

District No. 3 - George B. Ellis.

District No. 4—J. W. Niblack.

District No. 5—R. T. Boozer.

TAYLOR COUNTY.

District No. 1—J. M. Jenkins.

District No. 2—J. H. Hogan.

District No. 3—A. J. Green.

District No. 4—E. B. Blanton.

District No. 5—W. P. Strickland.

MONROE COUNTY.

District No. 1—Milton W. Curry.

District No. 2—John F. Navarro.

District No. 3—James W. Carey, Jr.

District No. 4—James R. Curry, Jr.

District No. 5—John Williams.

H. W. Gelston, DeLand, Florida, vice C. F. Bielby, deceased, and F. L. Rees, Live Oak, Florida, vice Joseph F. Baya, deceased, to be members of the Board of Trustees of the Florida Agricultural College, located at Lake City, Florida.

G. D. Warren, H. C. Albury, R. H. Albury, J. J. Delaney and S. A. Walker, to be City Commissioners of the city of Key West, Florida.

The Senate refused to advise and consent to the following suspensions from office:

F. C. Higginbotham, Justice of the Peace for the 5th District, Nassau county; suspended June 27, 1895.

Angus Morrison, Justice of the Peace for the 9th District, Alachua county; suspended February 21, 1895.

WEDNESDAY, MAY 26, 1897.

The Senate met pursuant to adjournment.

The President pro tempore, Mr. Myers, in the chair.

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

Messrs. Adams, Barber, Blich of 20th, Blich of 21st, Broome, Bynum, Carson, Chipley, Clark, Crosby, Daniel, Darby, Gaillard, Hartridge, Headley, Hooker, Myers, McLin, Palmer of 11th, Palmer of 14th, Peacock, Phipps, Roberts, Wadsworth and Williams—25.

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. 280:

A bill to be entitled an act to authorize the railroad commissioners to require the maintenance and operation of railroads and to permit the abandonment of railroads, under certain circumstances, terms and conditions;

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

By Mr. Adams (by request):

Senate Bill No. 281:

A bill to be entitled an act to define and punish certain misdemeanors in trade and commerce;

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

By Joint Committee appointed to investigate the books and records of the Commissioner of the Agricultural Department:

Senate Bill No. 282:

A bill to be entitled an act to amend section 50 of chapter 4322, Acts of 1895, entitled an act for the assessment and collection of revenue;

Which was read the first time by its title, and passed to the calendar of bills on second reading.

Messages from the House.

The following message from the House of Representatives was read:

Mr. Blich of 21st moved that the messages from the House of Representatives be spread upon the Journal without reading, but that the bills therein be read the first time by title and referred;

Which was agreed to.

HOUSE OF REPRESENTATIVES, }
TALLAHASSEE, FLA, May 25, 1897. }

HON. CHAS. J. PERRENOT,

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. 98:

A bill to be entitled an act to amend section 61 of an act entitled an act to provide for the registration of all legally qualified voters in the several counties of this State, and to provide for general and special elections and for the returns of elections, being chapter 4328 of the Laws of Florida.

And respectfully request the concurrence of the Senate thereto.

Very respectfully,

WM. FORSYTH BYNUM,

Chief Clerk House of Representatives.

And House Bill No. 98, contained in the above message, was read the first time by its title and referred to the Committee on Privileges and Elections.

Also the following:

HOUSE OF REPRESENTATIVES, }
TALLAHASSEE, FLA., May 25, 1897. }

HON. CHAS. J. PERRENOT,

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. 247:

A bill to be entitled an act to amend sections 891, 893 and 900 of the Revised Statutes of the State of Florida, relating to inspection of fertilizers.

And respectfully request the concurrence of the Senate thereto.

Very respectfully,

WM. FORSYTH BYNUM,

Chief Clerk House of Representatives.

And House Bill No. 247, contained in the above message, was read the first time by its title and referred to the Committee on Agriculture.

Reports of Committees.

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

SENATE CHAMBER,
TALLAHASSEE, FLA., May 26, 1897. }

HON. CHAS. J. PERRENOT,

President of Senate:

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

Senate Bill No. 237:

A bill to be entitled an act to protect minors under sixteen years of age from inhumanity and cruelty.

And,

Senate Bill No. 251:

A bill to be entitled an act to prohibit the enticing or persuading by any means any servant, laborer or employe to violate his contract of employment, or the employing any servant, laborer or employe, knowing such servant, laborer or employe to be under contract of employment of another, and to provide a punishment therefor.

And,

Senate Bill No. 269:

A bill to be entitled an act prohibiting the running at large of dogs or bitches without being muzzled and providing penalty therefor.

And,

Senate Bill No. 271:

A bill to be entitled an act to define and declare the liability of endorsers of negotiable instruments, using firm or trade names.

And,

House Bill No. 103:

A bill to be entitled an act to limit the time within which a tax deed may be executed.

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

Very respectfully,

FRED T. MYERS,

Chairman Judiciary Committee.

And Senate Bills Nos. 237, 251, 269 and 271 and House Bill No. 103, 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 26, 1897. }

HON. CHAS. J. PERRENOT,

President of the Senate:

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

House Bill No. 198:

A bill to be entitled an act to prescribe the time and places for holding the Circuit Courts in the Sixth Judicial Circuit of the State of Florida.

Also,

House Bill No. 129:

A bill to be entitled an act to declare unlawful and void all arrangements, contracts, agreements, trusts or combinations made with a view to lessen, or which tend to lessen, free competition in the importation or sale of articles imported into this State, or in the manufacture or sale of articles of domestic growth or of domestic raw material; to declare unlawful and void all arrangements, contracts, agreements, trusts or combinations between persons or corporations designed or which tend to advance, reduce or control the price of such product or article to producer or consumer of any such product or article; to provide for forfeiture of the charter and franchise of any corporation organized under the laws of this State violating any of the provisions of this act; to prohibit every foreign corporation violating any of the provisions of this act from doing business in this State; to institute legal proceedings against any such corporations violating the provisions of this act and to enforce the penalties prescribed; to prescribe penalties for any violation of this act; to authorize any person or corporation damaged by any such trust, agreement or combination to sue for the recovery of such damage, and for other purposes.

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

Very respectfully,

FRED T. MYERS,

Chairman Judiciary Committee.

And House Bills Nos. 198 and 129, 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 26, 1897. }

HON. CHAS. J. PERRENOT,

President of the Senate:

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

Senate Bill No. 231:

A bill to be entitled an act to amend an act entitled an act confirming the rights, powers and franchises of the Tropical Development and Navigation Company of Florida, and granting aid thereto, approved May 25, 1895.

Also,

Senate Bill No. 255:

A bill to be entitled an act relating to the pay of county judges in the hearing of causes under process in probate matters.

Also,

Senate Bill No. 258:

A bill to be entitled an act to amend section 3011 of the Revised Statutes of Florida.

Also,

Senate Bill No. 262:

A bill to be entitled an act to give courts of equity the jurisdiction to enjoin the levy or sale of personal property in certain cases.

Also,

Senate Bill 266:

A bill to be entitled an act requiring all fire insurance companies, associations, firms or individuals licensed to do business in this State to make their contracts only through lawfully licensed agents who are residents of the State;

Beq leave to report that they have had the same under consideration, and recommend that they do pass.

Very respectfully,

FRED. T. MYERS,

Chairman Judiciary Committee.

And Senate Bills Nos. 231, 255, 258, 262 and 266, 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 26, 1897. }

HON. CHAS. J. PERRENOT,

President of the Senate:

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

Senate Bill No. 244:

A bill to be entitled an act for the relief of Samuel J. Reynolds, a fish commissioner of the State of Florida.

Beq leave to report that they have had the same under consideration, and recommend that it be referred to the Committee on Claims.

Very respectfully,

FRED T. MYERS,

Chairman Judiciary Committee.

And Senate Bill No. 244, contained in the above report, was read the first time by its title and referred to the Committee on Claims.

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

SENATE CHAMBER, }
TALLAHASSEE, FLA., May 26, 1897. }

HON. CHAS. J. PERRENOT,

President of the Senate:

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

House Bill No. 334:

A bill to be entitled an act to abolish the present corporation of the town of High Springs in Alachua county, and to establish a municipal government for said town and to prescribe the powers thereof, and to authorize the issuance of bonds for municipal purposes.

Beq 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 House Bill No. 334, 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 26, 1897. }

HON. CHAS. J. PERRENOT,

President of the Senate:

SIR—Your Committee on Militia, to whom was referred—
Senate Bill No. 279:

A bill to be entitled an act to appropriate fifteen hundred dollars for the erection of a monument to the Confederate soldiers on the battlefield of Olustee, in this State.

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

Very respectfully,

B. D. WADSWORTH,

Chairman Committee on Militia.

And Senate Bill No. 279, contained in the above report, 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., May 26, 1897. }

HON. CHAS. J. PERRENOT,

President of the Senate:

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

Senate Bill No. 243:

A bill to be entitled an act regulating the means and method of capturing and killing food fishes in the waters of the New Smyrna inlet, Hillsboro river, Mosquito lagoon, Halifax river, Spruce, Tomoke, Bulow and Smith creeks, and the bays and intervening waters thereof on the east coast of Florida, and providing for the punishment of persons violating the same, and appointing a fish warden, and providing for the escheat of property and appliances, and in disposing of the proceeds of same.

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. 248, 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 26, 1897. }

HON. CHAS. J. PERRENOT,

President of the Senate:

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

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. 36:

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

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

Very respectfully,

CHAS. F. BARBER,

Chairman Committee on Engrossed Bills.

And Senate Bills Nos. 167 and 36, contained in the above report, were 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 25, 1897. }

HON. CHAS. J. PERRENOT,

President of the Senate:

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

Senate Bill No. 191:

A bill to be entitled an act to prescribe certain duties of timber and lumber inspectors, and prescribe penalties for failure to comply with same.

And,

Senate Bill No. 213:

A bill to be entitled an act to amend section 1, article 2; section 1 and 2, article 3; section 2 and 3, article 8, and section 1, article 9 of chapter 4297 of the Laws of Florida, approved May 30, 1893, being an act to incorporate the city of Bartow, and to abolish the present incorporation of said city.

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

Very respectfully,

CHAS. F. BARBER,

Chairman Committee on Engrossed Bills.

And Senate Bills Nos. 191 and 213, contained in the above report, were 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 26, 1897. }

HON. CHAS. J. PERRENOT,

President of the Senate:

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

Senate Bill No. 192:

A bill to be entitled an act to punish persons for taking charge of timber and logs found adrift in any of the rivers, lakes or streams of this State, and to punish persons selling timber or logs containing brands other than their own recorded brands without written permission from the owner of such brand or brands.

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. 192, 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 26, 1897. }

HON. CHAS. J. PERRENOT,

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 repeal chapter 4050 of the Laws of Florida, entitled an act for the protection and preservation of certain plumed birds of this State.

And,

Senate Bill No. 240:

A bill to be entitled an act to prohibit the catching or taking of fish with gill nets or seines from the waters of the Homosassa river and its tributaries,

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

Very respectfully,

CHAS. F. BARBER,

Chairman Committee on Engrossed Bills.

And Senate Bills Nos. 153 and 240, contained in the above report, were 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 26, 1897. }

HON. CHAS. J. PERRENOT,

President of the Senate:

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

Senate Bill No. 206:

A bill to be entitled an act to amend section 31 of chapter 4496 of the Laws of Florida, entitled an act to amend the city charter of the city of Tampa.

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. 206, 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 in accordance with motion of Mr. Dougherty at last night's session:

SENATE CHAMBER, }
TALLAHASSEE, FLA., May 26, 1897. }

HON. CHAS. J. PERRENOT,

President of the Senate:

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

Senate Bill No. 250:

A bill to be entitled an act to abolish the present municipal government of Daytona, Volusia county, Florida, and to organize a city government for the same, and to provide for its jurisdiction and powers.

Beg leave to return same to Senate without engrossment, as ordered by the Senate.

Very respectfully,

CHAS. F. BARBER,

Chairman Committee on Engrossed Bills.

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

SENATE CHAMBER, }
TALLAHASSEE, FLA., May 26, 1897. }

HON. CHAS. J. PERRENOT,

President of the Senate:

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

An act to amend section 13, of chapter 4346, of the Laws of Florida, being an act entitled an act to define and declare what shall be deemed nuisances injurious to health, and to provide for the removal thereof and punishment therefor.

Also,

Joint Resolution proposing an amendment to section 35 of article 5 of the Constitution of the State of Florida, relating to the establishment of courts in this State.

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

Very respectfully,

J. N. HOOKER,

Chairman Joint Committee on Enrolled Bills.

And the act contained in the above report was referred to the Joint Committee on Enrolled Bills to be conveyed to the House of Representatives for signature of Speaker and Chief Clerk thereof.

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

SENATE CHAMBER, }
TALLAHASSEE, FLA., May 26, 1897. }

HON. CHAS. J. PERRENOT,

President of the Senate:

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

An act to amend section 13 of chapter 4346 of the Laws of Florida, being an act entitled an act to define and declare what shall be deemed nuisances injurious to health, and to provide for the removal thereof and punishment therefor.

Also,

Joint Resolution proposing an amendment to section 35 of article 5 of the Constitution of the State of Florida, relating to the establishment of courts in this State.

Be it reported that the same has been duly signed by the Speaker and Chief Clerk of the House of Representatives, and is herewith presented for the signature of the President and Secretary of the Senate.

Very respectfully,

J. N. HOOKER,

Chairman Joint Committee on Enrolled Bills.

Enrolled.

The President pro tempore announced that he was about to sign—

An act to amend section 13 of chapter 4346 of the Laws of Florida, being an act entitled an act to define and declare what shall be deemed nuisances injurious to health, and to provide for the removal thereof and punishment therefor.

Also,

Joint Resolution, proposing an amendment to section 35 of article 5 of the Constitution of the State of Florida, relating to the establishment of courts in this State.

The act was therefore duly signed by the President pro tempore 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. Peacock, on behalf of the committee to visit the convict camps, submitted the following report:

SENATE CHAMBER,
TALLAHASSEE, FLA., May 26, 1897. }

HON. CHAS. J. PERRENOT,

President of the Senate:

SIR—Your Joint Committee under House Joint Resolution No. 21, appointed to visit and inspect the different convict camps in the State, have the honor to make the following report:

JAMES' CAMP, BRADFORD COUNTY.

We visited James' camp in Bradford county. Number of convicts, 30. Found camp not in very good condition, but prisoners seemed to have enough wholesome food; health good; treatment and discipline very fair.

HARRIS AND SANDERS' CAMP, SUMTER COUNTY.

We visited the camp of Harris and Sanders in Sumter county. Number of convicts, 74. Found camp in fair condition; food good; health good; treatment and discipline very fair.

MORRIS BROTHERS' CAMP, MARION COUNTY.

We visited the camp of Morris Brothers in Marion county. Number of convicts, 24. We went out to where the prisoners were at work in the woods, examined the buckets of food, found food not wholesome, bread sour and very scarce at that; unsifted and no salt in bread; found very small piece of meat with rations. Health tolerably good; beds very fair. We found at the camp that the meal was made up sour, but camp in fair condition otherwise. We tried to get in the stockade, but found no one to furnish keys, but looked through the stockade and made best examination we could.

We would recommend that the convicts in Morris Brothers' camp be removed at once.

G. F. LODGE'S CAMP, HERNANDO COUNTY.

We visited the camp of G. F. Lodge in Hernando county.

Number of convicts, 78. Found camp in fair condition; food good; health good; men in fair spirits; treatment and discipline very fair.

W. J. HILLMAN'S CAMP, CITRUS COUNTY.

We visited the camp of W. J. Hillman in Citrus county. Number of convicts, 24. Found camp in good condition, food good; health good; discipline good.

PADGETT'S CAMP, PUTNAM COUNTY.

We visited the camp of Mr. Padgett, in Putnam county. Number of convicts, 19. We arrived in Palatka on Sunday, the 9th inst., and drove twelve miles into the country to the camp, which we found in a cypress and palmetto swamp. The prisoners appeared to be well fed and clothed, with ordinary bedding, and appeared to be healthy.

This camp has recently been erected, and is hardly secure enough to keep the prisoners were they to make a concerted plan to escape; the main thing at this camp to be feared is the inexperience of Mr. Padgett and the men employed as guards.

VICTORIA PHOSPHATE COMPANY, ALACHUA COUNTY.

We visited the camp of the Victoria Phosphate Company, in Alachua county. Number of convicts, 46. This camp is in charge of Little Brothers. We found the camp in good condition; food good; health good; treatment and discipline good.

BAILEY'S CAMP, LEVY COUNTY.

We visited the camp of Mr. Bailey, in Levy county. Number of convicts, 140. We found the condition of the camp fairly good; food good; bedding good; health ordinary; found some sickness; treatment and discipline good.

HIGH SPRINGS PHOSPHATE COMPANY, ALACHUA COUNTY.

We visited the camp of the High Springs Phosphate Company, in Alachua county. Number of convicts, 38. This camp is in the charge of Mr. Jos. Whidden. Condition of camp good; food good; bedding good; health good; treatment and discipline good.

J. T. RAWLS, ALACHUA COUNTY.

We visited the camp of J. T. Rawls in Alachua county. Number of convicts, 27. Condition of camp bad; food poor; bedding poor; prisoners overworked. We found prisoners

at supper; they had only bread and syrup, and an insufficient quantity. There is also at this camp an insufficient arrangement for water and bathing purposes.

NEEL'S CAMP, ALACHUA COUNTY.

We visited the camp of Mr. Neel in Alachua county. Number of convicts, 80. We found condition of camp bad; white and colored convicts in the same cell; prisoners ill fed; bedding poor; poor food, insufficient and of poor material; health bad; treatment and discipline bad.

J. D. JOHNSON, LAFAYETTE COUNTY.

We visited the camp of Mr. J. D. Johnson in Lafayette county. Number of convicts, 20. We found camp in good condition; food good; health fair; treatment and discipline fair, and convicts make but little complaint except in arrangements for sleeping, which your committee think should be somewhat better.

Your committee found in this camp one boy said to be only ten years of age, and would recommend that some method of punishment be made for all prisoners under the age of eighteen years, that they may not be placed in the State's prison, as the State's prison is, in our judgment, an unfit place to punish convicts of a tender age.

Your committee also find, that in some of the camps, prisoners sentenced for misdemeanors from the different counties, are worked and fed the same as State convicts, and inasmuch as these prisoners are presumed not to have committed crimes or so heinous offences as State convicts, your committee would therefore recommend that no contractor or sub-contractor be allowed to work State convicts and county prisoners in the same camp at the same time, nor be enclosed in the same stockades.

Your committee find that in some of the camps containing white and colored convicts, that they are required to sleep in the same room and under the same chain. Your committee are of the opinion that the law does not contemplate that this be allowed, and we would therefore recommend that the Board of State Institutions see that white convicts shall be kept separate and distinct from colored convicts, both at night and during the day when not at work.

Your committee would also report that in many instances we found that prisoners are worked after sunset, in this, that they leave off their labors about sunset, but have to walk to camp, often several miles after sunset; the same rule applying to commencing work in the morning, thus the prisoners are overworked.

Your committee would also report that in several camps, we find the rules and regulations violated in regard to the quality of food, in this, that they are not furnished with fresh meat and vegetables, as prescribed by the rules and regulations.

Your committee would also report that they found but one camp, that of the Victoria Phosphate Company, where the law in regard to the keeping posted rules and regulations is being properly complied with.

Your committee in conclusion would recommend the passage of two bills, which are herewith presented, being "A bill to be entitled an act relating to the appointment of an agent to examine, inspect and report monthly, or oftner, as to the treatment, care, custody and maintenance of all State convicts," and, "A bill to be entitled an act requiring all contractors and sub-contractors for the hire of State convicts to post and keep posted copies of the law relating to the management of State convicts, and the rules and regulations prescribed by the Board of Commissioners of the State Institutions, as to the care, custody and maintenance of all State convicts around the camps or stockakes."

L. D. WALL,
Chairman.

W. B. CLARK,
S. H. PEACOCK,
W. S. DEES,
W. C. ROUSE,
S. D. DUPREE,
W. H. MOBLEY,
J. A. CARLISLE.

Mr. Bitch of 20th moved that the rules be waived, and that the Senate proceed to the consideration of bills on third reading;

Which was not agreed to.

Bills on Second Reading.

Senate Bill No. 226:

A bill to be entitled an act to amend section 5 of chapter 4193, Laws of Florida, being an act to provide for the election of members of the County Board of Public Instruction, and fix their compensation,

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

House Bill No. 131:

A bill to be entitled an act to amend chapter 4431, Acts of 1895, entitled an act to require railroad companies, other companies and persons operating railroad or running cars or trains in this State to prepare and put up blackboards for posting the marks, brands, color and sex of live stock killed or injured by engines or cars, requiring certain railroad employes to report the killing of such live stock, and to keep a record of and to post the marks, brands, color and sex thereof, and providing penalties for failure so to do, and for burying the carcasses of live stock so killed before the report of the same is posted, and to repeal chapter 4189 of the Laws of Florida,

Was taken up.

Mr. Blitch of 21st moved that the rules be waived, and that House Bill No. 131 be read the second time by its title;

Which was agreed to by a two-thirds vote.

And House Bill No. 131 was read the second time by its title, and placed on the calendar of bills on third reading.

A message was received from the House of Representatives.

House Bill No. 132:

A bill to be entitled an act requiring the Comptroller to furnish a list of the lands not subject to taxation to the various county assessors,

Was taken up and read the second time in full, and placed on the calendar of bills on third reading.

Mr. Phipps was permitted to withdraw—

Senate Bill No. 35:

A bill to be entitled an act to provide for a State Board of Medical Examiners, and to prescribe its qualifications, duties and powers.

House Bill No. 99:

A bill to be entitled an act for the protection and preservation of food fishes in the St. Johns river, and all other streams, rivers, creeks and bayous in the State of Florida,

Was taken up and read the second time in full, together with the amendments offered by the Committee on Fisheries.

Mr. Blitch of 21st moved the adoption of the committee amendments;

Which was agreed to.

Mr. Hartridge offered the following amendment to House Bill No. 99 (engrossed bill):

In line 5, section 2, after the word "fishes," add the words "between May 15th and July 15th of any year."

Mr. Hartridge moved the adoption of the amendment.

Pending which—

Mr. Darby moved that the further consideration of House Bill No. 99 go over until to-morrow;

Which was agreed to.

Senate Bill No. 42:

A bill to be entitled an act to provide for State Boards of Medical Examiners, and to prescribe their qualifications, duties and powers,

Was taken up and read the second time in full.

Mr. Carson offered the following amendment to Senate Bill No. 42:

In line 4, section 1, strike out the word "three" and insert the word "seven," and after the word "members" insert "one of whom shall be from each judicial circuit in the State."

Mr. Carson moved the adoption of the amendment;

Which was agreed to.

Mr. Bitch of 20th offered the following amendment to Senate Bill No. 42:

In line 2, section 1, strike out the word "three," and substitute therefor the word "two." Strike out line 4, and the words "of medicine" at beginning of line 5.

Mr. Bitch of 20th moved the adoption of the amendment.

Pending which—

The hour of 11 o'clock having arrived, the Senate proceeded to the consideration of—

Special Order.

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 of knowledge among the people of the State of Florida, and for other purposes;

Which was read the third time in full, and put upon its passage.

Mr. Hartridge moved that Senate Bill No. 168 be placed back upon its second reading for the purpose of amendment;

Which was not agreed to.

Upon call of the roll upon the passage of the bill, the vote was:

Yeas—Messrs. Adams, Bailey, Bitch of 20th, Broome, Carson, Crosby, Hendley, McLin, Palmer of 11th and Thomas—10.

Nays—Messrs. Bynum, Chipley, Clark, Daniel, Darby, Dimick, Dougherty, Gaillard, Hartridge, Hooker, Myers,

Palmer of 14th, Peacock, Phipps, Roberts and Williams—16.
So Senate Bill No. 168 failed to pass.

Mr. Barber was excused from voting.

Mr. Bitch of 21st announced that he was paired with Mr. Reeves; that if Mr. Reeves were present he would vote against the bill, and he would vote for it.

By permission—

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

SENATE CHAMBER, }
TALLAHASSEE, FLA., May 26, 1897. }

HON. CHAS. J. PERRENOT,

President of the Senate.

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

Senate Bill No. 224:

A bill to be entitled an act to create a commission to formulate a graded course of study for the public schools of the State of Florida, and to provide for its introduction.

Be it enacted that the following amendments:

Amend section 2, line 12, by striking out the word "sixty" and inserting "ten."

Also, add at the end of section 4:

"Provided, That the principal of any school, when requested to do so by a majority of the patrons of that school, may prepare and submit to the county Board of Public Instruction the course of study proposed to be used, which if approved by a unanimous vote of said county Board of Public Instruction any such school may substitute for the State course of study."

And as amended that it do pass.

Very respectfully,

C. A. CARSON.

Acting Chairman Committee on Education.

And Senate Bill No. 224, contained in the above report, together with the amendments offered by the committee, was placed on the calendar of bills on second reading

By permission—

Mr. Carson introduced:

Senate Bill No. 284:

A bill to be entitled an act to regulate the holding of political primary elections in the State of Florida for the nomi-

nation of delegates to political conventions, or of candidates;
Which was read the first time by its title and referred to
the Committee on Privileges and Elections.

By permission—

Mr. Darby introduced:

Senate Bill No. 283:

A bill to be entitled an act to assist fruit and vegetable
growers of the State of Florida in obtaining protection
against damage and loss from frosts and freezes;

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

The Senate resumed consideration of—

Senate Bill No. 42:

A bill to be entitled an act to provide for State Board of
Medical Examiners, and to provide their qualifications,
duties and powers.

The pending question being the following amendment
offered by Mr. Blich of 20th:

In line 2, section 1, strike the word "three" and substitute
therefor the word "two." Strike out line 4 and the words
"of medicine" at beginning of line 5.

Pending which—

Mr. Palmer of 11th moved that the Senate do now take a
recess until 4 p. m.;

Which was agreed to.

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

AFTERNOON SESSION.

4:00 O'CLOCK.

The Senate met pursuant to adjournment.

The President pro tempore in the chair.

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

Messrs. Adams, Blich of 20th, Blich of 21st, Broome,
Bynum, Carson, Chipley, Clark, Crosby, Daniel, Darby,
Dougherty, Gaillard, Hartridge, Hooker, Myers, McLin,
Palmer of 14th, Peacock, Phipps, Wadsworth and Wil-
liams—23.

A quorum present.

By permission—

Mr. Blitch of 21st introduced:

Senate Bill No. 285:

A bill to be entitled an act to amend section 611, chapter 4, part 1, title 9, of the Revised Statutes of the State of Florida, in relation to accounts of county treasurers;

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

The Senate resumed consideration of—

Senate Bill No. 42:

A bill to be entitled an act to provide for State Board of Medical Examiners, and to provide their qualifications, duties and powers,

The pending question being the following amendment offered by Mr. Blitch of 20th.

In line 2, section 1, strike out the word "three," and substitute therefor the word "two."

Strike out line 4, and the words "of medicine" at beginning of line 5.

The amendment was not agreed to.

And Senate Bill No. 42, as amended, was referred to the Committee on Engrossed Bills.

Senate Bill No. 157:

A bill to be entitled an act to amend section three (3), chapter 4345, Laws of Florida, entitled an act to increase the efficiency of the State Board of Health, approved May 31, 1895,

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

By permission—

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

SENATE CHAMBER, }
TALLAHASSEE, FLA., May 26, 1897. }

HON. CHAS. J. PERRENOT,

President of the Senate:

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

House Bill No. 321:

A bill to be entitled an act to amend section 10 of an act entitled an act to keep in repair all public roads and bridges and to open new roads in the county of Orange, State of Florida, approved June 5, 1891, so as to authorize said county to levy a special tax for road improvement.

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

Very respectfully,

W. D. CHIPLEY,

Chairman Committee on City and County Organization.

And House Bill No. 321, contained in the above report, was placed on the calendar of bills on second reading.

House Bill No. 298:

A bill to be entitled an act to amend an act concerning county boards of health, and to provide for the disposition of funds and effects in possession of county boards of health, approved May 25, 1893,

Was taken up and read the second time in full.

Mr. Phipps offered the following amendment to House Bill No. 298 (engrossed copy):

At the end of section 2, add: "Provided, That county Boards of Health established under the provisions of this act shall, in all things, be subject to the control, direction and supervision of the State Board of Health.

Mr. Phipps moved the adoption of the amendment;

Which was agreed to.

Mr. Darby offered the following amendment to House Bill No. 298:

Strike out all after the enacting clause.

Mr. Darby moved the adoption of the amendment;

Which was not agreed to.

And House Bill No 298, as amended, was placed on the calendar of bills on third reading.

By permission—

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

SENATE CHAMBER, }
TALLAHASSEE, FLA., May 26, 1897. }

HON. CHAS. J. PERRENOT,

President of the Senate:

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

An act to amend section 13 of chapter 4346 of the Laws of Florida, being an act entitled an act to define and declare what shall be deemed nuisances injurious to health, and to provide for the removal thereof and punishment therefor.

Also,

Joint resolution proposing an amendment to section 35 of

article 5 of the Constitution of the State of Florida, relating to the establishment of courts in this State.

Beg leave to report that the same has been delivered to the Governor for his approval.

Very respectfully,

J. N. HOOKER,

Chairman Joint Committee on Enrolled Bills.

Mr. Palmer of 11th moved that the rules be waived, and that—

Senate Bill No. 173:

A bill to be entitled an act to incorporate the city of North Tampa, in the county of Hillsborough,

Be read a second time by its title;

Which was agreed to by a two-thirds vote.

And Senate Bill No. 173 was read the second time by its title and referred to the Committee on Engrossed Bills.

Mr. Palmer of 11th moved that the rules be waived, and that—

Senate Bill No. 211:

A bill to be entitled an act to legalize the assessment levy and collections of taxes for the year 1896 by the city of Tampa, and to prescribe the mode of collecting the same,

Be read a second time by its title;

Which was agreed to by a two-thirds vote.

And Senate Bill No. 211 was read second time by its title and referred to Committee on Engrossed Bills.

House Bill No. 1:

A bill to be entitled an act to provide for the redemption and relief of lands sold for taxes for which the same were not legally liable,

Was taken up and read the second time in full, and placed on the calendar of bills on third reading.

Senate Bill No. 228:

A bill to be entitled an act to prohibit the transporting or transplanting of any plant known as the water hyacinth, or planting the seed of the said plant in any of the waters of this State, and providing a punishment therefor,

Was taken up and read the second time in full.

Mr. Hartridge moved that the rules be waived, and that Senate Bill No. 228 be placed on the calendar of bills on third reading without reference;

Which was agreed to by a two-thirds vote.

And Senate Bill No. 228 was placed on the calendar of bills on third reading.

By permission—
Mr. Hooker, Chairman of the Committee on Enrolled Bills,
submitted the following report:

SENATE CHAMBER, }
TALLAHASSEE, FLA., May 26, 1897. }

HON. CHAS. J. PERRENOT,

President of the Senate:

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

An act to fix the boundaries of the town of Live Oak, in Suwannee county, Florida, and to authorize said town to make its own valuation of property therein for assessment for municipal purposes.

Also,

An act to legalize the incorporation of the town of White Springs, in the county of Hamilton, and to declare the incorporation of the town of White Springs valid and of full force and effect.

Also,

An act to amend an act entitled an act to incorporate the town of Carrabelle, Franklin county, Florida.

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

Very respectfully,

J N. HOOKER,

Chairman Committee on Enrolled Bills.

And the act contained in the above report was referred to the Joint Committee on Enrolled Bill.

By permission—

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

SENATE CHAMBER, }
TALLAHASSEE, FLA., May 26, 1897. }

HON. CHAS. J. PERRENOT,

President of the Senate:

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

An act to fix the boundaries of the town of Live Oak, in Suwannee county, Florida, and to authorize said town to

make its own valuation of property therein for assessment for municipal purposes.

Also,

An act to legalize the incorporation of the town of White Springs in the county of Hamilton, and to declare the incorporation of the town of White Springs, valid and of full force and effect.

Also,

An act to amend an act entitled an act to incorporate the town of Carrabelle, Franklin county, Florida.

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

Very respectfully,

J. N. HOOKER,

Chairman Joint Committee on Enrolled Bills.

And the acts contained in the above report were referred to the Joint Committee on Enrolled Bills to be conveyed to the House of Representatives for signature of Speaker and Chief Clerk thereof.

By permission—

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

SENATE CHAMBER, }
TALLAHASSEE, FLA., May 26, 1897. }

HON. CHAS. J. PERRENOT,

President of the Senate:

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

An act to fix the boundaries of the town of Live Oak, in Suwannee county, Florida, and to authorize said town to make its own valuations of property therein for assessment for municipal purposes.

And,

An act to legalize the incorporation of the town of White Springs, in the county of Hamilton, and to declare the incorporation of the town of White Springs valid and of full force and effect.

And,

An act to amend an act entitled an act to incorporate the town of Carrabelle, Franklin county, Florida.

Beg leave to report that the same has been duly signed by the Speaker and Chief Clerk of the House of Representa-

tives, and is herewith presented for the signature of the President and Secretary of the Senate:

Very respectfully,

J. N. HOOKER,

Chairman Joint Committee on Enrolled Bills.

Enrolled.

The President pro tempore announced that he was about to sign—

An act to fix the boundaries of the town of Live Oak, in Suwannee county, Florida, and to authorize said town to make its own valuation of property therein for assessment for municipal purposes.

Also,

An act to legalize the incorporation of the town of White Springs, in the county of Hamilton, and to declare the incorporation of the town of White Springs valid and of full force and effect.

Also,

An act to amend an act entitled an act to incorporate the town of Carrabelle, Franklin county, Florida.

The acts were therefore 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.

By permission—

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

SENATE CHAMBER, }
TALLAHASSEE, FLA., May 26, 1897. }

HON. CHAS J. PERRENOT,

President of the Senate:

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

House Bill No. 301:

A bill to be entitled an act to incorporate the Alafia, Manatee and Gulf Coast Railroad Company.

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

Very respectfully,

B. E. McLIN,

Chairman Committee on Railroads.

And House Bill No. 301, contained in the above report, was placed on the calendar of bills on second reading.

By permission—

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

SENATE CHAMBER, }
TALLAHASSEE, FLA., May 26, 1897. }

HON. CHAS. J. PERRENOT,

President of the Senate:

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

House Bill No. 183:

A bill to be entitled an act requiring railroad companies to fence their tracks and providing remedies against them for failure to do so, and to repeal sections 2271, 2272, 2273, 2274, 2275 and 2276 of the Revised Statutes, and chapter 4067 of the Laws of Florida.

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

Very respectfully,

B. E. McLIN,

Chairman Committee on Railroads.

And House Bill No. 183, contained in the above report, was placed on the calendar of bills on second reading.

By permission—

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

SENATE CHAMBER, }
TALLAHASSEE, FLA., May 26, 1897. }

HON. CHAS. J. PERRENOT,

President of the Senate:

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

An act to fix the boundaries of the town of Live Oak, in Suwannee county, Florida, and to authorize said town to make its own valuation of property therein for assessment for municipal purposes.

Also,

An act to legalize the incorporation of the town of White

Springs, in the county of Hamilton, and to declare the incorporation of the town of White Springs valid and of full force and effect.

Also,

An act to amend an act entitled an act to incorporate the town of Carrabelle, Franklin county, Florida.

Be^g leave to report that the same have been delivered to the Governor for his approval.

Very respectfully,

J. N. HOOKER,

Chairman Joint Committee on Enrolled Bills:

Senate Bill No. 245:

A bill to be entitled an act to establish the county of Seminole from a portion of the county of Orange,

Was taken up.

Mr. Hendley moved that Senate Bill No. 245 lay on the table subject to call;

Which was not agreed to.

Mr. Carson moved to indefinitely postpone Senate Bill No. 245;

Which was agreed to.

And Senate Bill No. 245 was indefinitely postponed.

By permission—

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

SENATE CHAMBER,
TALLAHASSEE, FLA., May 26, 1897. }

HON. CHAS. J. PERRENOT,

President of the Senate:

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

House Bill No. 189:

A bill to be entitled an act granting to the Meadow Land Improvement Company, a corporation organized and existing under the general laws of the State of Florida, a grant of land and other privileges to aid in the construction of the said company's canal and other works of internal improvement.

Be^g leave to report that they have examined same, and return it herewith without recommendation.

Very respectfully,

F. ADAMS.

Chairman Committee on Public Lands.

And House Bill No. 189, contained in the above report, was placed on the calendar of bills on second reading.

Mr. Blicht of 21st moved that the rules be waived, and that—

House Joint Resolution No. 79:

Relating to the appointment of the Hon. Wilkinson Call as State agent for the collection of the claim of the State of Florida against the United States, known as the Indian war claim,

Be taken up out of its regular order;

Which was agreed to by a two-thirds vote.

And House Joint Resolution No. 79 was taken up.

Mr. Palmer of 11th moved that House Joint Resolution No. 79 be indefinitely postponed.

Pending which—

Mr. Hartridge moved that the Senate do now take a recess until 8:00 p. m:

Which was agreed to.

Thereupon the Senate stood adjourned until 8:00 o'clock this evening.

NIGHT SESSION.

8:00 O'CLOCK.

The Senate met pursuant to adjournment.

The President pro tempore, Mr. Myers, in the chair.

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

Messrs. Adams, Bailey, Blicht of 20th, Blicht of 21st, Broome, Bynum, Carson, Chipley, Clark, Crosby, Daniel, Darby, Dimick, Gaillard, Hooker, Myers, McLin, Palmer of 11th, Palmer of 14th, Peacock, Roberts, Thomas, Wadsworth and Williams—19.

A quorum present.

By permission—

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

SENATE CHAMBER, }
TALLAHASSEE, FLA., May 26, 1897. }

HON. CHAS. J. PERRENOT,

President of the Senate:

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

Senate Bill No. 285:

A bill to be entitled an act to amend section 611, chapter 4, part 1, title 9 of the Revised Statutes of the State of Florida, in relation to accounts of county treasurers.

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

Very respectfully,

ARTHUR T. WILLIAMS,

Acting Chairman Committee on Finance and Taxation.

And Senate Bill No. 285, contained in the above report, was placed on the calendar of bills on second reading.

By permission—

Mr. Hartridge, Chairman of the Special Committee on Preparation of Impeachment Proceedings, submitted the following privileged report:

SENATE CHAMBER, }
TALLAHASSEE, FLA., May 26, 1897. }

HON. CHAS. J. PERRENOT,

President of the Senate:

SIR—Your Committee, to whom was referred Senate Resolution, as follows:

“Resolved, That the message of the House of Representatives, relating to the impeachment of Clarence B. Collins, Treasurer of the State of Florida, be referred to a special committee of five, to be appointed by the President, to consider and report thereon.”

Beget leave to report that they have prepared, and herewith submit, rules of procedure and practice when sitting on the trial of impeachment, and recommend the adoption of same.

JOHN E. HARTRIDGE,

Chairman.

RULES OF PROCEDURE AND PRACTICE IN THE SENATE WHEN
SITTING ON THE TRIAL OF IMPEACHMENTS.

1. Whenever the Senate shall receive notice from the House of Representatives that managers are appointed on their part to conduct an impeachment against any person, and are directed to carry articles of impeachment to the Senate, the Secretary of the Senate shall immediately inform the House of Representatives that the Senate is ready to receive the managers for the purpose of exhibiting such articles of impeachment agreeable to said notice.

2. When the managers of an impeachment shall be introduced at the bar of the Senate, and shall signify that they are ready to exhibit articles of impeachment against any person, the presiding officer of the Senate shall direct the Sergeant-at-Arms to make proclamation, who shall, after making proclamation, repeat the following words, viz: "All persons are commanded to keep silence, on pain of imprisonment, while the House of Representatives is exhibiting to the Senate of the State of Florida articles of impeachment against ;" after which the articles shall be exhibited, and then the presiding officer of the Senate shall inform the managers that the Senate will take proper order on the subject of the impeachment, of which due notice shall be given to the House of Representatives.

3. Upon such articles being presented to the Senate, the Senate shall, at 11 o'clock of the day (Sunday excepted) following such presentation, or sooner if so ordered by the Senate, proceed to the consideration of such articles, and shall continue in session from day to day (Sundays excepted) after the trial shall commence (unless otherwise ordered by the Senate) until final judgment shall be rendered, and so much longer as may, in its judgment, be needful. Before proceeding to the consideration of the articles of impeachment, the presiding officer shall administer the oath hereinafter provided to the members of the Senate then present, and to the other members of the the Senate as they shall appear, whose duty it shall be to take the same.

4. The Chief Justice of the State of Florida shall preside in all cases of impeachment, and notice shall be given to him by the presiding officer of the Senate of the time and place fixed for the consideration of the articles of impeachment, as aforesaid, with a request to attend, and the Chief Justice shall preside over the Senate during the consideration of said articles, and upon the trial of the person impeached therein.

5. The presiding officer shall have power to make and issue, by himself or by the Secretary of the Senate, all orders, mandates, writs, and precepts authorized by these rules, or by the Senate, and to make and enforce such other regulations and orders in the premises as the Senate may authorize or provide.

6. The Senate shall have power to compel the attendance of witnesses, to enforce obedience to its orders, mandates, writs, precepts, and judgments, to preserve order, and to punish in a summary way contempts of and disobedience to its authority, orders, mandates, writs, precepts, or judgments, and to make all lawful orders, rules and regulations, which it may deem essential or conducive to the ends of justice. And

the Sergeant-at-Arms, under the direction of the Senate, may employ such aid and assistance as may be necessary to enforce, execute, and carry into effect the lawful orders, mandates, writs, and precepts of the Senate.

7. The presiding officer of the Senate shall direct all necessary preparations in the Senate Chamber, and the presiding officer upon the trial shall direct all the forms of proceeding while the Senate is sitting for the purpose of trying an impeachment, and all forms during the trial not otherwise specially provided for. The presiding officer of the court may rule all questions of evidence and incidental questions, which ruling stand as the judgment of the court, unless some member of the court shall ask that a formal vote be taken thereon, in which case it shall be submitted to the court for decision. or he may, at his option, in the first instance submit any such question to a vote of the members of the court.

8. Upon the presentation of articles of impeachment and the organization of the Senate as hereinbefore provided, a writ of summons shall be issued to the accused, reciting said articles, and notifying him to appear before the Senate upon a day and at a place to be fixed by the Senate and named in such writ, and file his answer to said articles of impeachment, and to stand to and abide the orders and judgments of the Senate thereon; which writs shall be served by such officer or person as shall be named in the precept thereof, at least one day prior to the day fixed for such appearance, as shall be named in such precept, either by the delivery of an attested copy thereof to the person accused, or, if that cannot conveniently be done, by leaving such copy at last known place of abode of such person, or at his usual place of business, in some conspicuous place therein; or if such service shall be, in judgment of the Senate, impracticable, notice to the accused to appear shall be given in such other manner, by publication or otherwise, as shall be deemed just; and if the writ aforesaid shall fail of service in the manner aforesaid the proceedings shall not thereby abate, but further service may be made in such manner as the Senate shall direct. If the accused, after service, shall fail to appear, either in person or by attorney, on the day so fixed therefor as aforesaid, or appearing, shall fail to file his answer to such articles of impeachment, the trial shall proceed, nevertheless, as upon a plea of not guilty. If a plea of guilty shall be entered judgment may be entered thereon without further proceedings.

9. At 11 o'clock a. m. of the day appointed for the return of the summons against the person impeached, the legislative and executive business of the Senate shall be suspended, and

the Secretary of the Senate shall administer an oath to the returning officer in the form following, viz:

"I,.....do solemnly swear that the return made by me upon the process issued on the..... day of....., 1897, by the Senate of the State of Florida against..... is truly made, and that I have performed such service as therein described; so help me God."

Which oath shall be entered at large on the records.

10. The person impeached shall then be called to appear and answer the articles of impeachment against him. If he appear, or any person for him, the appearance shall be recorded, stating particularly if by himself, or by agent or attorney, naming the person appearing, and the capacity in which he appears. If he do not appear, either personally or by agent or attorney, the same shall be recorded.

11. At 11 o'clock a. m. of the day appointed for the trial of an impeachment, the legislative and executive business of the Senate shall be suspended, and the Secretary shall give notice to the House of Representatives that the Senate is ready to proceed upon the impeachment of....., in the Senate chamber, which chamber is prepared with accommodations for the reception of the House of Representatives.

12. The hour of the day at which the Senate shall sit upon the trial of an impeachment shall be (unless otherwise ordered) 11 o'clock a. m.; and when the hour for such sitting shall arrive, the presiding officer of the Senate shall so announce; and thereupon the presiding officer upon such trial shall cause proclamation to be made, and the business of the trial shall proceed. The adjournment of the Senate sitting in said trial shall not operate as an adjournment of the Senate, but on such adjournment the Senate shall resume the consideration of its legislative and executive business.

13. The Secretary of the Senate shall record the proceedings in cases of impeachment as in the case of legislative proceedings, and the same shall be reported in the same manner as the legislative proceedings of the Senate.

14. Counsel for the parties shall be admitted to appear and be heard upon an impeachment.

15. All motions made by the parties or their counsel shall be addressed to the presiding officer, and if he, or any Senator, shall require it, they shall be committed to writing, and read at the Secretary's table.

16. Witnesses shall be examined by one person on behalf of the party producing them, and then cross-examined by one person on the other side.

17. If a Senator is called as a witness he shall be sworn and give his testimony standing in his place.

18. If a Senator wishes a question to be put to a witness, or to offer a motion or order (except a motion to adjourn), it shall be reduced to writing, and put by the presiding officer.

19. At all times while the Senate is sitting upon the trial of an impeachment the doors of the Senate shall be kept open, unless the Senate shall direct the doors to be closed while deliberating upon its decisions.

20. All preliminary or interlocutory questions, and all motions, shall be argued for not exceeding one-half hour on each side, unless the Senate shall, by order, extend the time.

21. The case, on each side, shall be opened by one person. The final argument on the merits may be made by two persons on each side (unless otherwise ordered by the Senate, upon application for that purpose), and the argument shall be opened and closed on the part of the House of Representatives.

22. On the final question whether the impeachment is sustained, the yeas and nays shall be taken on each article of impeachment separately; and if the impeachment shall not, upon any of the articles presented, be sustained by the votes of two-thirds of the members present, a judgment of acquittal shall be entered; but if the person accused in such articles of impeachment shall be convicted upon any of said articles by the votes of two-thirds of the members present, the Senate shall proceed to pronounce judgment, and a certified copy of such judgment shall be deposited in the office of the Secretary of State.

23. All the orders and decisions shall be made and had by yeas and nays, which shall be entered on the record, and without debate, subject, however, to the operation of rule 7, except when the doors shall be closed for deliberation, and in that case no member shall speak more than once on one question and for not more than five minutes on an interlocutory question, and for not more than ten minutes on the final question, unless by consent of the Senate, to be had without debate; but a motion to adjourn may be decided without the yeas and nays, unless they be demanded by one-fifth of the members present.

24. Witnesses shall be sworn in the following form, namely:

"You,, do swear (or affirm, as the case may be) that the evidence you shall give in the case now depending between the State of Florida and shall be the truth, the whole truth, and nothing but the truth; so help you God."

Which oath shall be administered by the Secretary or any other duly authorized person.

Form of subpoena to be issued on the application of the managers of the impeachment, or of the party impeached, or of his counsel:

The State of Florida, to....., greeting:

You and each of you are hereby commanded to appear before the Senate of the State of Florida on the..... day of....., 1897, at the Senate chamber, in the city of Tallahassee, then and there to testify your knowledge in the cause which is before the Senate, in which the House of Representatives have impeached.....

Fail not.

Witness and presiding officer of the Senate, at the City of Tallahassee, Florida, this.....day of....., in the year of our Lord, 1897.

Form of direction for the service of said subpoena:

The State of Florida, to.....greeting:

You are hereby commanded to serve and return the within subpoena according to law.

Dated at Tallahassee, Florida, this.....day of....., in the year of our Lord, 1897.

.....
Secretary of the Senate.

Form of oath to be administered to the members of the Senate sitting in the trials of impeachments:

I solemnly swear (or affirm, as the case may be), that in all things appertaining to the trial of the impeachment of....., now pending, I will do impartial justice according to the Constitution and Laws of the State of Florida; so help me God.

Form of summons to be issued and served upon the person impeached:

The State of Florida to.....greeting:

Whereas, The House of Representatives of the State of Florida did, on the... day of....., 1897, exhibit to the Senate articles of impeachment against you, the said....., in the words following:

(Here insert the articles.)

And demand that you, the said..... should be put up to answer the accusations as set forth in said articles, and that such proceedings, examinations,

trials and judgments might be thereupon had as are agreeable to law and justice.

You, the said.....are therefore hereby summoned to be and appear before the Senate of the State of Florida, at their chamber, in the city of Tallahassee, Florida, on the.....day of....., 1897, at 11 o'clock a. m., then and there to answer to the said articles of impeachment, and then and there to abide by, obey and perform such orders, directions and judgments as the Senate of the State of Florida shall make in the premises according to the Constitution and laws of the State of Florida.

Hereof you are not to fail.

Witness.....and presiding officer of the said Senate at the city of Tallahassee, Florida, this.....day of....., in the year of our Lord, 1897.

Form of precept to be endorsed on said writ of summons:

The State of Florida, to.....greeting:

You are hereby commanded to deliver to and leave with....., if conveniently to be found, or, if not, to leave at his usual place of abode, or his usual place of business, in some conspicuous place, a true and attested copy of the within writ of summons, together with a like copy of this precept; and in whichsoever way you perform the service let it be done at least one day before the appearance day mentioned in said writ of summons.

Fail not, and make return of this writ of summons and precept, with your proceedings thereon endorsed, on or before the appearance day mentioned in the said writ of summons.

Witness.....and presiding officer of the Senate, at the city of Tallahassee, Florida, this.....day of....., in the year of our Lord 1897.

All process shall be served by the Sergeant-at-Arms of the Senate, unless otherwise ordered by the court.

25. If the Senate shall at any time fail to sit for the consideration of articles of impeachment on the day or hour fixed therefor, the Senate may, by an order to be adopted without debate, fix a day and hour for resuming and consideration.

26. The Senate may, at its pleasure, adjourn the hearing of the case and hear same in the hall of the House of Representatives, by a majority vote.

Mr. Hartridge moved the adoption of the above rules of procedure and practice in the Senate, when sitting on the trial of impeachment.

Mr. Broome moved the consideration of the motion to adopt be postponed until to-morrow;

Which was agreed to.

Bills on Second Reading.

Senate Bill No. 246:

A bill to be entitled an act to abolish the present corporation of the town of High Springs in Alachua county, and to establish a municipal government for said town, and to prescribe the powers thereof, and to authorize the issuing of bonds for municipal purposes,

Was taken up.

Mr. Dimick moved that the rules be waived, and that Senate Bill No. 246 be read a second time by its title;

Which was agreed to by a two-thirds vote.

And Senate Bill No. 246 was read the second time by its title.

Mr. Thomas moved that he be allowed to substitute House Bill No. 334 for Senate Bill No. 246 on the calendar, and that he be allowed to withdraw Senate Bill No. 246;

Which was agreed to.

Mr. Thomas moved that the rules be waived, and that House Bill No. 334 be read a second time by its title;

Which was agreed to by a two-thirds vote.

And House Bill No. 334 was read the second time by its title.

Mr. Thomas moved that the rules be waived, and House Bill No. 334 be read a third time and put upon its passage;

Which was not agreed.

And House Bill No. 334 was placed on the calendar of bills on third reading.

Mr. Palmer of 11th moved that he be allowed to substitute House Bill No. 270 for Senate Bill No. 268 on the calendar, and that he be allowed to withdraw Senate Bill No. 268;

Which was agreed to.

And Senate Bill No. 268 was withdrawn.

House Bill No. 273:

A bill to be entitled an act for the improvement of the public roads and bridges in Hillsborough county, providing for the employment of convicts under certain conditions, and for the levy and collection of a road and bridge tax, and the manner of its expenditure,

Was taken up.

Mr. Palmer of 11th moved that the rules be waived, and House Bill No. 273 be read second time by its title;

Which was agreed to by a two-thirds vote.

And House Bill No. 273 was read second time by its title.

Mr. Palmer of 11th moved that the rules be waived, and

House Bill No. 233 be read a third time and put upon its passage;

Which was not agreed to.

And House Bill No. 273 was placed on the calendar of bills on third reading.

Senate Bill No. 233:

A bill to be entitled an act authorizing the county commissioners of Polk county to call an election to vote a special road tax for roads in the several road districts of said county, and providing how the revenue shall be expended,

Was taken up.

Mr. Hooker moved that the rules be waived, and Senate Bill No. 233 be read second time by its title;

Which was agreed to by a two-thirds vote.

And Senate Bill No. 233 was read second time by its title, and was referred to the Committee on Engrossed Bills.

House Bill No. 142:

A bill to be entitled an act to extend the time for the completion of the entire main line of the South American and International Railroad,

Was taken up and read the second time in full, and placed on the calendar of bills on third reading.

House Bill No. 234:

A bill to be entitled an act to legalize the incorporation of the town of Palatka Heights, in the county of Putnam, and to declare the incorporation of the town of Palatka Heights of full force and effect,

Was taken up.

And House Bill No. 234 was read a second time in full and placed on the calendar of bills on second reading.

House Bill No. 184:

A bill to be entitled an act for the relief of Mary Day of Alachua county, Florida, and to authorize the Governor of Florida to place Mrs. Mary Day upon the pension roll of Florida,

Was taken up and read the second time in full, and placed on the calendar of bills on third reading.

Senate Memorial No. 257:

A memorial to the Congress of the United States asking an appropriation for opening Jupiter Inlet,

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

House Bill No. 186:

A bill to be entitled an act for the relief of Hugh Bethea of DeSoto county, State of Florida, and to allow the payment to him of the sum of two hundred dollars, the offered reward for the capture of Robert Newberry,

Was taken up and read the second time in full, and placed on the calendar of bills on third reading.

Senate Bill No. 200:

A bill to be entitled an act for the relief of Francis D. Pooser,

Was taken up and read the second time in full.

Mr. Blitch of 20th offered a substitute for Senate Bill No. 200.

Mr. Blitch of 20th moved the adoption of the substitute;

Which was agreed to.

And substitute for Senate Bill No. 200 was referred to the Committee on Engrossed Bills.

Mr. Daniel moved that the rules be waived, and that the Senate take up out of its regular order Senate Bill No. 278;

Which was agreed to by a two-thirds vote.

And,

Senate Bill No. 278:

A bill to be entitled an act authorizing merchants who are not registered pharmacists to sell certain drugs and medicines,

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

Bills on Third Reading.

House Bill No. 211:

A bill to be entitled an act to incorporate West Florida Gulf Coast Railway Company,

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. Blitch of 20th, Blitch of 21st, Bynum, Carson, Chipley, Clark, Crosby, Daniel, Dimick, Hartridge, Hendley, Hooker, Myers, McLin, Palmer of 11th, Palmer of 14th, Peacock, Phipps, Roberts, Thomas and Williams—21.

Nays—None.

So Senate Bill No. 211 passed, title as stated.

Senate Bill No. 197:

A bill to be entitled an act declaring the town of Hawthorne, in the county of Alachua, to be a legally incorporated town.

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

Upon call of the roll, the vote was:

Yeas—Messrs. Blitch of 20th, Blitch of 21st, Broome, Bynum, Carson, Chipley, Clark, Crosby, Daniel, Dimick,

Hartridge, Hooker, Myers, Palmer of 11th, Palmer of 14th, Peacock, Phipps, Roberts, Thomas and Williams—20.

Nays—None.

So Senate Bill No 197 passed, title as stated.

House Bill No. 44:

A bill to be entitled an act to amend section 3 of chapter 4477. Laws of Florida, approved May 30, 1895, in reference to a railroad from Tallahassee to Gainesville and other points,

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. Blich of 20th, Blich of 21st, Broome, Bynum, Carson, Chipley, Clark, Crosby, Daniel, Dimick, Dougherty, Gaillard, Hartridge, Hooker, Myers, Palmer of 11th, Palmer of 14th, Peacock, Phipps, Roberts, Thomas and Williams—22.

Nays—None.

So House Bill No. 44 passed, title as stated.

House Bill No. 252:

A bill to be entitled an act to establish the municipality of Belleair, provide for its government, and prescribe its jurisdiction and its powers,

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

Upon call of the roll upon the passage of the bill, the vote was:

Yeas—Messrs. Blich of 20th, Blich of 21st, Broome, Bynum, Carson, Chipley, Clark, Crosby, Daniel, Gaillard, Hartridge, Hooker, Myers, McLin, Palmer of 11th, Palmer of 14th, Peacock, Phipps, Roberts, Thomas and Williams—21.

Nays—None.

So House Bill No. 252 passed, title as stated.

Mr. Hartridge moved that the Senate do now adjourn;

Which was not agreed to.

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,

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. Bailey, Blich of 20th, Blich of 21st, Broome, Bynum, Carson, Chipley, Crosby, Daniel, Darby, Dimick, Gaillard, Hartridge, Hendley, Hooker, Myers, McLin,

Palmer of 11th, Palmer of 14th, Peacock, Phipps, Roberts, Thomas and Williams—24.

Nays—None.

So Senate Bill No. 181 passed, title as stated.

Senate Bill No. 146:

A bill to be entitled an act to continue the powers, rights, privileges and grants of the Atlantic and Gulf Railway Company, and to amend the same,

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. Bailey, Blitch of 20th, Blitch of 21st, Broome, Bynum, Carson, Chipley, Clark, Crosby, Daniel, Dimick, Gaillard, Hartridge, Hendley, Hooker, Myers, McLin, Palmer of 11th, Palmer of 14th, Peacock, Phipps, Roberts, Thomas and Williams—24.

Nays—None.

So Senate Bill No. 146 passed, title as stated.

Mr. Palmer of 14th moved to reconsider the vote by which Senate Bill No. 181 passed;

Which went over under the rules until to-morrow.

Mr. Dimick moved that he be allowed to substitute House Bill No. 118 for Senate Bill No. 221 on the calendar, and that he be allowed to withdraw Senate Bill No. 221;

Which was agreed to.

And,

House Bill No. 118:

A bill to be entitled an act to extend the time for the commencement of work upon the Titusville, Canaveral and Peninsular railroad,

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

Upon call of the roll, the vote was:

Yeas—Messrs. Bailey, Blitch of 20th, Blitch of 21st, Broome, Bynum, Carson, Chipley, Clark, Crosby, Daniel, Dimick, Gaillard, Hartridge, Hendley, Hooker, Myers, McLin, Palmer of 11th, Peacock, Phipps, Roberts, Thomas and Williams—23.

Nays—None.

So House Bill No. 118 passed, title as stated.

Mr. Crosby moved that the Senate do now adjourn;

Which was not agreed to.

Senate Memorial No. 160:

A memorial to Congress asking that the settlers on the "Fort Jupiter Reservation" be allowed to homestead their claims under the homestead act, and that the time they have actually resided on the land be deducted from the

five years' residence required by law before proving up their claim, instead of having to pay the appraised price set by Congress for the same,

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. Bailey, Blich of 20th, Blich of 21st, Broome, Bynum, Carson, Clark, Crosby, Daniel, Dimick, Gaillard, Hooker, Myers, McLin, Palmer of 11th, Peacock, Roberts and Williams—18.

Nays—None.

So Senate Memorial No. 160 passed, title as stated.

Mr. Bailey moved that the Senate do now adjourn;

Which was agreed to.

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

THURSDAY, MAY 27, 1897.

The Senate met pursuant to adjournment.

The President pro tempore, Mr. Myers, in the chair.

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

Messrs. Adams, Bailey, Barber, Blich of 20th, Blich of 21st, Broome, Bynum, Carson, Chipley, Clark, Crosby, Daniel, Darby, Dimick, Gaillard, Hartridge, Hendley, Hooker, Myers, McLin, Palmer of 14th, Peacock, Phipps, Roberts, Thomas and Wadsworth—26.

A quorum present.

Prayer by the Chaplain.

On motion the reading of the Journal was dispensed with.

The Journal was corrected and approved.

Mr. Broome offered the following resolution:

Senate Resolution No. 21:

Whereas, The calendar contains a multiplicity of bills on third reading, and only a few days remaining of this session; be it

Resolved, That beginning on this day, Thursday, May 27th, and hereafter until adjournment sine die, afternoon sessions shall be devoted exclusively to bills on third reading.

Mr. Broome moved the adoption of the resolution;

Which was agreed to.