

WEDNESDAY, MAY 8, 1895.

The Senate met pursuant to adjournment.

The President in the chair.

The roll being called, the following members 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, Peacock, Perrenot, Phipps, Reynolds, Thomas, Thompson, Wadsworth, Weeks, Whidden and Williamson—31.

A quorum present.

Prayer by the Chaplain.

On motion the reading of the Journal was dispensed with.

The Journal was corrected and approved.

Introduction of Bills.

By Mr. Chipley:

Senate Bill No. 288:

A bill to be entitled an act to provide for the creation of the city of Pensacola, now known as the provincial municipality of Pensacola, Florida, and for the government of said city of Pensacola, to provide for the support and maintenance of said government and improvement of said city.

Mr. Chipley moved that the rules be waived and Senate Bill No. 288 be read a first time by its title;

Which was agreed to by a two-thirds vote.

And Senate Bill No. 288 was read a first time by its title and referred to the Committee on City and County Organization.

Messages from the House

The following message from the House of Representatives was read:

HOUSE OF REPRESENTATIVES, }
TALLAHASSEE, FLA., May 7, 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. 42:

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

Very respectfully,

WM. FORSYTH BYNUM,
Chief Clerk House of Representatives.

And Senate Bill No. 42 was referred to Committee on Enrolled Bills.

Also the following:

HOUSE OF REPRESENTATIVES, }
TALLAHASSEE, FLA., May 7, 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 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, and to provide for divesting same upon the payment of one-half of the purchase money and creating a lien for the balance.

Very respectfully,

WM. FORSYTH BYNUM,
Chief Clerk House of Representatives.

Also the following:

HOUSE OF REPRESENTATIVES, }
TALLAHASSEE, FLA., May 7, 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. 49:

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

Very respectfully,

WM. FORSYTH BYNUM,
Chief Clerk House of Representatives.

And Senate Bill No. 49 was referred to the Committee on Enrolled Bills.

Reports of Committees.

Mr. Thompson, Chairman of the Committee on Public Health, submitted the following report :

SENATE CHAMBER, }
TALLAHASSEE, FLA., May 8, 1895. }

HON. F. T. MYERS,

President of the Senate:

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

Senate Bill No. 253:

A bill to be entitled an act to amend sections 5, 6, 7, 9 and 13 of an act entitled an act to regulate the practice of pharmacy in cities and towns of more than two hundred inhabitants, and the sale of poisons in the State of Florida and to affix penalties, approved May 30, 1889.

Also,

Senate Bill No. 263:

A bill to be entitled an act to regulate the sale of poisons, drugs and patent medicines.

Beq leave to report that they have carefully examined the same, and report same without recommendation as to the passage of the bills. Your committee recommend that 200 copies each of the above named bills be printed.

Very respectfully,

W. N. THOMPSON,

Chairman Committee on Public Health.

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

Mr. Thompson moved that the recommendation of the committee, in reference to printing of the above bills, be ordered by the Senate;

Which was agreed to.

Mr. Chipley moved that the Committee on Public Health be authorized to have 200 copies of Senate Bill No. 172, together with amendment to be recommended by the committee, printed for the use of the Senate;

Which was agreed to.

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

SENATE CHAMBER,
TALLAHASSEE, FLA., May 8, 1895. }

HON. F. T. MYERS,

President of the Senate:

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

Senate Bill No. 153:

A bill to be entitled an act to appropriate money to carry out a joint resolution setting apart lands for the Indians of South Florida.

Also,

Senate Bill No. 23 :

A bill to be entitled an act for the relief of Wm. Jackson.

Also,

Senate Bill No. 231:

A bill to be entitled an act to amend section 1989 of the Revised Statutes of the State of Florida, concerning mortgaged land in different counties.

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

Very respectfully,

FREDERIC A. FLEMING,

Acting Chairman Committee on Engrossed Bills.

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

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

SENATE CHAMBER, }
TALLAHASSEE, FLA., May 8, 1895. }

HON. F. T. MYERS,

President of the Senate :

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

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,

An act to amend sections 2846 and 2848 of the Revised Statutes of the State of Florida relating to executive officers of courts of justices of the peace and county judges.

Also,

An act to regulate the practice on demurrers to evidence.

Also,

An act relating to the issuing and serving of summons ad respondendum, subpoenas and other process in all civil causes.

And,

An act to repeal chapter 4222, Laws of Florida, being 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. Approved June 1, 1893.

Also,

An act to apply the existing laws on the subject of trespass to realty, to uninclosed lands in certain cases, and to prescribe the notices to be posted.

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

Very respectfully,

A. W. McLERAN,

Chairman Joint Committee on Enrolled Bills.

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

SENATE CHAMBER, }
TALLAHASSEE, FLA., May 8, 1895. }

HON. F. T. MYERS,

President of the Senate:

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

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,

An act to amend sections 2846 and 2848 of the Revised Statutes of the State of Florida, relating to executive officers of courts of justices of the peace and county judges.

Also,

An act to regulate the practice on demurrers to evidence.

Also,

An act relating to the issuing and serving of summons ad respondendum, subpoenas and other process in all civil causes.

Also,

An act to repeal chapter 4222, Laws of Florida, being 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 fix his compensation.
Approved June 1, 1893.

Also,

An act to apply the existing laws on the subject of trespass to realty, to uninclosed lands in certain cases, and to prescribe the notice to be posted.

Beg leave to report that they have been duly signed by the Speaker and Chief Clerk of the House of Representatives, and herewith present the same for the signature of the President and Secretary of the Senate.

Very respectfully,

A. W. McLERAN,

Chairman Joint Committee on Enrolled Bills.

Enrolled.

The President gave notice that he was about to sign—

An act relating to the issuing and serving of summons ad respondendum, subpoenas and other processes in civil cases.

Also,

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,

An act to amend sections 2846 and 2848 of the Revised Statutes of the State of Florida relating executive officers of justices of the peace and county judges courts.

Also,

An act to repeal chapter 4222, Laws of Florida, being 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 to apply the existing laws on the subject of trespass to realty, to uninclosed lands in certain cases and to prescribe the notices to be posted.

Also,

An act to regulate the practice on demurrers to evidence.

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

SENATE CHAMBER, }
TALLAHASSEE, FLA., May 8, 1895. }

HON. F. T. MYERS,

President of the Senate:

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

An act authorizing the Comptroller to pay upon presentation any of the remaining fifteen hundred dollars of bonds issued by the Constitutional Convention of 1863.

And,

An act to amend section 2846 and 2848 of the Revised Statutes of the State of Florida relating to executive officers of courts of justices of the peace and county judges.

And,

An act to regulate the practice on demurrers to evidence.

And,

An act relating to the issuing and serving of summons ad respondendum, subpoenas and other process in all civil causes.

Also,

An act to repeal chapter 4222, Laws of Florida, being 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 fix his compensation. Approved June 1, 1893.

Also,

An act to apply the existing laws on the subject of trespass to realty, to uninclosed lands in certain cases, and to prescribe the notices to be posted.

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

Very respectfully,

A. W. McLERAN,

Chairman Joint Committee on Enrolled Bills.

Special Order.

The motion of Mr. Genovar to reconsider the following amendment offered by Mr. Palmer of 11th to Senate Bill No. 239:

At the end of section 1 add: Provided, That no petition to sell intoxicating liquors, wines or beer shall hereafter be required in any county a majority of the voters of which have voted in favor of the sale of such intoxicating liquors, wine

or beer, under the provisions of article 19 of the Constitution of the State of Florida,

Being the special order of this hour.

Mr. Genovar moved that the vote by which the above amendment was not agreed to, be reconsidered;

Which was agreed to.

The question being upon the motion to adopt the amendment.

The yeas and nays were called for.

Upon call of the roll, the vote was:

Yeas—Mr. President, Messrs. Bailey, Dougherty, Fleming, Hartridge, Marks, Palmer of 11th, Peacock, Perrenot, Phipps, Thompson, Wadsworth, Whidden and Williamson—14.

Nays—Messrs. Adams, Blitch of 20th, Blitch of 21st, Broome, Daniel, Darby, Genovar, Hicks, Morrow, McLin, Palmer of 14th, Reynolds, Thomas and Weeks—16.

So the motion was not agreed to.

And Senate Bill No. 239, as amended, was ordered engrossed for a third reading.

A message was received from the House of Representatives.

The motion of Mr. Blitch of 21st to reconsider the vote by which House Bill No. 91 passed the Senate on Friday last.

Mr. Blitch of 21st moved that the vote by which House Bill No. 91 was passed be reconsidered.

The question being upon the motion to reconsider the vote by which House Bill No. 91 was passed;

It was not agreed to.

And House Bill No. 91, having previously passed, was ordered certified to the House of Representatives.

Notice having been given by Mr. Darby that he would move a reconsideration of the vote by which the following amendment:

In line 6, section 24, strike out all after the word "appointed" down to and including the word "party" in line 7, and substitute therefor the words "and at least one of whom shall be a member of the political party next numerically largest at the last general election opposed to that to which a majority of the county commissioners belong,"

Was not agreed to.

Mr. Darby withdrew the motion and did not move a reconsideration of the vote.

The motion of Mr. Broome to reconsider the vote by which the following amendment of Mr. Palmer of the 11th was lost yesterday was taken up.

In line 6, section 24, strike out all after the word "ap-

pointed" down and including the word "commissioner" in line 8 of said section, and substitute therefor the words "and two of such inspectors shall be members of the political party with which the county commissioners of such county affiliate, and the other inspector shall be a member of a political party other than the party to which the county commissioners belong, and such last named inspector shall be appointed upon the recommendation of the executive committee of the political party to which such inspector belongs; Provided, The person so recommended by such executive committee is, in the judgment of such county commissioners, an intelligent, discreet and fair-minded person, but if no such person is recommended then such county commissioners shall have the discretion to appoint any other intelligent, discreet and fair-minded person, not a member of the political party to which such commissioners belong as such minority inspector."

Mr. Broome moved that the vote by which the amendment was not agreed to be reconsidered;

Which was not agreed to.

The motion of Mr. Weeks to reconsider the vote by which the following amendment:

In line 7, section 24, after the word "party" add "Provided, the county commissioners shall appoint one inspector from the party next numerically strong to the party to which they belong in the State at the last general election upon the recommendation of the county executive committee of such party for an inspector for each election district, provided, such persons so recommended be intelligent and fair minded,"

Offered by himself was lost yesterday, was taken up.

Mr. Weeks moved that the vote by which the above amendment was lost be reconsidered;

Which was not agreed to.

The yeas and nays were called.

Upon call of the roll, the vote was:

Yeas—Messrs. Blich of 21st, Darby, Fleming, McKinney, McLin, Palmer of 14th, Thomas, Weeks and Williamson—9.

Nays—Mr. President, Messrs. Bailey, Chipley, Daniel, Hartridge, Hicks, Morrow, McLeran, Palmer of 11th, Peacock, Perrenot, Phipps, Reynolds, Thompson, Wadsworth and Whidden—16.

So the motion to reconsider was not agreed to.

By permission—

Mr. Williamson introduced:

Senate Memorial Resolution No. 289:

A memorial to Congress of the United States asking an

appropriation for the improvement of the Withlacoochee river.

Mr. Williamson moved that the rules be waived and Senate Memorial Resolution No. 289 be read first time by its title;

Which was agreed to by a two-thirds vote.

Mr. Williamson moved that the rules be waived, and that the memorial resolution be read a second time by its title;

Which was agreed to by a two-thirds vote.

And Senate Memorial Resolution No. 289 was read the second time by its title.

Mr. Williamson moved that the rules be further waived, and that Senate Memorial Resolution No. 289 be read the third time and put upon its passage;

Which was agreed to by a two-thirds vote.

And Senate Memorial Resolution No. 289 was read a third time in full and upon put its passage.

Upon call of the roll, the vote was:

Yeas—Messrs. Adams, Bailey, Blitch of 21st, Chipley, Dougherty, Fleming, Hartridge, Hicks, Morrow, McKinney, McLeran, McLin, Palmer of 11th, Palmer of 14th, Peacock, Perrenot, Phipps, Reynolds, Thomas, Wadsworth, Whidden and Williamson—22.

Nays—None.

So the resolution passed, title as stated.

Mr. Weeks was excused from voting.

Mr. Reynolds moved that the rules be waived, and that Senate Memorial Resolution No. 289 be immediately certified to the House of Representatives;

Which was agreed to by a two-thirds vote.

And Senate Memorial Resolution No. 289 was immediately certified to the House of Representatives.

Mr. Palmer of the 14th moved that the Senate further consider House Bill No. 205;

Which was agreed to.

And consideration of—

House Bill No. 205:

A bill to be entitled an act to provide for the registration of all legally qualified voters in the several counties of the State and to provide for general and special elections and for the returns of elections,

Was resumed.

Mr. Palmer of 14th offered the following amendment:

In line 1, section 28, insert after the word "held in any city or town having a population of two thousand or more inhabitants."

Mr. Palmer of 14th moved the adoption of the amendment;

Which was not agreed to.

And House Bill No. 205 was ordered into the hands of the Engrossing Committee for the purpose of having the amendments adopted by the Senate engrossed.

Bills on Second Reading.

Senate Joint Resolution No. 59:

Requesting the next Congress to increase the duties on oranges and pineapples,

Was taken up and read the second time in full.

And Senate Joint Resolution No. 59 was ordered engrossed for a third reading.

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

Which was agreed to by a two-thirds vote.

Bills on Third Reading.

Senate Bill No. 144:

A bill to be entitled an act to repeal section 24 of chapter 1639 of the Laws of 1868, entitled an act to provide for the creation of corporations, and to prescribe their general powers and liabilities, being section 1001, chapter 7, of the Revised Statutes of Florida,

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

Upon call of the roll, the vote was:

Yeas—Mr. President, Messrs. Adams, Bailey, Blitch of 21st, Fleming, Genovar, Hartridge, Marks, Morrow, McKinney, McLeran, Palmer of 14th, Peacock, Reynolds, Thomas, Wadsworth and Whidden—17.

Nays—Messrs. Blitch of 20th, Chipley, McLin, Palmer of 11th, Perrenot, Phipps and Thompson—7.

So the bill passed, title as stated.

And Senate Bill No. 144 was ordered certified to the House of Representatives.

A message was received from the House of Representatives.

Mr. Chipley moved that he be permitted to substitute House Bill No. 257 for Senate Bill No. 75 on the calendar, both being on their third reading;

Which was agreed to.

House Bill No. 257:

A bill to be entitled an act to amend section 952, chapter

20, of the Revised Statutes of Florida, relating to pilot commissioners,

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

Upon call of roll, the vote was:

Yeas—Messrs. Adams, Bailey, Blitch of 20th, Blitch of 21st, Broome, Chipley, Daniel, Darby, Dougherty, Fleming, Genovar, Hartridge, Hicks, Marks, Morrow, McKinney, McLin, Palmer of 11th, Palmer of 14th, Peacock, Perrenot, Phipps, Reynolds, Thomas, Thompson, Wadsworth, Weeks and Whidden—28.

Nays—None.

So the bill passed, title as stated.

Mr. Chipley moved that the rules be waived and the bills passed this morning be immediately certified to the House of Representatives;

Which was agreed to by a two-thirds vote

And House Bill No. 257 and Senate Bill No. 144 were so certified.

Senate Bill No. 133:

A bill to be entitled an act to authorize administrators and executors to take possession of the lauds belonging to the estates represented by them, and for the sale of said lands, or any portion thereof, when the same cannot be equitably divided among the heirs or devisees,

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

Upon call of roll, the vote was:

Yeas—Messrs. Adams, Blitch of 20th, Blitch of 21st, Broome, Chipley, Daniel, Darby, Dougherty, Fleming, Genovar, Hartridge, Hicks, Marks, Morrow, McKinney, McLeran, McLin, Palmer of 11th, Peacock, Perrenot, Phipps, Reynolds, Thomas, Thompson, Wadsworth and Whidden—26.

Nays—Mr. Palmer of 14th—1.

So the bill passed, title as stated.

And the action of the Senate was ordered certified to the House of Representatives.

Mr. Marks moved that Senate Bill No. 271 be taken up instead of House Bill No. 24, the next on the calendar, and that House Bill No. 24 take the place on the calendar of Senate Bill No. 271;

Which was agreed to.

Senate Bill No. 271:

A bill to be entitled an act to prescribe the method of procedure for the forfeiture and collection of bail bonds, given for the appearance of persons charged with criminal offences,

before the courts of this State, when the conditions of such bonds are broken,

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

Upon call of roll, the vote was:

Yeas—Messrs. Bailey, Blitch of 20th, Blitch of 21st, Broome, Chipley, Daniel, Darby, Dougherty, Fleming, Genovar, Hartridge, Hicks, Marks, Morrow, McLeran, McLin, Palmer of 11th, Perrenot, Phipps, Reynolds, Thomas, Thompson, Wadsworth and Whidden—24.

Nays—Messrs. Adams, McKinney, Palmer of 14th and Weeks—4.

So the bill passed, title as stated.

And Senate Bill No. 271 was ordered certified to the House of Representatives.

By permission—

Mr. Dougherty introduced:

Senate Bill No. 290:

A bill to be entitled an act in relation to the capture or killing of food fishes in certain waters within Volusia county.

Mr. Dougherty moved that the rules be waived, and Senate Bill No. 290 be read first time by its title;

Which was agreed to by a two-thirds vote.

And Senate Bill No. 290 was read first time by its title and referred to the Committee on Fisheries.

Mr. Palmer of the 11th moved that the rules be waived and that all bills which have passed be immediately certified to the House of Representatives;

Which was agreed to by a two-thirds vote.

Mr. Fleming moved that the Senate do now adjourn;

Which was agreed to.

Thereupon the Senate stood adjourned until 3:30 o'clock this afternoon.

AFTERNOON SESSION.

3:30 O'CLOCK P. M.

The Senate convened pursuant to adjournment.

The President in the chair.

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

Mr. President, Messrs. Adams, Bailey, Blitch of 20th, Blitch of 21st, Broome, Chipley, Daniel, Darby, Dougherty, Fleming, Hartridge, Morrow, McKinney, McLeran, Mc-

Lin, Palmer of 14th, Peacock, Perrenot, Phipps, Reynolds, Thompson, Wadsworth, Weeks and Whidden—24.

A quorum present.

Mr. Bitch of 21st 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.

And the Senate took up

Messages from the House.

The following message from the House of Representatives was taken up and read:

HOUSE OF REPRESENTATIVES, }
TALLAHASSEE, FLA., May 7, 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. 116:

A bill to be entitled an act to amend sections 4192, Laws of Florida, being amendments to sections 6, 9, 12, 13, 16, 17, 18 and 20 of the school law.

And would respectfully request the concurrence of the Senate thereto.

Very respectfully,

WM. FORSYTH BYNUM,

Chief Clerk House of Representatives.

Mr. Chipley moved that the rules be waived, and House Bill No. 116, contained in above message, be read first time by its title;

Which was agreed to by a two-thirds vote.

And House Bill No. 116 was read the first time by its title and referred to the Committee on Education.

Also the following:

HOUSE OF REPRESENTATIVES, }
TALLAHASSEE, FLA., May 8, 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 by a three-fifths vote as required by the Constitution—

House Joint Resolution No. 77:

Proposing an amendment to section 30 of article 16 of the Constitution of Florida.

And respectfully request the concurrence of the Senate thereto.

Very respectfully,

WM. FORSYTH BYNUM,
Chief Clerk House of Representatives.

Mr. Chipley moved that the rules be waived and House Joint Resolution No. 77, contained in above message, be read first time by its title;

Which was agreed to by a two thirds vote.

And House Joint Resolution No. 77 was read the first time by its title and referred to the Committee on Constitutional Amendments.

Also the following:

HOUSE OF REPRESENTATIVES, }
TALLAHASSEE, FLA., May 7, 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 by a three fifths vote pursuant to the requirements of the Constitution—

House Joint Resolution No. 75 A:

Proposing amendments to section 3, article 3, Constitution of Florida.

And respectfully request the concurrence of the Senate thereto.

Very respectfully,

WM. FORSYTH BYNUM,
Chief Clerk House of Representatives.

Mr. Chipley moved that the rules be waived and House Joint Resolution No. 75 A, contained in above message, be read the first time by its title;

Which was agreed to by a two-thirds vote.

And House Joint Resolution No. 75 A was read first time by its title and referred to the Committee on Constitutional Amendments.

Also the following:

HOUSE OF REPRESENTATIVES, }
TALLAHASSEE, FLA., May 8, 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 by a three-fifths vote as required by the Constitution—

House Joint Resolution No. 39:

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

And respectfully request the concurrence of the Senate thereto.

Very respectfully,

WM. FORSYTH BYNUM,
Chief Clerk House of Representatives.

Mr. Adams moved that the rules be waived and that House Joint Resolution No. 39, contained in above message, be read first time by its title;

Which was agreed to by a two-thirds vote.

And House Joint Resolution No. 39 was read first time by its title and referred to the Committee on Constitutional Amendments.

Also the following:

HOUSE OF REPRESENTATIVES, }
TALLAHASSEE, FLA., May 8, 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. 184:

A bill to be entitled an act to amend section 1727, Revised Statutes of Florida.

And respectfully request the concurrence of the Senate thereto.

Very respectfully,

WM. FORSYTH BYNUM,
Chief Clerk House of Representatives.

Mr. Chipley moved that the rules be waived and House Bill No. 184, contained in above message, be read first time by its title;

Which was agreed to by a two-thirds vote.

And House Bill No. 184 was read first time by its title and referred to the Committee on Railroads.

Also the following:

HOUSE OF REPRESENTATIVES, }
TALLAHASSEE, FLA., May 8, 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. 189:

A bill to be entitled an act authorizing the registering, recording and indexing of judgments and decrees of the courts of the United States in the several counties of this State, in consonance with chapter 742 of the act of Congress, approved August 1, 1888, entitled an act to regulate the liens of judgment and decrees of the courts of the United States.

And respectfully request the concurrence of the Senate thereto.

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

Mr. Chipley moved that the rules be waived and House Bill No. 189, 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. 189 was read first time by its title and referred to the Committee on Judiciary.

Also the following:

HOUSE OF REPRESENTATIVES, }
TALLAHASSEE, FLA., May 8, 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. 41:

A bill to be entitled an act to prohibit the throwing of dynamite or other explosives in the waters of this State.

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

And Senate Bill No. 41, contained in the above message, was referred to the Committee on Enrolled Bills.

Also the following:

HOUSE OF REPRESENTATIVES, }
TALLAHASSEE, FLA., May 7, 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. 104:

A bill to be entitled an act to provide for the giving of new bonds under certain circumstances by State and county officers.

Very respectfully,

WM. FORSYTH BYNUM,
Chief Clerk House of Representatives.

And Senate Bill No. 104 was referred to the Committee on Enrolled Bills.

Also the following:

HOUSE OF REPRESENTATIVES, }
TALLAHASSEE, FLA., May 7, 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 Bill No. 70:

A bill to be entitled an act making confinement in the State prison a ground for divorce.

Very respectfully,

WM. FORSYTH BYNUM,
Chief Clerk House of Representatives.

Also the following:

HOUSE OF REPRESENTATIVES, }
TALLAHASSEE, FLA., May 6, 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 adopted—

Senate amendment to House Concurrent Resolution No. 13:

Relative to the appointment of a joint committee to investigate the office of the inspector of phosphates.

Strike out all after the word "Senate" and substitute therefor the words, "to summon the inspector of phosphates to bring his books and accounts forthwith to Tallahassee and to submit the same to the committee."

Very respectfully,

W. M. FORSYTH BYNUM,
Chief Clerk House of Representatives.

The President appointed on the part of the Senate on such committee and House Concurrent Resolution No. 13, Messrs. Williamson and Palmer of 11th.

Mr. Chipley moved that the enrolling committee be directed to return Senate Bill No. 49 to the Senate;

Which was agreed to.

Bills on Third Reading.

Senate Bill No. 246:

A bill to be entitled an act to amend section 274 of the Revised Statutes in relation to the blind, deaf and dumb,

Was taken up and read a third time in full and put upon its passage.

Upon call of the roll, the vote was:

Yeas—Messrs. Adams, Blich of 20th, Blich of 21st, Broome, Chipley, Darby, Dougherty, Fleming, Genovar, Hartridge, Morrow, McKinney, McLeran, McLin, Palmer of 14th, Peacock, Perrenot, Phipps, Reynolds, Thompson, Wadsworth and Weeks—22.

Nays—Mr. Palmer of 11th—1.

So the bill passed, title as stated.

Senate Bill No. 202:

A bill to be entitled an act to amend section 1077 of the Revised Statutes of Florida,

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

Upon call of the roll, the vote was:

Yeas—Messrs. Adams, Bailey, Blich of 20th, Blich of 21st, Chipley, Daniel, Darby, Dougherty, Fleming, Genovar, Hartridge, Morrow, McKinney, McLeran, McLin, Palmer of 11th, Palmer of 14th, Peacock, Perrenot, Phipps, Reynolds, Thompson, Wadsworth and Whidden—24.

Nays—None.

So the bill passed, title as stated.

And the action of the Senate was ordered certified to the House of Representatives.

House Bill No. 24:

A bill to be entitled an act to incorporate an institution of

learning at Winter Park, Florida, under the name of Rollins College,

Was taken up and read the third time in full.

By unanimous consent Mr. Dougherty offered the following amendment:

In line 3, section 9, strike out the word "observing," and substitute therefor the word "deserving;"

Which was unanimously agreed to.

By unanimous consent Mr. Dougherty offered the following amendment:

In line 7, section 10, strike out the word "changes" and substitute therefor the word "charges;"

Which was unanimously agreed to.

The bill being upon its passage.

Upon call of roll, the vote was:

Yeas—Mr. President, Messrs. Adams, Bailey, Blicht of 21st, Broome, Chipley Darby, Dougherty, Fleming, Genovar, Hartridge, Marks, Morrow, McKinney, McLeran, McLin, Perrenot, Phipps, Reynolds, Thompson, Wadsworth, Whidden and Williamson—23.

Nays—Mr. Blicht of 20th, Palmer of 11th, Peacock and Weeks—4.

So the bill passed, title as stated.

And House Bill No. 24, as amended, was ordered certified to the House of Representatives.

Senate Bill No. 113:

A bill to be entitled an act in relation to the keeping of public records, books, dockets, papers, files, etc., by public officers, and the inspection, examination, etc., thereof by the public generally,

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

Upon call of the roll, the vote was:

Yeas—Messrs. Adams, Bailey, Blicht of 20th, Blicht of 21st, Chipley, Daniel, Darby, Dougherty, Fleming, Genovar, Hartridge, Morrow, McKinney, McLeran, McLin, Palmer of 11th, Palmer of 14th, Peacock, Perrenot, Phipps, Reynolds, Thompson, Wadsworth, Weeks, Whidder and Williamson—26.

Nays—None.

So the bill passed, title as stated.

And the action of the Senate was ordered certified to the House of Representatives.

Mr. Hartridge moved that the rules be waived, and that the vote by which Senate Bill No. 202 was passed be reconsidered;

Which was agreed to by a two thirds vote.

Mr. Blitch of the 20th was permitted to withdraw Senate Bill No. 202.

Mr. Perrenot gave notice that on tomorrow he would move a reconsideration of the vote by which Senate Bill No. 113 passed.

Senate Bill No. 210:

A bill to be entitled an act to prohibit fishing in the lakes of this State with seines or nets, or any set device, and to prevent the shipment of fish caught or seined, and to provide the penalties therefor,

Was taken up and read a third time in full.

Mr. Dougherty was unanimously permitted to offer the following amendment:

In line 2, section 2, insert the word "in" between "entrapped" and "inland;"

Which was unanimously agreed to.

Mr. Thomas moved that Senate Bill No. 210 be placed back on its second reading, and that it lay on the table subject to call;

Which was agreed to.

By permission—

Mr. Williamson introduced:

Senate Bill No. 291:

A bill to be entitled an act to permit the killing of bull-bats in this State,

Mr. Williamson moved that the rules be waived, and Senate Bill No. 291 be read first time by its title;

Which was agreed to by a two-thirds vote.

And Senate Bill No. 291 was read first time by its title and referred to the Committee on Agriculture.

By permission—

Mr. Morrow introduced:

Senate Bill No. 292:

A bill to be entitled an act to amend section 625 of the Revised Statutes, relating to the canvass and results of elections of county sites.

Mr. Morrow moved that the rules be waived, and Senate Bill No. 292 be read first time by its title;

Which was agreed to by a two-thirds vote.

And Senate Bill No. 292 was read first time by its title and referred to the Committee on City and County Organization.

By permission—

Mr. Thomas introduced:

Senate Bill No. 293:

A bill to be entitled an act for the relief of C. A. Butler.

Mr. Thomas moved that the rules be waived, and Senate Bill No. 293 be read first time by its title;

Which was agreed to by a two-thirds vote.

And Senate Bill No. 293 was read first time by its title and referred to the Committee on Claims.

By permission —

Mr. Wadsworth introduced (by request):

Senate Bill No. 294:

A bill to be entitled an act authorizing the justices of the Supreme Court to appoint as commissioners circuit court judges to assist in the preparation of opinions and head notes.

Mr. Wadsworth moved that the rules be waived and Senate Bill No. 294 be read first time by its title;

Which was agreed to by a two-thirds vote.

And Senate Bill No. 294 was read first time by its title and referred to the Committee on Judiciary.

Bills on Second Reading.

Senate Bill No. 129:

A bill to be entitled an act to amend sections 2, 6, 9, 11 and 18, chapter 4272 of the Laws of Florida, entitled "an act to incorporate the Savings and Trust Bank of Florida, and to confer certain rights and privileges thereon," and to enlarge the powers and privileges of said bank,

Was taken up and read the second time in full.

Mr. Dougherty offered the following amendment:

Before the words "an act" insert the words "a bill to be entitled."

Mr. Dougherty moved the adoption of the amendment;

Which was agreed to.

Mr. Dougherty moved that Senate Bill No. 129 lay on the table subject to call for the purpose of amendment;

Which was agreed to.

Senate Bill No. 152:

A bill to be entitled an act to further provide for the foreclosure of mortgages and the sale of mortgaged property,

Having been previously read a second time.

Mr. Blich of 21st offered the following amendment:

In line 3, section 1, strike out the word "mortgagee" and substitute therefor the word "mortgagor."

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

Which was agreed to.

Mr. Blich of 21st offered the following amendment:

In line 7, section 2, strike out the word "mortgagor" and substitute therefor the word "mortgagee."

Mr. Blitch of 21st moved the adoption of the amendment ;
Which was agreed to.

Mr. Blitch of 21st offered the following amendment :

In line 4, section 3, strike out the word "mortgagee," and substitute therefor the word "mortgagor."

Mr. Blitch of 21st moved the adoption of the amendment ;
Which was agreed to.

Mr. Blitch of 21st offered the following amendment :

In line 6, section 3, strike out the word "mortgagee" and substitute therefor the word "mortgagor."

Mr. Blitch of 21st moved the adoption of the amendment ;
Which was agreed to.

Mr. Blitch of 21st offered the following amendment :

In line 4, section 7, strike out the word "mortgagor" and substitute therefor the word "mortgagee."

Mr. Blitch of 21st moved the adoption of the amendment ;
Which was agreed to.

And Senate Bill No. 152, as amended, was ordered engrossed for a third reading.

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

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 their compensation,

Having been previously read a second time, was taken up and ordered engrossed for a third reading.

Mr. Dougherty called up Senate Bill No. 129, and consideration of the bill was resumed.

Mr. Dougherty offered the following amendment:

In line 15, section 3, strike out the word "of" and substitute therefor the word "or."

Mr. Dougherty moved the adoption of the amendment ;
Which was agreed to.

Mr. Darby moved that one hundred copies of Senate Bill No. 129 be printed and that the bill remain on its second reading ;

Which was not agreed to.

And Senate Bill No. 129, as amended, was ordered engrossed for a third reading.

House Bill No. 59:

A bill to be entitled an act to define what cities shall impound hogs, and to prohibit the driving of them within the corporate limits,

Was taken up and read the second time in full.

Mr. Chipley offered the following amendment :

In line 2, section 1, strike out the words "five hundred" and substitute therefor the words "two hundred and fifty."

Mr. Chipley moved the adoption of the amendment.

Mr. Chipley withdrew the above amendment.

Mr. Palmer of the 11th offered the following amendment :

In line 2, section 1, strike out the words "five hundred" and substitute therefor the words "four hundred."

Mr. Palmer of the 11th moved the adoption of the amendment;

Which was not agreed to.

Mr. Dougherty offered the following amendment:

In line 2, section 1, strike out the words "five hundred" and substitute therefor the words "two hundred."

Mr. Dougherty moved the adoption of the amendment;

Which was not agreed to.

Mr. Chipley offered the following amendment:

In line 2, section 1, strike out the words "five hundred," and substitute therefor the words "two hundred and fifty."

Mr. Chipley moved the adoption of the amendment;

Which was not agreed to.

And the bill was passed to calendar of bills on third reading.

By permission—

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

SENATE CHAMBER, }
TALLAHASSEE, FLA., May 8, 1895. }

HON. F. T. MYERS,

President of the Senate :

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

Senate amendments to

House Bill No. 205:

A bill to be entitled an act to provide for the registration of all legally qualified voters in the several counties of the State, and to provide for general and special elections and for the returns of elections.

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

Very respectfully,

A. W. WEEKS,

Acting Chairman Committee on Engrossed Bills.

Mr. Adams moved that House Bill No. 205 be made the special order for tomorrow morning at 10 o'clock;

Which was agreed to.

Mr. Hartridge moved that Senate Bill No. 148 be substituted on the calendar for Senate Bill No. 165;

Which was agreed to.

And,

Senate Bill No. 148:

A bill to be entitled an act to repeal an act entitled an act for the forfeiture of franchises, grants, rights and privileges, licenses, and immunity in certain cases, approved June 8, 1891,

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

Mr. Chipley moved that the Senate do now adjourn;

Mr. Williamson moved that when the Senate adjourn that it adjourn until 9:30 o'clock tomorrow morning;

Which was agreed to.

Thereupon the Senate stood adjourned until 9:30 o'clock Thursday morning, May 9th, 1895.

Confirmations.

John Dooly of Pensacola, Fla., to be pilot commissioner of Pensacola, vice D. Burnis, term expired.

THURSDAY, MAY 9, 1895.

The Senate met pursuant to adjournment.

The President in the chair.

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

Mr. President, Messrs. Adams, Bailey, Blich of 20th, Blich of 21st, Broome, Chipley, Daniel, Darby, Dougherty, Fleming, Hicks, Marks, Morrow, McKinney, McLeran, McLin, Palmer of 11th, Palmer of 14th, Peacock, Phipps, Reynolds, Thomas, Thompson, Wadsworth, Whidden and Williamson—27.

A quorum present.

Prayer by the Chaplain.