

12:20 O'CLOCK.

At 12:20 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. Baya, Borden, Broome, Bryant, Calhoun, Crosby, Drake, Farmer, Hammond, Hardee, McKinne, Myers, Pirrong, Rogers, Rosborough, Smith of 30th, Smith of 31st, Summers, Swearingen, Wadsworth, Wall, Wolfe and Yancey—24.

A quorum present.

Reading of Senate bill No. 90 was resumed;

Which was read in full and ordered engrossed for its third reading.

On motion of Mr. Borden, the Senate adjourned until 10 o'clock Saturday morning, May 9, 1891.

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SATURDAY, May 9, 1891.

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. Baya, Borden, Bristol, Brett, Broome, Bryant, Calhoun, Coulter, Crosby, Drake, Farmer, Hammond, Hardee, McKinne, Myers, Pirrong, Smith of 30th, Smith of 31st, Swearingen, Thomas, Wadsworth, Wall, Wilkinson, Wolfe and Yancey—26.

A quorum present.

Prayer by the Chaplain.

The Journal was approved.

By Mr. Wolfe:

Senate bill No. 185:

To be entitled an act declaring the stream known as Pine Barren creek, in Escambia county, State of Florida, a navigable stream.

Mr. Wolfe moved that the rules be waived and that Senate bill No. 185 be read first time by its title;

Which was agreed to by a two-thirds vote and Senate bill

No. 185 was read first time by its title and referred to the Committee on Commerce and Navigation.

Mr. Hammond moved that the special order for 10:30 o'clock be advanced to this hour, 10:07;

Which was agreed to and so ordered.

#### SPECIAL ORDERS OF THE DAY.

Senate bill No. 7:

To be entitled an act to amend Chapter 3681 of the Laws of Florida, approved June 13, 1887, entitled an act for the assessment and collection of revenue.

Was read second time in full, together with the amendments offered by the Committee on Finance and Taxation.

Mr. Hammond moved that the bill be considered by sections;

Which was agreed to and so ordered.

Section 1 of Senate bill No. 7 was read.

Mr. McKinne moved that section 1 be adopted;

Which was agreed to, and section 1 of Senate bill No. 7 was adopted.

Section 2 of Senate bill No. 7 was read.

Mr. McKinne moved that section 2 be adopted;

Pending which—

Mr. Yancey offered the following amendment to section 2: "Strike out the words "day of" and insert "Monday in," in line 3 section 2.

Mr. Yancey moved that the amendment be adopted;

Which was agreed to, and the amendment was adopted.

Mr. McKinne moved that section 2 of the bill, as amended, be adopted;

Which was agreed to, and section 2 of the bill, as amended, was adopted.

Section 3 of Senate bill No. 7, was read.

Mr. Yancey offered the following amendment.

Strike out word "from" and insert word "after," in line 3, section 3.

Mr. Yancey moved that the amendment be adopted;

Which was agreed to, and the amendment to section 3 was adopted.

Mr. McKinne moved that section 3 as amended be adopted;

Which was agreed to, and section 3 of Senate bill No. 7 as amended was adopted.

Section 4 of Senate bill No. 7 was read.

Mr. McKinne offered the following amendment:

Strike out the word "prominent" in line 2, section 4.

Mr. McKinne moved that the amendment be adopted ;  
Which was agreed to and the amendment was adopted.

Mr. Hammond moved that section 4 as amended be adopted.

Pending which—

Mr. Swearingen offered the following amendment to section 4 :

In section 4, line 5, after the words "days" add "and posted at the court house of each county in this State."

Mr. Swearingen moved that the amendment be adopted ;

Which was agreed to and the amendment was adopted.

Mr. Swearingen moved that the vote by which his amendment passed be reconsidered.

Mr. Hammond moved that the rules be waived and that the vote by which the amendment offered by Mr. Swearingen passed be reconsidered at once ;

Which was agreed to by a two-thirds vote,

Whereupon Mr. Swearingen withdrew the amendment.

Mr. Baya offered the following amendment :

And when no newspaper is published in a county, that three copies of said list be prepared and posted in three public places, one of which shall be upon the court house at the county seat :

Which was withdrawn.

Mr. Calhoun offered the following amendment :

In section 4, line 3, after the word "State" insert "and shall cause to be posted at the court house door of each county in said State," and in line 5, section 4, after the word "days" add "and if no newspaper shall be published in said county, then said list of lands so posted shall be deemed a sufficient publication."

Mr. Calhoun moved that the amendment be adopted ;

Which was agreed to, and the amendment was adopted.

Mr. Smith, of 31st, offered the following amendment :

Add to section 4 "in a newspaper, as aforesaid, if one is published in the county, and by posting at the court house and three other most prominent places in the several counties."

Which was withdrawn.

Mr. Wall moved that section 4 of Senate bill No. 7, as amended, be adopted ;

Which was agreed to, and section 4 of the bill, as amended, was adopted.

Section 5 of Senate bill No. 7 was read.

Mr. Baya moved that the following amendments offered by the Committee on Finance and Taxation to section 5 be adopted.

In line 9, section 5, after the word "its" strike out "certification" and insert "redemption."

Mr. Wall offered the following amendment to the amendment offered by the committee :

Amend section 5 by striking out the words "eight per cent." in line 4, and inserting in lieu thereof the words "twenty-five per cent. per annum ;"

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

The amendment offered by the committee as amended was adopted.

Mr. Yancey moved that section 5 of the bill as amended be adopted ;

Which was agreed to, and section 5 of Senate bill No. 7 as amended was adopted.

Section 6 of Senate bill No. 7 was read.

Mr. Baya moved that the following amendments offered by the Committee on Finance and Taxation be adopted.

In section 6, line 14, after the word "credit" strike out the following words "of the school and immigration funds equally" and insert these words, "of the State and counties as now required by law in case of tax sales," and also wherever the words "fiveyears" occur strike out the same and insert "two years ;"

Which was agreed to, and the amendments offered by the Committee were adopted.

Mr. Yancey offered the following amendment to the amendment offered by the committee :

In line 3, section 6, strike out the word "inception" and insert the word "certification."

Mr. Yancey moved that the amendment be adopted ;

Which was agreed to and the amendment was adopted.

Mr. McKinne moved that the rules be waived and that the vote by which the committee amendments to section 6 of Senate bill No. 7 was adopted be reconsidered ;

Which was agreed to by a two-thirds vote, and the vote by which the committee amendment was adopted was reconsidered.

Mr. Calhoun offered the following amendment to the committee amendment :

In section 6, line 5, after the word "the" strike out all that follows in said section and insert "general revenue funds of the State and counties ;"

Which was agreed to and the amendment was adopted.

The committee amendments to section 6 of Senate bill No. 7 as amended were adopted.

Mr. McKinne moved that section 6 of Senate bill No. 7 as amended be adopted;

Which was agreed to and section 6 of the bill as amended was adopted.

Section 7 of Senate bill No. 7 was read.

Mr. Baya moved that the following committee amendments to section 7 of the bill be adopted.

Also wherever the words "interest at 8 per cent." occurs, strike out same and insert these words; "interest at 10 per cent." Also change the words "three years" in section 7, to "two years."

Which was agreed to and the amendment offered by the committee to section 7 of the bill was adopted.

Mr. Baya offered the following amendment to the committee amendments.

Strike out all after the word "sales" in line 6, section 7, printed bill.

Mr. Baya moved that the amendment to the amendment be adopted;

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

Mr. Baya moved that the rules be waived and that the vote by which the amendment offered by himself to the committee amendments to section 7 of the bill was adopted, be reconsidered;

Which was agreed to, by a two-thirds vote and the vote by which the amendment to the committee amendments was adopted was reconsidered.

Mr. Baya thereupon withdrew the amendment to the amendments offered by the committee:

Mr. Baya offered the following amendment to the amendment offered by the committee:

Strike out the word "ten" in the committee amendment in line 7, section 7, and insert "eight."

Mr. Baya moved that the amendment to the amendment be adopted:

Which was agreed to and the amendment was adopted.

Mr. Hammond moved that section 7 of the bill as amended be adopted;

Which was agreed to and section 7 of Senate bill No. 7 as amended was adopted.

Section 8 of Senate bill No. 7 was read.

Mr. Baya moved that the following amendment to section offered by the committee be adopted:

Wherever the words "three years" occur, make same read "two years."

Mr. Yancey offered the following amendment to the committee amendment:

In line 3 (printed bill), section 8, strike out the word "now" and add to the section the words "at the time of the passage of this act."

Mr. Yancey moved that the amendment to the amendment be adopted;

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

Mr. Baya moved that the committee amendment to section 8 be adopted;

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

Mr. Hammond moved that section 8 of the bill as amended be adopted;

Which was agreed to, and section 8 of Senate bill No. 7 as amended was adopted.

Section 9 of Senate bill No. 7 was read.

Mr. Yancey offered the following amendment:

Add to section 9 the following: "In so far as they conflict with the provisions of this act."

Mr. Yancey moved that the amendment be adopted;

Which was agreed to, and the amendment was adopted.

Mr. Wall moved that section 9 of Senate bill No. 7 as amended be adopted;

Which was agreed to, and section 9 of Senate bill No. 7 was adopted.

Mr. Hammond moved that Senate bill No. 7 as amended be adopted as a whole;

Which was agreed to, and Senate bill No. 7 as amended was adopted and ordered to be engrossed for its third reading.

On motion of Mr. Baya, Col. W. R. Moore, of the Second Florida Regiment, was invited to a seat within the bar of the Senate.

#### REPORTS OF COMMITTEES.

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

SENATE CHAMBER,  
TALLAHASSEE, FLA., May 9, 1891. }

HON. J. B. BROWNE,

*President of the Senate;*

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

Senate bill No. 89:

An act to amend an act entitled an act to revoke and abol-

ish the present municipal government of the town of DeLand, and to organize a city government for the said town,

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

Very respectfully,

O. J. H. SUMMERS,  
Chairman of Committee.

Also, the following:

SENATE CHAMBER, )  
TALLAHASSEE, FLA., May 9, 1891. }

HON. J. B. BROWNE,

*President of the Senate:*

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

Senate bill No. 127:

A bill to be entitled an act to provide for the assessment, levy and collection of taxes by the city of Jacksonville,

Beg leave to report that they have had the same under consideration, and recommend that the following be substituted therefor, and that the same do pass.

Substitute:

A bill to be entitled an act to amend an act entitled an act to establish the municipality of Jacksonville, provide for its government, and prescribe its jurisdiction and powers, approved May 31, 1887.

Very respectfully,

O. J. H. SUMMERS,  
Chairman of Committee.

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

SENATE CHAMBER, )  
TALLAHASSEE, FLA., May 9, 1891. }

HON. J. B. BROWNE,

*President of the Senate:*

SIR—Your Committee on Claims, to whom was referred—  
Senate bill No. 115:

Being an act for the relief of Francis F. Beville, ex-Treasurer of Polk county, State of Florida,

Beg leave to submit the following report: That they have the same under consideration and have directed their chairman to report the same favorably for the further action of the Senate.

Very respectfully,

W. H. BRISTOL,  
Chairman of Committee.

Mr. Wall moved that Senate bill No. 98 be made special order for 11 o'clock Monday morning, May 11, 1891.

A committee from the House of Representatives appeared at the bar of the Senate and notified the Senate that the House was ready to receive them in joint session.

The committee thereupon retired.

The President announced that the hour of 12 M. had arrived and the Senate would now proceed to the House of Representatives' hall.

The Senate thereupon marched in a body to the hall of the House of Representatives.

## TWELVE O'CLOCK M.

JOINT SESSION, May 9, 1891.

At 12 o'clock the Senate entered the hall of the House of Representatives and was received by the House.

President Browne in the chair.

The President ordered the Secretary of the Senate to call the roll of the Senate.

Upon call of the roll the following Senators answered to their names:

Mr. President, Messrs. Baya, Borden, Bristol, Bryant, Calhoun, Coulter, Crosby, Drake, Farmer, Hammond, Hardee, McKinne, Myers, Pirrong, Smith of 30th, Smith of 31st, Summers, Swearingen, Thomas, Wadsworth, Wall, Wolfe and Yancey—24.

A quorum present.

By request of the President, the Speaker of the House ordered the roll of the House called.

Upon call of the roll the following members answered to their names:

Mr. Speaker, Messrs. Atkinson, Baker, Baltzell, Bates, Beville, Blitch of Marion, Blitch of Levy, Buford, Burford, Canty, Carleton, Carson, Clark, Coulter, Haddock, Hicks, Hoeker, Hollinger, Lavender, Mann of Baker, McCaskill, McSwain, Monroe, Morgan, Parker, Priest, Richbourg, Rye, Shine, Sparkman, Stapler, Summerlin, Turnbull, Vann, Whitehurst, Whitner, Wilson and Young—32.

A quorum present.

Mr. Wall moved that the reading of the Journals of the

Senate and House in joint session, held May 8, 1891, be dispensed with;

Which was agreed to, and so ordered.

Mr. Wolfe moved that the joint session proceed to vote for a United States Senator;

Which was agreed to, and so ordered.

The vote of the Senate was:

For Mr. Call—Messrs. Calhoun, Coulter, Crosby, Pirrong, Smith of 30th, Swearingen, Thomas, Wadsworth and Yancey—9.

For Mr. Mays—Messrs. Borden, Bristol, Drake, Farmer, Hammond, Hardee and Myers—7.

For Dr. LaFar—Mr. President and Mr. Baya—2.

For J. H. McKinne—Mr. Broome—1.

For Thos. F. Swearingen—Mr. McKinne—1.

For H. F. Dutton—Mr. Smith of 31st—1.

For B. P. Calhoun—Messrs. Summers and Wall—2.

Upon call of the roll Mr. Bryant stated that he was paired with Mr. Rogers, and Mr. Wolfe stated that he was paired with Senator King.

The vote of the House was:

For Wilkinson Call—Mr. Speaker, Messrs. Bates, Buford, Carleton, Carson, Haddock, Hicks, Lavender, Mann of Baker, McCaskill, Monroe, Morgan, Richbourg, Rye, Saulsbury, Stapler, Summerlin and Wilson—18.

For D. H. Mays—Messrs. Atkinson, Baker, Baltzell, Beville, Burford, Hocker, Hollinger, Jenkins, McSwain, Sparkman and Young—11.

For Dr. T. A. LaFar—Messrs. Bogue, Dinick, Parker, Shine, Trammell, Whitehurst and Whitner—7.

For Mr. Bailey—Mr. Vann—1.

For R. C. Parkhill—Messrs. Blitch, of Levy, and Clark—2.

For Tom Simkins—Mr. Hutchinson—1.

For Nat. Walker—Mr. Usina—1.

Upon call of the roll Mr. Blitch, of Marion, stated that he was paired with Mr. Berry, and Mr. Priest stated that he was paired with Mr. McRae.

The Secretary announced that the total number of votes cast for United States Senator was 64.

Of which—

Mr. Mr. Call received 27 votes.

Mr. Mays received 18 votes.

Mr. LaFar received 9 votes.

Mr. McKinne received 1 vote.

Mr. Dutton received 1 vote.

Mr. Swearingen received 1 vote.

Mr. Calhoun received 2 votes.

Mr. Walker received 1 vote.

Mr. Simpkins received 1 vote.

Mr. Bailey received 1 vote.

Mr. Parkhill received 1 vote.

The President declared there was no election.

Mr. Yancey moved that the joint session adjourn until 12 o'clock Monday, May 11, 1891;

Which was agreed to.

Whereupon the Senate withdrew to its chamber.

12:20 O'CLOCK.

At 12:20 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. Baya, Borden, Bristol, Bryant, Calhoun, Coulter, Crosby, Drake, Farmer, Hammond, Hardee, McKinne, Myers, Pirrong, Smith of 30th, Smith of 31st, Summers, Swearingen, Wadsworth, Wall, Wilkinson, Wolfe and Yancey—24.

A quorum present.

On motion of Mr. Wall the Senate adjourned until 10 o'clock Monday morning, May 11, 1891.

MONDAY, May 11, 1891.

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. Baya, Borden, Bristol, Brett, Broome, Bryant, Calhoun, Coulter, Crosby, Farmer, Hardee, Johnson, Kirk, McKinne, Myers, Pirrong, Smith of 30th, Swearingen, Thomas, Wadsworth, Wall, Wolfe and Yancey—24.

A quorum present.