

Mr. Fleming moved that the Senate do now adjourn until 10 o'clock Monday morning;

Which was agreed to.

Thereupon the Senate stood adjourned until 10 o'clock Monday morning, April 15, 1895.

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## MONDAY, APRIL 15, 1895.

The Senate met pursuant to adjournment.

The President in the chair.

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

Mr. President, Messrs. Blitch of 20th, Blitch of 21st, Broome, Chipley, Daniel, Darby, Dougherty, Fleming, Genovar, Hartridge, Hicks, Marks, Morrow, McKinney, McLeran, McLin, Palmer of 11th, Palmer of 14th, Perrenot, Phipps, Reeves, Reynolds, Thomas, Thompson, Weeks and Williamson—27.

A quorum present.

Prayer by the Chaplain.

On motion the reading of the Journal was dispensed with.

The Journal was corrected and approved.

Mr. Wadsworth was excused for the day.

Senate Bill No. 43 having been returned to the Senate by the Committee on Engrossed Bills at the request of the introducer—

Mr. Myers (Mr. Reynolds in the chair) moved a reconsideration of the vote, by which the two amendments offered by him to Senate Bill No. 43, were adopted on Saturday;

Which was agreed to by a two-thirds vote.

Mr. Myers withdrew his amendments.

Mr. Myers offered the following amendment:

In last line of section 1, strike out the words "in this chapter specified" and substitute therefor the words "now authorized by law;"

Which was agreed to.

Mr. Chipley offered the following amendment:

In last two lines of section 1 strike out the words "or from making such special assessments of property;"

Which was agreed to.

And Senate Bill No. 43 was recommitted to the Committee on Engrossed Bills.

Mr. Hartridge offered the following resolution:

Be it Resolved by the Senate, That the Comptroller be and he is hereby requested to furnish the Senate with the names of the banks in this State returning their stock for taxation, under chapter 4117 of the Laws of Florida, and the amount of stock returned by each bank, and the value placed thereon for the purposes of taxation.

A message was received from the Governor.

A message from the House of Representatives was received.

### Introduction of Bills.

By Mr. Perrenot:

Senate Bill No. 166:

A bill to be entitled an act to appropriate moneys for the construction of necessary additional buildings for purposes of the Florida asylum for the indigent insane; to prescribe the duties of the board of commissioners of State institutions in relation thereto.

Mr. Perrenot moved that the rules be waived and Senate Bill No. 166 be read a first time by its title;

Which was agreed to by a two-thirds vote.

And Senate Bill No. 166 was read first time by its title and referred to the Committee on Appropriations.

By Mr. McLin:

Senate Bill No. 167:

A bill to be entitled an act to allow sheriffs to serve papers when made ex officio defendants, and accept service thereon.

Mr. McLin moved that the rules be waived and Senate Bill No. 167 be read the first time by its title;

Which was agreed to by a two-thirds vote.

And Senate Bill No. 167 was read first time by its title and referred to the Committee on Judiciary.

By Mr. Marks:

Senate Bill No. 168:

A bill to be entitled an act providing that widows shall not be entitled to dower in certain lands of their husbands.

Mr. Marks moved that the rules be waived, and Senate Bill No. 168 be read first time by its title;

Which was agreed to by a two-thirds vote.

And Senate Bill No. 168 was read first time by its title and referred to the Committee on Judiciary.

By Mr. Hicks:

Senate Bill No. 169:

A bill to be entitled an act to prevent persons from enticing seamen to abandon their vessels.

Mr. Hicks moved that the rules be waived, and Senate Bill No. 169 be read first time by its title;

Which was agreed to by a two-thirds vote.

And Senate Bill No. 169 was read first time by its title and referred to the Committee on Commerce and Navigation.

By Mr. Hick-:

Senate Bill No. 170:

A bill to be entitled an act to amend section 2, chapter 4048, Laws of Florida.

Mr. Hicks moved that the rules be waived and Senate Bill No. 170 be read first time by its title;

Which was agreed to by a two-thirds vote.

And Senate Bill No. 170 was read first time by its title and referred to the Committee on Judiciary.

By Mr. Palmer of 14th:

Senate Bill No. 171:

A bill to be entitled an act to amend section 20, of chapter 3839, Laws of Florida, entitled an act to create and establish a State Board of Health, being section 784, of chapter 2, of the Revised Statutes.

Mr. Palmer of the 14th moved that the rules be waived and Senate Bill No. 171 be read first time by its title;

Which was agreed to by a two-thirds vote.

And Senate Bill No. 171 was read first time by its title and referred to the Committee on Public Health.

By Mr. Palmer of 14th:

Senate Bill No. 172:

A bill to be entitled an act to surrender to the government of the United States of America the use of the buildings and disinfecting apparatus of quarantine stations of the State of Florida.

Mr. Palmer of 14th moved that the rules be waived and Senate Bill No. 172 be read first time by its title;

Which was agreed to by a two-thirds vote.

And Senate Bill No. 172 was read the first time by its title and referred to the Committee on Public Health.

By Mr. Hartridge:

Senate Bill No. 173:

A bill to be entitled an act to define train robbing, and fix a punishment therefor.

Mr. Hartridge moved that the rules be waived and Senate Bill No. 173 be read first time by its title;

Which was agreed to by a two-thirds vote.

And Senate Bill No. 173 was read first time by its title and referred to the Committee on Judiciary.

By Mr. Hartridge:

Senate Bill No. 174:

A bill to be entitled an act in relation to the negotiability of certain instruments.

Mr. Hartridge moved that the rules be waived, and Senate Bill No. 174 be read first time by its title;

Which was agreed to by a two-thirds vote.

And Senate Bill No. 174 was read first time by its title, and referred to the Committee on Judiciary.

By Mr. Myers:

Senate Bill No. 175:

A bill to be entitled an act to amend an act entitled an act to assign and continue to the Carrabelle, Tallahassee and Georgia Railroad Company, certain grants of land heretofore made to the Thomasville, Tallahassee and Gulf Railroad Company.

Mr. Reynolds moved that the rules be waived, and Senate Bill No. 175 be read first time by its title;

Which was agreed to by a two-thirds vote.

And Senate Bill No. 175 was read first time by its title and referred to the Committee on Railroads.

## Consideration of Resolutions.

Senate Resolution No. 21:

Requesting the Comptroller to furnish the Senate with the names of the banks in this State returning their stock for taxation,

Was read a second time.

Mr. Hartridge moved the adoption of the resolution;

Which was agreed to.

The following message from the Governor was read:

STATE OF FLORIDA, EXECUTIVE DEPARTMENT, }  
TALLAHASSEE, April 15, 1895. }

HON. F. T. MYERS,

President of the Senate:

SIR—I have the honor to inform you that I have this day approved the following:

An act making appropriations to the various counties of the State, to be expended in the payment of the costs and expenses of criminal prosecutions.

And have filed the same with the Secretary of State.

Very respectfully,

H. L. MITCHELL,  
Governor of Florida.

The following message from the House of Representatives was read:

HOUSE OF REPRESENTATIVES,  
TALLAHASSEE, FLA., April 15, 1895. }

HON. F. T. MYERS,

President of the Senate:

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

House Bill No. 80:

A bill to be entitled an act for the relief of Sarah R. Barnes and her heirs,

To the House for further consideration.

Very respectfully,

WM. FORSYTH BYNUM,

Chief Clerk House of Representatives.

Mr. Weeks moved that the request be granted;

Which was agreed to.

Mr. Reeves, Chairman of the Committee on Education, submitted the following report:

SENATE CHAMBER, }  
TALLAHASSEE, FLA., April 15, 1895. }

HON. F. T. MYERS,

President of the Senate:

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

Senate Bill No 123:

A bill to be entitled an act requiring Badger's text book on the Constitution of Florida for the use of schools, to be taught in the common schools of Florida.

Also,

Senate Bill No. 163:

A bill to be entitled an act to provide for the appointment of the county boards of public instruction, and to fix the compensation.

Be<sub>g</sub> leave to report that they have carefully examined the same, and recommend that they do not pass.

Very respectfully,

L. J. REEVES,

Chairman Committee on Education.

And the bills contained in the above report were placed on the calendar of bills on second reading.

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

SENATE CHAMBER, }  
TALLAHASSEE, FLA., April 15, 1895. }

HON. F. T. MYERS,

President of the Senate :

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

House Bill No. 83:

Entitled a bill to be entitled an act authorizing the Comptroller to pay upon presentation any of the remaining fifteen hundred dollars of bonds issued by the Constitutional convention of 1868.

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

Very respectfully,

W. D. CHIPLEY,

Chairman Committee on Finance and Taxation.

And the bill contained in the above report was placed on the calendar of bills on second reading.

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

SENATE CHAMBER, }  
TALLAHASSEE, FLA., April 15, 1895. }

HON. F. T. MYERS,

President of the Senate :

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

Senate Memorial No. 156:

A memorial resolution asking for appropriation for the improvement and deepening of the harbor at Cedar Keys in Levy county, State of Florida.

Also,

Senate Memorial No. 157:

To the Congress of the United States asking an appropriation of one hundred thousand dollars for the harbor of and deepening of the water approaches to the city of Apalachicola, Franklin county, Florida.

Beg leave to report that they have carefully examined the same, and recommend their passage.

Very respectfully,

C. J. PERRENOT,

Chairman Committee on Commerce and Navigation.

And the memorials contained in the above report were placed on the calendar of bills on second reading.

Mr. Daniel, Chairman of the Committee on Privileges and Elections, submitted the following report:

SENATE CHAMBER, }  
TALLAHASSEE, FLA., April 15, 1895. }

HON. F. T. MYERS,

President of the Senate :

SIR—Your Committee on Privileges and Elections, to whom was referred the matter of the contest by Hon. Duncan U. Fletcher of the election of Hon. John E. Hartridge to the office of senator for the eighteenth senatorial district of the State of Florida, embracing the county of Duval, have had the same under consideration and ask leave to report as follows:

A great mass of testimony was taken before the clerk of the circuit court of Duval county in the matter of said contest, which has been submitted to your committee, but a comparatively small portion of which is material to the issues involved.

Your committee find that the said Duncan U. Fletcher and the said John E. Hartridge were candidates at the last general State election, to-wit: The same held on the 2d day of October, 1894, for the office of State senator for the eighteenth senatorial district of the State of Florida.

That there were twenty-four election districts in said senatorial district.

That the returns of the inspectors of election respectively of the 1st, 2d, 3d, 4th, 5th, 6th, 7th, 8th, 9th, 10th, 11th, 12th, 13th, 14th, 15th, 16th, 21st, 23d and 24th election districts of said senatorial district show that the said John E. Hartridge received in the aggregate nine hundred and sixty-three votes for said office, and that the said Duncan U. Fletcher received in the aggregate eight hundred and twenty-six votes for said office.

That there is no testimony contradicting the truth of said returns, or in any manner showing or attempting to show that they are false, fraudulent or illegal.

Your committee further find that the polls were open only a small portion of the day in the 17th election district, and that no election was held in the 18th, 19th, 20th and 22d election districts of said senatorial district; for the reason, that the polling places were invaded by deputy sheriffs claiming to act under the instructions of the sheriff of Duval county, which deputies, in violation of the law, refused to obey the lawful commands of the inspectors of election to

vacate said polling places, and continued in said polling places during the said day of election.

As to the allegations of contestant, in general terms, charging attempts to influence voters by hope of reward, fear of discharge from employment, or attempts to coerce voters to vote against the candidate of their choice, or depriving voters of the right to vote, your committee find—

That the testimony for contestant is based upon rumor and hearsay, and is not direct; that the same is contradicted by testimony in behalf of contestee, which is direct and positive.

That there is no testimony establishing the truth of the allegation as to depriving voters of the right to vote in any election district in said senatorial district, except in the 18th, 19th, 20th and 22d election districts, where no election was held because of the action of deputy sheriffs as aforesaid.

The testimony further shows that the deputy sheriffs who invaded the polling places as aforesaid were supporters and partisans of the contestant.

Your committee cannot undertake to consider what might have been the results in districts where no election was held, and there is no testimony bearing on this point; yet your committee find that in the last presidential election only fifty-eight (58) more votes were cast than were cast in the election on the second day of October, 1894.

Upon the foregoing findings of fact, and it appearing that the said John E. Hartridge received the highest number of votes cast at said election, your committee recommend the adoption of the following resolution:

Resolved, That John E. Hartridge was duly elected to the office of Senator for the eighteenth senatorial district of the State of Florida on the second day of October, 1894.

Very respectfully,

W. J. DANIEL,

Chairman of Committee on Privileges and Elections.

And the resolution contained in the above report went over until tomorrow.

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

SENATE CHAMBER, }  
TALLAHASSEE, FLA., April 15, 1895. }

HON. F. T. MYERS,

President of the Senate:

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

Senate Bill No. 17:

A bill to be entitled an act to regulate the sale of goods marked "Sterling," "Sterling Silver," "Coin" or "Coin Silver."

Also,

Senate Bill No. 33:

A bill to be entitled an act to amend an act entitled an act for the protection and preservation of certain plumed birds of this State, being chapter 4050 of the Laws of Florida, approved June 5th, 1891.

Also returned—

Without engrossment, by request of the introducer—

Senate Bill No. 43:

A bill to be entitled an act entitled an act to amend section 57, chapter 4145, laws of Florida of 1893, for the collection of revenue.

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

Very respectfully,

L. J. REEVES,

Chairman Committee on Engrossed Bills.

And Senate Bills Nos. 33 and 17, contained in the above report, were placed on the calendar of bills on third reading.

Senate Bill No. 43, in above report, was re-committed, with amendments, to Committee on Engrossed Bills.

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

SENATE CHAMBER.

TALLAHASSEE, FLA., April 15, 1895. }

HON. F. T. MYERS,

President of the Senate :

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

A memorial to the Congress of the United States asking the purchase of Appomattox for purposes of a national park, and the erection of a memorial park thereon.

Also,

An act making appropriations to the various counties of the State, to be expended in the payment of the costs and expenses of criminal prosecutions.

Beg leave to report that they have carefully delivered the same to the Governor for his approval.

Very respectfully,

A. W. MCLERAN,

Chairman Joint Committee on Enrolled Bills.

Mr. McLin, Chairman of the Committee on Public Lands, submitted the following report:

SENATE CHAMBER,  
TALLAHASSEE, FLA., April 15, 1895. }

HON. F. T. MYERS,

President of the Senate:

SIR—Your Committee on Public Lands, to whom was referred—

Senate Bill No. 164:

An act to authorize the Governor of the State of Florida in his official character, to convey lot 1 of section 24, township 46, south of range 23 east, in the county of Lee, State of Florida, to the United States of America.

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

Very respectfully,

B. E. McLIN,

Chairman Committee on Public Lands.

And the bill contained in the above report was placed on the calendar of bills on second reading.

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

SENATE CHAMBER,  
TALLAHASSEE, FLA., April 15, 1895. }

HON. F. T. MYERS,

President of the Senate:

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

Senate Bill No. 48:

A bill to be entitled an act to enable the Tallahassee Railway Company to extend its tracks on the north to the Georgia state line, and on the south to Apalachicola, Franklin county, and to grant certain lands to aid in the construction of said extension.

Have carefully examined said bill, and hereby report substitute for same, and recommend that said substitute do pass.

Very respectfully,

W. H. REYNOLDS,

Chairman Committee on Railroads.

And the bill contained in the above report, together with the substitute offered by the committee, was placed on the calendar of bills on second reading.

By permission, Mr. Blich of 20th introduced:  
Senate Bill No. 176:

A bill to be entitled an act to ratify the incorporation of the Meadow Land Improvement Company and empowering the said company to construct a canal and other works of internal improvement and to incorporate the said company and to grant unto the said company lands and other privileges to aid the construction of the said canal and other works of internal improvement.

Mr. Blich of 20th moved that the rules be waived and Senate Bill No. 176 be read first time by its title ;

Which was agreed to by a two-thirds vote.

And Senate Bill No. 176 was read first time by its title and referred to the Committee on Corporations.

Mr. Palmer of 14th rose to a question of personal privilege, and offered the following resolution:

Whereas, the members of the Senate are interested in being reported truthfully in all matters pertaining to their official duties, and should set their disapproval of all matters of misrepresentation; now, therefore, be it

Resolved, That the Senate do set their disapproval and declare false the report of the Daily Florida Citizen of April 14th inst., wherein they say "Palmer goes for Railroads." Mr. Palmer of 14th made an anti railroad speech, and Williamson followed with a conservative talk, saying that the senators were legislating on a measure for relief of the taxpayers, without regard to railroads or individuals.

Mr. Hartridge moved that the reporter of the Florida Daily Citizen be permitted to explain.

Mr. Chipley offered as an amendment to Mr. Hartridge's motion the following:

"That the resolution lay on the table until tomorrow, at which time, if reparation has not been made, action be taken on the resolution, provided the amendment to Mr. Hartridge's motion was acceptable to Mr. Palmer of the 14th."

Mr. Palmer of the 14th accepted the amendment of Mr. Chipley ;

Which was agreed to.

Mr. Thompson called up committee substitute for Senate Joint Resolutions Nos. 4, 5, 8, 19, 20 and 21, amending the constitution of the State of Florida.

Mr. Thompson moved that the substitute offered by the committee be adopted;

Which was agreed to.

The substitute was then read the first time in full.

And committee substitute for Senate Joint Resolutions

Nos. 4, 5, 8, 19, 20 and 21 was placed on the calendar of bills on second reading.

Mr. Marks moved that 100 copies of Senate Bill No. 97 be printed, now on its second reading;

Which was not agreed to.

### Bills on Second Reading.

Senate Bill No. 18:

A bill to be entitled an act to incorporate the Florida Jockey Club and State Fair Association, and to confer certain privileges thereon.

Having been read the second time.

Mr. Hartridge offered the following amendment:

In line 14, section 4, original bill, strike out the word "office;" add the words "for two years or," and in line 15 strike out the word "appointed" and substitute the word "elected."

Mr. Hartridge moved the adoption of the amendment;

Which was agreed to.

Mr. Hartridge offered the following amendment:

In line 2, section 16, strike out all after the word "Florida."

Mr. Hartridge moved the adoption of the amendment;

Which was agreed to.

Mr. Hartridge offered the following amendment:

In line 2, section 10, strike out the word "principal."

Mr. Hartridge moved the adoption of the amendment;

Which was agreed to.

Mr. Hartridge offered the following amendment:

After section 6 add the words "provided that nothing herein shall be taken or held to give said Jockey Club and State Fair Association power to give sparring exhibitions or to allow prize fights, and the same are hereby prohibited under the penalties now in force, or which may hereafter be in force in this State."

Mr. Hartridge moved the adoption of the amendment;

Which was agreed to.

And Senate Bill No. 18, together with the amendments, was ordered engrossed for a third reading.

Senate Bill No. 50:

A bill to be entitled an act to prescribe the fees of the sheriffs of the several counties of this State for certain purposes.

Mr. Blich of 20th was permitted to withdraw Senate Bill No. 50.

Senate Bill No. 49:

A bill to be entitled an act to amend section 3031 of the Revised Statutes of the State of Florida,

Was taken up.

Mr. Blicht of 20th requested that Senate Bill No. 49 lay on the table, subject to call;

Which was agreed to.

Senate Bill No. 53:

A bill to be entitled an act to provide for the appointment of commissioners for the promotion of uniformity of legislation in the United States.

Mr. Thompson moved that the rules be waived, and Senate Bill No. 53 be read third time and put upon its passage;

Which was agreed to by a two-thirds vote.

And Senate Bill No. 53 was read the third time in full and put upon its passage.

Upon call of roll the vote was:

Yeas—Messrs. Chipley, Darby, Fleming, Genovar, Hart-ridge, Palmer of 11th, Perrenot, Phipps and Thompson—9.

Nays—Messrs. Blicht of 20th, Blicht of 21st, Broome, Daniel, Dougherty, Hicks, Morrow, McKinney, McLeran, McLin, Palmer of 14th, Reeves, Reynolds, Thomas, Weeks and Williamson—16.

So the bill failed to pass.

Mr. Williamson gave notice that on tomorrow he would move a reconsideration of the vote by which Senate Bill No. 53 was lost.

And Senate Bill No. 53 was placed among the orders of the day for that time.

Senate Bill No. 45:

A bill to be entitled an act to require the giving of new or additional bonds by county officers, and to require the removal of officers failing to give such as are required by this act;

Was taken up and read the second time in full, and ordered engrossed for a third reading.

Senate Bill No. 42.

A bill to be entitled an act to repeal chapter 3934 of the acts of 1889, approved May 11th, 1889, entitled an act to establish a criminal court of record in the county of Lake,

Was taken up and read the second time in full.

Mr. McLin offered the following amendment:

In line 2, section 2, strike out the word "sixty days," and insert the words "on the first Monday in September, 1895."

Mr. McLin moved the adoption of the amendment;

Which was agreed to.

And Senate Bill No. 42, as amended, was ordered engrossed for a third reading.

Senate Bill No. 26:

A bill to be entitled an act relating to the custody and charge of prisoners when employed by the authority of county commissioners,

Was taken up and read the second time in full.

Mr. Blich of 20th offered the following amendment:

In line 6, section 1, after the word "constables;" insert words "as to the care and custody of such prisoners fixed by law."

Mr. Blich of 20th moved the adoption of the amendment;

Which was agreed to

And Senate Bill No. 26, as amended, was ordered engrossed for a third reading.

Senate Joint Resolution No. 12 B:

Proposing an amendment to section 6 of article 16 of the Constitution of the State of Florida,

Was taken up and read in full.

Senate Joint Resolution No. 12 B was ordered engrossed for a third reading.

Senate Joint Resolution No. 12 A:

Proposing an amendment to section 12, article 4, of the Constitution of the State of Florida,

Was taken up and read a third time in full, together with the amendments offered by the committee.

Mr. Chipley moved the adoption of the committee amendment;

Which was agreed to.

And Senate Joint Resolution No. 12 A, as amended, was ordered engrossed for a third reading.

A message was received from the House of Representatives.

Mr. Broome moved that the rules be waived and that the Senate proceed to the consideration of bills on the third reading;

Which was agreed to by a two-thirds vote.

### Consideration of Bills on Third Reading.

Mr. Broome moved that the rules be waived, and that Senate Bill No. 52 be taken up out of its regular order;

Which was agreed to by a two-thirds vote.

Senate Bill No. 52:

A bill to be entitled an act to amend sections 1 and 3 of an act entitled an act to prescribe the compensation to be paid jurors and witnesses serving in the courts of the State, and to provide for summoning defendants' witnesses,

Was read the third time and put upon its passage.

Upon call of the roll, the vote was:

Yeas—Messrs Blicht of 20th, Blicht of 21st, Broome, Chipley, Daniel, Dougherty, Fleming, Genovar, Hartridge, Hicks, Morrow, McKinney, McLeran, McLin, Palmer of 11th, Palmer of 14th, Perrenot, Phipps, Reeves, Reynolds, Thomas, Thompson, Weeks and Williamson—24.

Nays—None.

So the bill passed, title as stated.

Mr. Broome moved that the rules be waived and Senate Bill No. 52 be immediately certified to the House of Representatives;

Which was agreed to by a two-thirds vote.

And Senate Bill No. 52 was at once certified to the House of Representatives.

Mr. Blicht of 21st moved that the rules be waived and that Senate take up messages from the House of Representatives;

Which was agreed to by a two-thirds vote.

The following message from the House of Representatives was read:

HOUSE OF REPRESENTATIVES, }  
TALLAHASSEE, FLA., April 15, 1895. }

HON. F. T. MYERS,

President of the Senate:

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

A resolution insisting on House amendment to section 9, Senate Bill No. 22, which House amendment changes the pay of feeding prisoners confined in jail from 40 cents in said Senate Bill to 25 cents.

And respectfully requests the Senate to recede from their refusal to concur in said House amendment.

Very respectfully,

WM. FORSYTH BYNUM,

Chief Clerk House of Representatives.

Mr. Blicht moved that the rules be further waived, and that the Senate proceed to consider Senate Bill No. 22, together with House amendment thereto;

Which was agreed to by a two-thirds vote.

Mr Blicht moved that the Senate refuse to recede from its action in refusing to concur in the House amendment to Senate Bill No. 22, and ask that a conference committee be appointed;

Which was agreed to.

Mr. Blicht moved that the rules be waived, and that the

action of the Senate be immediately certified to the House of Representatives;

Which was agreed to by a two-thirds vote.

And the bill and the Senate's action thereon were immediately certified to the House of Representatives.

By permission—

Mr. Hicks introduced—

Senate Bill No. 177:

To be entitled an act to prohibit compulsory vaccination.

Mr. Darby was excused for the balance of the day on account of sickness.

Mr. Adams was excused for to day.

Mr. Perrenot moved that the Senate proceed to the consideration of bills on second reading;

Which was agreed to by a two-thirds vote.

### Consideration of Bills on Second Reading.

Senate Concurrent Resolution No. 9:

Providing for the appointment of a joint committee to examine into the condition of the State Insane Asylum,

Was taken up and read a second time in full.

And ordered engrossed for a third reading.

Senate Joint Resolution No. 10:

Proposing an amendment to section 10 of the declaration of rights of the Constitution of the State of Florida,

Was taken up and read the second time in full.

And Senate Joint Resolution No. 10 was ordered engrossed for a third reading.

Senate Concurrent Resolution and Memorial No. 54:

To the Congress of the United States, asking for the establishment of a daily mail from some point on the mainland of the State of Florida to the city of Key West, in the county of Monroe, in said State,

Was taken up and read a second time in full.

And Senate Concurrent Resolution and Memorial was ordered engrossed for a third reading.

Senate Bill No. 72:

A bill to be entitled an act in relation to prosecutions in case of violations of prohibition regulations,

Was taken up.

Mr. Reynolds moved that Senate Bill No. 72 lay on the table for the present, and that House Bill No. 25, which was on the same subject and on its second reading before the Senate, be taken up;

Which was agreed to.

House Bill No. 25:

A bill to be entitled an act in relation to the prosecution of certain offences by the State in relation to the violation of prohibition regulations,

Was taken up and read the second time in full.

And House Bill No. 25 was passed to a third reading.

Mr. Phipps moved that

Senate Bill No. 90 :

A bill to be entitled an act to legalize one hundred thousand dollars of bonds issued by the city of Key West for the construction of waterworks and fire protection within said city,

Be taken up out of its regular order;

Which was agreed to by a two-thirds vote.

And Senate Bill No. 90 was read a second time in full and ordered engrossed for a third reading.

Senate Bill No. 65 :

A bill to be entitled an act to authorize the defense of set-off and recoupment in actions of distress for rent,

Was taken up and read the second time in full.

And Senate Bill No. 65 was ordered engrossed for a third reading.

Senate Bill No. 63:

A bill to be entitled an act to amend sections 2434, 2435, 2437 and 2438 Revised Statutes relating to breaking and entering a dwelling house, building, ship or vessel, or railroad car with intent to commit a misdemeanor or felony, and to prescribe rule of evidence in such cases;

Was taken up and read the second time in full.

And Senate Bill No. 63 was ordered engrossed for a third reading.

Senate Memorial to Congress No. 55:

Asking for an appropriation for improving Santa Lucie or Prospect Inlet, east coast of Florida,

Was taken up and read a second time in full.

And Senate Memorial to Congress No. 55 was ordered engrossed for a third reading.

Mr. Reeves called up—

Senate Bill No. 38:

A bill to be entitled an act to amend sections 1667, 1680 and 2009 of the Revised Statutes of the State of Florida relating to writs of garnishment.

And Senate Bill No. 38 was read a second time in full and ordered engrossed for a third reading.

Senate Bill No. 84 :

A bill to be entitled an act to permit creditors to maintain proceedings; to set aside fraudulent conveyances made by their debtors, without first obtaining judgment against

such debtor, and to provide for the adjudication in equity cases of the amount due such creditors by such debtors,

Was taken up and read the second time in full, together with the committee amendments.

Mr. Daniel moved the adoption of the amendment offered by the committee;

Which was agreed to.

And Senate Bill No. 84, together with committee amendment, was ordered engrossed for a third reading.

Senate Bill No. 85:

Entitled an act in relation to crimes and criminal proceedings and procedure,

Was taken up and read the second time in full, together with amendments of Judiciary Committee.

Mr. Daniel moved the adoption of the committee amendments;

Which was agreed to.

Mr. Hartridge offered the following amendment:

Strike out all of section 4 and change the numbering of the sections so that 5 will read 4 and 6 will read 5.

Mr. Daniel moved the adoption of the amendment;

Which was agreed to.

Mr. Palmer of the 14th moved that Senate Bill No. 85 lay on the table subject to amendment;

Which was agreed to.

Mr. Daniel moved that the Senate do now adjourn.

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

Which was agreed to.

Thereupon the Senate stood adjourned until 10 o'clock Tuesday, April 16, 1895.

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## TUESDAY, APRIL 16, 1895.

The Senate met pursuant to adjournment.

The President in the chair.

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

Mr. President, Messrs. Adams, Bailey, Blich of 20th, Blich of 21st, Broome, Chipley, Daniel, Darby, Dougherty, Fleming, Genovar, Hartridge, Hicks, Marks, Morrow, McKinney, McLeran, McLin, Palmer of 11th, Palmer of 14th,