

The vote was :

Yeas—Messrs. Cottrell, Crill, Gaskins, Hankins, Jones, Lan-

drum, Lee, Lesley, Mallory, McKinne, Orman, Roberts, Sheppard, Speer and Whidden—15.

Nays—Messrs. Baker, Bryson, Burnam, Chandler, Cole, Delano, Mann, Martin, Pendleton, Proctor, Sammis, and Stripling—12.

The decision of the chair was sustained.

Upon the question, shall the main question be now put?

The yeas and nays were called for.

The vote was :

Yeas—Messrs. Baker, Bryson, Burnam, Chandler, Cole, Cottrell, Crill, Jones, Mallory, Mann, Martin, McKinne, Orman, Pendleton, Roberts, Sheppard and Speer—17.

Nays—Messrs. Delano, Landrum, Lee, Lesley, Proctor, Sammis, Stripling and Whidden—8.

Which was agreed to.

Upon Mr. Bryson's amendment to adjourn until 9 o'clock, P. M.

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

Yeas—Messrs. Baker, Bryson, Chandler, Cole, Cottrell, Crill, Delano, Gaskins, Hankins, Jones, Lee, Mallory, McKinne, Orman, Pendleton, Roberts, Sheppard, Speer and Whidden—19.

Nays—Messrs. Burnam, Lesley, Mann, Martin, Proctor, Sammis Stripling—7.

Which was agreed to.

Whereupon the Senate adjourned.

#### NIGHT SESSION—9 O'CLOCK P. M.

The Senate met pursuant to adjournment.

The President in the chair.

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

Messrs. Baker, Chandler, Crill, Hendricks, Lee, Lesley, Mallory, Martin, McKinne, Orman, Roberts, Sheppard, Speer and Whidden—14.

A quorum not present.

Mr. Baker moved for a call of the house ;

Which was agreed to.

The roll was called, and the following Senators were absent :

Messrs. Bryson, Burnam, Cole, Delano, Gaskins, Hankins, Jones, Landrum, Mann, Mountien, Neel, Proctor, Sammis, Stripling and Williams—16.

Mr. Baker moved that the Sergeant-at-Arms be instructed to bring the absentees to the bar of the Senate;

Which was agreed to.

On motion of Mr. McKinne the Secretary called the roll and the following Senators answered to their names:

Messrs. Baker, Chandler, Crill, Delano, Hendricks, Lee, Lesley, Mallory, Martin, McKinne, Orman, Pendleton, Roberts, Sammis, Sheppard, Speer and Whidden—17.

A quorum present.

Mr. Baker moved that the absentees be required to render their excuses;

Which was agreed to.

On motion the excuses rendered were accepted.

Mr. Crill moved to vacate the order for the call of the House;

Which was agreed to.

The consideration of Assembly Bill No. 57 was resumed.

Mr. Martin offered the following amendment to

Assembly Bill No. 57:

That all of section 1 after the word "dollars" and before the word "Provided" be stricken out and the word before "dollars" be changed to "five;"

Which was agreed to.

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

Strike out the proviso in section 1;

Which was agreed to.

Upon Mr. Martin's motion to indefinitely postpone the bill, The yeas and nays were called for.

The vote was:

Yeas—Messrs. Baker, Chandler, Crill, Roberts and Whidden—5.

Nays—Messrs. Delano, Hendricks, Lee, Lesley, Mallory, Martin, Mountien, McKinne, Orman, Pendleton, Proctor, Sammis, Sheppard and Speer—14.

So the motion was not agreed to.

Assembly Bill No. 41:

To be entitled an act to make the stealing of certain domestic animals therein mentioned a felony, and to provide for a punishment for the same.

Mr. Delano moved to indefinitely postpone the bill.

By leave the motion was withdrawn.

Mr. Crill offered the following amendment to Assembly Bill No. 41:

That the passage of this act shall not affect any indictment now pending.

The amendment was ordered to be engrossed.

Mr. Whidden, Chairman of the Committee on State Affairs, made the following report:

SENATE CHAMBER, Tallahassee, Fla., Feb. 4, 1885.

HON. M. H. MABRY,

*President of the Senate:*

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

Senate Bill No. 136:

To be entitled an act to provide for the appointment of Commissioners to examine into the alleged draining of lands by the Coast Canal and Okeechobee Land Company and to make an appropriation for such examination,

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

Strike out "the" in line two of section two and add the letter "a;" also,

Strike out in line three, section two, the word "of" and insert before the word "dollars, not to exceed two hundred and fifty;" also,

In section three, line one, after the word "of" add "one thousand."

Very respectfully,

J. W. WHIDDEN.

Chairman Committee on State Affairs,

Which was read.

Also the following:

SENATE CHAMBER, Tallahassee, Fla., February 4, 1885.

HON. MILTON H. MABRY,

*President of the Senate:*

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

Senate Bill No. 130, to be entitled an act to provide for the management of the State Asylum for the indigent lunatics,

Beg leave to report that they have examined the same and recommend the passage of the same.

Very respectfully,

J. W. WHIDDEN,

Chairman Committee.

Which was read.

Also the following:

SENATE CHAMBER, Tallahassee, Fla., February 4, 1885.  
HON. M. H. MABRY,

*President of the Senate:*

Sir: Your Committee on State Affairs, to whom was referred—

Senate Bill No. 133, to be entitled an act requiring all indigent lunatics now in the hands of committees, and all persons that may hereafter be declared indigent lunatics, to be placed in the Insane Asylum at Chattahoochee,

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

Very respectfully,

J. W. WHIDDEN,  
Chairman Committee on State Affairs.

Which was read.

Assembly Bill No. 117:

To be entitled an act to legalize the incorporation of the town of Micanopy, in Alachua county, State of Florida, and to declare the incorporation of the town of Micanopy valid and of full force and effect.

The amendments of the committee were adopted, and the bill read the second time.

Assembly Bill No. 114:

To be entitled an act making appropriations for and extending the provisions of Chapter 3447, an act approved March 5, 1883,

Was read the second time.

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

That wherever "\$1,000" occurs it be changed to \$2,000;"

Which was not adopted.

Assembly Bill No. 104:

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

Was passed over.

Assembly Bill No. 50:

To be entitled an act to make Maria de los Santos, the legitimate child and heir of Nicholas Prieto,

Was read the second time.

The amendments of the committee were adopted and ordered to be engrossed.

Assembly Memorial No. 15:

Asking Congress for an appropriation for the survey of the Caloosahatchee River,

Was read a second time.

Mr. Mallory moved to waive the rules and take up bills on third reading;

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

Yeas—Messrs. Crill, Delano, Hendricks, Lee, Lesley, Mallory, McKinne, Orman, Roberts, Sheppard and Speer—11.

Nays—Messrs. Baker, Chandler, Cole, Martin, Mountien, Proctor, Sammis and Whidden—8.

Which was not agreed to, two-thirds not voting in the affirmative.

Assembly Bill No. 64:

To be entitled an act to secure the attendance and pay of witnesses for the defense in criminal cases,  
Was read the second time.

Assembly Bill No. 49:

To be entitled an act to make Rufina, Dolores and Francisco legitimate children and heirs of Francisco Marrero and his wife Henrietta,

Was read the second time.

Amendments of committee were adopted and amendments ordered to be engrossed.

Senate Bill No. 86:

To be entitled an act to amend an act entitled an act relating to the indebtedness of the State, approved February 21, 1873,

Was read the second time and ordered to be engrossed.

Mr. Proctor was excused on account of sickness.

Assembly Bill No. 29 was passed over informally.

Assembly Bill No. 139:

To be entitled an act to authorize Clerks of the Circuit Courts to appoint deputies in their own precincts,

Was read the second time.

Assembly Bill No. 77:

To be entitled an act to alter and amend section 19, chapter 97, Election Laws, McClellan's Digest, page 490,

Was read the second time.

Mr. McKinne moved to indefinitely postpone the bill;

Which was agreed to.

Assembly bill No. 143:

To be entitled an act to fix the boundary line of the town of Bartow, and to legalize the town government of the same.

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

That Section 2 be stricken out.

Mr. Martin, by leave, withdrew the amendment.

The bill was read the second time.

By leave, Mr. Pendleton introduced the following bill:

Senate Bill No. 143:

To be entitled an act to prevent excessive rates of tariff over any telegraph or cable company within the State of Florida;

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

On motion of Mr. Speer the Senate adjourned.

CONFIRMATIONS.

Andrew Scott, to be Sheriff of Jackson county.  
George Zehnaw, to be Sheriff of Putnam county.

THURSDAY, February 5, 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, Bryson, Burnam, Crill, Delano, Gaskins, Hendricks, Jones, Landrum, Lee, Lesley, Mann, Martin, Mountien, McKinne, Orman, Pendleton, Roberts, Sammis, Sheppard, Speer, Stripling and Whidden—23.

A quorum present.

Prayer by the Chaplain.

READING OF JOURNAL.

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

Mr. Mallory offered the following resolutions:

*Resolved*, That the President of the Senate appoint a committee of three Senators to revise the rules of the Senate and to recommend by report as speedily as practicable such amendments and additions thereto as in the judgment of such committee are necessary to expedite the business and preserve the order of the Senate.

Mr. McKinne moved its adoption.

The resolution was adopted.

Messrs. Mallory, McKinne and Chandler were appointed such committee.

The following message from the Assembly was received:

ASSEMBLY HALL, Tallahassee, Fla., Feb. 4, 1885

HON. M. H. MABRY,

*President of the Senate:*

SIR: I am directed by the Assembly to inform the Senate that the Assembly has—

Concurred in the following Resolution:

WHEREAS, It appears from investigation that there are \$236 in Greenback scrip now in the Treasurer's hands; and whereas, this scrip is of no use and has to be carried on the Treasurer's account as so much cash; therefore, be it

*Resolved by the Senate, the Assembly concurring*, That the Special Committee's appointed to investigate the Comptroller and Treasurer's books be empowered to burn said scrip and receipt the Treasurer for the same.

Very respectfully,

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

The resolution was ordered to be engrossed.

Also the following:

ASSEMBLY HALL, Tallahassee, Fla., Feb. 4, 1885.

HON. MILTON H. MABRY,

*President of the Senate:*

SIR: I am directed by the Assembly to inform the Senate that the Assembly has passed the following bill:

Assembly Bill No. 173, to be entitled an act to continue and extend the charter of the Green Cove Spring and Melrose Railroad Company, and to preserve and extend its land grant.

Very respectfully,

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

Which was read.

Also the following:

ASSEMBLY HALL, Tallahassee, Fla., February 4, 1885.

HON. M. H. MABRY,

*President of the Senate:*

SIR: I am directed by the Assembly to inform the Senate that the Assembly has receded from its amendment to Senate Bill No. 20, striking out "one thousand dollars" wherever it occurs in the bill, and have adopted in lieu thereof the following amendment, to wit: