

Thereupon the joint session stood adjourned until 12 o'clock to-morrow.

1:20 O'CLOCK.

At 1:20 p. m. the Senate resumed its session.

The President in the chair.

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

Mr. President, Messrs. Adams, Blich of 21st, Broome, Bynum, Carson, Chipley, Clark, Crosby, Daniel, Darby, Dimick, Dougherty, Fuller, Gaillard, Hartridge, Hooker, Myers, McLin, Palmer of 11th, Phipps, Reeves, Roberts, Thomas and Williams—25.

A quorum present.

Mr. Hartridge moved that the Senate do now adjourn until 10 o'clock to-morrow morning;

Which was agreed to.

Thereupon the Senate stood adjourned until 10 o'clock to-morrow morning.

TUESDAY, May 4, 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, Barber, Blich of 20th, Blich of 21st, Broome, Bynum, Carson, Chipley, Clark, Crosby, Daniel, Darby, Dimick, Fuller, Gaillard, Hartridge, Hooker, Myers, McLin, Palmer of 14th, Peacock, Phipps, Reeves, Roberts, Thomas, Wadsworth and Williams—28.

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. Hartridge:

Senate Bill No. 184:

A bill to be entitled an act to regulate the pleadings in

suits upon policies of insurance, and prescribing form of declaration;

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

By Mr. Barber:

Senate Bill No. 185:

A bill to be entitled an act to define and establish the boundaries of Baker and Nassau counties;

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

By Mr. Reeves:

Senate Bill No. 186:

A bill to be entitled an act to amend sections 661 and 664, Revised Statutes of Florida, relating to proceedings to organize and incorporate cities and towns, to elect officers therefor, and to provide for a record of such proceedings;

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

The following communication from the Governor was read:

STATE OF FLORIDA, EXECUTIVE DEPARTMENT, }  
TALLAHASSEE, May 3, 1897. }

HON. CHAS. J. PERRENOT,

President of the Senate:

SIR—I have the honor to inform the Senate that I have today approved the following bill which originated in that body, and have filed the same with the Secretary of State:

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 of chapter 3972 of 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.

Very respectfully,

W. D. BLOXHAM,

Governor.

Mr. Crosby called up House Concurrent Resolution No. 7: Providing for a committee to examine the Comptroller's office.

Mr. Crosby moved that the Senate do not concur in House Concurrent Resolution No. 7, for the reason that the House has adopted Senate Concurrent Resolution covering the same ground;

Which was agreed to.

### Reports of Committees.

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

SENATE CHAMBER, }  
TALLAHASSEE, FLA., May 4, 1897. }

HON. CHAS. J. PERRENOT,

President of the Senate:

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

Senate Bill No. 181:

A bill to be entitled an act fixing and regulating the time for holding the terms of the Circuit Court in and for the Third Judicial Circuit of the State of Florida.

Beg leave to report that they have had the same under consideration, and recommend that it be amended by striking out all of section 4, and as thus amended that it do pass.

Very respectfully,

FRED T. MYERS,

Chairman Judiciary Committee.

And Senate Bill No. 181, contained in the above report, together with the amendment offered by the committee, was 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., May 4, 1897. }

HON. CHAS. J. PERRENOT,

President of the Senate:

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

Senate Bill No. 132:

A bill to be entitled an act to amend section 1429 of

the Revised Statutes of Florida, relative to the appointment of masters in chancery.

Also,

Senate Bill No. 140:

A bill to be entitled an act to regulate actions by and against unincorporated associations, and the service of process and papers.

Also,

Senate Bill No. 153:

A bill to be entitled an act to repeal section 4050 of the Revised Statutes of Florida.

Also,

Senate Bill No. 159:

A bill to be entitled an act to amend section 7 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 hire of convicts.

Also,

Senate Bill No. 167:

A bill to be entitled an act to provide for the use of labels, trade marks, terms, devices, or form of advertisement, and to provide penalties for illegal use of same.

Also,

Senate Bill No. 175:

A bill to be entitled an act to prescribe the practice in appellate proceedings from courts of Justices of the Peace, and other inferior courts to the circuit courts.

Have had the same under consideration, and recommend that they do not pass.

Very respectfully,

FRED. T. MYERS,

Chairman Judiciary Committee.

And Senate Bills Nos. 132, 140, 153, 159, 167 and 175, contained in the above report, were placed on the calendar of bills on second reading.

A message was received from the Governor.

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

SENATE CHAMBER, }  
TALLAHASSEE, FLA., May 4, 1897. }

HON. CHAS. J. PERRENOT,

President of the Senate:

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

House Bill No. 55:

A bill to be entitled an act to amend section 2357 of the Revised Statutes of the State of Florida, chapter 3, relating to the limitations of prosecutions in criminal case.

And,

House Bill No. 64:

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.

And,

House Bill No. 67:

A bill to be entitled an act to require all county officers to keep a record of all fees and charges received by them, and to make a sworn statement of the same to the grand jury, and to require the foreman of the grand jury to file the same, and to provide a penalty therefor.

And,

Committee Substitute for House Bill No. 87:

A bill to be entitled an act to amend chapter 4412 of the Laws of 1895, relative to the limitation of actions for the recovery of real property.

And,

House Bill No. 110:

A bill to be entitled an act for the protection of persons who use labels, trade marks, designs or devices to distinguish articles produced or offered for sale by them.

Have had the same under consideration, and recommend that they do not pass.

Very respectfully,

FRED T. MYERS,

Chairman Committee on Judiciary.

And House Bills Nos. 55, 64, 67, 87 and 110, 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., May 4, 1897. }

HON. CHAS. J. PERRENOT,

President of the Senate:

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

**House Bill No. 11:**

A bill to be entitled an act to repeal section 350, chapter 1, under title 6, of the Revised Statutes of Florida.

Beg leave to report that they have had the same under consideration, and would recommend that it be amended as follows: In the title, after the word "Florida," add "relating to the collecting of agricultural statistics by tax assessors," and as thus amended that the same do pass.

Very respectfully,

FRED T. MYERS,

Chairman Judiciary Committee.

And House Bill No. 11, contained in the above report, together with the amendment offered by the committee, was 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., May 4, 1897. }

HON. CHAS. J. PERRENOT,

President of the Senate:

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

House Bill No. 28:

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.

Also,

House Bill No. 30:

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

Also,

House Bill No. 90:

A bill to be entitled an act to amend section 2517 of the Revised Statutes, relating to trespasses on farms, gardens, etc.

Also,

House Resolution No. 53:

Memorial to Congress to establish a term of court at the city of Ocala, in the Southern District of Florida.

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 House Bills Nos. 28, 30, 90, and House Resolution No. 53, 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., May 4, 1897. }

HON. CHAS. J. PERRENOT,

President of the Senate:

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

Senate Bill No. 94:

A bill to be entitled an act to regulate the hearing of causes in the Supreme Court of Florida upon writs of error and appeals, and to provide for making of triplicate transcripts and the charges to be made therefor.

And,

Senate Bill No. 125:

A bill to be entitled an act to enlarge the liability of sureties upon supersedeas bonds.

And,

Senate Bill No. 129:

A bill to be entitled an act to provide for the release of sureties from certain bonds in the State of Florida.

And,

Senate Bill No. 131:

A bill to be entitled an act to amend section 1 of "an act in relation to the prosecution by the State of violation of prohibition regulations," approved April 25, 1895.

And,

Senate Bill No. 142:

A bill to be entitled an act to prohibit obstructing wagon roads and breaking fences by careless or malicious felling of timber.

And,

Senate Bill No. 145:

A bill to be entitled an act to prevent the adulteration of candy.

Beg leave to report that they have carefully considered same, and would recommend that they do pass.

Very respectfully,

FRED. T. MYERS,

Chairman Committee on Judiciary.

And Senate Bills Nos. 94, 125, 129, 131, 142 and 145, 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., May 4, 1897. }

HON. CHAS. J. PERRINOT,

President of the Senate:

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

Senate Bill No. 151:

A bill to be entitled an act relating to chattel mortgages.

Also,

Senate Bill No. 165:

A bill to be entitled an act to amend section 2183, Revised Statutes of the State of Florida; regulation of banking business.

Also,

Senate Bill No. 166:

A bill to be entitled an act to prevent trespassing upon railroad trains, and to authorize railroad conductors to arrest and detain persons violating this law.

Also,

Senate Bill No. 179:

A bill to be entitled an act to empower cities and towns to assess omitted lands and lands illegally sold for taxes.

Have had the same under consideration, and recommend that the same do pass.

Very respectfully,

FRED T. MYERS,

Chairman Judiciary Committee.

And Senate Bills Nos. 151, 165, 166 and 179, contained in the above report, were placed on the calendar of bills on second reading.

Mr. Bynum, Chairman of the Committee on Appropriations, submitted the following report:

SENATE CHAMBER, }  
TALLAHASSEE, FLA., May 4, 1897. }

HON. CHAS J. PERRENOT,

President of the Senate:

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

House Bill No. 59:

A bill to be entitled an act to make an appropriation to pay the balance due the enumerators who took census of the State of Florida, A. D. 1895.

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

Very respectfully,

J. H. T. BYNUM,

Chairman Committee on Appropriations.

And House Bill No. 59, contained in the above report, was placed on the calendar of bills on second reading.

Mr. Wadsworth, Chairman of the Committee on Militia submitted the following report:

SENATE CHAMBER, }  
TALLAHASSEE, FLA., May 4, 1897. }

HON. CHAS. J. PERRENOT,

President of the Senate:

SIR—Your Committee on Militia, to whom was referred—  
House Bill No. 57:

A bill to be entitled an act to incorporate the Veteran Association of Putnam county.

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

Very respectfully,

B. D. WADSWORTH,

Chairman Committee on Militia.

And House Bill No. 57, contained in the above report, was placed on the calendar of bills on second reading.

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

SENATE CHAMBER,  
TALLAHASSEE, FLA., May 4, 1897. }

HON. CHAS. J. PERRENOT,

President of the Senate:

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

House Concurrent Resolution No. 52:

Relative to a memorial to Congress to enlarge the powers and jurisdiction of the Interstate Commerce Commission.

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

Very respectfully,

S. H. BLITCH,

Chairman Committee on State Affairs.

And House Concurrent Resolution No. 52, contained in the above report, was placed on the calendar of bills on second reading.

Mr. Clark, Chairman of the Committee on Agriculture, submitted the following report:

SENATE CHAMBER,  
TALLAHASSEE, FLA., May 4, 1897. }

HON. CHAS. J. PERRENOT,

President of the Senate:

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

Senate Bill No. 161:

A bill to be entitled an act to make it unlawful for live stock to run at large in Dade county, Florida, and to provide for the impounding and sale of stock so running at large;

Beg leave to report that they have carefully examined the same, and recommend that it be amended as follows:

In line 9, section 4, strike out the words "one per cent. per month," and substitute therefor the words "the legal rate," and, as amended, recommend that it do pass.

Very respectfully,

W. B. CLARK,

Chairman Committee on Agriculture.

And Senate Bill No. 161, contained in the above report, together with the amendments offered by the committee, was placed on the calendar of bills on second reading.

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

SENATE CHAMBER, }  
TALLAHASSEE, FLA., April 30, 1897. }

HON. CHAS. J. PERRENOT,

President of the Senate:

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

Senate Bill No. 111:

A bill to be entitled an act to amend sections 3 and 4, chapter 4334, Laws of Florida, entitled an act to establish at Bartow, Florida, the South Florida Military and Educational Institute, and to provide and appropriate therefor, approved May 29, 1895.

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

Very respectfully,

CHAS. F. BARBER,

Chairman Committee on Engrossed Bills.

And Senate Bill No. 111, contained in the above report, was placed on the calendar of bills on third reading.

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

SENATE CHAMBER, }  
TALLAHASSEE, FLA., April 30, 1897. }

HON. CHAS. J. PERRENOT,

President of the Senate:

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

Senate Bill No. 116:

A bill to be entitled an act to amend section 6 of chapter 4048 of the Revised Statutes of Florida, being an act to regulate the inspection and sale of beef, and to repeal chapter 3613, Laws of Florida, approved February 16, 1885; also chapter 3897, Laws of Florida, approved May 31st, 1889.

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

Very respectfully,

CHAS. F. BARBER,

Chairman Committee on Engrossed Bills.

And Senate Bill No. 116, contained in the above report, was placed on the calendar of bills on third reading.

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

SENATE CHAMBER, }  
TALLAHASSEE, FLA., May 4, 1897. }

HON. CHAS. J. PERRENOT,

President of the Senate:

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

Senate Bill No. 180:

A bill to be entitled an act to postpone the collection of taxes for the year 1896 in the counties of Levy, Alachua, Columbia and Baker.

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

Very respectfully,

CHAS. F. BARBER,

Chairman Committee on Engrossed Bills.

And Senate Bill No. 180, contained in the above report, was placed on the calendar of bills on second reading.

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

SENATE CHAMBER, }  
TALLAHASSEE, FLA., May 4, 1897. }

HON. CHAS. J. PERRENOT,

President of the Senate:

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

Senate Bill No. 149:

A bill to be entitled an act to protect the children of Florida from baneful influence of false, partial and partisan instruction in the public schools thereof.

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

Very respectfully,

L. J. REEVES,

Chairman Committee on Education.

And Senate Bill No. 149, contained in the above report, was placed on the calendar of bills on second reading.

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

SENATE CHAMBER, }  
TALLAHASSEE, FLA., May 4, 1897. }

HON. CHAS. J. PERRENOT,

President of the Senate:

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

Senate Bill No. 168:

A bill to be entitled an act to consolidate and improve the State institutions of learning, and to provide for the further increase and diffusing knowledge among the people of the State of Florida, and for other purposes.

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

Very respectfully,

L. J. REEVES.

Chairman Committee on Education.

And Senate Bill No. 168, contained in the above report was placed on the calendar of bills on second reading.

Mr. Adams, on behalf of the minority of the Committee on Education, submitted the following report:

SENATE CHAMBER, }  
TALLAHASSEE, FLA., May 4, 1897. }

HON. CHAS. J. PERRENOT,

President of the Senate:

SIR—We, a minority of the Committee on Education, beg leave to dissent from the report made by a majority of said Committee on Senate Bill No. 168. We believe that a great improvement of the educational institutions of the State will result from the provisions of this bill without additional

expense, and recommend it to the favorable consideration of your Honorable Body.

Very respectfully,

C. A. CARSON,

F. ADAMS,

Members of Committee on Education.

The following message from the Governor was read:

STATE OF FLORIDA, EXECUTIVE DEPARTMENT, }  
TALLAHASSEE, May 4, 1897. }

HON. CHAS. J. PERRENOT,

President of the Senate:

SIR—I have the honor to inform the Senate that I have today approved the following bill, which originated in that body, and have filed same with the Secretary of State, to-wit:

An act to repeal section 6, 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; provide for the payment of bonds issued under the provisions of said section, and to prescribe the manner in which other bonds may be issued.

Very respectfully,

W. D. BLOXHAM,

Governor.

At 10:25—

Mr. Chipley moved that the Senate do now go into executive session;

Which was agreed to.

At 11:35 the doors were opened.

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

Mr. President, Messrs. Adams, Barber, Bitch of 20th, Blitch of 21st, Broome, Carson, Clark, Crosby, Daniel, Fuller, Gaillard, Hartridge, Hooker, McLin, Palmer of 11th, Palmer of 14th, Peacock, Reeves, Roberts, Thomas and Williams—24.

A quorum present.

A message was received from the House of Representatives.

## Orders of the Day.

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 under consideration when the Senate went into joint session Saturday, and which was passed over yesterday, on account of the absence of Mr. Palmer of 14th,

Was taken up—

The pending question being the motion of Mr. Hartridge to adopt the following amendment:

In line 3, section 1 (printed bill), after the word "shall," add the word "knowingly."

The motion to adopt the amendment was not agreed to.

Mr. Chipley offered the following amendment to Senate Bill No. 58:

In line 1, section 1, strike out the words "incorporated or unincorporated bank," and substitute therefor the words "bank unincorporated or incorporated under the Laws of Florida."

Mr. Chipley moved the adoption of the amendment;

Which was agreed to.

Pending which—

A committee from the House of Representatives announced that the House was ready to receive the Senate in joint session, and to proceed to the election of a United States Senator in joint session.

The hour of 12 o'clock having arrived, the Senate proceeded in a body to the hall of the House of Representatives.

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12 O'CLOCK M.

JOINT SESSION, May 4, 1897.

At 12 o'clock the Senate entered the Hall of the House of Representatives, and was received by the House.

President Perrenot in the chair.

The President ordered the Secretary of the Senate to call the roll of the Senate.

Upon call of the roll, 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, Darby, Dimick, Dougherty, Fuller, Gaillard, Hartridge, Hooker, Myers, McLin, Palmer of 11th, Palmer of 14th, Peacock, Phipps, Reeves, Roberts, Thomas, Wadsworth and Williams—31.

A quorum present.

The President ordered the roll of the House called.

Upon call of the roll, the following Members answered to their names:

Mr. Speaker, Messrs. Ayer, Baggett, Baker, Ballentine, Bethel, Blanton, Bunch, Burnsed, Canty, Carlisle, Carter, Chaires, Christie, Cobb, Cox, Crumpton, Dupree, Dyal, Ellis, Frisbee, Fielding, Fulton, Harris, Hendry of Taylor, Hyer, Lamar, Lewis, Linton, McCall, McCreary, Mobley, Morgan of Hamilton, Morgan of Putnam, Owens, Pelot, Pedrick, Pope, Potter, Rawls, Register, Rice, Richbourg, Robertson, Rouse, Shepard of Liberty, Shepard of Orange, Sloan, Spencer, Stanford, Stockton, Street, Thayer, Turner, Wall of Bradford, Wall of Putnam, Ward, Watson, Whitner, Williams, Wilson, Wolf, Young and Zewadski—64.

A quorum present.

The Journal of yesterday was approved.

Mr. Crumpton arose to a question of personal privilege, and was allowed to have the following printed in the Journal:

"It having been rumored that I had said that Mr. Kehoe had approached me concerning the United States senatorship, I desire to say that I never made such statement, that Mr. Kehoe never approached me about the matter, and that he never spoke to me in his life until this morning, when he came to ask me about such rumors.

"H. A. H. CRUMPTON.

"May 4, 1897."

Mr. Palmer of 11th moved that the joint session proceed to vote for a United States Senator;

Which was agreed to.

And the joint session proceeded to vote for United States Senator.

The roll of the Senate was called, and the vote was:

For Call—Messrs. Adams, Blich of 21st, Broome, Crosby, Palmer of 14th, Roberts and Thomas—7.

For Chipley—Mr. President, Messrs. Barber, Bynum, Clark, Dougherty, Fuller, Gaillard, Hartridge, Hooker, Palmer of 11th, Peacock and Reeves—12.

For Raney—Messrs. Bailey, Carson, Daniel, Darby, Dimick, Myers, Phipps, Wadsworth and Williams—9.

For Hocker—Mr. McLin—1.

For Burford—Mr. Blich of 20th—1.

Total number of votes cast, 30.

Mr. Chipley announced that he was paired with Mr. Hendley; that if Mr. Hendley were present he would vote for Mr. Call.

The roll of the House of Representatives was called, and the vote was:

For Call—Messrs. Ayer, Baker, Bethel, Blanton, Bunch, Burnsed, Canty, Carlisle, Carter, Crumpton, Dyal, Frisbee, Hardee, Hendry of Taylor, Lewis, Linton, McCreary, Mobley, Morgan of Hamilton, Pelot, Pope, Rawls, Register, Rouse, Shepard of Liberty, Stockton, Wall of Bradford, Wall of Putnam, Ward and Wilson—30.

For Chipley—Mr. Speaker, Messrs. Baggett, Ballentine, Cobb, Ellis, Harris, Hyer, Owens, Pedrick, Richbourg, Robertson, Shepard of Orange, Spencer, Street, Thayer, Watson, Williams and Young—18.

For Raney—Messrs. Chaires, Christie, Cox, Fielding, Fulton, Lamar, Morgan of Putnam, Rice, Turner, Whitner and Wolff—11.

For Hocker—Messrs. Sloan and Zewadski—2.

For McKay—McCall—1.

Total number of votes cast, 62.

Mr. Potter announced that he was paired with Mr. Bates; that if Mr. Bates were present he would vote for Mr. Call, and he would vote for Mr. Chipley.

Mr. Dupree announced that he was paired with Mr. Dees; that if Mr. Dees were present he would vote for Mr. Chipley, and he would vote for Mr. Call.

Mr. Stanford announced that he was paired with Mr. Hendry of Lee; that if Mr. Hendry of Lee were present he would vote for Mr. Hocker, and he would vote for Mr. Raney.

In explanation of his vote, and also to a point of personal privilege, Mr. Frisbee was permitted to have the following printed in the Journal as part of his remarks:

MR. PRESIDENT:

I rise to a point of personal privilege. In explaining my vote to-day I wish to say that I was elected to this place because my constituents knew that I would not support a certain candidate who is in the field for United States Senator.

Now, sir, my position is assailed by a dirty, contemptible goldbug rag, which sets itself up to criticise the actions of a genuine silver Democrat, one who was elected by Democrats, and who cannot be coerced nor intimidated into betraying his constituents' confidence and trust.

As to Clay county being misrepresented, I do not ask any

one to tell me what my people want. I am supposed to know their wishes, and a large majority approve of my action. If I wish for information as to what the Free Silver Democrats of Clay county desire, I will not ask it of that dirty, filthy, blackmailing, goldbug paper, The Florida Citizen, or any of its correspondents, but of a Democrat, or at least some one who is reliable.

I am responsible to my people for what I do and they shall judge my actions, and knowing full well that by those actions I shall stand or fall, I vote as I have done heretofore, for the Honorable Wilkinson Call, in defiance of the cowardly assaault of the Citizen's correspondent who is ashamed to sign his name to his slanderous communication.

The Secretary announced that thirty (30) votes in the Senate, and sixty-two (62) in the House, making a total of ninety-two (92) votes, had been cast.

The President announced that the following gentlemen had received the number of votes opposite their respective names:

Wilkinson Call, 37;  
 W. D. Chipley, 33;  
 G. P. Raney, 26;  
 W. A. Hocker, 3;  
 R. A. Burford, 1;  
 Jas. McKay, 1.

And that no one having received the majority of votes cast as required by law, that there was no election of United States Senator.

Mr. Dougherty moved that the joint session adjourn;  
 Which was agreed to.

Thereupon the joint session stood adjourned until 12 o'clock to-morrow.

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12:30 O'CLOCK.

At 12:30 p. m. the Senate resumed its session.

The President in the chair.

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

Mr. President, Messrs. Barber, Blich of 20th, Blich of 21st, Broome, Bynum, Carson, Chipley, Clark, Crosby, Daniel, Darby, Dimick, Fuller, Gaillard, Hartridge, Hooker,

Myers, McLin, Palmer of 11th, Peacock, Phipps, Reeves, Roberts and Thomas—25.

A quorum present.

Mr. Palmer of 11th moved that the Senate do now adjourn until 10 o'clock to-morrow morning;

Which was agreed to.

Thereupon the Senate stood adjourned until 10 o'clock to-morrow morning.

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### Confirmations.

William H. Milton, Sr., to be State's Attorney for the First Judicial Circuit.

George W. Walker, to be State's Attorney for the Second Judicial Circuit.

L. E. Roberson, to be State's Attorney for the Third Judicial Circuit.

Augustus G. Hartridge, to be State's Attorney for the Fourth Judicial Circuit.

James D. Beggs, to be State's Attorney for the Seventh Judicial Circuit.

Charles B. Parkhill, of Pensacola, to be County Solicitor for Escambia county.

John Holland, of Pensacola, to be Harbor Master of the port of Pensacola.

J. W. Fitzgerald, D. D. Fitzgerald, T. J. Mitchell, Sr., S. Garcia and J. W. Osteen, of Port Tampa City, to be members of the City Council.

Cecil G. Butt, of Orange county, to be Judge of the Criminal Court of Record of Orange county.

R. G. Robinson, of Orange county, to be County Solicitor for Orange county.

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WEDNESDAY, MAY 5, 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