

Yeas—Messrs. Baya, Blich, Bristol, Calhoun, Farmer, Fleming, Genovar, Marks, McKinney, McLeran, Morrow, Perrenot, Reeves, Rosborough, Smith, Thomas and Whidden—17.

Nays—Messrs. Borden and Johnson—2.

So the bill passed, title as stated, and was ordered certified to the House of Representatives.

The Senate thereupon, on motion of Mr. Wolfe, adjourned until 10 o'clock A. M., Wednesday, May 31, 1893.

Confirmations.

To be county commissioners for Sumter county, Florida:

D. J. Wright, Oxford, Florida, for district No. 1.

David H. Baker, Orange Home, Florida, for district No. 2.

David M. Lay, Panasoffkee, Florida, for district No. 3.

John Q. Smith, Center Hill, Florida, for district No. 4.

To be county commissioners for Calhoun county:

W. B. Clark, Murysville, Florida, for district No. 1.

W. G. Montford, Selman, Florida, for district No. 2.

J. H. McClellan, Jr., Blountstown, Florida, for district No. 3.

John G. Pitts, Poplar Head, Florida, for district No. 4.

H. M. Spicer, Cromaton, Florida, for district No. 5.

To be county commissioners for Alachua county:

W. M. Blich, LaCrosse, Florida, for district No. 1.

W. J. Mathews, Trenton, Florida, for district No. 2.

T. B. Ellis, Gainesville, Florida, for district No. 3.

J. W. Carter, Micanopy, Florida, for district No. 4.

R. B. Weeks, Hawthorn, Florida, for district No. 5:

To be county commissioners for Washington county:

P. M. Ellis, Careyville, Florida, for district No. 3.

B. F. Calvin, Point Washington, Florida, for district No. 4.

John R. Thompson, St. Andrews, Florida, for district No. 5.

D. K. Hickey, Pensacola, Florida, to be shipping agent at that port.

To be county commissioners for Walton county:

John C. Douglass, Argyle, Florida, for district No. 1.

Lafayette Cawthon, Ealum, Florida, for district No. 2.

John C. McSween, DeFuniak Springs, Florida, for district No. 3.

John J. McCaskill, Freeport, Florida, for district No. 4.

C. L. N. Hart, Crest View, Florida, for district No. 5.

To be commissioners, city of Key West, Florida:

B. B. Whalton, Francis R. Maloney, A. L. Polaski, G. S. Waite, B. P. Baker, John T. Sawyer, Neason S. Moreno, J. W. Johnson and Gabriel Ayala.

To be county commissioners of Citrus county, Florida:

G. P. Miller, Crystal River, Florida, for district No. 1.

J. H. Grock, Homosassa, Florida, for district No. 2.

J. W. Johns, LeCanto, Florida, for district No. 3.

J. A. Hampton, Floral City, Florida, for district No. 4.

J. T. Pritchard, Inverness, Florida, for district No. 5.

To be county commissioners of Suwannee county:

J. M. Hall, O'Brien, Florida, for district No. 5.

To be county commissioners for Taylor county:

William Parker, Perry, Florida, for district No. 1.

Andrew Wright, Perry, Florida, for district No. 2.

Augustine T. Jackson, Stephenville, Florida, for district No. 3.

John C. English, Iddo, Florida, for district No. 4.

James E. Vann, Sunnyside, Florida, for district No. 5.

To be county commissioners for Monroe county:

John Williams, Key West, Florida, for district No. 1.

George H. Curry, Key West, Florida, for district No. 2.

Jeremiah Fogarty, Key West, Florida, for district No. 3.

James W. Carey, Key West, Florida, for district No. 4.

John F. Navarro, Key West, Florida, for district No. 5.

WEDNESDAY, MAY 31, 1893.

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, Blich, Borden, Bristol, Broome, Browne, Calhoun, Farmer, Fleming, Genovar, Johnson, Marks, McKay, McKinne, McKinney, McLeran, Morrow, Myers, Perrenot, Reeves, Rosborough, Smith, St. Clair Abrams, Summers, Thomas, Wadsworth, Whidden, Williamson and Wolfe—30.

A quorum present.
Prayer by the Chaplain.
The Journal was approved.

Messages from the House of Representatives

The following message from the House of Representatives was again read, the same having been passed informally yesterday:

HOUSE OF REPRESENTATIVES, }
TALLAHASSEE, FLA., May 25, 1893. }

HON. W. H. REYNOLDS,

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. 200:

To be entitled an act to create a corporation to be named "The Industrial Insurance and Banking company," and to confer certain privileges thereon.

And passed,

Senate Bill No. 238:

To be entitled an act to amend chapter 3781 of the Laws of Florida, entitled an act to revoke and abolish the present municipal government of the town of DeLand, and to organize a city government for said town, with amendments thereto.

And would respectfully request the concurrence of the Senate to said amendments.

Very respectfully,

WM. FORSYTH BYNUM,

Chief Clerk House of Representatives.

Senate Bill No. 200 transmitted with the message was or-

dered referred to the Committee on Enrolled Bills to be enrolled.

Mr. Bristol moved that the Senate concur in the House amendment to Senate Bill No. 238;

Which was agreed to, and the amendment was concurred in.

The Secretary was directed to inform the House of Representatives of the concurrence of the Senate to the House amendment to Senate Bill No. 238. The bill, as amended, was referred to the Committee on Enrolled Bills to be enrolled.

Reports of Committees.

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

SENATE CHAMBER, }
TALLAHASSEE, FLA., May 31, 1893. }

HON. W. H. REYNOLDS,

President of the Senate:

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

Senate Bill No. 215:

A bill to be entitled an act to make official stenographic reports evidence in certain cases.

Also,

Senate Bill No. 298:

An act to amend section 906 Revised Statutes relating to fertilizers.

Beg leave to report that we have carefully examined same and find them correctly engrossed.

Very respectfully,

J. EMMET WOLFE,

Chairman of Committee.

The bills accompanying the report were placed among the orders of the day

Mr. McKinne, Chairman of Committee on Railroads, submitted the following report:

SENATE CHAMBER,
TALLAHASSEE, FLA., June 1, 1893. }

HON. W. H. REYNOLDS,

President of the Senate:

SIR—Your Committee on Railroads, to whom was referred—

House Bill No. 95:

A bill to be entitled an act relative to the receipt, shipment and delivery of freight by railroad companies and other common carriers, and to compel railroad companies to transport and return cars received from connecting lines, and to require connecting lines of railroads to construct sidings and connections with each other's lines.

Beg leave to state that we have considered the same, and return it without recommendation.

Very respectfully,

J. H. McKINNE,

Chairman Committee.

Also the following:

SENATE CHAMBER,
TALLAHASSEE, FLA., June 1, 1893. }

HON. W. H. REYNOLDS,

President of the Senate:

SIR—Your Committee on Railroads, to whom was referred—

House Bill No. 329:

A bill to be entitled an act to extend the rights and franchises of the DeSoto, Fort Myers and Gulf Railroad Company.

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

Very respectfully,

J. H. McKINNE,

Chairman of Committee on Railroads.

The bills accompanying the reports were placed among the orders of the day.

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

SENATE CHAMBER,
TALLAHASSEE, FLA., May 30, 1893. }

HON. W. H. REYNOLDS,

President of the Senate:

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

House Bill No. 177:

Entitled an act to repeal chapter 4056, being an act to establish a criminal court of record in the county of Volusia, Florida.

Also,

House Bill No. 287:

Entitled an act to repeal chapter 3934 of the laws of Florida, the same being an act to establish a criminal court of record in Lake county, Florida.

Beg leave to report that they have examined the same, and recommend that they do not pass.

Very respectfully,

FRED. T. MYERS,

Chairman Committee.

The bills accompanying the report were placed among the orders of the day.

The regular order was proceeded with, being

Consideration of Bills on Third Reading.

The roll was called and Mr. Browne called up:

House Bill No. 405:

A bill to be entitled an act to prescribe rules and regulations for licensing teachers, to provide for uniform examinations, to secure fairness in examinations and in issuing teachers' certificates and for other purposes;

Which was read the third time and put upon its passage.

Upon its passage the vote was:

Yeas—Messrs. Baya, Blich, Browne, Calhoun, Fleming, Johnson, Marks, McKay, McLeran, Morrow, Myers, Rosborough, St. Clair Abrams, Summers, Wadsworth and Wolfe

Nays—Messrs. Borden, Farmer, McKinney, Perrenot, Reeves, Smith and Thomas—7.

So the bill passed, title as stated, and was ordered certified to the House of Representatives.

Mr. McLeran called up:

House Bill No. 313:

A bill to be entitled an act to suppress the illegal sale of spirituous, vinous and malt liquors, and to prescribe a rule of evidence therein;

Which was read the third time and put upon its passage.

Upon its passage the vote was:

Yeas—Messrs. Baya, Blich, Borden, Bristol, Broome, Calhoun, Johnson, Marks, McKay, McKinney, McLeran, Morrow, Rosborough, Summers, Wadsworth, Williamson and Wolfe—17.

Nays—Messrs. Farmer, Myers and Perrenot—3.

So the bill passed, title as stated, and was ordered certified to the House of Representatives.

By permission—

Mr. McKinne, Chairman of Committee on Railroads, submitted the following report:

SENATE CHAMBER,
TALLAHASSEE, FLA., June 1, 1893. }

HON. W. H. REYNOLDS,

President of the Senate:

SIR—Your Committee on Railroads, to whom was referred—

House Bill No. 266:

To be entitled an act to force railroad companies, other companies and other persons running cars or trains in this State to post marks and brands and color of live stock that may be killed or injured by engines or cars and to keep a record and to provide for the payment of same.

Beg leave to say that we have had the same under consideration, and recommend that it do pass, with accompanying amendment:

In section 3, line 13, after the word "depot," strike out "flag station and public road crossing."

Very respectfully,

J. H. MCKINNE,

Chairman Committee on Railroads.

The bill accompanying the report was placed among the orders of the day.

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

SENATE CHAMBER,
TALLAHASSEE, FLA., May 31, 1893. }

HON. W. H. REYNOLDS,

President of the Senate:

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

An act in relation to change the venue in civil cases.

Also,

An act for the relief of the First National Bank of Gainesville.

Also,

An act to prevent the use of purse or drag seines, and to prohibit the building and maintaining of dykes or pounds in any stream, river or waters of this State, whereby shad may be prevented from running or passing up, or through the same, during their spawning season, between December 1st and April 1st of every year.

Also,

An act to prohibit wrongful combinations against workmen, and to punish the same.

Also,

An act to amend section 568 and 570, of the Revised Statutes of the State of Florida, concerning annuities for disabled soldiers and sailors of the State of Florida.

Also,

An act to authorize the town of Quincy to issue bonds to an amount not to exceed the sum of twenty thousand dollars for waterworks and sewerage.

Also,

An act to organize and establish a county court in and for the county of Suwannee, to provide for the compensation of the judge of said court, and to provide for the appointment of a prosecuting attorney for said court and to fix his compensation.

Also,

69s

An act for the relief of C. A. Butler, guardian for Martha Willis, a deceased lunatic.

Also,

An act to establish a county court in and for Columbia county, Florida.

Also,

An act to prohibit manufacturers in the State of Florida from the wrongful use of the name of the city in which such articles are manufactured.

Also,

An act to create a corporation to be named the Industrial-Insurance and Banking Company, and to confer certain privileges thereon.

Also,

An act to amend an act to incorporate the trustees of the Presbyterian Church of St. Augustine.

Also,

An act prescribing the time for holding the terms of the circuit court in the seventh judicial circuit of Florida.

Also,

Senate memorial relating to establishing a mail route over the branch of S., F. & W. R'y from Fort White to Lake City.

Also,

Senate memorial asking for an appropriation for better equipping the agricultural college of the United States.

Also,

Senate Memorial:

Asking for an appropriation to deepen channel of St. Johns river between Jacksonville and Palatka.

Also,

Senate Concurrent Resolution:

Relative to the payment for services of book-keeper in investigating insane asylum.

Beg leave to report that they have carefully examined the same and find them correctly enrolled.

Very respectfully,

F. B. GENOVAR,

Chairman Committee on Enrolled Bills.

The acts accompanying the report were referred to the

Joint Committee on Enrolled Bills for examination and signature.

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

SENATE CHAMBER,
TALLAHASSEE, FLA., May 31, 1893. }

HON. W. H. REYNOLDS,

President of the Senate:

SIR—Your Joint Committee on Enrolled Bills, beg leave to report that they have examined the following acts:

An act to repeal section 12 of an act entitled an act to incorporate the International Railroad and Steamship company.

Also,

An act to repeal sections 918, 919, 920, 921, 922, 923 and 924 of the Revised Statutes of the State of Florida.

Also,

An act to define the duties of all common carriers in the State engaged in transportation.

Also,

An act to provide for the service of non-resident defendants and others in chancery cases, being an act to amend section 1413 of the Revised Statutes.

Also,

An act to compel persons butchering beeves to exhibit the hides for inspection.

Also,

An act to authorize the Governor, Comptroller and Treasurer to deposit public moneys with banks in this State.

Also,

An act for the assessment and collection of taxes on bank stock.

Also,

An act declaring Alexander Spring Creek, in Lake county, a navigable stream.

Also,

An act to amend sections 2421, 2423 and 2425, and to repeal section 2422 of the Revised Statutes of the State of Florida, relating to the carrying of concealed weapons.

Also,

An act for the relief of Harry Bonny Stout.

Also,

An act to incorporate the Mercantile Phosphate Company, and to define its business and powers.

And find them correctly enrolled, and present the same for the signature of the President of the Senate and Secretary, the same having been signed by the Speaker and Chief Clerk of the House.

Very respectfully,

F. B. GENOVAR,

Chairman Joint Committee on Enrolled Bills.

Enrolled.

The President gave notice that he was about to sign:

An act to repeal section 12 of an act entitled an act to incorporate the International Railroad and Steamship Company of Florida.

Also,

An act to repeal sections 918, 919, 920, 921, 922, 923 and 924 of the Revised Statutes of the State of Florida.

Also,

An act to define the duties of all common carriers in the State engaged in transportation.

Also,

An act to provide for the service of non-resident defendants and others in chancery cases, being an act to amend section 1413 of the Revised Statutes.

Also,

An act to compel persons butchering beeves to exhibit the hides for inspection.

Also,

An act to authorize the Governor, Comptroller and Treasurer to deposit public moneys with banks in this State.

Also,

An act for the assessment and collection of taxes on bank stock.

Also,

An act declaring Alexander Spring creek, in Lake county, a navigable stream.

Also,

An act to amend sections 2421, 2423 and 2425 and to repeal section 2422 of the Revised Statutes of the State of Florida, relating to the carrying of concealed weapons.

Also,

An act for the relief of Harry Bonny Stout.

Also,

An act to incorporate the Mercantile Phosphate company and to define its business and powers.

The acts were thereupon duly signed by the President and Secretary of the Senate, and ordered returned to the chairman of the Joint Committee on Enrolled Bills to convey to the Governor for his approval.

Mr. Williamson moved that the rules be waived and that the Senate recur to the consideration of

Messages from the House of Representatives.

Which was agreed to by a two-thirds vote, and so ordered. Whereupon,

The following message was read:

HOUSE OF REPRESENTATIVES,
TALLAHASSEE, FLA., May 31, 1893. }

HON. W. H. REYNOLDS,

President of the Senate:

SIR—I am directed by the House of Representatives to inform the Senate that the House of Representatives has adopted, under suspension of the rules, by a two-thirds vote—

House Concurrent Resolution No. 86:

Authorizing the Joint Committee on Enrolled Bills to change the title of an act to continue the rights, privileges and grants of the Withlacoochee Railroad company, so as to read "an act to change the name and continue the rights, privileges and franchises of the Homosassa and Withlacoochee Railroad company."

Very respectfully,

WM. FORSYTH BYNUM,

Chief Clerk House of Representatives.

Mr. Williamson moved that the rules be further waived and that House Concurrent Resolution No. 86 be read the first time by its title;

Which was agreed to by a two-thirds vote.

Whereupon the concurrent resolution was read the first time by its title.

Mr. Williamson moved that the rules be further waived and that House Concurrent Resolution No. 86 be read the second time by its title;

Which was agreed to by a two-thirds vote.

Whereupon the concurrent resolution was read the second time by its title.

Mr. Williamson moved that the rules be further waived and that the concurrent resolution be read the third time and adopted;

Which was agreed to by a two-thirds vote and the concurrent resolution was read the third time and adopted.

Mr. Genovar, Chairman Joint Committee on Enrolled Bills, submitted the following report:

SENATE CHAMBER,
TALLAHASSEE, FLA., May 31, 1893. }

HON. W. H. REYNOLDS,

President of the Senate :

SIR—Your Joint Committee on Enrolled Bills beg leave to report that they have delivered the following acts to the Governor:

An act to repeal section 12 of an act entitled an act to incorporate the International Railway and Steamship Company of Florida.

Also,

An act to repeal sections 918, 919, 920, 921, 922, 923 and 924 of the Revised Statutes of the State of Florida.

Also,

An act to define the duties of all common carriers in the State engaged in transportation.

Also,

An act to provide for the service of non-resident defendants and others in chancery cases, being an act to amend section 1413 of the Revised Statutes.

Also,

An act to compel persons butchering beeves to exhibit the hides for inspection.

Also,

An act to authorize the Governor, Comptroller and Treasurer to deposit the public moneys with banks in this State.

Also,

An act for the assessment and collection of taxes on bank stock.

Also,

An act declaring Alexander Spring Creek, in Lake county, a navigable stream.

Also,

An act to amend sections 2421, 2423, and 2425, and to repeal section 2422 of the Revised Statutes of the State of Florida, relating to the carrying of concealed weapons.

Also,

An act for the relief of Harry Bonny Stout.

Also,

An act to incorporate the Mercantile Phosphate Company, and to define its business and powers.

Very respectfully,

F. B. GENOVAR,

Chairman of Joint Committee on Enrolled Bills.

Special Order of the Day.

Pursuant to the order made yesterday, the Senate at 11 o'clock proceeded to the consideration of House Bills Nos. 279, 281 and 283.

House Bill No. 283:

A bill to be entitled an act prescribing the compensation to be allowed sheriffs for the feed of prisoners when payable by the State or county,

Was first taken up, read the third time and put upon its passage.

Mr. Baya asked unanimous consent to amend the bill as follows:

In section 1 after the words "first five prisoners or under," strike out "thirty-five" and insert "forty."

Also and after the words "they shall receive," strike out "twenty-five" and insert "thirty;"

Which was not granted.

The bill was then put upon its passage.

Upon its passage the vote was:

Yeas—Messrs. Baya, Fleming, McKinne, McKinney, McLeran, Myers and Perrenot—7.

Nays—Messrs. Blitch, Borden, Broome, Calhoun, Farmer, Genovar, Johnson, Marks, Morrow, Rosborough, Smith, St. Clair Abrams, Summers, Thomas, Wadsworth, Williamson and Wolfe—17.

Mr. Bristol stated he was paired with Mr. Grady. If Mr. Grady was present, Mr. Bristol would vote aye on the passage of the bill.

Mr. McKay stated that he was paired with Mr. Reeves. If Mr. Reeves was present, Mr. McKay would vote nay.

So the bill failed to pass.

House Bill No. 281:

A bill to be entitled an act prescribing the mileage to be allowed sheriffs, constables and other officers when such mileage is paid by the State.

Was taken up;

Which was read the third time and put upon its passage.

Upon its passage the vote was:

Yeas—Messrs. Baya, Bristol, Browne, Calhoun, Fleming, Genovar, McKinney, Myers, Reeves and Wolfe—10.

Nays—Messrs. Blitch, Borden, Broome, Farmer, Johnson, Marks, McKay, McKinne, McLeran, Morrow, Perrenot, Rosborough, Smith, Summers, Thomas, Wadsworth and Williamson—17.

So the bill failed to pass.

House Bill No. 279:

A bill to be entitled an act disallowing fees in cases before committing magistrates, when information are not filed nor indictments found,

Was taken up, read the third time and put upon its passage.

Mr. Myers asked unanimous consent to amend the bill as follows:

Add the following to section 1: "except the costs for executing the warrant;"

Which was granted.

The bill was then put upon its passage.

Upon its passage the vote was:

Yeas—Messrs. Baya, Blitch, Borden, Bristol, Broome, Browne, Calhoun, Fleming, Genovar, Johnson, Marks, McKay, McKinne, McKinney, McLeran, Morrow, Myers, Perrenot, Reeves, Rosborough, Smith, St. Clair Abrams, Summers, Thomas, Wadsworth and Wolfe—26.

Nays—Messrs. Farmer and Williamson—2.

So the bill passed, title as stated, and was ordered certified to the House of Representatives.

Message from the Governor.

The following message from the Governor was read:

STATE OF FLORIDA, EXECUTIVE DEPARTMENT,
TALLAHASSEE, May 30, 1898. }

HON. W. H. REYNOLDS,

President of the Senate:

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

An act to require the clerk of the supreme court of this State to furnish the reports of the decisions of said court to the United States circuit court of appeals for the fifth circuit.

An act to provide for the levy of taxes for the years 1893 and 1894.

An act to establish the municipality of Port Tampa, provide for its government and prescribe its jurisdiction and powers.

An act to re-enact an act entitled an act to incorporate the Arcadia, Gulf Coast and Lakeland Railroad company and to grant lands to the same.

An act to punish fishing in the lakes of this State with seines or nets or any set device for a term of years.

An act to incorporate and organize a municipal government to be known as San Mateo City and to prescribe its duties and powers.

An act to incorporate the city of Bartow and to abolish the present incorporation of said city.

And,

An act to organize a county court in and for the county of Citrus, to prescribe the terms thereof and to provide for the appointment of a prosecuting attorney and for his compensation and for that of the judge of said court.

And I have filed the same with the Secretary of State.

And the following bill, having become a law by reason of the Constitutional limitation prescribed in Section 28 of Article 3 of the Constitution, has also been filed with the Secretary of State.

An act to fix the pay of members, officers and attaches of the legislature of A. D. 1893.

Very respectfully,

HENRY L. MITCHELL,

Governor.

Mr. Broome moved that the rules be waived and that the Senate go into executive session;

Which was agreed to by a two-thirds vote.

Whereupon,

At 1:10 o'clock the chamber was cleared and the doors closed.

At 1:38 o'clock the doors were opened.

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

Mr. President, Messrs. Baya, Blich, Borden, Broome, Fleming, Genovar, Johnson, Marks, McKay, McKinney, McLeran, Morrow, Myers, Reeves, Rosborough, Thomas, Williamson and Wolfe—19.

A quorum present.

The Senate thereupon, on motion of Mr. Fleming, took a recess until 4 o'clock.

AFTERNOON SESSION.

4 O'CLOCK.

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, Blich, Borden, Bristol, Broome, Browné, Calhoun, Farmer, Fleming, Genovar, Johnson, Marks, McKay, McKinne, McKinney, McLeran, Morrow, Reeves, Rosborough, Smith, Thomas, Wadsworth, Williamson and Wolfe—25.

A quorum present.

The Senate proceeded to the

Consideration of Bills on Third Reading.

Mr. Morrow called up:

House Bill No. 384:

To be entitled an act to authorize and empower the Florida Coast Line Canal and Transportation company to surrender and relinquish to the United States its control and chartered rights over and in that portion of its waterway along the Indian river, between Goat creek and Jupiter inlet, and to relieve the said company from its obligation to maintain the said waterway between the points above mentioned, when the United States shall assume the control and improvement thereof;

Which was read the third time and put upon its passage.

Upon its passage the vote was:

Yeas—Messrs. Baya, Blich, Borden, Bristol, Farmer, Fleming, Johnson, McKay, McKinne, McKinney, McLeran, Morrow, Reeves, Rosborough, Smith, Thomas and Wadsworth—17.

Nays—None.

So the bill passed, title as stated, and was ordered certified to the House of Representatives.

Mr. Baya called up:

Senate Bill No. 258:

A bill to be entitled an act to amend section 369 of the Revised Statutes of Florida, relating to reports of tax collectors;

Which was read the third time and put upon its passage.

Upon its passage the vote was:

Yeas—Messrs. Baya, Borden, Bristol, Calhoun, Fleming, Genovar, Johnson, McKay, McKinne, McKinney, McLeran, Morrow, Rosborough, Smith, Thomas and Wadsworth—16.

Nays—Messrs. Blich and Farmer—2.

So the bill passed, title as stated, and was ordered certified to the House of Representatives.

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

SENATE CHAMBER,
TALLAHASSEE, FLA., May 31, 1893. }

HON. W. H. REYNOLDS,

President of the Senate:

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

An act in relation to change of venue in civil cases.

Also,

An act for the relief of the First National Bank of Gainesville.

Also,

An act to prevent the use of purse or drag seines, and to prohibit the building and maintaining of dykes or pounds, in any streams, rivers or waters of this State, whereby shad may be prevented from running or passing up or through the same, during their spawning season, between December 1st and April 1st of every year.

Also,

An act to prohibit wrongful combinations against workmen, and to punish the same.

Also,

An act to amend section 568 and 570 of the Revised Statutes of the State of Florida, concerning annuities for disabled soldiers and sailors of the State of Florida.

Also,

An act to authorize the town of Quincy to issue bonds to an amount not to exceed the sum of twenty thousand dollars for waterworks and sewerage.

Also,

An act to organize and establish a county court in and for the county of Suwannee, to provide for the compensation of the judge of said court, and to provide for the appointment of a prosecuting attorney for said court and to fix his compensation.

Also,

An act for the relief of C. A. Butler, guardian for Martha Willis, a deceased lunatic.

Also,

An act to establish a county court in and for Columbia county, Florida.

Also,

An act to prohibit manufacturers in the State of Florida from the wrongful use of the name of the city in which such articles are manufactured.

Also,

An act to create a corporation to be named the Industrial Insurance and Banking Company, and to confer certain privileges thereon.

Also,

An act to amend an act to incorporate the trustees of the Presbyterian Church of St. Augustine.

Also,

An act prescribing the time for holding the terms of the circuit court in the Seventh judicial circuit of Florida.

Also,

Senate Memorial:

Relating to establishing a mail route over the branch of S., F. & W. R'y from Fort White to Lake City.

Also,

Senate Memorial:

Asking for an appropriation for better equipping the agricultural college of the United States.

Also,

Senate Memorial:

Asking for an appropriation to deepen channel of St. Johns river between Jacksonville and Palatka.

Also,

Senate Concurrent Resolution:

Relative to the payment for services of book-keeper in investigating insane asylum.

Also,

An act for the relief of the estate of D. R. Elliott, of Suwannee county, deceased.

Beg leave to report them correctly enrolled, that the above acts have been signed by the Speaker and Chief Clerk of the House and respectfully present them for the signatures of the President and Secretary of the Senate.

Very respectfully,

F. B. GENOVAR,

Chairman of Joint Committee on Enrolled Bills.

Enrolled.

The President gave notice that he was about to sign
An act in relation to change of venue in civil cases.

Also,

An act for the relief of the First National Bank of Gainesville.

Also,

An act to prevent the use of purse or drag seines, and to prohibit the building or maintaining of dykes or pounds in any streams, river or waters of this State, whereby shad may be prevented from running or passing up or through the same, during their spawning season, between December 1st and April 1st of each year.

Also,

An act to prohibit wrongful combinations against workmen, and to punish the same.

Also,

An act to amend sections 568 and 570 of the Revised Statutes of the State of Florida, concerning annuities for disabled soldiers and sailors of the State of Florida.

Also,

An act to authorize the town of Quincy to issue bonds to an amount not to exceed the sum of twenty thousand dollars for waterworks and sewerage.

Also,

An act to organize and establish a county court in and for the county of Suwannee, to provide for the compensation of the judge of said court, and to provide for the appointment of a prosecuting attorney of said court and to fix his compensation.

Also,

An act for the relief of C. A. Butler, guardian for Martha Willis, a deceased lunatic.

Also,

An act to establish a county court in and for Columbia county, Florida.

Also,

An act to prohibit manufacturers in the State of Florida from the wrongful use of the name of the city in which such articles are manufactured.

Also,

Senate Memorial:

Relating to the establishment of a mail route over the branch of the S., F. & W. R'y from Fort White to Lake City.

Also,

Senate Memorial:

Asking for an appropriation for better equipping the agricultural college of the United States.

Also,

Senate Memorial:

Asking for an appropriation to deepen channel of St. John's river between Jacksonville and Palatka.

Also,

Senate Concurrent Resolution:

Relative to the payment for services of bookkeeper in investigating insane asylum.

Also,

An act to create a corporation to be named The Industrial Insurance and Banking company and to confer certain privileges thereon.

Also,

An act to amend an act to incorporate the trustees of the Presbyterian church of St. Augustine.

Also,

An act prescribing the time for holding the terms of the Circuit Court in the Seventh Judicial Circuit of Florida.

Also,

An act for the relief of the estate of D. R. Elliott, of Suwannee county, Florida, deceased.

The acts were thereupon duly signed by the President and Secretary of the Senate and ordered returned to the chairman of the Joint Committee on Enrolled Bills to convey to the Governor for his approval.

Consideration of the regular order was resumed, and

Mr. Myers called up:

House Bill No. 255:

A bill to be entitled an act requiring the county commissioners of the several counties to inspect certain county offices, to cause reports of the transactions of the same to be made, and authorizing them under certain circumstances, to have the unfinished business of such offices completed;

Which was read the third time and put upon its passage.

Upon its passage the vote was:

Yeas—Messrs. Baya, Blich, Bristol, Calhoun, Farmer, Fleming, Genovar, Johnson, McKinne, McKinney, McLeran, Morrow, Myers, Reeves, Rosborough, Smith, Thomas, Wadsworth, Williamson and Wolfe—20.

Nays—None.

So the bill passed, title as stated, and was ordered certified to the House of Representatives.

Mr. Reeves called up:

House Bill No. 351:

A bill to be entitled an act to amend section 244, and to repeal section 245 of chapter 1, under title 5 of the Revised Statutes of Florida.

Which was read the third time and put upon its passage.

Upon its passage the vote was:

Yeas—Messrs. Baya, Blich, Borden, Bristol, Calhoun, Fleming, Genovar, Johnson, Marks, McKay, McKinne, McKinney, McLeran, Morrow, Perrenot, Reeves, Rosborough, Smith, Thomas, Williamson and Wolfe—21.

Nays—Messrs. Summers and Wadsworth—2.

So the bill passed, title as stated, and was ordered certified to the House of Representatives.

Mr. Reeves moved that the rules be waived, and that the Senate take up House Joint Resolution No. 20 out of its regular order on its second reading;

Which was agreed to by a two thirds vote, and so ordered and

House Joint Resolution No. 20:

A joint resolution proposing an amendment to the Constitution of the State of Florida.

Mr. Reeves moved that the rules be further waived, and that House Joint Resolution No. 20 be read the second time by its title, and passed to its third reading without reference;

Which was agreed to by a two-thirds vote.

Whereupon the joint resolution was read the second time by its title and passed to its third reading.

Mr. Reeves moved that the rules be further waived and that the joint resolution be read the third time;

Which was agreed to by a two-thirds vote and the joint resolution was read the third time and put upon its passage.

Upon its passage the vote was:

Yeas—Messrs. Baya, Blich, Borden, Bristol, Calhoun, Fleming, Genovar, Johnson, Marks, McKay, McKinne, McKinney, McLeran, Morrow, Perrenot, Reeves, Rosborough, Smith, Thomas, Wadsworth, Williamson and Wolfe—22.

Nays—None.

So the joint resolution having received the requisite three-fifths vote passed, title as stated, and was ordered certified to the House of Representatives.

Mr. Reeves asked unanimous consent to withdraw Senate Joint Resolution No. 247;

Which was granted.

Mr. Calhoun moved that the rules be waived, and that the Senate take up House Bill No. 209 out of its regular order on its second reading;

Which was withdrawn.

Mr. Smith called up:

Senate Bill No. 297:

A bill to be entitled an act to increase the facilities and improve the transportation throughout the State and to incorporate the Florida Grand Trunk Railway company.

Which was read the third time and put upon its passage.

Upon its passage the vote was:

Yeas—Messrs. Baya, Blich, Borden, Calhoun, Fleming, Genovar, Johnson, Marks, McKay, McKinne, McKinney, McLeran, Morrow, Myers, Rosborough, Smith, Summers, Wadsworth, and Williamson—19.

Nays—None.

So the bill passed, title as stated, and was ordered certified to the House of Representatives.

Pending further consideration of bills on third reading

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

SENATE CHAMBER,
TALLAHASSEE, FLA., May 31, 1893. }

HON. W. H. REYNOLDS,

President of the Senate:

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

An act in relation to change of venue in civil cases.

Also,

An act for the relief of the First National Bank of Gainesville.

Also,

An act to prevent the use of purse or drag seines, and to prohibit the building and maintaining of dykes or pounds in any stream, river or waters of this State, whereby shad may be prevented from running, or passing up or through the same during their spawning season, between December 1st and April 1st of every year.

Also,

70s

An act to prohibit wrongful combinations against workmen and to punish the same.

Also,

An act to amend sections 568 and 570 of the Revised Statutes of the State of Florida, concerning annuities for disabled soldiers and sailors of the State of Florida.

Also,

An act to create a corporation to be named "The Industrial Insurance and Banking Company, and to confer certain privileges thereon.

Also,

An act to amend an act to incorporate the trustees of the Presbyterian church of St. Augustine.

Also,

An act prescribing the time for holding the terms of the circuit court in the seventh judicial circuit of Florida.

Also,

An act to authorize the town of Quincy to issue bonds to an amount not to exceed the sum of twenty thousand dollars for waterworks and sewerage.

Also,

An act to organize and establish a county court in and for the county of Suwannee, to provide for the compensation of the judge of said court and to provide for the appointment of a prosecuting attorney for said court and to fix his compensation.

Also,

An act for the relief of C. A. Butler, guardian for Martha Willis, a deceased lunatic.

Also,

An act to establish a county court in and for Columbia county, Florida.

Also,

An act to prohibit manufacturers in the State of Florida from the wrongful use of the name of the city in which such articles are manufactured.

Also,

An act for the relief of the estate of D. R. Elliott of Suwannee county, deceased.

Beg leave to report that they have delivered the foregoing acts to the Governor.

Very respectfully,

F. B. GENOVAR,

Chairman Joint Committee on Enrolled Bills.

By permission—

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

SENATE CHAMBER,
TALLAHASSEE, FLA., May 31, 1893. }

HON. W. H. REYNOLDS,

President of the Senate:

SIR—Your Committee on Judiciary, to whom was referred—
Senate Bill No. 314:

A bill to be entitled an act to prohibit bank officers and employes speculating or dealing in futures, or buying and selling either or both on margins.

Beg leave to report that they have examined the same, and report it back to the Senate without recommendation.

Very respectfully,

FRED. T. MYERS,

Chairman of Committee.

The bill accompanying the report was placed among the orders of the day.

The regular order was resumed.

Mr. Thomas called up:

House Bill No. 322:

A bill to be entitled an act to establish and maintain a uniform course or series of text books to be used in the public schools of the State of Florida, and providing for the purchase and sale of the same;

Which was read the third time and put upon its passage.

Upon its passage the vote was:

Yeas—Messrs. Bristol, Broome, Fleming, McKay, Perrenot, Reeves and Thomas—7.

Nays—Messrs. Bays, Blitch, Borden, Calhoun, Farmer, Genovar, Johnson, Marks, McKinne, McKinney, McLeran, Morrow, Myers, Rosborough, Smith, St. Clair Abrams, Summers, Wadsworth, Williamson and Wolfe—20.

So the bill failed to pass.

Mr. St. Clair Abrams called up:

Senate Bill No. 251:

A bill to be entitled an act to enlarge the jurisdiction of

the courts of chancery in accordance with power vested in the Legislature by section 12, article 5, of the Constitution;

Which was read the third time and put upon its passage.

Upon its passage the vote was:

Yeas—Messrs. Baya, Blitch, Borden, Bristol, Broome, Calhoun, Farmer, Fleming, Johnson, Marks, McKay, McKinney, McLeran, Morrow, Rosborough, Smith, St. Clair Abrams, Thomas, Wadsworth, Williamson and Wolfe—21.

Nays—None.

So the bill passed, title as stated, and was ordered certified to the House of Representatives.

Pending further consideration of bills on third reading,

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

SENATE CHAMBER,
TALIAHASSEE, FLA., May 31, 1893. }

HON. W. H. REYNOLDS,

President of the Senate:

SIR—Your Joint Committee on Enrolled Bills beg leave to report that they have examined the following acts:

An act to change the name and continue the rights, privileges and grants of the Homosassa and Withlacoochee Railroad company.

Also,

An act to amend section 5, of an act entitled an act to incorporate the Jackson County Mill company, approved April 27, 1893.

Also,

An act to incorporate the Bethany camp ground in Pasco county.

Also,

An act declaring Bear creek, in Washington county, navigable.

Also,

An act to incorporate the Protestant Episcopal church in the missionary jurisdiction of Southern Florida.

Also,

An act to confer on married women in certain cases the right to dispose of real and personal property.

Also,

An act to provide for the election of members of the county boards of public instruction.

And find them correctly enrolled and present the same for signature.

Very respectfully,

F. B. GENOVAR,

Chairman of Joint Committee on Enrolled Bills.

Enrolled.

The President gave notice that he was about to sign

An act to change the name of the Homosassa and Withlacoochee Railroad company.

Also,

An act to amend section 5 of an act entitled an act to incorporate the Jackson County Mill Company, approved April 27, 1893.

Also,

An act to incorporate the Bethany Camp ground in Pasco county.

Also,

An act declaring Bear Creek in Washington county, navigable.

Also,

An act to incorporate the Protestant Episcopal Church in the missionary jurisdiction of Southern Florida.

Also,

An act to confer on married women in certain cases the right to dispose of real and personal property.

Also,

An act to provide for the election of members of the county boards of public instruction.

The acts were thereupon duly signed by the President and Secretary of the Senate, and ordered returned to the chairman of the Joint Committee on Enrolled Bills to convey to the Governor for his approval.

Mr. St. Clair Abrams moved that the rules be waived and that the Senate take up Senate Bill No. 248 on its second reading subject to call;

Which was agreed to by a two-thirds vote and so ordered, and

Senate Bill No. 248:

A bill to be entitled an act to prevent unjust discrimination in the rates charged for the transportation of passengers and freights by railroad companies and other common carriers, and to prohibit railroad companies and other common carriers in this State from charging other than just and reasonable rates, and to prevent the granting of any rebate, discounts, overweights and other special terms or favors to any person, firm or corporation, and to provide for damages for violating the conditions of this act, and to punish violations of the same, and to prescribe a mode of procedure and rules of evidence in all cases,

Was read the second time in full.

Mr. Wolfe offered the following amendment:

In section 1, printed bill, at the end of said section add the following: "Services in suits against corporations engaged as common carriers for violations of the provisions of this act shall be by summons in the manner now provided by law for obtaining service on corporations; and it shall be the duty of the said corporation so served to appear and plead to the actions within the time prescribed by law."

Mr. Wolfe moved that the amendment be adopted;

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

Mr. Calhoun offered the following amendment:

In section 3, line 4, printed bill, after the word "carrier" insert "or if any railroad company, or other corporation, or individual doing business as a common carrier, and operating their or its road across any bridge over any stream in this State shall make and collect any greater rate of freight or passenger charges for persons or property carried by them or it over and across said bridge than is charged by them or it for the same distance or any other part of their or its road, or if any railroad company or other corporation or individual doing business as a common carrier in this State, shall charge any greater amount for the carriage of freight or passengers over any given distance than is charged by said corporation or individual so engaged for the carriage of freight or passengers over a longer distance lying in the same general direction and forming a part of the same line of transportation."

Mr. Calhoun moved that the amendment be adopted;

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

Mr. Calhoun offered the following amendment:

In section 2, line 4, printed bill, after the word "state," add and insert "at any one point."

Mr. Calhoun moved that the amendment be adopted;

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

Mr. Calhoun offered the following amendment:

In section 4, line 5, printed bill, after the word "business," add "at any one point;" and in same section, line 7, strike out the word "twenty" and insert "one."

Mr. Calhoun moved that the amendment be adopted;

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

Mr. Calhoun offered the following amendment:

In section 1, line 7, printed bill, after the word "control" insert "no matter how long or how short the hand."

Mr. Calhoun moved that the amendment be adopted;

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

The bill, with amendments, was ordered engrossed for its third reading.

The regular order was resumed, and

Mr. Rosborough called up:

House Bill No. 252:

A bill to be entitled an act to amend chapter 5, article 3, section 2008 of the Revised Statutes;

Which was read the third time and put upon its passage.

Upon its passage the vote was:

Yeas—None.

Nays—Messrs. Baya, Blitch, Borden, Bristol, Broome, Farmer, Fleming, Genovar, Johnson, Marks, McKay, McKinne, McKinney, McLeran, Morrow, Rosborough, Smith, St. Clair Abrams, Summers, Thomas, Wadsworth, Williamson and Wolfe—23.

So the bill failed to pass.

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

SENATE CHAMBER,
TALLAHASSEE, FLA., May 31, 1893. }

HON. W. H. REYNOLDS,

President of the Senate:

SIR—Your Joint Committee on Enrolled Bills beg leave

to report that they have delivered the following acts to the Governor:

An act to change the name of the Homosassa and Withlacoochee Railroad company.

Also,

An act to amend sect. on 5 of an act entitled an act to incorporate the Jackson County Mill company, approved April 27, 1893.

Also,

An act to incorporate the Bethany Camp Ground in Pasco county.

Also,

An act declaring Bear creek, in Washington county, navigable.

Also,

An act to incorporate the Protestant Episcopal church in the missionary jurisdiction of Southern Florida.

Also,

An act to confer on married women in certain cases the right to dispose of real and personal property.

Also,

An act to provide for the election of members of the county boards of public instruction.

Very respectfully,

F. B. GENOVAR,

Chairman of Joint Committee on Enrolled Bills.

Mr. Baya moved that consideration of the revenue bill (Senate Bill No. 284), as amended by the House, be made the special order for 10:30 A. M., to-morrow, or as soon as certified by the House;

Which was agreed to, and so ordered.

Mr. St. Clair Abrams, at his own request, was excused from further attendance upon the Senate for the remainder of the day on account of indisposition.

Mr. Williamson moved that Senate Joint Resolution No. 290 be made the special order for 4 P. M., to-morrow;

Which was agreed to, and so ordered.

Mr. Williamson asked unanimous consent to withdraw Senate Bill No. 290;

Which was granted.

The Senate thereupon, on motion of Mr. Calhoun, took a recess until 8 o'clock.

EVENING SESSION.

8 O'CLOCK.

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. Blitch, Borden, Bristol, Broome, Fleming, McKay, McKinne, McLeran, Morrow, Rosborough, Smith and Wadsworth—13.

Not a quorum present.

The President directed the Sergeant-at-Arms to notify the absent senators that their presence was required.

8:10 O'CLOCK.

The roll was again called, and the following senators answered to their names:

Mr. President, Messrs. Baya, Blitch, Borden, Bristol, Broome, Browne, Calhoun, Farmer, Fleming, Genovar, Johnson, Marks, McKay, McKinne, McKinney, McLeran, Morrow, Myers, Perrenot, Reeves, Rosborough, Smith, Summers, Thomas, Wadsworth, Williamson and Wolfe—28.

A quorum present.

Mr. Borden asked unanimous consent to withdraw Senate Bill No. 287; also Senate Bill No. 225; also Senate Bill No. 75;

Which was granted.

The Senate proceeded with the regular order, being

Consideration of Bills on Third Reading.

Mr. Wadsworth called up:

House Bill No. 291:

A bill to be entitled an act authorizing the guardian of an infant residing in a foreign country to receive, control, remove, take charge of, manage and dispose of such infant's property in this State;

Which was read the third time and put upon its passage.

Upon its passage the vote was:

Yeas—Messrs. Baya, Blitch, Borden, Bristol, Fleming, Genovar, Johnson, Marks, McKay, McKinne, McKinney,

Morrow, Perrenot, Reeves, Rosborough, Smith, Summers, Thomas and Wadsworth—19.

Nays—None.

So the bill passed, title as stated, and was ordered certified to the House of Representatives.

Mr. Summers moved that the rules be waived and that the Senate recur to the

Consideration of Bills on Second Reading;

Which was agreed to by a two thirds vote, and so ordered.

Whereupon the roll was called, and

Mr. Baya called up:

House Bill No. 155:

A bill to be entitled an act to authorize the appointment of a State inspector of illuminating oils in Florida, and to define his duties;

Which was read the second time in full, together with the substitute amendment for the same offered by the Committee on Judiciary;

Which was as follows:

Strike out all after the enacting clause and insert in lieu thereof:

Section 1. That within thirty days after the passage of this act, the Governor shall appoint a suitable person to be known as state inspector of oils and illuminating fluids, the products of petroleum. That such inspector shall appoint as many deputies as may be necessary to carry out the provisions of this act. That he shall keep a record of all inspections of oil made by himself or his deputies, giving the name of the party for whom inspected, date of inspection, quantity inspected, fees received, and fire test of said oils, and that said record shall be open to public inspection at all times.

Sec. 2. It shall be unlawful for any person, firm or corporation, to sell, offer for sale, or keep in storage, for purposes of illumination within the limits of the State of Florida, any refined petroleum, except for use in gas machines, without having same inspected and approved by an authorized inspector, as hereinafter provided.

Sec. 3. All mineral or petroleum oil, or any oil, fluid or substance, which is a product of petroleum, whether manufactured within this State or not, shall be examined as provided for in this chapter, before being offered for sale or sold

for consumption for illuminating purposes within the State, except in gas machines, as provided for above, and such inspection shall be conducted as herein provided, and in the following manner: The test shall be made in a standard Taglibue open cup with standard Taglibue Fahrenheit thermometer for same. The cup shall be filled within one-quarter of an inch of the brim with the oil to be tested, placed in a water bath and space between the cup and the water bath shall be nearly filled with water at the ordinary temperature, and the latter shall be heated by an alcohol lamp, with its flames so graduated that the rise in temperature shall not be less and as near two degrees per minute as practicable, and shall in no case exceed four degrees per minute; the thermometer shall be so suspended that the upper surface of its bulb shall be slightly below the surface of the oil. As soon as the thermometer indicates 98 degrees, the lamp shall be removed, and the oil allowed to rise to 100 degrees by the residual heat of the water, when a small lighted wooden taper, not more than one-sixteenth of an inch in diameter, shall be passed once over and above one-quarter of an inch above the surface of the oil; if no flash takes place, the lamp shall be replaced under the water bath, the temperature allowed to rise three degrees, when the lamp shall be again withdrawn, and a second test shall be made when the oil has reached 105 degrees. Tests shall be made in like manner every five degrees rise in temperature until the flash is obtained, and the flash communicates combustion to the oil, so that the oil itself takes fire. The temperature shown by the thermometer at the lowest point that the oil itself takes fire, shall be recorded as the fire test of the oil being tested. No oil or other substance which by the tests herein described, has a fire test at any temperature below 130 degrees Fahrenheit, shall be allowed to be sold, offered for sale, or kept in storage for purposes of illumination, excepting in gas machines, in this State.

Sec. 4. The state inspector appointed by the Governor shall hold his term of office for two years, unless sooner removed by the Governor for cause; he shall be a skilled and suitable person, who is not interested in the manufacture of, or dealing in petroleum, or in the employ of any dealer in petroleum, and his deputies shall be appointed for a like period unless removed for cause, and likewise shall not be dealers in oil or in the employ of any person or corporation so dealing in oils. Before the state inspector enters upon the duties of his office he shall take an oath of office for the faithful performance of his duties, and shall file with the Secretary of State a good and sufficient bond in the sum of two

thousand dollars (\$2,000), with two or more sureties. Said bond shall be approved by the Secretary of State, and made payable to the Governor of the State of Florida, and his successors in office. The term of office of said inspector shall be two years and until his successor is appointed and has qualified.

Sec. 5. The state inspector shall provide at his own expense instruments for testing oil, which shall be known as the Standard Taglibue open cup and Taglibue Standard Fahrenheit thermometer, made for the purpose, and stencils for purpose of branding packages, to read thus: "State of Florida, approved test," with the name of the inspector and date of inspection. The said inspector or his deputies shall have the power to enter any place where oils or fluids as before designated are kept in store for sale or consumption in this State; he shall have the power also to reinspect any oil or fluid which he has reason to suspect is below the standard required by law; provided no fee shall be charged for reinspection. If the said inspector shall find any oil or fluid as before designated under the fire test required by law and falsely branded, he shall prosecute, or cause to be prosecuted the offender as hereinafter authorized. The inspector or his deputies shall in all cases take the oil or fluid from the package which is to be inspected, and in no case shall he mark or brand any package before testing the contents thereof, under the penalties hereinafter provided.

It shall be the duty of all dealers or manufacturers of such oils or fluids before offering same for sale for purposes of illumination as heretofore stated, to notify the State inspector or deputy inspector of the number of barrels or such other packages and the number of gallons, as he, she, or they may have for inspection. Immediately upon receiving such notification, the inspector or deputy inspector shall without delay discharge the duties required by this act.

Sec. 6. Brand for rejected fluids.—It shall be the duty of the State inspector or his deputies to brand such oils or fluids as fall below 130 degrees fire test inspected under this act, "State of Florida, rejected," together with the name of the inspector and date of inspection.

Any person who shall sell or offer for sale in this State such rejected oil or fluid, shall be deemed guilty of a misdemeanor and on conviction punished by a fine of twenty-five dollars for each and every package sold or offered for sale.

Sec. 7. Penalty for violation of this law.—Any person who shall sell or offer for sale any of the illuminating fluids designated in this act in violation of its provisions, shall be

deemed guilty of a misdemeanor and upon conviction thereof before any of the courts of this State shall be fined for each barrel or package not branded as required by law in the sum of twenty-five dollars (\$25.00).

Sec. 8. The State inspector or his deputies shall be paid by fees as follows: They shall be entitled to demand and receive from the owner or party calling on him or for whom he performs the inspection the sum of one (1) cent per gallon for quantities less than five hundred gallons; one-half ($\frac{1}{2}$) cent per gallon in quantities exceeding five hundred and less than five thousand gallons; and one quarter ($\frac{1}{4}$) cent per gallon in quantities of five thousand gallons or more. In case the inspector is called to perform his duties at distant points where there is no authorized inspector or deputy, he shall be entitled to demand and receive five (5) cents per mile traveled and actual expenses. All inspection fees as stated above and traveling and mileage expenses shall become a lien upon the oil so inspected.

Sec. 9. Any state inspector or deputy who shall violate the provisions of this act, shall be deemed guilty of a misdemeanor, and upon conviction before any court of this State, shall be fined one hundred dollars (\$100) and removed from his office by the governor.

Sec. 10. That all laws and parts of laws in conflict with this act be and the same are hereby repealed.

Sec. 11. That this act shall take effect thirty days after its passage and approval by the governor.

Mr. McKinne moved that the substitute amendments of the committee be adopted;

Which was agreed to, and the substitute amendments to the bill were declared adopted.

The bill as amended was passed to the calendar of bills on third reading.

Mr. Bristol called up:

House Bill No. 274:

A bill to be entitled an act for the relief of George F. Carlisle, of Volusia.

Mr. Bristol moved that the rules be waived and that House Bill No. 274 be read the second time by its title and passed to the calendar of bills on third reading without reference;

Which was agreed to by a two-thirds vote.

Whereupon the bill was read the second time by its title and passed to the calendar of bills on third reading in its order.

Mr. Broome called up:

House Joint Resolution No. 64:

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

Which was read the second time in full.

Mr. McKinne moved that further consideration of the resolution be indefinitely postponed;

Which was withdrawn.

The resolution was passed to the calendar of bills on third reading.

Mr. Calhoun called up:

Senate Bill No. 303:

A bill to be entitled an act to grant certain aid to the Bartow and Plant City Railroad Company;

Which was read the second time in full, together with the amendments offered by the Committee on Railroads;

Which were as follows:

Strike out section 1 and insert the following:

"Section 1. To the Bartow and Plant City Railway company is hereby granted and confirmed the alternate sections of lands on each side and within six miles of their line of road, and when the said road shall have been constructed, graded, cross tied and laid with fifty-six pound steel rails to the lineal yard, and such evidence is filed with the Secretary of State, they may select any vacant lands in the even or odd numbered sections, granted to this State by act of Congress, approved September 25, 1850, to the extent of 3,840 acres to each mile of said road, and said lands shall be deeded to said railroad company, provided, they have not otherwise been appropriated."

Mr. Calhoun moved that the amendments of the committee be adopted;

Which was agreed to, and the amendments to the bill were declared adopted.

Mr. Calhoun offered the following amendment:

Amend section 2 by adding thereto the following:

"And the rights, powers and franchises granted to the said Bartow and Plant City Railway Company in and by virtue of letters patent, dated March 7, 1892, together with the aids and benefit therein enumerated, are hereby granted to the said company for their use and purpose in the construction of an additional line of railroad from any point at or between the said city of Bartow and Plant City to the town of Fort

Meade in the county of Polk, together with any extensions and branches the said company may see proper to construct."

Mr. Calhoun moved that the amendment be adopted;

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

Mr. Calhoun offered the following amendment:

Amend title by adding thereto the following "and to extend its powers and franchises."

Mr. Calhoun moved that the amendment be adopted;

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

The bill with amendments was ordered engrossed for its third reading.

Pending further consideration of bills on second reading

Mr. Genovar moved that the rules be waived and that the Senate recur to the consideration of

Messages from the House of Representatives;

Which was agreed to by a two-thirds vote, and so ordered.

Whereupon,

The following message was read:

HOUSE OF REPRESENTATIVES.
TALLAHASSEE, FLA., May 31, 1893. }

HON. W. H. REYNOLDS,

President of the Senate:

SIR—I am directed by the House of Representatives to inform the Senate that the House of Representatives has concurred in and to Senate amendments to—

House Bill No. 23:

To be entitled an act to legalize the incorporation of the Ocala Street and Suburban Railway Company.

Also,

Concurred in and to Senate amendments to—

House Bill No. 334:

To be entitled an act to enable owners of swamp, low or overflowed lands to drain and reclaim the same.

Very respectfully,

WM. FORSYTH BYNUM,
Chief Clerk House of Representatives.

Also the following message was read:

HOUSE OF REPRESENTATIVES, }
TALLAHASSEE, FLA., May 30, 1893. }

HON. W. H. REYNOLDS,

President of the Senate:

SIR—I am directed by the House of Representatives to inform the Senate that the House of Representatives has concurred in and to Senate amendments to—

House Bill No. 318:

To be entitled an act to amend sections 891, 893, 897, 898, 899, 900, 902, 906, 907 and 910, and to repeal sections 892, 894 and 901, relating to the inspection of fertilizers.

Also, concurred in Senate amendment to—

House Bill No. 251:

To be entitled an act to amend section 6 of an act to provide for and encourage the organization of a corps of volunteer militia, and enforce their discipline, approved June 8, 1887.

Also, concurred in Senate amendment to—

House Bill No. 405:

To be entitled an act to prescribe rules and regulations for licensing teachers, to provide for uniform examinations, to secure fairness in examinations, and in issuing teachers' certificates and for other purposes.

Very respectfully,

WM. FORSYTH BYNUM,

Chief Clerk House of Representatives.

Also the following message was read:

HOUSE OF REPRESENTATIVES, }
TALLAHASSEE, FLA., May 31, 1893. }

HON. W. H. REYNOLDS,

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. 353:

To be entitled an act to make persons trapping in open forest liable for damage to stock in certain cases.

Also passed,

House Bill No. 350:

To be entitled an act to incorporate the Palm Beach Railway and Power company.

Very respectfully,

WM. FORSYTH BYNUM,

Chief Clerk House of Representatives.

Mr. McKay moved that the rules be waived and that House Bill No. 353 be read the first time by its title and passed to the calendar of bills on second reading without reference;

Which was agreed to by a two-thirds vote.

Whereupon the bill was read the first time by its title and passed to the calendar of bills on second reading in its order.

Mr. Wolfe moved that the rules be waived and that House Bill No. 350 be read the first time by its title and remain on its first reading;

Which was agreed to by a two-thirds vote.

Whereupon the bill was read the first time by its title and placed among the orders of the day.

Also the following message was read:

HOUSE OF REPRESENTATIVES, }
TALLAHASSEE, FLA., May 31, 1893. }

HON. W. H. REYNOLDS,

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. 356:

To be entitled an act relating to quo warranto.

Also passed,

House Bill No. 354:

To be entitled an act to grant to the boards of county commissioners of the several counties of this State the power to offer rewards to persons who shall kill certain beasts of prey.

And would respectfully request the concurrence of the Senate thereto.

Very respectfully,

WM. FORSYTH BYNUM,

Chief Clerk House of Representatives.

Mr. Wolfe moved that the rules be waived, and that House Bill No. 356 be read the first time by its title, and passed to the calendar of bills on second reading without reference;

Which was agreed to by a two-thirds vote.

Whereupon the bill was read the first time by its title, and passed to the calendar of bills on second reading in its order.

Mr. Wolfe moved that the rules be waived, and that House Bill No. 354 be read the first time by its title, and passed to the calendar of bills on second reading without reference;

Which was agreed to by a two-thirds vote.

Whereupon the bill was read the first time by its title and passed to the calendar of bills on second reading in its order.

Also the following message was read:

HOUSE OF REPRESENTATIVES, }
TALLAHASSEE, FLA., May 31, 1893. }

HON. W. H. REYNOLDS,

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. 359:

To be entitled an act to aid in the maintenance and support of a home for disabled and indigent ex-Confederate soldiers and sailors.

Very respectfully,

WM. FORSYTH BYNUM,

Chief Clerk House of Representatives.

Mr. Wolfe moved that the rules be waived and that House Bill No. 359 be read the first time by its title and passed to the calendar of bills on second reading without reference;

Which was agreed to by a two-thirds vote.

Whereupon the bill was read the first time by its title

and passed to the calendar of bills on second reading in its order.

Also the following message was read:

HOUSE OF REPRESENTATIVES, }
TALLAHASSEE, FLA., May 30, 1893. }

HON. W. H. REYNOLDS,

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. 333:

To amend section 2760, article 13, chapter 9, of the Revised Statutes.

Also,

House Bill No. 223:

To be entitled an act to amend an act entitled an act to authorize and regulate the selling of pools in this State, being chapter 4023, approved June 4, 1891.

Very respectfully,

WM. FORSYTH BYNUM,

Chief Clerk House of Representatives.

Mr. McKay moved that the rules be waived and that House Bill No. 333 be read the first time by its title and passed to the calendar of bills on second reading without reference;

Which was agreed to by a two-thirds vote.

Whereupon the bill was read the first time by its title and passed to the calendar of bills on second reading in its order.

Mr. McKay moved that the rules be waived and that House Bill No. 223 be read the first time by its title and passed to the calendar of bills on second reading without reference;

Which was agreed to by a two-thirds vote.

Whereupon the bill was read the first time by its title and passed to the calendar of bills on second reading in its order.

Also the following message was read:

HOUSE OF REPRESENTATIVES, }
TALLAHASSEE, FLA., May 30, 1893. }

HON. W. H. REYNOLDS,

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. 344:

To be entitled an act declaring the town of St. Petersburg in the county of Hillsborough, to be a legally incorporated town.

And respectfully request the concurrence of the Senate thereto.

Very respectfully,

WM. FORSYTH BYNUM,

Chief Clerk House of Representatives.

Mr. McKay moved that the rules be waived, and that House Bill No. 344 be read the first time by its title and passed to the calendar of bills on second reading without reference;

Which was agreed to by a two-thirds vote.

Whereupon the bill was read the first time by its title and passed to the calendar of bills on second reading in its order.

Also the following message was read:

HOUSE OF REPRESENTATIVES, }
TALLAHASSEE, FLA., May 31, 1893. }

HON. W. H. REYNOLDS,

President of the Senate:

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

House Concurrent Resolution No. 87:

Relative to congressional investigation of the conduct of Chas. Swayne, judge of the United States district of northern district of Florida.

And declined to pass,

Senate Bill No. 285:

To be entitled an act to authorize the Governor to ap-

point three persons, who shall constitute a state board of equalization, to prescribe their duties and powers and fix their compensation.

Very respectfully,

WM. FORSYTH BYNUM,

Chief Clerk House of Representatives.

Mr. Summers moved that the rules be waived and that House Concurrent Resolution No. 87 be read the first time by its title and passed to the calendar of bills on second reading without reference;

Which was agreed to by a two-thirds vote.

Whereupon the resolution was read the first time by its title and passed to the calendar of bills on second reading in its order.

Also the following message was read:

HOUSE OF REPRESENTATIVES, }
TALLAHASSEE, FLA., May 31, 1893. }

HON. W. H. REYNOLDS,

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. 207:

To be entitled an act to amend sections 1362, 1364 of chapter 3, of title 3, of the Revised Statutes of Florida.

And would respectfully request the concurrence of the Senate thereto.

Very respectfully,

WM. FORSYTH BYNUM,

Chief Clerk House of Representatives.

Mr. McKay moved that the Senate concur in the House amendment to Senate Bill No. 207;

Which was agreed to and the amendment was concurred in.

The Secretary was directed to inform the House of Representatives of the concurrence of the Senate to the House amendment to Senate Bill No. 207. The bill as amended was referred to the Committee on Enrolled Bills to be enrolled.

The regular order was resumed, being

Consideration of Bills on Second Reading.

And Mr. Blitch called up:

House Bill No. 177:

A bill to be entitled an act to repeal chapter 4056, being an act to establish a criminal court of record in the county of Volusia, Florida;

Which was read the second time in full.

Mr. Summers moved that the bill be made the special order for 4:30 o'clock to-morrow afternoon;

Which was agreed to, and so ordered.

Mr. Wolfe moved that the rules be waived and that the Senate take up Senate Bill No. 216 out of its regular order on its third reading;

Which was agreed to by a two-thirds vote and so ordered, and

Senate Bill No. 216:

A bill to be entitled an act to make bills of exceptions evidence in certain cases;

Which was read the third time and put upon its passage.

Upon its passage the vote was:

Yeas—Messrs. Blitch, Borden, Bristol, Calhoun, Fleming, Genovar, Johnson, McKay, McKinne, McKinney, McLeran, Morrow, Myers, Perrenot, Rosborough, Smith, Thomas, Wadsworth and Wolfe—19.

Nays—None.

So the bill passed, title as stated, and was ordered certified to the House of Representatives.

Mr. Johnson called up:

House Bill No. 363:

A bill to be entitled an act for the relief of the physicians and officers of Taylor county who performed service in connection with the arrest of John D. Cox for the murder of Lucius Henderson, July 2, 1888;

Which was read the second time in full and passed to the calendar of bills on third reading.

Mr. Marks called up:

House Bill No. 285:

A bill to be entitled an act in relation to the sale or transfer of an entire business or stock of goods;

Which was read the second time in full and passed to the calendar of bills on third reading.

Mr. Farmer called up:

House Bill No. 266:

A bill to be entitled an act to force railroad companies, other companies and other persons running cars or trains in this State to post marks and brands and color of live stock that may be killed or injured by engines or cars and to keep a record and to provide for the payment of same.

Was read the second time in full, together with the amendments offered by the Committee on Railroads;

Which were as follows:

In section 3, line 13, after the word "depot" strike out the following: "flag station and public road crossings."

Mr. Blitch moved that the amendments of the committee be adopted;

Which was agreed to, and the amendments to the bill were declared adopted, and the bill was passed to the calendar of bills on third reading.

Mr. McKay called up:

House Bill No. 344:

A bill to be entitled an act declaring the town of St. Petersburg, in the county of Hillsborough, a legally incorporated town.

Mr. McKay moved that the rules be waived and that House Bill No. 344 be read the second time by its title and passed to the calendar of bills on third reading without reference;

Which was agreed to by a two-thirds vote.

Whereupon the bill was read the second time by its title and passed to the calendar of bills on third reading in its order.

Mr. McKinne called up:

Senate Bill No. 314:

A bill to be entitled an act to prohibit bank officers and employes speculating or dealing in futures, or buying and selling either or both on margins.

Mr. McKinne moved that the rules be waived and that Senate Bill No. 314 be read the second time by its title and passed to the calendar of bills on third reading without reference;

Which was agreed to by a two-thirds vote.

Whereupon the bill was read the second time by its title

and passed to the calendar of bills on third reading in its order.

Mr. Genovar called up:

House Bill No. 60:

A bill to be entitled an act relating to certain contracts for conditional sale, lease or hire of railroads and street railway equipments and rolling stock, and providing for the recording thereof.

Mr. McKinney moved that the rules be waived, and that House Bill No. 60 be read the second time by its title and passed to the calendar of bills on third reading without reference;

Which was agreed to by a two-thirds vote.

Whereupon the bill was read the second time by its title and passed to the calendar of bills on third reading in its order.

Mr. McKinney called up:

House Bill No. 396:

A bill to be entitled an act declaring St. Sebastian river navigable.

Mr. McKinney moved that the rules be waived and that House Bill No. 396 be read the first time by its title and passed to the calendar of bills on second reading without reference;

Which was agreed to by a two-thirds vote.

Whereupon the bill was read the first time by its title and passed to the calendar of bills on second reading in its order.

The Senate thereupon, on motion of Mr. McKinne, adjourned until 10 o'clock A. M., Thursday, June 1, 1893.

Confirmations.

To be county commissioners for Pasco county:

J. G. Wallace, for district No. 1.

E. J. Spivey, for district No. 2.

L. S. Bradham, for district No. 3.

P. J. Lyons, for district No. 4.

E. A. Hill, for district No. 5.

To be county commissioners for Putnam county:

W. H. Cook, for district No. 1.

S. J. Kennedy, for district No. 2.

G. T. Yelverton, for district No. 3.

J. H. Mallett, for district No. 4.

J. W. Thompson, for district No. 5.

To be county commissioners for Leon county:

F. T. Christie, for district No. 1.

John Bradford, for district No. 2.

W. R. Wilson, for district No. 3.

Hugh Black, for district No. 4.

Julius Diamond, for district No. 5.

To be county commissioner for Sumter county:

G. P. Wiggins, for district No. 5.

To be county commissioners for Liberty county:

N. L. McPhaul, for district No. 1.

J. W. Ramsey, for district No. 2.

D. M. Lewis, for district No. 3.

C. C. Ryle, Jr., for district No. 4.

K. M. Stokes, for district No. 5.

To be county commissioners for Manatee county:

R. T. Young, for district No. 1.

George W. Cason, for district No. 2.

P. O. Keen, for district No. 3.

H. V. Whitaker, for district No. 4.

A. T. Cornwell, for district No. 5.

To be county commissioners for DeSoto county:

W. J. Altman, for district No. 1.

S. M. High, for district No. 2.

N. C. Larcon, for district No. 3.

R. C. Hendry, for district No. 4.

David Mahew, for district No. 5.

THURSDAY, JUNE 1, 1893.

The Senate met pursuant to adjournment.

The President in the chair.

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