

MONDAY, APRIL 12, 1897.

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, Barber, Blitch of 20th, Blitch of 21st, Broome, Bynum, Carson, Chipley, Clark, Crosby, Daniel, Dimick, Dougherty, Fuller, Gaillard, Hartridge, Hendly, Hooker, Myers, McLin, Palmer of 14th, Peacock, Phipps, Reeves, Roberts, Thomas and Wadsworth—29.

A quorum present.

Prayer by the Chaplain.

On motion the reading of the Journal was dispensed with.

The Journal was corrected and approved.

The President stated that Mr. Palmer of 11th had requested permission to be excused until Wednesday next, having been suddenly called away.

Mr. Palmer of 11th was thereupon excused until Wednesday next.

The President appointed Messrs. Bailey, Reeves and Thomas on the part of the Senate under Senate Concurrent Resolution No. 6, relative to State convicts.

Also appointed Messrs. Carson and Chipley on the part of the Senate under House Concurrent Resolution No. 22.

Introduction of Resolutions, Petitions and Memorials.

Mr. Fuller introduced the following resolution:

Senate Resolution No. 7:

Resolved, That the Secretary of State be authorized to furnish, for the use of the members of the Senate, upon request for same through the Sergeant-at-Arms, copies of the Revised Statutes of the State of Florida, and copies of the Acts of the Legislature of 1893 and 1895.

Mr. Fuller moved the adoption of the resolution;

Which was agreed to.

Mr. Dimick introduced the following:

Senate Resolution No. 8:

Resolved, That the Secretary is hereby instructed to prepare and have printed a daily calendar for the use of the Senate.

Mr. Dimick moved the adoption of the resolution.

Which was agreed to.

Introduction of Bills.

By Mr. Blich of 21st:

Senate Bill No. 48:

A bill to be entitled an act regulating the mode of procedure in civil suits and actions in County Judge's Courts and Courts of Justice of the Peace;

Which was read the first time by its title and referred to the Committee on Judiciary.

By Mr. Blich of 21st:

Senate Joint Resolution No. 49:

A Joint Resolution proposing an amendment to section thirteen (13) of article sixteen (16) of the Constitution of the State of Florida, relating to sureties upon official bonds;

Which was read the first time by its title and referred to the Committee on Constitutional Amendments.

By Mr. Bynum:

Senate Bill No. 50:

A bill to be entitled an act to amend section 48 of an act entitled "an act for the assessment and collection of revenue," approved June 1, 1895;

Which was read the first time by its title and referred to the Committee on Judiciary.

By Mr. Bynum:

Senate Bill No. 51:

A bill to be entitled an act to amend section No. 9 of 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 the feed of prisoners, and the hire of convicts, approved April 20, 1895.

Which was read the first time by its title and referred to the Committee on Judiciary.

By Mr. Broome:

Senate Bill No. 52:

A bill to be entitled an act relating to fire insurance policies, prescribing a rule of evidence and measure of damage in case of loss;

Which was read the first time by its title and referred to the Committee on Corporations.

By Mr. Dimick:

Senate Bill No. 53:

A bill to be entitled an act for the relief of George H Johnson, Isaiah Aiken, Noah Hall and David McCuen of Dade county, Florida;

Which was read the first time by its title and referred to the Committee on Judiciary.

Mr. Carson introduced for Mr. Palmer of 11th, who was absent:

Senate Bill No. 54:

A bill to be entitled an act to suspend for the term of two years the collection of all royalties upon phosphate rock or phosphatic deposits that may be mined, dug or removed from the beds of the navigable waters of the State of Florida;

Which was read the first time by its title and referred to the Committee on Mining and Phosphate.

By Mr. Gaillard:

Senate Bill No. 55:

A bill to be entitled an act to legalize the issuance of water works and funding bonds of the city of St. Augustine, in the county of St. Johns, State of Florida, under section 5, of article 7, chapter 3972, Laws of Florida, incorporating the city of St. Augustine, as amended by chapter 4499, and to declare and render valid the bonds issued by said city under an ordinance, and its amendatory ordinances, passed July 1st, and approved July 3d, 1896, under and by virtue of said chapters;

Which was read the first time by its title and referred to the Committee on City and County Organization.

By Mr. Phipps:

Senate Bill No. 56:

A bill to be entitled an act for the relief of George W. Reynolds, ex-tax collector of the county of Monroe, State of Florida;

Which was read the first time by its title and referred to the Committee on Judiciary.

By Mr. Hendly:

Senate Bill No. 57:

A bill to be entitled an act to amend section 568 of the Revised Statutes of the State of Florida, providing pensions for soldiers and sailors who enlisted in the military or naval service of the Confederate States and the pensions of their widows;

Which was read the first time by its title and referred to the Committee on Militia.

By Mr. Palmer of 14th:

Senate Bill No. 58:

A bill to be entitled an act to prohibit the taking or receiving of money on deposit by any bank after the insolvency of said bank, and providing punishment for the same;

Which was read the first time by its title and referred to the Committee on Judiciary.

By Mr. Blich of 20th:

Senate Bill No. 59:

A bill to be entitled an act to repeal an act entitled an act to require persons killing hogs or sheep for market, to exhibit the mark of such hogs or sheep, being chapter 4186 of the Laws of Florida;

Which was read the first time by its title and referred to the Committee on State Affairs.

By Mr. Blich of 20th:

Senate Joint Resolution No. 60:

A Joint Resolution relating to the election of United States Senators by direct vote of the people;

Which was read the first time by its title and referred to the Committee on Privileges and Elections.

By Mr. Phipps:

Senate Bill No. 61:

A bill to be entitled an act to create a corporation to be named the Key West Insurance and Trust Company, and to confer certain privileges thereon;

Which was read the first time by its title and referred to the Committee on Corporations.

By Mr. Palmer of 14th:

Senate Bill No. 62:

A bill to be entitled an act abrogating citations on appeals in chancery causes from the Circuit to the Supreme Court, and making the record of the entry of such appeals notice in such causes;

Which was read the first time by its title and referred to the Committee on Judiciary.

By Mr. Palmer of 14th:

Senate Bill No. 63:

A bill to be entitled an act to abrogate the writ of Scire Facias ad Audiendum Errores in appellate proceedings to the Supreme Court, and to provide a substitute therefor in civil causes;

Which was read the first time by its title and referred to the Committee on Judiciary.

Mr. Broome moved that the Committee on Corporations be requested to return Senate Bill No. 10;

Which was agreed to.

And Senate Bill No. 10:

A bill to be entitled an act relating to the fire insurance

policies, prescribing a rule of evidence, and measure of damage in case of loss,

Was thereupon returned to the Senate.

Mr. Broome requested leave to withdraw Senate Bill No. 10;

Which was granted.

Consideration of Resolutions.

House Concurrent Resolution No 6 relative to the appointment of a Joint Committee to investigate the books, records and accounts of the State Treasurer's office,

Was taken up and read the second time.

Mr. Fuller moved to lay the resolution on the table for the present;

Which was agreed to.

House Concurrent Resolution No. 7 relative to the appointment of Joint Committee to examine the books and accounts of the State Comptroller's office,

Was taken up and read the second time.

Mr. Fuller moved that the resolution lay on the table for the present;

Which was agreed to.

House Concurrent Resolution No. 27, for the appointment of a committee to visit the Florida Agricultural College,

Was taken up and read the second time.

Mr. Bynum moved that the resolution be adopted.

Mr. Palmer of 14th moved that the resolution be laid upon the table for the present;

Which was agreed to.

House Concurrent Resolution No. 24, for the appointment of a Joint Committee to investigate the Internal Improvement Fund of Florida,

Was taken up and read the second time.

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

Which was agreed to.

The President appointed Messrs. Crosby and Daniel as the committee on the part of the Senate, under House Concurrent Resolution No. 24.

House Joint Resolution No. 16 relative to having additional copies of the State Constitution printed,

Was taken up and referred to the Committee on Public Printing.

Senate Concurrent Resolution No. 12:

Resolved, That (the House concurring) a committee of three on the part of the Senate and five on the part of the House be appointed on Apportionment,

Was taken up.

Mr. Carson asked permission to withdraw Senate Concurrent Resolution No. 12;

Which was granted.

Senate Concurrent Resolution No. 13:

Resolved by the Senate, the House concurring, That a committee of two from the Senate to act with a similar committee of three from the House be appointed to investigate the books, records and accounts of the Internal Improvement Fund of Florida since the first day of May, A. D. 1893, and to employ clerical aid and report on same,

Was taken up and read the second time.

Mr. Crosby asked permission to withdraw Senate Concurrent Resolution No. 13;

Which was granted.

Reports of Committees.

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

SENATE CHAMBER,
TALLAHASSEE, FLA., April 12, 1897. }

HON. CHAS. J. PERRENOT,

President of the Senate:

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

Senate Bill No: 12:

A bill to be entitled an act to amend section 1 of chapter 4019 of the Laws of Florida, the same being an act entitled an act to amend section 2 of an act approved February 28, 1883, entitled an act to prescribe a mode whereby counties may erect court houses and other buildings, approved May 4th, 1891.

Also,

Senate Bill No. 17:

A bill to be entitled an act to amend section 414, Revised

Statutes of Florida, relating to the examinations of accounts of officers authorized to receive public money.

Also,

Senate Bill No. 24:

A bill to be entitled an act prescribing a remedy in cases of illegal or excessive tax assessment.

Also,

Senate Bill No. 27:

A bill to be entitled an act to require all taxes on land sold for partition to be paid out of the purchase money.

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

Very respectfully,

FRED T. MYERS,

Chairman Judiciary Committee.

And Senate Bills Nos. 12, 17, 24 and 27, contained in the above report, were placed on the calendar of bills on second reading.

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

SENATE CHAMBER, }
TALLAHASSEE, FLA., April 12, 1897. }

HON. CHAS. J. PERRENOT,

President of the Senate:

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

Senate Bill No. 25:

A bill to be entitled an act to provide for the redemption and cancellation of tax sale certificates held by the State for taxes due for the year 1895 and previous years.

Beg leave to report that they have examined the same, and return it herewith, with the recommendation that it be referred to the Committee on Finance and Taxation.

Very respectfully,

FRED. T. MYERS,

Chairman Judiciary Committee.

And Senate Bill No 25, contained in the above report, was referred to the Committee on Finance and Taxation.

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

SENATE CHAMBER, }
TALLAHASSEE, FLA., April 12, 1897. }

CHAS. J. PERRENOT,

President of the Senate:

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

Senate Bill No. 14:

A bill to be entitled an act to amend chapter 4349, Acts of the Legislature of 1895, defining what cities and towns shall impound hogs, and to prohibit the driving them within the corporate limits.

Beg leave to report that they have carefully examined the same, and recommend that it be amended by inserting after the words "section 2" the following: "That section 2 of said act be amended so as to read as follows," and as amended, recommend that the bill do pass.

Very respectfully,

FRED T. MYERS,

Chairman Judiciary Committee.

And Senate Bill No. 14, contained in the above report, together with the amendments offered by the committee was placed on the calendar of bills on second reading.

Mr. Carson, Chairman of the Committee on Indian Affairs, submitted the following report:

SENATE CHAMBER, }
TALLAHASSEE, FLA., April 12, 1897. }

HON. CHAS. J. PERRENOT,

President of the Senate:

SIR—Your Committee on Indian Affairs, to whom was referred—

Senate Bill No. 1:

A bill to be entitled an act to prevent the sale or gift of intoxicating liquors to the Seminole Indians, and to provide a penalty therefor.

Beg leave to report that we have had the same under con-

sideration, and respectfully recommend that the same do pass.

Very respectfully,
 C. A. CARSON,
 Chairman Committee on Indian Affairs.

And Senate Bill No. 1, contained in the above report, was placed on the calendar of bills on second reading.

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

SENATE CHAMBER, }
 TALLAHASSEE, FLA., April 9, 1897. }

HON. CHAS. J. PERRENOT,

President of the Senate:

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

Senate Bill No. 21:

A bill to be entitled an act to repeal section 6 of chapter 3966, Laws of Florida, entitled an act to establish the municipality of Key West, provide for its government, and prescribe its jurisdiction and powers; all amendments to said section, and to provide for the payment of bonds issued under the provisions of said section, and to prescribe the manner in which new bonds may be issued.

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 City and County Organization.

And Senate Bill No. 21, contained in the above report, was placed on the calendar of bills on second reading.

Mr. Blich of 20th, Chairman of the Committee on State Affairs, submitted the following report:

SENATE CHAMBER, }
 TALLAHASSEE, FLA., April 12, 1897. }

HON. CHAS. J. PERRENOT,

President of the Senate:

SIR—Your Committee on State Affairs, to whom was referred—

Senate Bill No. 4:

A bill to be entitled an act to provide for the establishment of pauper houses and farms in this State.

Beg to report the same favorable, and recommend it do pass.

Very respectfully,

S. H. BLITCH,

Chairman Committee on State Affairs.

And Senate Bill No. 4, contained in the above report, was placed on the calendar of bills on second reading.

Orders of the Day.

The Message of the Governor vetoing:

“An act to incorporate the Florida Hard Rock Mining Company, and to define its rights and powers.”

Read on Friday last, was taken up, and the act vetoed and the veto message were read.

The President put the question, “shall the bill pass the veto of the Governor to the contrary notwithstanding,”

Upon call of the roll, the vote was:

Nays—Mr. President, Messrs. Adams, Bailey, Barber, Blitch of 20th, Blitch of 21st, Bynum, Carson, Chipley, Clark, Crosby, Daniel, Dimick, Dougherty, Fuller, Gaillard, Hartridge, Hooker, McLin, Palmer of 14th, Peacock, Phipps, Reeves, Roberts, Thomas and Wadsworth—26.

Yeas—none.

So the bill not receiving a two-thirds vote, failed to pass.

Mr. Hendley and Mr. Broome were excused from voting.

Bills on Second Reading.

Senate Bill No. 12:

A bill to be entitled an act to amend section 1 of chapter 4019 of the Laws of Florida, the same being an act entitled an act to amend section 2 of an act approved February 28, 1883, entitled an act to prescribe a mode whereby counties may erect court houses and other buildings, approved May 4th, 1891,

Was taken up and read a second time in full, and referred to the Committee on Engrossed Bills.

Senate Bill No. 17:

A bill to be entitled an act to amend section 414, Revised

Statutes of Florida, relating to the examinations of accounts of officers authorized to receive public money,

Was taken up and read the second time in full.

Mr. Palmer of 14th moved that consideration of Senate Bill No. 17 be passed over until to-morrow;

Which was agreed to.

Mr. Chipley moved that 150 copies of Senate Bill No. 17 be printed;

Which was agreed to.

Senate Bill No. 24:

A bill to be entitled an act prescribing a remedy in cases of illegal or excessive tax assessment,

Was taken up and read the second time in full, and referred to Committee on Engrossed Bills.

Senate Bill No. 27:

A bill to be entitled an act to require all taxes on land sold for partition to be paid out of the purchase money,

Was taken up and read the second time in full, and referred to the Committee on Engrossed Bills.

Senate Bill No. 14:

A bill to be entitled an act to amend chapter 4349, Acts of the Legislature of 1895, defining what cities and towns shall impound hogs, and to prohibit the driving them within the corporate limits,

Was taken up and read the second time in full, together with the amendment offered by the Judiciary Committee.

Mr. Myers moved that the amendment of the Judiciary Committee to Senate Bill No. 14 be adopted;

Which was agreed to.

Mr. Adams moved that 100 copies of the bill, as amended, be printed for the use of the Senate;

Which was agreed to.

Senate Bill No. 1:

A bill to be entitled an act to prevent the sale or gift of intoxicating liquors to the Seminole Indians, and to provide a penalty therefor;

Was taken up and read the second time in full, and referred to Committee on Engrossed Bills.

Senate Bill No. 21:

A bill to be entitled an act to repeal section 6 of chapter 3966, Laws of Florida, entitled an act to establish the municipality of Key West, provide for its government, and prescribe its jurisdiction and powers; all amendments to said section, and to provide for the payment of bonds issued

under the provisions of said section, and to prescribe the manner in which new bonds may be issued,

Was taken up and read a second time in full, and referred to the Committee on Engrossed Bills.

Senate Bill No. 4:

A bill to be entitled an act to provide for the establishment of pauper houses and farms in this State;

Was taken up and read the second time in full, and referred to the Committee on Engrossed Bills.

A message was received from the House of Representatives.

Mr. Blicht of 21st, moved that the rules be waived, and that all House resolutions passed this morning be certified to the House immediately;

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

By permission—

Mr. McLin introduced the following resolution:

Senate Resolution No. 9:

Resolved, That the Committee on Railroads be empowered to employ a clerk when deemed necessary.

Mr. Gaillard moved that the rules be waived, and that the resolution be adopted;

Which was agreed to by a two-thirds vote, and the resolution was adopted.

By permission—

Mr. Hendly introduced:

Senate Concurrent Resolution No. 14:

Resolved, That a committee be appointed to visit and investigate the Blind, Deaf and Dumb Institute at St. Augustine, also the Florida Coast Line Canal and Transportation Company, composed of one of the Senate and two of the House.

Mr. Hendley moved that the rules be waived, and that the resolution be adopted;

Which was agreed to by a two-thirds vote, and Senate Concurrent Resolution No. 14 was adopted.

Mr. Broome called attention to the fact that the doorkeeper, Mr. Peavy, was absent on account of sickness, and requested that he be excused;

Which request was granted.

Mr. Chipley moved that E. M. Gregg act as doorkeeper until Mr. Peavy returns;

Which was agreed to.

Mr. Hartridge moved that the rules be waived, and that he be permitted to introduce a resolution;

Which was agreed to by a two-thirds vote.

Mr. Hartridge introduced the following resolution:

Senate Resolution No. 10:

Resolved, That the Committees on Corporations, Militia and Constitutional Amendments, be and they are hereby authorized to jointly employ a clerk for the joint use of the several committees named.

Mr. Hartridge moved the adoption of the resolution;

Which was agreed to.

And the resolution was adopted.

Mr. Phipps moved that the Senate do now adjourn;

Which was agreed to.

Thereupon the Senate stood adjourned until 4 o'clock this afternoon.

AFTERNOON SESSION.

4:00 O'CLOCK P. M.

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. Blich of 21st, Broome, Fuller, Gaillard, McLin, Peacock, Roberts and Wadsworth—9.

No quorum being present, Mr. Blich of 21st moved that the Senate do now adjourn;

Which was agreed to.

Thereupon the Senate stood adjourned until 10 o'clock tomorrow.

TUESDAY, APRIL 13, 1897.

The Senate met pursuant to adjournment.

The President in the chair.

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

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