

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

Also,

Senate Bill No. 101:

A bill to be entitled an act to define the legal time in the State of Florida;

Also,

Senate Bill No. 90:

A bill to be entitled an act to set apart certain lands in this State for a public park and to provide for the protection and preservation of the same;

Also,

House Memorial to Congress asking for a mail route from Madisonville, in Madison county, to Horse Shoe Bay, in Lafayette county;

Also,

House Memorial to Congress for an increase of mail service between Punta Gordo, DeSoto county, and Fort Myers, Lee county, Florida,

And recommend that they do pass.

Very respectfully,

J. A. ROSBOROUGH,

Chairman of Committee.

Mr. Schumacher moved that the rules be waived and that—
Senate Bill No. 86:

To be entitled an act to incorporate the Southern Savings and Trust Company,

Be taken up out of its regular order for consideration;

Which was agreed to by a two-thirds vote,

And Senate Bill No. 86 was read the second time, and ordered to be engrossed for its third reading.

Mr. Hind moved to waive the rules and to reconsider the vote by which Senate Bill No. 47 was defeated, and that it be placed back on its second reading;

Which was agreed to by a two-thirds vote,

And Senate Bill No. 47 was reconsidered and placed back upon its second reading.

Mr. Hind offered the following amendment:

Strike out on line 4, Section one, the words "It shall be the duty of."

Strike out in line 5, section one, the word "to," and insert "may in his discretion;"

Which was agreed to and the amendment adopted.

Mr. Hind moved that Senate Bill No. 47 be engrossed for its third reading;

Which was agreed to and it was so ordered.

Mr. Tompkins moved that the Senate concur in the appointment of the additional members to the Committee to Visit the Insane Asylum;

Which was agreed to and the Senate concurred in the additions made by the House.

Mr. Bailey, of 22d District, introduced the following resolution:

WHEREAS, Some of the press of this State has unjustly and unfairly criticized Senator Parkhill's acts as a representative of the people in the State Senate; therefore, be it

Resolved, That the Senate of the State of Florida endorses Senator Parkhill as conscientious, fair and faithful in the discharge of his duties, and deprecates these publications, and all attempts of the press to control or influence his acts;

Which was unanimously adopted.

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

Which was agreed to.

The Senate stood so adjourned.

—o—

THURSDAY, APRIL 25, 1889.

The Senate met pursuant to adjournment.

President *pro tem*. Kirk in the chair.

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

Messrs. Bailey of 22d District, Bailey of 16th District, Bielby, Brett, Bryant, Coulter, Dismukes, Hammond, Hardee, Hendry, Hind, Houston, Jenkins, Kirk, King, Parkhill, Pirrong, Randell, Rogers, Rosborough, Schumacher, Smith, Stapleton, Swearingen, Tompkins, Tuten, Wilkinson and Yancey—28.

A quorum present.

Prayer by the Chaplain.

The Journal was corrected and approved.

INTRODUCTION OF BILLS.

By Mr. Parkhill:

Senate Bill No. 116:

To be entitled an act relating to sales under judicial decrees; Which was read the first time by its title and referred to the Judiciary Committee.

The courtesies of the Senate were extended to Hon. J. E. T. Bowden, of Jacksonville.

Assistant Sergeant-at-Arms was excused until Monday next.

Mr. Houstoun rose to a question of privilege endorsing the resolution relating to press criticisms against Senator Parkhill, and regretting any misunderstanding as to the position of Colonel Chipley relative to the introduction of bill from Pensacola, and in justice to Colonel Chipley read the following letter defining his position:

LEON HOTEL, April 23, 1889.

F. W. Hawthorne, Esq., care Times-Union, Jacksonville, Fla.:

DEAR SIR: I am in receipt of your note of this date asking how the bill to extend the powers of the provisional municipality of Pensacola reached Senator Parkhill. On the 11th instant a full municipal board passed resolutions unanimously to instruct the city attorney to draft a bill to authorize the board to elect certain officers and to issue bonds under stated restrictions. I presided and suggested that, if action was not taken at that meeting, it might be too late for action by the Legislature. This idea was commented on and was thoroughly understood. Nothing was said about submitting the measures to a future meeting. I told several commissioners that I would send the bill to Tallahassee immediately. I left for Virginia next day and have not been at Pensacola since. Before leaving I arranged with the city attorney to draft the bill and dictated letter in which my secretary could enclose the bill to Senator Parkhill when ready. When the bill was, I presume, handed to my secretary by Hon. W. A. Blount he forwarded the same to Mr. Parkhill a week after I left home, and I saw it first in Parkhill's hand on my arrival here. It was sent just as I directed, I presume, as I was fully empowered to do at the meeting of the 11th.

Respectfully,

W. D. CHIPLEY.

Mr. Parkhill thanked the Senators from the 8th and 22d Districts, and the Senate, for the kindness shown him by resolution in vindication of his course.

Mr. Randell asked that the Committee on Privileges and Elections be empowered to employ clerical aid; Which was granted.

REPORTS OF COMMITTEES.

Mr. Wilkinson, Chairman of the Committee on Engrossed Bills, submitted the following report:

SENATE CHAMBER,
TALLAHASSEE, Fla., April 25, 1889. }

HON. J. B. WALL,

President of the Senate:

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

Senate Bill No. 51:

An act entitled an act to amend section 6, chapter 3769, Laws of Florida, and to add a new section to said act,

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

Very respectfully,

JOHN WILKINSON,

Chairman Committee

Mr. Brett, Chairman of the Committee on Immigration, submitted the following report:

SENATE CHAMBER,
TALLAHASSEE, Fla., April 24, 1889. }

HON. J. B. WALL,

President of the Senate:

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

Senate Bill No. 49:

A bill to be entitled an act to establish a Bureau of Immigration for the State of Florida,

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

Very respectfully,

JOHN BRETT,

Chairman Committee.

Mr. Dismukes, Chairman of the Committee on Finance and Taxation, submitted the following report:

SENATE CHAMBER,
TALLAHASSEE, Fla., April 25, 1889. }

HON. J. B. WALL,

President of the Senate :

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

House Bill No. 50 :

A bill entitled an act to empower the Governor, Treasurer and Comptroller to borrow money for State purposes,

Beg leave to report that they have examined said Bill and do recommend its passage.

Very respectfully,

E. P. DISMUKES,

Chairman Committee.

Mr. Tuten, Chairman of the Committee on Claims, submitted the following report :

SENATE CHAMBER,
TALLAHASSEE, Fla., April 25, 1889. }

HON. J. B. WALL,

President of the Senate :

SIR: Your Committee on Claims, to whom was recommended—

Senate Bill No. 59,

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

Very respectfully,

J. D. TUTEN,

Chairman of Committee.

On motion of Mr. Rogers, Mr. Crosby was further excused from attendance.

Mr. Dismukes moved that the rules be waived and that—

House Bill No. 50 :

To be entitled an act to empower the Governor and Comptroller to borrow money for State purposes,

Be read the second time ;

Which was agreed to by a two-thirds vote.

The rules were waived and House Bill No. 50 was read the second time.

Mr. Dismukes moved that the rules be further waived and that House Bill No. 50 be read the third time and put upon its passage ;

Which was agreed to by a two-thirds vote, and the rules were waived and House Bill No. 50 was read the third time and put upon its passage.

Upon the passage of House Bill No. 50 the vote was :

Yeas—Messrs. Bailey 22d District, Bailey 16th District, Bielby, Brett, Bryant, Dismukes, Drake, Hammond, Hardee, Hendry, Houston, Jenkins, Kirk, Parkhill, Pirrong, Randell, Rogers, Rosborough, Schumacher, Smith, Stapleton, Swearingen, Tompkins, Tuten, Wilkinson and Yancey—26.

Nays—Messrs. Coulter, Hind and King—3.

So House Bill No. 50 passed, title as stated.

CONSIDERATION OF BILLS ON THEIR SECOND READING.

Senate Bill No. 50 :

A bill to be entitled an act to enlarge and extend the powers, rights and franchises of the Florida, Ocean and Gulf Canal Company, and to enact that the canal and properties of said company shall be exempt from taxation,

Was read the second time.

Mr. Bielby raised the point of order that the committee amendments had not been disposed of.

The Chair ruled the point well taken.

Mr. Bielby moved that the committee amendments be adopted ;

Which was agreed to, and the committee amendments were adopted.

Mr. Bielby moved that the committee amendments be made to apply to section 2 ;

Which was agreed to, and the amendments as adopted were so applied.

Mr. Parkhill announced that Mr. Duval extended an invitation to the Senate to visit the tobacco fields at Quincy, Fla., on May 4th ;

Which was, on motion of Mr. Rogers, accepted.

Mr. Dismukes offered the following amendment to the committee amendment to Senate Bill No. 50 :

Amend the amendment by inserting in first line between the words "exemption" and "apply," the words "shall not ;" also strike out the word "only," after the word "apply," in

first line; strike out the word "within," in second line, after the word "lie," and insert the word "beyond."

Mr. Hind moved that it be adopted;

Which was agreed to, and the amendment to the committee amendment was adopted.

The committee amendment as amended was adopted.

Senate Bill No. 50 was ordered to be engrossed for third reading.

Senate Bill No. 54:

To be entitled an act to amend the laws relating to attachments in the courts of this State,

Was passed over informally.

Mr. Hammond moved to advance the order of the day and that—

Senate Bill No. 40:

To be entitled an act to create a Bureau of Colored Work of Education,

Be taken up for consideration;

Which was agreed to.

Mr. Stapleton moved that Senate Bill No. 40 be indefinitely postponed;

Which was withdrawn, and Senate Bill No. 40 was read the second time.

Mr. Bielby offered the following amendment:

Amend section 9 of bill 40 by adding at the end of the section "Jacksonville."

Mr. Stapleton moved that the bill be indefinitely postponed.

Mr. Bielby raised point of order that friends of the bill had a right to perfect the bill, and no motion could be made to indefinitely postpone until the bill had been subjected to amendment.

The Chair ruled the point well taken.

So the bill was announced subject to amendment.

Mr. Dismukes offered the following amendment to the amendment:

Amend the amendment by striking out the word "Jacksonville," and insert "City of Tallahassee."

Which was not agreed to,

So the amendment to the amendment was lost.

The vote recurred upon the motion to adopt the amendment;

Which was not agreed to,

So the amendment was lost.

Mr. Dunn offered the following amendment:

To strike out the words, "Be it enacted by the Legislature of the State of Florida;"

Pending its consideration, a message was received from the House of Representatives.

Mr. Dunn moved that the amendment be adopted.

The yeas and nays were called for.

Upon the adoption of the amendment, the vote was:

Yeas—Messrs. Bryant, Drake, Dunn, Hendry, Jenkins, Pirrong, Randell, Stapleton, Swearingen, Tompkins and Tuten—11.

Nays—Messrs. Bailey 22d District, Bailey 16th District, Bielby, Brett, Dismukes, Hammond, Hardee, Hind, Houstoun, Kirk, King, Parkhill, Rogers, Rosborough, Schumacher, Smith, Wilkinson and Yancey—18.

So the amendment was lost.

Mr. Yancey moved that Senate Bill No. 40, together with the amendments adopted and proposed, be recommitted to the committee;

Which was agreed to, and they were recommitted to the Committee on Education.

Mr. Swearingen raised the point of order that turning over amendments which had not been considered by the Senate was out of order.

The Chair ruled the point not well taken.

The following proclamation by the Governor was read:

PROCLAMATION.

STATE OF FLORIDA, EXECUTIVE DEPARTMENT.

To the People of Florida:

WHEREAS, George Washington was inaugurated first President of the United States, in the city of New York, on the thirtieth day of April, A. D. 1789; and

Whereas, It is appropriate that the centennial anniversary of this important event, which marked the Inauguration of a constitutional government in this country, based upon the will of the people, should be fittingly observed; now, therefore, I,

FRANCIS P. FLEMING, Governor of the State of Florida, do hereby appoint and declare Tuesday, the 30th day of April, A. D. 1889, the centennial of the inauguration of George Washington, first President of the United States, to be a day

of thanksgiving, and I earnestly enjoin upon all citizens of our State to desist on that day from their usual avocations and repair to their respective places of worship and return thanks to Almighty God for the blessings of civil and religious liberty, and otherwise to observe and celebrate the day as a fitting memorial of this great event in the history of our country.

In Witness Whereof, I have hereunto set my hand, and have caused the great seal of the State of Florida to be affixed hereunto. Done at the Capitol, this [L. s.] twenty-second day of April, A. D. 1889, and of the independence of the United States, the one hundred and thirteenth year.

FRANCIS P. FLEMING, Governor.

By the Governor—Attest:

JOHN L. CRAWFORD, Secretary of State.

Also the following telegram to the Governor was read:

SANFORD, Fla., April 25th, 1889.

To Gov. F. P. Fleming:

Situation same. No new case to my knowledge. Shall see you on Saturday, if possible.

R. P. DANIEL,
Pres't State Board of Health.

Mr. Rogers moved that the Senate accept the invitation of Mr. Duval to visit the tobacco fields at Quincy.

Mr. Houston offered as an amendment to Mr. Rogers' motion that the President of the Senate notify Mr. Duval of the Senate's acceptance of his invitation;

Which was accepted and the motion of Mr. Rogers was agreed to.

Mr. Hammond moved that the Senate take a recess until 4 o'clock P. M. to-day;

Which was agreed to.

So the Senate took a recess.

CONFIRMATIONS.

To be County Commissioners for Alachua county:

Archileus Hague for District 1.

Louis R. Thomas for District 2.

Wm. H. Robertson for District 3.

J. W. Smith for District 4.

Benj. F. Camp for District 5.

To be County Commissioners for Lake county:
I. N. Withers for District 1.
Geo. C. Hope for District 2.
H. J. M. Porter for District 3.
Ivey Royal for District 4.
J. M. Owens, Sr., for District 5.

FOUR O'CLOCK P. M.

The Senate resumed its session.

President *pro tem.* Kirk in the chair.

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

Messrs. Bailey of 22d District, Bailey of 16th District, Brett, Bryant, Coulter, Dunn, Hammond, Hardee, Hendry, Hind, Houston, Jenkins, Kirk, Pirrong, Randell, Rogers, Rosborough, Schumacher, Smith, Stapleton, Swearingen, Tompkins and Wilkinson—23.

A quorum present.

By permission, Mr. Dunn introduced—
Senate Joint Resolution No. 32:

Proposing an amendment to the Constitution of the State of Florida;

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

By permission, Mr. Bryant introduced the following resolution:

Resolved, That the President of the Senate shall appoint a clerk, whose duty it shall be to index the Senate Journal, and that said clerk shall receive a per diem of six dollars for each day so employed; *Provided*, that said indexing shall not occupy more than twenty days, the number of days allowed the clerk for similar services in 1887.

Mr. Bryant moved that the rules be waived and that the resolution be adopted;

Which was agreed to by a two-thirds vote, and the resolution was adopted.

CONSIDERATION OF BILLS ON SECOND READING.

Senate Bill No. 54:

To be entitled an act to amend the laws relating to attachments in the courts of this State,

Was read the second time.

Mr. Hammond moved that the amendment offered by the committee be adopted;

Which was agreed to, and the amendment was adopted, and Senate Bill No. 54 was ordered to be engrossed for third reading.

Senate Bill No. 37:

To be entitled an act to provide for the revision and consolidation of the public statutes of this State,

Was read the second time.

Mr. Hammond moved that the amendments offered by the committee be adopted;

Which was agreed to, and the amendments were adopted, Senate Bill No. 37 was ordered to be engrossed for third reading.

By permission Mr. Wilkinson, Chairman of the Committee on Engrossed Bills, submitted the following report:

SENATE CHAMBER,
TALLAHASSEE, Fla., April 24, 1889. }

HON. J. B. WALL,

President of the Senate:

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

Senate Bill No. 47:

A bill to be entitled an act authorizing the appointment of stenographers in the several Circuit Courts and Criminal Courts of this State;

Also,

Senate Bill No. 86:

An act to incorporate the Southern Savings and Trust Company,

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

Very respectfully,

JOHN WILKINSON,
Chairman Committee.

By permission Mr. Randell, Chairman of the Committee on Privileges and Elections, submitted the following report:

SENATE CHAMBER,
TALLAHASSEE, Fla., April 23, 1889. }

HON. J. B. WALL,

President of the Senate:

SIR: Your Committee on Privileges and Elections, to whom was referred—

House Bill No. 130:

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

Very respectfully,

THEO. RANDELL,
Chairman Committee.

Mr. Rogers, Chairman of the Committee on Agriculture, submitted the following report:

SENATE CHAMBER,
TALLAHASSEE, Fla., April 25, 1889. }

HON. J. B. WALL,

President of the Senate:

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

Senate Bill No. 76:

To be entitled an act providing for a farm fence option law;

Also,

Senate Bill No. 79:

To be entitled an act for the prevention of cruelty to animals;

Also,

House Bill No. 129:

Declaring the taking and carrying away of farm, garden or orchard products without the consent of the owner or manager larceny,

Beg leave to report that they have considered each of the above numbered bills, and report favorably thereon.

Very respectfully,

R. F. ROGERS,
Chairman Committee.

Senate Joint Resolution No. 29:

Relating to an amendment to the Constitution,
Was read the second time, and was ordered to be engrossed
for its third reading.

Senate Bill No. 61 :

To be entitled an act in relation to mortgages,

Was taken from the calendar and informally passed over.

The courtesies of the Senate chamber were extended to Col.
Courtman of Levy, and Messrs. C. Acosta and G. Holmes.

Senate Bill No. 57 :

An act entitled an act to fix the legal rate of interest in the
State of Florida, to define usury, and to provide for forfeitures
on notes and contracts for extortionate interest,

Was read the second time.

Mr. Rogers moved that the further consideration of Senate
Bill No. 57 be postponed until Wednesday next at 11 o'clock ;

Which was agreed to and the special order made.

Mr. Schumacher moved that the rules be waived and that—
House Bill No. 86 :

To be entitled an act to incorporate the Southern Savings
and Trust Company,

Be taken up out of its regular order and read the third
time ;

Which was agreed to by a two thirds vote.

The rules were waived and Senate Bill No. 86 was read the
third time and put upon its passage.

The roll being called on the passage of Senate Bill No. 86,
the vote was :

Yeas—Messrs Bailey of 22d, Bailey of 16th, Bielby, Brett,
Bryant, Coulter, Dismukes, Dunn, Hammond, Hardee,
Hind, Houstoun, Jenkins, Kirk, Pirrong, Randell, Rogers,
Rosborough, Schumacher, Smith, Stapleton, Swearingen,
and Wilkinson—23.

Nays—None.

So Senate Bill No. 86 passed, title as stated.

Mr. Hind moved that the Senate adjourn until 10
o'clock to morrow morning ;

Which was agreed to.

The Senate stood so adjourned.

FRIDAY, April 26, 1889.

The Senate met pursuant to adjournment.

President Wall in the chair.

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

Mr. President, Messrs. Bailey of 22d District, Bailey of
16th District, Brett, Bryant, Coulter, Dismukes, Drake,
Hammond, Hardee, Hind, Houstoun, Jenkins, King, Parkhill,
Pirrong, Randell, Rogers, Rosborough, Schumacher, Tomp-
kins, Wilkinson and Yancey—23.

A quorum present.

Prayer by the Chaplain.

The Journal was corrected and approved.

Senator Swearingen was excused on account of the illness
of his wife.

Mr. Dunn was also excused.

INTRODUCTION OF BILLS.

By Mr. Hammond :

Senate Bill No. 117 :

To be entitled an act to amend section five of an act regulat-
ing conveyances of real estate and personal property and the
recording thereof, approved November 15th, 1828 ;

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

By Mr. Hardee :

Senate Bill No. 118 :

To be entitled an act in relation to the land grant of the
Florida Coast Line Canal and Transportation Company, and
prescribing the duties of the Trustees of the Internal Improve-
ment Fund of the State of Florida in relation thereto, the
right of settlement thereon, and the specifications for the con-
struction of its waterways and the time of its completion from
Saint Augustine to Biscayne Bay ;

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

By Mr. Hind :

Senate Bill No. 119 :

To be entitled an act to legalize conveyances of real estate in