

The motion of Mr. Reeves to adjourn until 10 o'clock to-morrow was agreed to.

Thereupon the Senate stood adjourned until 10 o'clock Saturday morning, April 13, 1895.

SATURDAY, APRIL 13, 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, Blitch of 20th, Blitch of 21st, Broome, Chipley, Daniel, Darby, Fleming, Genovar, Hartridge, Hicks, Marks, Morrow, McKinney, McLeran, McLin, Palmer of 14th, Perrenot, Reeves, Reynolds, Thomas, Thompson, Wadsworth, Weeks, Whidden and Williamson—23.

A quorum present.

Prayer by the Chaplain.

On motion the reading of the Journal was dispensed with.

The Journal was corrected and approved.

A message was received from the House of Representatives.

Mr. Weeks moved that the rules be waived and that the Senate do now take up and consider messages from the House of Representatives;

Which was agreed to by a two-thirds vote.

Messages from the House.

The following message was read:

HOUSE OF REPRESENTATIVES, }
TALLAHASSEE, FLA., April 13, 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 indefinitely postponed—

Senate Concurrent Resolution:

Relative to the committees of the Senate and House of

Representatives acting together in joint session to consider the financial condition of the State, and to report by bill or otherwise.

Very respectfully,
WM. FORSYTH BYNUM,
Chief Clerk House of Representatives.

Also the following:

HOUSE OF REPRESENTATIVES, }
TALLAHASSEE, FLA , April 12, 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—

Senate Bill No. 22:

A bill to be entitled an act establishing a fine and forfeiture fund in the several counties—regulating the payment of criminal costs—authorizing a special tax for said costs, and providing for feed of prisoners and hire of convicts;

With amendments thereto.

And respectfully request the concurrence of the Senate thereto.

Very respectfully,
WM. FORSYTH BYNUM,
Chief Clerk House of Representatives.

Mr. Blich of 21st moved that the rules be waived and that Senate Bill No. 22 contained in the above message be taken up;

Which was agreed to by a two-thirds vote.

Mr. Blich of 21st offered the following amendment to House Amendment No. 1 to Senate Bill No. 22:

Strike out the words "as provided in the preceding section."

Mr. Blich of 21st moved the adoption of the amendment to the amendment;

Which was agreed to.

Mr. Blich moved the adoption of the amendment as amended;

Which was agreed to.

Mr. Weeks moved that the Senate refuse to concur in second House amendment to Senate Bill No. 22, because there is an apparent mistake in the reference to the sections of Senate Bill No. 22 in the House amendment;

Which was agreed to.

Mr. Blich of 21st moved that the rules be waived, and Senate Bill No. 22 be immediately certified to the House of Representatives;

Which was agreed to by a two-thirds vote.

And Senate Bill No. 22, with House amendments as amended by the Senate, was certified to the House of Representatives.

The President handed down the following communication from the State Treasurer:

TREASURY DEPARTMENT, STATE OF FLORIDA. }
 TREASURER'S OFFICE. }
 TALLAHASSEE, April 12, 1895. }

HON. F. T. MYERS,

President of the Senate:

SIR—In answer to resolution of the Senate, dated April 8, requesting the Treasurer and Comptroller to furnish statement of moneys paid the State board of health, I have the honor to report that the books in this office show that the sum of \$159,185 31 was paid to date, December 31, 1894.

The Honorable Comptroller is the custodian of all the vouchers furnished by the board and will give the items.

Very respectfully,

C. B. COLLINS,
 State Treasurer.

Mr. Perrenot offered the following resolution:

Senate Resolution No. 20:

Whereas, at the last session of the Legislature it was resolved by Senate Resolution No. 5, page 52 of the Journal of 1893, that visiting committees should be paid their actual traveling expenses. And,

Whereas, at said last session Messrs. St. Clair-Abrams, Perrenot and Whidden, were appointed a committee to investigate the alleged discrimination and improper practices by railroad officers and employes, to serve "ad interim," etc. And,

Whereas, said committee in pursuance of its duties, visited Jacksonville, Florida. Therefore, be it

Resolved, That said committee, on presentation of its certified, itemized account of expenditures and days of service, and the approval thereof by the Committee on Claims of this Senate, be paid the same as per the rules governing said last Senate, and that the sergeant-at-arms be instructed to place the names of the said committee and the amount of their account, upon the pay roll of the Senate;

Which was read the first time.

Introduction of Bills.

By Mr. Blitch of 21st:

Senate Memorial Resolution 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.

Mr. Blitch of 21st moved that the rules be waived and that Senate Memorial Resolution No. 156 be read the first time by its title;

Which was agreed to by a two-thirds vote.

And Senate Memorial Resolution No. 156 was read the first time by its title and referred to the Committee on Commerce and Navigation.

By Mr. Hicks :

Senate Memorial Resolution 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.

Mr. Hicks moved that the rules be waived, and Senate Memorial Resolution No. 157 be read first time by its title;

Which was agreed to by a two-thirds vote.

And Senate Memorial Resolution No. 157 was read the first time by its title and referred to the Committee on Commerce and Navigation.

By Mr. Blitch of 21st:

Senate Bill No. 158:

A bill to be entitled an act to amend section 588 of the Revised Statutes of the State of Florida.

Mr. Blitch of 21st moved that the rules be waived and that Senate Bill No. 158 be read first time by its title;

Which was agreed to by a two-thirds vote.

And Senate Bill No. 158 was read first time by its title and referred to the Committee on Judiciary.

By Mr. Thomas:

Senate Bill No. 159:

A bill to be entitled an act to prohibit and punish the setting up or drawing of lotteries, or aiding by writing, printing or otherwise, in setting up, drawing or conduct of lotteries.

Mr. Thomas moved that the rules be waived and Senate Bill No. 159 be read first time by its title;

Which was agreed to by a two-thirds vote.

And Senate Bill No. 159 was read first time by its title and referred to the Committee on Judiciary.

By Mr. McLeran:

Senate Bill No. 160:

A bill to be entitled an act to punish the setting up or drawing of lotteries, or aiding by writing, printing or otherwise in the setting up of lotteries, and the distribution of lottery tickets.

Mr. McLeran moved that the rules be waived, and Senate Bill No. 160 be read first time by its title;

Which was agreed to by a two-thirds vote.

And Senate Bill No. 160 was read first time by its title, and referred to the Committee on Judiciary.

By Mr. Blitch of 20th:

Senate Bill No. 161:

A bill to be entitled an act to amend section 2, chapter 4022, of the laws of Florida.

Mr. Blitch of 20th moved that the rules be waived and Senate Bill No. 161 be read first time by its title;

Which was agreed to by a two-thirds vote.

And Senate Bill No. 161 was read first time by its title and referred to the Committee on Judiciary.

By Mr. Marks:

Senate Bill No. 162:

A bill to be entitled an act to allow city clerks to take affidavits and attest the same by the seal of the city.

Mr. Marks moved that the rules be waived, and Senate Bill No. 162 be read first time by its title;

Which was agreed to by a two-thirds vote.

And Senate Bill No. 162 was read first time by its title and referred to the Committee on Judiciary.

By Mr. Marks:

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.

Mr. Marks moved that the rules be waived and Senate Bill No. 163 be read first time by its title;

Which was agreed to by a two-thirds vote.

And Senate Bill No. 163 was read first time by its title and referred to the Committee on Education.

By Mr. Hartridge:

Senate Bill No. 164:

A bill to be entitled an act to amend section 1 of an act entitled 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, approved June 2, 1893.

Mr. Hartridge moved that the rules be waived and Senate Bill No. 164 be read the first time by its title;

Which was agreed to by a two-thirds vote.

And Senate Bill No. 164 was read the first time by its title and referred to the Committee on State Affairs.

By Mr. Hartridge:

Senate Bill No. 165:

A bill to be entitled 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, range 23 east, in the county of Lee, State of Florida, to the United States of America.

Mr. Hartridge moved that the rules be waived and Senate Bill No. 165 be read first time by its title;

Which was agreed to by a two-thirds vote.

And Senate Bill No. 165 was read first time by its title and referred to the Committee on Public Lands.

Consideration of Resolutions.

Senate Resolution No. 20:

To pay the expenses of the Senate committee appointed in 1893 to investigate alleged discrimination in railroad charges,

Was taken up and read the second time.

Mr. Hartridge offered the following amendment:

In line 2 of the resolution add after the word "service" the words "which shall also include the amount due for the labor of the stenographer employed by the committee."

Mr. Hartridge moved the adoption of the amendment.

Which was agreed to.

Mr. Perrenot moved the adoption of the resolution as amended;

Which was agreed to.

Reports of Committees.

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

SENATE CHAMBER,
TALLAHASSEE, FLA., April 12, 1895.

HON. F. T. MYERS,

President of the Senate:

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

Senate Bill No. 120:

A bill to be entitled an act to incorporate the Jacksonville

and Tampa Bay Improved Railway Company, and to grant lands to aid in its construction.

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

Very respectfully,

W. H. REYNOLDS,

Chairman Committee on Railroads.

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

Also the following:

SENATE CHAMBER, }
TALLAHASSEE, FLA., April 13, 1895. }

HON. F. T. MYERS,

President of the Senate:

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

Senate Bill No. 30:

A bill to be entitled an act to amend an act entitled an act to amend an act to incorporate the St. Johns River, Lake Weir and Gulf Railroad Company, approved May 27th, 1889,

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

Very respectfully,

W. H. REYNOLDS,

Chairman Committee on Railroads.

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

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

SENATE CHAMBER, }
TALLAHASSEE, FLA., April 13, 1895. }

HON. F. T. MYERS,

President of the Senate:

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

Senate Bill No. 23:

A bill to be entitled an act to require the recording of all conditional sales of chattels whereby the vendor retains title until the property is paid for.

Also,

Senate Bill No. 52:

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 this State and to provide for summoning defendants' witnesses.

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

Very resp. ctfully,

L. J. REEVES,

Chairman Committee on Engrossed Bills.

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

Orders of the Day.

The President stated that the first business was the motion made yesterday by Mr. Darby to reconsider the vote by which Senate Bill No. 2 was passed.

On the motion to reconsider the yeas and nays were demanded.

On the call of the roll the vote was:

Yeas—Mr. Darby—1.

Nays—Messrs. Adams, Blitch of 20th, Blitch of 21st, Broome, Chipley, Daniel, Dougherty, Fleming, Genovar, Hartridge, Hicks, Marks, Morrow, McKinney, McLeran, McLin, Palmer of 14th, Perrenot, Reeves, Reynolds, Thomas, Thompson, Wadsworth, Weeks, Whidden and Williamson—26.

So the motion to reconsider was lost.

The President stated that the next business was the consideration of the motion of Mr. Marks made yesterday to reconsider the vote by which Senate Bill No. 31 was passed.

The motion to reconsider was agreed to.

Mr. Chipley moved that Senate Bill No. 31 lay on the table subject to call;

Which was agreed to.

Bills on Second Reading.

Mr. Chipley moved that the rules be waived, and that 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 plume birds of this State, being chapter 4050 of the Laws of Florida, approved June 5, 1891,

Be taken up out of its regular order and considered;

Which was agreed to by a two-thirds vote.

Mr. Chipley offered the following amendment:

In line 8, section 1, strike out the word "curlew," and substitute therefor the words "pink curlew."

Mr. Chipley moved the adoption of the amendment;

Which was agreed to.

Mr. Chipley offered the following amendment:

Add to section 1 the words "or to rob the nests of any of the said birds of eggs, or to handle, sell or trade in the eggs of said birds."

Mr. Chipley moved the adoption of the amendment;

Which was agreed to.

And Senate Bill No. 33 was ordered engrossed for a third reading.

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

Senate Bill No. 86:

Entitled an act relating to fire insurance policies, prescribing a rule of evidence, and measure of damage in case of loss,

Be taken up out of its regular order;

Which was agreed to by a two-thirds vote.

Mr. Broome moved that 200 copies be printed, and the bill be made a special order for Wednesday next at 11 o'clock;

Which was agreed to.

Senate Bill No. 36:

A bill to be entitled an act to repeal chapter 4160 of the Laws of 1893, entitled an act to authorize the appointment of a State inspector of oils and illuminating fluids, and to define his duties,

Was withdrawn by Mr. Palmer of 14th because another of the same character had passed the Senate.

A message was received from the House of Representatives.

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

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 13, 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 concurred in—

Senate amendment to the House amendment to Senate Bill No. 22, and amended the error by placing House amendment of the word "forty" to section 9 instead of section 10.

Very respectfully,

WM. FORSYTH BYNUM,
Chief Clerk House of Representatives.

Mr. Broome moved that the rules be waived, and that Senate Bill No. 22, contained in above report, be taken up and considered;

Which was agreed to by a two-thirds vote.

Mr. Blitch of 21st moved that the Senate concur in the amendment offered by the House of Representatives to section nine;

Which was not agreed to.

Mr. Blitch of 21st moved that the rules be waived and that Senate Bill No. 22 be immediately certified to the House of Representatives, informing it that the Senate refused to concur in the amendment to section 9 of said bill adopted by the House of Representatives.

A message was received from the House of Representatives.

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

Which was agreed to by a two-thirds vote.

The following message from the House was read :

HOUSE OF REPRESENTATIVES, }
TALLAHASSEE, FLA., April 13, 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—

House Bill No. 67:

A bill to be entitled an act to amend an act entitled an act to protect farmers, planters and others, chapter 3012, approved February 17, 1877, and the amendment thereto, approved June 2, 1891. And to amend article 12, chapter 4, headed or entitled Trespass and Injury to Realty.

Also passed—

House Bill No. 80:

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

Also passed—

House Bill No. 83:

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.

Also passed—

House Bill No. 86:

A bill to be entitled an act to secure the minority of stock-

holders in corporations organized under general law, the power of electing a representative membership in boards of directors.

Also passed—

House Bill No. 91:

A bill to be entitled an act to incorporate the Live Oak Bank.

Very respectfully,

WM. FORSYTH BYNUM,

Chief Clerk House of Representatives.

Mr. McLeran moved that the rules be waived, and House Bill No. 67, contained in above message, be read first time by its title;

Which was agreed to by a two-thirds vote.

And House Bill No. 67 was read first time by its title and referred to the Committee on Judiciary.

Mr. McLeran moved that the rules be waived and House Bill No. 80, contained in the above message, be read first time by its title;

Which was agreed to by a two-thirds vote.

And House Bill No. 80 was read first time by its title and referred to the Committee on Claims.

Mr. McLeran moved that the rules be waived and House Bill No. 83, contained in above message, be read the first time by its title;

Which was agreed to by a two-thirds vote.

And House Bill No. 83 was read first time by its title and referred to the Committee on Finance.

Mr. McLeran moved that the rules be waived, and House Bill No. 86, contained in above message, be read first time by its title;

Which was agreed to by a two-thirds vote.

And House Bill No. 86 was read first time by its title and referred to the Committee on Corporations.

Mr. McLeran moved that the rules be waived, and House Bill No. 91, contained in above message, be read first time by its title;

Which was agreed to by a two-thirds vote.

And House Bill No. 91 was read first time by its title and referred to the Committee on Corporations.

Also the following:

HOUSE OF REPRESENTATIVES, }
TALLAHASSEE, FLA., April 13, 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—

Senate Bill No. 27:

A bill to be entitled an act to establish a criminal court of record in the county of Monroe.

Very respectfully,

WM. FORSYTH BYNUM,
Chief Clerk House of Representatives.

And Senate Bill No. 27, contained in above report, was ordered referred to Committee on Enrolled Bills.

Consideration of bills on second reading was resumed.

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,

Was read the second time in full.

Mr. Palmer of the 14th moved the bill remain upon its second reading and that 200 copies be printed ;

Which was agreed to.

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,"

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

Senate Bill No. 43:

A bill to be entitled an act to amend section 57, chapter 4115, Laws of Florida of 1893, for the collection of revenue,

Was read the second time in full, together with the committee amendment.

Mr. Williamson moved the adoption of the amendment;

Which was not agreed to.

Mr. Hartridge offered the following amendment to Senate Bill No. 43:

In line 9, section 1, strike out the word after the words "railroad track" and add the words "and right of way;"

Which was agreed to.

Mr. Myers (Mr. Reynolds in the chair) offered the following amendment to Senate Bill No. 43:

In the last line of section 1 strike out the words "assessments of property" and insert the word "levies," and strike out the word "specified" and insert the words "provided for."

Mr. Myers moved the adoption of the amendment;

Which was agreed to.

And Senate Bill No. 43 was ordered engrossed for a third reading.

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.

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: