

## CONFIRMATIONS.

W. B. Telford, to be County Commissioner for District One, Suwannee county, Florida.

To be County Commissioners for Putnam county, Florida: William C. T. Stephens for District One, B. L. Lillenthal for District Two, E. P. Hazel for District Three.

## FOUR O'CLOCK P. M.

The Senate resumed its session.

The President in the chair.

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

Mr. President, Messrs. Bailey of 16th District, Bielby, Coulter, Crosby, Drake, Hammond, Hendry, Hind, Jenkins, Kirk, Pirrong, Randell, Rogers, Rosborough, Schumacher, Smith, Tuten, Wilkinson and Yancey—20.

A quorum present.

Mr. Yancey moved that the special order be advanced and that—

House Bill No. 4:

An act to amend an act to establish the municipality of Jacksonville, etc.,

Be read the third time and put upon its passage;

Which was unanimously agreed to,

And House Bill No. 4 was read the third time, together with the amendments of the Senate,

Pending which a message was received from the Governor.

Also a message was received from the House of Representatives.

On motion of Mr. Parkhill, Mr. Brett was excused.

A message was received from the House of Representatives.

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

Which was agreed to,

And the Senate stood so adjourned.

WEDNESDAY, MAY 8th, 1889.

The Senate met pursuant to adjournment.

The President 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, Bielby, Bryant, Coulter, Crosby, Dismukes, Drake, Dunn, Hendry, Hind, Jenkins, Kirk, King, Pirrong, Randell, Rogers, Rosborough, Schumacher, Smith, Swearingen, Tuten, Wilkinson and Yancey—25.

A quorum present.

Prayer by the Chaplain.

The Journal was corrected and approved.

Senator Stapleton was excused on account of sickness.

## INTRODUCTION OF BILLS.

By Mr. Kirk:

Senate Bill No. 173:

To be entitled an act to incorporate the Brooksville and Lachoochee Railroad Company, to confer certain powers therein expressed, and to grant lands to the same;

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

The following message from the House of Representatives was read:

HOUSE OF REPRESENTATIVES,  
TALLAHASSEE, Fla., May 7, 1889.

HON. J. B. WALL,

*President of the Senate:*

SIR: I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed—

Senate Bill No. 92:

A bill to be entitled an act to provide for the appointment of Recorders in and for provisional municipalities, and to define their jurisdiction and powers.

Very respectfully,

B. R. MILAM,

Chief Clerk of the House of Representatives.

Senate Bill No. 92:

To be entitled an act to provide for appointment of Recorders in and for provisional municipalities and to define their jurisdiction and powers,

Was ordered to be enrolled.

Also the following message from the House of Representatives was read :

HOUSE OF REPRESENTATIVES,  
TALLAHASSEE, Fla., May 7th, 1889. }

HON. J. B. WALL,

*President of the Senate.*

SIR: I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed—

House Bill No. 111,

An act entitled an act for the relief of A. C. Blount of Pensacola, Florida ;

Also,

House Bill No. 190 :

An act to amend section 2 of an act entitled an act for the incorporation and regulation of building and loan associations, approved May 31, 1887 ;

Also,

House Bill No. 194 :

A bill to be entitled an act to provide for the payment of a capitation or poll tax as a prerequisite for voting, and prescribing the duties of Tax Collectors and Supervisors of Registration in relation thereto,

And respectfully ask that the Senate concur therein.

Very respectfully,

B. R. MILAM,

Chief Clerk of the House of Representatives.

House Bill No. 111 :

A bill to be entitled an act for the relief of A. C. Blount, Jr., of Pensacola, Fla.,

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

House Bill No. 190 :

An act to amend section 2 of an act entitled an act for the incorporation and regulation of Building and Loan Associations, approved May 31, 1887,

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

House Bill No. 194 :

A bill to be entitled an act to provide for the payment of a capitation or poll tax as a prerequisite for voting, and prescribing the duties of Tax Collectors and Supervisors of Registration in relation thereto,

Was read the first time by its title and referred to the Committee on Privileges and Elections.

Also the following :

HOUSE OF REPRESENTATIVES,  
TALLAHASSEE, Fla., May 7, 1889. }

HON. J. B. WALL,

*President of the Senate.*

SIR: I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed

House Bill No. 220 :

A bill to be entitled an act to change the time of holding municipal elections in the incorporated town of Leesburg, Lake county, Florida,

And respectfully ask concurrence of Senate therein.

Very respectfully,

B. R. MILAM,

Chief Clerk of the House of Representatives.

House Bill No. 220 :

A bill to be entitled an act to change the time of holding municipal elections in the incorporated town of Leesburg, Lake county, Florida,

Was read first time by its title and referred to the Committee on City and County Organization.

REPORTS OF COMMITTEES.

Mr. Rogers, Chairman of Joint Committee to visit State Agricultural College, submitted the following report :

TALLAHASSEE, Fla., April —, 1889.

HON. J. B. WALL,

*President of the Senate.*

SIR: Your committee appointed to visit the State Agricul-

tural College at Lake City, Fla., have performed the duty assigned them, and respectfully submit the following report:

Upon investigation we find that the college was opened to students in November, 1884. The faculty consists of five professors and two assistants, the average attendance of students in 1886 and '87 was 43, in 1887 and '88 were 37, present attendance 83, of which number one-fourth were in the preparatory department, the balance in the collegiate course. They all take the agricultural course, and nearly all the mechanical. At the present time there are 53 in the mechanical and 28 in the agricultural. The standard admission for scholarship are 15 years old for the collegiate course and 12 years for the preparatory. The standard, however, has been raised for the next term to 14 years for preparatory, and no student will be received under said age. The character of the manual work done by the students are bench work in wood, scroll sawing, turning and repairs, cabinet and farm work, and also type-setting and all work usually done in printing offices. The performance of the manual labor is optional with the students. Students receive eight cents per hour for outside work that they may do for the Director of the Station and are paid by the Director. The work done in the printing office is paid for by Prof. Kern out of his personal funds.

The manual labor is instructional, putting into practice the theory taught by the instructor, and at the same time remunerating to the pupil. The students work one and two hours per day and all of Saturday.

The college was endowed with \$155,800, which is invested capital, realizing \$8,947.00 interest per annum, which is used exclusively to pay the faculty.

Since the establishment of this college, the State has only appropriated \$17,500.00, which has been expended for lands, buildings and appliances. The present estimated value of the lands are \$10,000.00, and the buildings about \$28,000.00.

The present value of the chemical and physical apparatus, \$1,200.00. There is a museum and biological apparatus estimated as worth \$8,400.00, on which there exists a debt of \$2,800.00 and interest for two years.

The college has no mathematical instruments. The mechanical outfit for manual training is worth \$1,000.00; the mechanical building \$1,000.00. Library consists of about one thousand old books of but little value as reference books, which were donated to the institution, and a large number of reports from the government, Congressional Records, pamphlets, etc., and a choice library of new books, consisting of about 500 volumes just purchased with the \$500.00 appropriated at the last

session of the Legislature. The whole numbering about 2,500 volumes, with pamphlets, valued at about \$1,000.00.

The furniture of the educational building valued at about \$1,200.00. The furniture of the boarding department valued at about \$500.00. They have no telescopic or other astronomical apparatus, not even a globe or map.

#### COST AND MANNER OF LIVING.

Three acres of rich land was set apart for the exclusive use of the boarding department, and has been worked by the Cadets for the benefit of the military mess. It now furnishes all the garden truck for over 60. The other supplies of provisions are purchased at wholesale rates from New York. Professors and Cadets are organized into a club or military mess, having a chairman (the Commandant), steward, who is secretary and treasurer, a matron and executive committee, who employ necessary cooks. They live well and the cost of board since January the first has been but a trifle over \$3.00 per month. The total cost of board, washing, lights and fuel is about \$9.50 per month. By an improvement on their garden, and getting some of the surplus products from the Experimental Station next year, the estimated cost of board, with other expense, will be less than \$7 per month. This places the advantages of the college within reach of the poorest, as they cannot live cheaper at home.

The military department of this college is divided into three companies of infantry, who drill 40 minutes per day under Captain Orleman, the Commandant (an officer of the United States Army) and Professor of Military Tactics of said college. There is not sufficient standard of arms for the institution, they necessarily had to borrow from a military company at said place (Lake City), which are too heavy for the Cadets to properly handle.

The college is a three story brick structure with a belfry tower. It contains four recitation rooms, library and reading room and two offices on first floor.

Recitation rooms are 20 x 30. Library and reading room are about the same dimensions. The second story is a chapel hall 72 x 30 feet, with stage and gallery seating capacity about 400. There are also on this floor two small rooms occupied by the commandant. The third story has sixteen dormitory rooms all occupied by cadets and professors, two in each room. These rooms are 9 x 15 feet. The value of this building is about \$15,000.

The laboratory and station headquarters is a new wooden three-story structure. The lower story is half basement, and is

built of brick. This building has about fifteen rooms of various sizes, suited to offices, experimental laboratories, store rooms, etc., and is valued at \$5,000. The fourth building is the manual training department and consists of a large one-story building, which cost \$1,000.

The dormitory or barracks is a two-story wooden building, containing twenty-four student rooms, 10 x 12 feet; eight wing rooms, 15 x 15; a dining room 18 x 27 feet, and kitchen 8 x 18 feet. This building is valued at \$6,000. The plan of this building seems to have been poorly devised, and it is wholly incapacitated to meet the present demands of the college. The kitchen and dining rooms are entirely too small, and the flues are defective, which subjects the house to fire and makes insurance high.

Fitting up the grounds and ornamenting them, enclosing with iron fencing, building outhouses and storehouses, and such incidental expenses have required several thousand dollars.

#### IMPORTANCE OF HAVING DOMITORY ROOM.

Florida boys, like boys everywhere, need to be kept under strict military discipline, and held where they are accountable to the commandant and faculty for every moment of their time. The faculty testify to the fact that all non-resident cadets now living at the college are thoroughly disciplined, and are making rapid progress in all their lessons and exercises, and while the few who are allowed to board with relatives in the town and the six or eight who live in town, spend time on the streets and come far short of making the advancement of the rest. Again, if all board together on the present mess plan, the cost of board is reduced to about one-half what is charged at public or private boarding houses.

We therefore respectfully recommend the following appropriations:

For a brick dormitory of about eighty rooms, with dining department, kitchen and appurtenances, together with bath rooms and furniture, \$16,000.

Manual training outfit, apparatus and assistant instructor for said department, \$10,000.

For insurance and repairs, \$1,000.

For plumbing, etc., for use of waterworks, \$500.

Outfit for practical field work in engineering and surveying department, \$450. For maps, tellurian globe, horse and wagon and other incidental expenses, \$500.

For finishing laboratory building, plastering etc., \$500.

For furnishing lecturer rooms, tables, cases for apparatus, \$300.

All of which is respectfully recommended and submitted.

ROBT. F. ROGERS,

Chairman Joint Senate Committee.

E. CHRISTIE,

Chairman Joint House Committee.

Mr. Swearingen, Chairman of Joint Committee on Fisheries submitted the following report:

SENATE CHAMBER,  
TALLAHASSEE, Fla., May 8, 1889. }

HON. J. B. WALL,

*President of the Senate:*

SIR: The Joint Committee on Fisheries, to whom was referred—

Senate Bill No. 100:

Entitled "An act to promote and encourage the culture of oysters, and the industry of oyster farming and to protect persons engaged in the same,"

Recommend that the same do pass, with the following amendments, viz.:

Amend section 2 by adding the following after the words "such waters," in last line of said section:

"It shall be the duty of the Commissioner of Agriculture, as land agent of the Internal Improvement Fund, upon the presentation of the application for any specified lands and the surveys and descriptions thereof, approved by the County Commissioners aforesaid, and on payment of the stipulated price and fees accruing, to execute deeds to all purchasers for such lands in the name of the State of Florida."

In section 7, line 7, after "themselves," strike out "between the first day of April and the first day of November."

In section 9, line 7, after the word "manufactories," insert "wharves."

In section 10, line 6, after "place," insert "except where the oysters are taken for bedding and seeding purposes."

In section 11, after the words "Justice of the Peace," add "County Judge."

Change sections 12 and 13 to 13 and 14, and add the following as section 12:

"Sec. 12. All the existing natural or maternal oyster beds in the waters of this State are exempt from the provisions of this act, except where they are at present cultivated for private

use, and they shall remain for the free use of the citizens of this State."

Very respectfully,  
 T. F. SWEARINGEN,  
 Chairman Joint Committee on Fisheries.  
 W. R. COULTEB,  
 Chairman Senate Committee.  
 T. V. MOORE,  
 Chairman House Committee.

Mr. Bryant, Chairman of the Committee on Appropriations, submitted the following report:

HOUSE OF REPRESENTATIVES,  
 TALLAHASSEE, Fla., May 7, 1889. }

HON. J. B. WALL,

*President of the Senate:*

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

House Bill No. 200:

An act to incorporate the Manatee Railway and Navigation Company,

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

Very respectfully,  
 J. W. BRYANT,  
 Chairman Committee.

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

SENATE CHAMBER,  
 TALLAHASSEE, Fla., May 8, 1889. }

HON. J. B. WALL,

*President of the Senate:*

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

Senate Amendments to House Bill No. 58,

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

Very respectfully,  
 JOHN WILKINSON,  
 Chairman Committee

Mr. Yancey, acting Chairman of Committee on Judiciary, submitted the following report:

SENATE CHAMBER,  
 TALLAHASSEE, Fla., May 8, 1889. }

HON. J. B. WALL,

*President of the Senate:*

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

Senate Bill No. 93:

To be entitled an act to amend an act entitled an act to provide for and regulate the payment of costs and expenses in certain cases of criminal prosecutions by the State, approved June 7, 1887, chapter 3702, Laws of Florida,

Have had the same under consideration and recommend that it do pass, with the following amendments, to-wit:

Strike out the whole of section 1 and insert in lieu thereof the following:

Sec. 1. That section 1 of this act, entitled an act to provide and regulate the payment of costs and expenses in certain cases of criminal prosecutions by the State, approved June 7, 1887, be amended so as to read as follows: "That in criminal cases before Justices of the Peace, the pay of jurors and witnesses, whether paid by the State or defendant, shall be fifty cents for each day's actual attendance on the court, and ten cents per mile of travel to and from the court when summoned from their homes. The per diem and mileage of such jurors and witnesses shall be taxed by the Justices of the Peace as other costs, except as herein otherwise provided, and shall be collected and paid by him to the juror or witness; and he shall report quarterly to the Comptroller the amount of all costs remaining in his hands not paid as aforesaid, which shall be subject to the order of the Comptroller.

Very respectfully,

D. H. YANCEY,  
 Acting Chairman Committee.

Also the following:

SENATE CHAMBER,  
 TALLAHASSEE, Fla., May 7th, 1889. }

HON. J. B. WALL,

*President of the Senate:*

SIR: Your Committee on Judiciary, to whom was referred—  
 Senate Bill No 165:

An act to establish a Criminal Court of Record in the county of Lake,  
Have had the same under consideration, and recommend that it do pass.

Very respectfully,  
E. M. HAMMOND,  
Chairman Committee.

Also the following:

SENATE CHAMBER,  
TALLAHASSEE, Fla., May 8, 1889. }

HON. J. B. WALL,

*President of the Senate:*

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

Senate Bill No. 140:

To be entitled an act for the relief of persons indefinitely imprisoned by operation of Law,

Have had the same under consideration, and respectfully submit the following as a substitute therefor, to-wit:

An act for the relief of persons indefinitely imprisoned by operation of law.

*Be it enacted by the Legislature of the State of Florida:*

SECTION 1. That when any person is convicted of crime and the sentence shall be in the alternative, the time of imprisonment shall be definitely stated in the sentence. And should such person be imprisoned for the non-payment of a fine, the limit of such imprisonment shall be a period of time not exceeding the amount of said fine and costs at the rate of one dollar per day.

SEC. 2. This act shall go into effect from and after its passage.

Very respectfully,  
D. H. YANCEY,  
Acting Chairman Committee.

Also the following:

SENATE CHAMBER,  
TALLAHASSEE, Fla., May 8, 1889. }

HON. J. B. WALL,

*President of the Senate:*

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

Senate Bill No. 149:

Entitled an act to establish a Criminal Court of Record in the county of Marion,

Have had the same under consideration, and find attached the certificate of the Supervisor of Registration of Marion county, that a majority of the registered voters of said county have petitioned therefor, they recommend, therefore, that the bill do pass.

Very respectfully,  
D. H. YANCEY,  
Acting Chairman of Committee.

Also the following:

SENATE CHAMBER,  
TALLAHASSEE, Fla., May 8, 1889. }

HON. J. B. WALL,

*President of the Senate:*

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

Senate Bill No. 64:

"An act in relation to legal sales under process;"

Also,  
Senate Bill No. 133:

A bill to be entitled "An act in relation to mortgages and mortgaged property;"

Also,  
Senate Bill No. 135:

An act to amend an act entitled "An act to prescribe a rule of evidence on the trial of suits against railroad companies for injuring or killing live stock by their engines, cars or trains in this State prior to the approval of this act, being chapter 3740, Laws of Florida, approved May 28th, 1887;"

Also,  
Senate Bill No. 139:

To be entitled an act to prescribe the manner of paying jurors and State witnesses, and to repeal chapter 3108, of the Laws of Florida, being an act entitled an act to prescribe the manner of payment of jurors and State witnesses, approved March 8, 1879;

Also,  
Senate Bill No. 141:

To be entitled an act to organize a county court in and for Hamilton county;

Have had the same under consideration and recommend that they do pass.

Very respectfully,

D. H. YANCEY,

Acting Chairman Committee.

Mr. Houstoun, Chairman of Committee on Railroads and Telegraphs, submitted the following report:

SENATE CHAMBER,  
TALLAHASSEE, Fla., May 7, 1889. }

HON. J. B. WALL,

President of the Senate:

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

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 Improvement Fund of the State of Florida in relation thereto, the right of settlement thereon, and the specifications for the construction of its waterways and the time of its completion from Saint Augustine to Biscayne Bay,

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

Very respectfully,

P. HOUSTOUN,

Chairman Committee.

Mr. Yancey, Chairman of the Committee on City and County Organization, submitted the following report:

SENATE CHAMBER,  
TALLAHASSEE, Fla., May 8, 1889. }

HON. J. B. WALL,

President of the Senate:

SIR: Your Committee on City and County Organization, to whom was referred—

Senate Bill No. 114:

An act to amend an act entitled an act to provide for the incorporation of cities and towns, and to establish a uniform system of municipal government in this State, approved February 4th, 1869, and the acts amendatory thereof, and to fur-

ther provide for the organization and government of cities, approved March 4th, 1879;

Also,

Senate Bill No. 162:

A bill to be entitled an act to change and permanently establish the boundary line between Suwannee and Columbia counties, from Suwannee to Ichetucknee Spring;

Also,

House Bill No. 125:

Entitled an act to legalize the corporation of Orange Park, and to prescribe the time for holding town elections therein;

Also,

House Bill No. 95:

An act declaring the town of Wildwood, in the county of Sumter, to be a legally incorporated town;

Also,

House Memorial No. 12:

A Memorial to the Congress of the United States requesting that the city of Palatka be made and declared a port of entry,

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

Very respectfully,

D. H. YANCEY,

Chairman Committee.

Also the following:

SENATE CHAMBER,  
TALLAHASSEE, Fla., May 8, 1889. }

HON. J. B. WALL,

President of the Senate:

SIR: Your Committee on City and County Organizations, to whom was referred—

Senate Bill No. 35:

Entitled an act to change the county line between the counties of Baker and Duval, accompanied with remonstrance of County Commissioners of Duval county against the passage of Senate Bill 35,

Beg leave to report that they have carefully considered the same and return them without recommendation.

Very respectfully,

D. H. YANCEY,

Chairman Committee.

Mr. Parkhill, Chairman of the Committee on Commerce and Navigation, submitted the following report:

SENATE CHAMBER,  
TALLAHASSEE, Fla., May 8, 1889. }

HON. J. B. WALL,

*President of the Senate:*

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

House Memorial No. 11,

Being a Memorial to Congress asking for an appropriation of one hundred thousand dollars to dredge the bars and deepen the channels at Apalachicola, Florida,

Have had the same under consideration and recommend that the same do pass.

Very respectfully,

C. B. PARKHILL,  
Chairman Committee.

Also the following:

SENATE CHAMBER,  
TALLAHASSEE, Fla., May 8, 1889. }

HON. J. B. WALL,

*President of the Senate:*

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

Senate Memorial No. 158:

Memorial to Congress asking for an appropriation to make navigable the waterway from the Apalachicola River four miles below Iola, Florida, through Lee's Slough, to the Chipola River, known as the "Cut off," and the Chipola River from Lee's Slough to the Apalachicola River,

Beg leave to recommend that the same do pass.

Very respectfully,

C. B. PARKHILL,  
Chairman Committee.

Also the following

SENATE CHAMBER,  
TALLAHASSEE, Fla., May 8, 1889. }

HON. J. B. WALL,

*President of the Senate:*

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

House Bill No. 57:

Being a bill to be entitled an act to prohibit the wilful running down or removing of the stakes, buoys or other marks designating the water channels of this State,

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

Very respectfully,

C. B. PARKHILL,  
Chairman of Committee.

Mr. Houston, Chairman of Committee on Railroads and Telegraphs, submitted the following report:

SENATE CHAMBER,  
TALLAHASSEE, Fla., May 6, 1889. }

HON. J. B. WALL,

*President of the Senate:*

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

House Bill No. 12:

Entitled "An act to compel railroad corporations within the State to build and maintain suitable warehouses,"

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

Very respectfully,

P. HOUSTON,  
Chairman Committee.

Also the following:

SENATE CHAMBER,  
TALLAHASSEE, Fla., May 7, 1889. }

HON. J. B. WALL,

*President of the Senate:*

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

Senate Bill No. 102:

Entitled an act to extend and enlarge the powers and duties of the Railroad Commissioners of the State of Florida, appointed under chapter 3746 of the Laws of Florida, approved June 7, 1887,

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

Very respectfully,

P. HOUSTOUN,  
Chairman Committee.

Also the following:

SENATE CHAMBER,  
TALLAHASSEE, Fla., May 7, 1889. }

HON. J. B. WALL,

*President of the Senate :*

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

Senate Bill No. 136 :

To be entitled an act to amend an act entitled an act to incorporate the St. Johns River, Lake Weir and Gulf Railroad Company, being chapter 3803, Laws of Florida, approved June 7th, 1887,

Beg leave to report that they have carefully examined the same, and recommend that it do pass, with the amendment made by this committee.

Very respectfully,

P. HOUSTOUN,  
Chairman Committee.

On motion of Mr. Randell, Senator Parkhill was added to the Committee to Investigate the Charter of the Pensacola and Atlantic Railroad Company's land grant.

The Senate resumed the consideration of

House Bill No. 4 :

To be entitled an act to amend an act to establish the municipality of Jacksonville, &c., approved May 31, 1887.

Mr. Schumacher having the floor.

Mr. Hammond, on motion of Mr. Parkhill, was excused until Monday next.

By unanimous consent,  
Senate Bill No. 142 :

To be entitled an act to provide for the appointment and to prescribe the duties of a Public Examiner of the State of Florida ;

Which had been made the special order for 11 o'clock A. M., and that hour having arrived,

Was passed over informally.

Mr. Tuten was excused from further attendance for the purpose of visiting the colored Normal School with his committee.

Mr. Yancey called the previous question, which was agreed to, and House Bill No. 4 was put upon its passage.

Upon the passage of House Bill No. 4,

The vote was :

Yeas—Mr. President, Messrs. Bailey 22d District, Bailey 16th District, Bryant, Crosby, Dismukes, Dunn, Hendry, Hustoun, Jenkins, Kirk, King, Pirrong, Randell, Rogers, Rosborough, Swearingen, Wilkinson and Yancey—19.

Nays—Messrs. Bielby, Coulter, Drake, Hind, Schumacher and Smith—6.

So House Bill No. 4 passed, title as stated.

Mr. Parkhill stated that having been paired with Mr. Brett he could not vote, but he wished the Journal to show that he was opposed to the passage of the bill, and that Mr. Brett favored the same.

Mr. Kirk moved that the rules be waived and that House Bill No. 4 be certified to the House of Representatives at once ;

Which was agreed to by a two-thirds vote, and the bill was so certified.

Mr. Hendry moved that the Senate take a recess until 4 o'clock, P. M. ;

Which was agreed to.

So the Senate took a recess.

#### FOUR O'CLOCK P. M.

The Senate resumed its session.

The President in the chair.

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

Mr. President, Messrs. Bailey 22d District, Bailey 16th District, Bryant, Coulter, Crosby, Dismukes, Drake, Dunn, Hendry, Jenkins, Kirk, King, Pirrong, Randell, Rogers,

Rosborough, Schumacher, Smith, Swearingen, Tompkins, Wilkinson and Yancey—23.

A quorum present.

Senate Bill No. 35 was, on motion of Mr. Drake, recommitted to the Judiciary Committee.

Senate Bill No. 151 :

To be entitled an act for the incorporation of banking associations, and to prescribe their general powers and liabilities,

Being the special order for 4 o'clock P. M., was taken from the calendar for consideration, and was read the second time, together with the committee amendments.

Mr. Kirk was called to the chair.

Mr. Dismukes moved that the committee amendments be adopted ;

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

Mr. Dunn offered the following amendment :

Amend by striking out the words "one hundred dollars each," in lines 1 and 2, section 8, and insert in lieu thereof after the word "of," "such denomination as may be prescribed by their articles of association ;"

Which was read.

Mr. Dunn moved that it be adopted ;

Which was agreed to, and the amendment was adopted.

Messrs. Rogers, Jenkins and Crosby, at their request, were excused from voting on the amendment.

Mr. Dunn offered the following amendment :

Amend section 40, in line 2, by striking out the words "until they amount to one thousand dollars," and by striking out all of said section 40 after the word "deposits," in line 2 ;

Which was read.

Mr. Dunn moved that the amendment be adopted ;

Which was agreed to.

And the amendment was adopted, and Senate Bill No. 151,

Was ordered to be engrossed for its third reading.

The rules were waived by a two-thirds vote, and on motion of Mr. Houston—

House Bill No. 58 :

To be entitled an act to make it unlawful for live stock to run at large in certain election districts of Leon County, and to provide for the impounding and sale of stock so unlawfully running at large,

Was read the third time, with the amendments, and put upon its passage.

Upon the passage of—

House Bill No. 58,

The vote was :

Yeas—Messrs. Bailey 22d District, Bailey 16th District, Bielby, Bryant, Coulter, Crosby, Dismukes, Dunn, Hind, Houston, Jenkins, Kirk, Pirrong, Randell, Rogers, Rosborough, Schumacher, Smith, Wilkinson and Yancey—20.

Nays—Mr. Swearingen—1.

So House Bill No. 58 passed, title as stated.

The following message from the Governor was read :

STATE OF FLORIDA, EXECUTIVE OFFICE, }  
TALLAHASSEE, Fla, May 8, 1889. }

HON. J. B. WALL,

*President of the Senate :*

SIR : I have the honor to inform you that I have signed the following :

"An act to amend section 1, of chapter 3808, of the Laws of Florida, entitled 'An act to incorporate an institution of learning at DeLand, Florida, under the name of DeLand University, in such a manner as to change the name of said university to John B. Stetson University ;'" and I have deposited the same with the Secretary of State. I have the honor to be,

Very respectfully,

FRANCIS P. FLEMING,

Governor.

On motion of Mr. Dunn the rules were waived by a two-thirds vote, and

Senate Bill No. 149 :

To be entitled an act to establish a Criminal Court of Record in the County of Marion,

Was called from the regular order on the calendar, and Was read the second time.

Mr. Dunn offered the following amendment :

Strike out sections two and three and insert the following :  
Sec. 2. There shall be held at the county seat of said county six terms of said court in each year, beginning respectively on the second Monday in February, the second Monday April, the second Monday in June, the second Monday in August,

the second Monday in October, and the second Monday in December of each year, and shall continue until the business then on hand shall be disposed of. Said Court shall have the jurisdiction and officers prescribed by the Constitution and be governed by the laws, rules and regulations prescribed by the Legislature for such Courts.

Sec. 3. The first term of said Criminal Court shall be held on the second Monday in August, A. D. 1889;  
Which was read.

Mr. Dunn moved that the amendment be adopted;  
Which was agreed to,

And the amendment was adopted.

Senate Bill No. 149 was ordered to be engrossed.

By unanimous consent—

Senate Bill No. 142:

An act to provide for the appointment and to prescribe the duties of a Public Examiner of the State of Florida,

Was called from the calendar and read the second time and ordered to be engrossed for its third reading.

By unanimous consent the rules were waived and—

Senate Bill No. 165:

To be entitled an act to establish a Criminal Court of Record for the county of Lake,

Was taken up and read the second time by its title.

Mr. Yancey moved that the rules be further waived and that Senate Bill No. 165 be read the third time and put upon its passage;

Which was agreed to by a two-thirds vote, and—  
Senate Bill No. 165:

Was read the third time and put upon its passage.

Upon the passage of Senate Bill No. 165,

The vote was:

Yeas—Messrs. Bailey 22d District, Bailey 16th District, Bielby, Bryant, Crosby, Dismukes, Dunn, Hind, Jenkins, Kirk, Parkhill, Pirrong, Randell, Rogers, Rosborough, Schumacher, Smith, Swearingen, Wilkinson and Yancey—20.

Nays—None.

So Senate Bill No. 165 passed, title as stated, and was ordered to be certified to the House of Representatives at once. It was so certified.

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

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 Improvement Fund of the State of Florida in relation thereto, the right of settlement thereon, and the specifications for the construction of its waterways and the time of the completion from Saint Augustine to Biscayne Bay,

Be taken from its regular order on the calendar and read the second time;

Which was agreed to by a two-thirds vote,

And Senate Bill No. 118 was read the second time.

Mr. Bielby moved that the rules be waived and that Senate Bill No. 118 be read the third time and put upon its passage.

Mr. Bielby withdrew his motion, and the bill was ordered to be engrossed for its third reading.

Mr. Parkhill moved that the rules be waived and that House Bill No. 138:

To be entitled an act to incorporate the Baylen Street Wharf Company and to confer powers thereupon,

Be taken from the calendar and read the second time;

Which was agreed to by a two-thirds vote,

And Senate Bill No. 138 was read the second time and ordered to be engrossed for a third reading.

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

Senate Bill No. 111:

To be entitled an act to amend section 24, chapter 69, of the Laws of Florida,

Be taken from its regular order on the calendar and read the second time;

Which was agreed to by a two-third vote, and Senate Bill No. 111 was read the second time, together with the committee amendments.

The committee amendments were adopted.

Mr. Randell offered the following amendment:

Senate Bill No. 111: Amend the title thereto so that the title will read as follows: "A bill to be entitled an act to amend section 5, chapter 1470, act of January 12th, 1866, Laws of Florida;"

Which was adopted.

By unanimous consent Senate Bill No. 100 was made the special order for 11 o'clock Friday next, and 200 copies of the bill were ordered to be printed.

Senate Bill No. 111 remained on its second reading and was made the special order for 10:30 A. M. to-morrow.

Mr. Bailey of 16th, Chairman of the Committee on Enrolled Bills, submitted the following report :

SENATE CHAMBER,  
TALLAHASSEE, Fla., May 7, 1889. }

HON. J. B. WALL

*President of the Senate :*

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

Senate Bill No. 92 :

A bill to be entitled an act to provide for appointment of Recorders in and for provisional municipalities, and to define their jurisdiction and powers,

Beg leave to report that after due examination we find that the same has been correctly enrolled.

Very respectfully,

J. S. BAILEY,  
Chairman Committee.

Mr. Latham, Chairman of Committee on Enrolled Bills, submitted the following report :

SENATE CHAMBER,  
TALLAHASSEE, Fla., May 8, 1889. }

HON. J. B. WALL,

*President of the Senate :*

SIR: Your Committee on Enrolled Bills—

Have examined an act to amend an act entitled an act to provide for the reorganization of the city of Fernandina, approved May 31st, A. D. 1887,

And beg leave to report the same correctly enrolled.

Very respectfully,

J. F. LATHAM,  
Chairman Joint Committee on Enrolled Bills.

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

SENATE CHAMBER,  
TALLAHASSEE, Fla., May 8, 1889. }

HON. J. B. WALL,

*President of the Senate :*

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

Senate Bill No. 166 :

To be entitled an act to provide for the sale, redemption, cancellation and settlement of tax sale certificates of lands sold to the State for taxes, and authorizing the Comptroller to refund the amount paid for the certificates upon lands when the assessment was double or taxes paid,

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

Very respectfully,

E. P. DISMUKES,  
Chairman Committee.

On motion of Mr. Bailey of 22d, the rules were waived by a two-thirds vote, and—

Senate Bill No. 136 :

An act to amend an act entitled an act to incorporate the St. Johns River, Lake Weir and Gulf Railroad Company, being chapter 3803, Laws of Florida, approved June 7, 1887.

To be entitled an act to provide a fund for immigration purposes,

Was taken from the calendar and read the second time, together with the committee amendments.

On motion of Mr. Hind, the committee amendments were adopted, and the bill was ordered to be engrossed for its third reading.

On motion of Mr. Rogers, the rules were waived by a two-thirds vote, and—

Senate Bill No. 49 :

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

Was called from the calendar, and on motion was ordered to remain on its second reading.

By unanimous consent Mr. Randell introduced

Senate Bill No. 174 :

To be entitled an act to continue the rights and privileges and grants of the Florida Midland and Georgia Railroad Company, and to extend the time for the completion of the same;

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

Mr. Hind moved that the Senate adjourn until 10 o'clock tomorrow;

Which was agreed to,

And the Senate stood so adjourned.