

FRIDAY, MAY 28, 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, Bitch of 20th, Bitch of 21st, Broome, Bynum, Carson, Chipley, Clark, Crosby, Daniel, Darby, Gaillard, Hendley, Hooker, Myers, McLin, Palmer of 11th, Palmer of 14th, Peacock, Phipps, Roberts, Thomas, Wadsworth and Williams—24.

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. Bitch of 20th:

Senate Bill No. 290:

A bill to be entitled an act to legalize the records and other papers of Sumter county where the old county seal was used in the absence of the county judge's seal;

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

By Mr. Adams:

Senate Bill No. 291:

A bill to be entitled an act to amend section 875 of the Revised Statutes of the State of Florida relating to fences;

Which 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 28, 1897. }

HON. CHAS. J. PERRENOT,

President of the Senate:

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

House Bill No. 18:

A bill to be entitled an act to regulate the fees for inspecting and recording the marks and brands of beef cattle and the marks of sheep and hogs.

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

Very respectfully,

FRED. T. MYERS,

Chairman Judiciary Committee.

And House Bill No. 18, contained in the above report, 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 28, 1897. }

HON. CHAS. J. PERRENOT,

President of Senate:

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

House Bill No. 358:

A bill to be entitled an act to amend section 311 of the Revised States of Florida.

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

Very respectfully,

FRED T. MYERS,

Chairman Judiciary Committee.

And House Bill No. 358, contained in the above report, was placed on the calendar of bills on second reading.

Mr. Daniel, Chairman of the Committee on Privileges and Elections, submitted the following report:

SENATE CHAMBER, }
TALLAHASSEE, FLA., May 28, 1897. }

HON. CHAS. J. PERRENOT,

President of the Senate:

SIR—Your Committee on Privileges and Elections, to whom was referred—

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 4828 of the Laws of Florida.

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

Very respectfully,

W. J. DANIEL,

Chairman Committee on Privileges and Elections.

And House Bill No. 98, contained in the above report, was placed on the calendar of bills on second reading.

Mr. Peacock, Chairman of the Committee on Claims, submitted the following report:

SENATE CHAMBER, }
TALLAHASSEE, FLA., May 28, 1897. }

HON. CHAS. J. PERRENOT,

President of the Senate:

SIR—Your Committee on Claims, 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.

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

Very respectfully.

S. H. PEACOCK,

Chairman Committee on Claims.

And Senate Bill No. 244, contained in the above report, was placed on the calendar of bills on second reading.

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

SENATE CHAMBER, }
TALLAHASSEE, FLA., May 28, 1897. }

HON. CHAS. J. PERRENOT,

President of the Senate.

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

Senate Bill No. 288:

A bill to be entitled an act relating to the appointment of an agent to examine, inspect and report monthly or oftener, as to the treatment, care, custody and maintenance of all State convicts.

Also,

Senate Bill No. 287:

A bill to 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 State Institutions as to the care, custody and maintenance of all State convicts around the camps or stockades.

Also,

Senate Memorial No. 286:

A memorial to Congress asking for the establishing of a daily mail route by land from River Junction, in Gadsden county, Florida, to Alligator, in Liberty county, Florida.

Have had the same under consideration, and recommend that Senate Bill No. 287 and Senate Memorial No. 286 do pass, and Senate Bill No. 288 do not pass.

Very respectfully,

S. H. BLITCH,

Chairman Committee on State Affairs.

And Senate Bills Nos. 288 and 287 and Senate Memorial No 286, contained in the above report, were 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 28, 1897. }

HON. CHAS. J. PERRENOT,

President of the Senate:

SIR—Your Committee on Engrossed Bills, 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 carefully examined the same, and find it correctly engrossed.

Very respectfully,

CHAS. F. BARBER,

Chairman Committee on Engrossed Bills.

And Senate Bill No. 181, 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 28, 1897. }

HON. CHAS. J. PERRENOT,

President of the Senate:

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

Senate Bill No. 232:

A bill to be entitled an act to change the name of Hillsborough river in Volusia county to Indian river north.

Also,

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.

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. 232 and 211, 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 28, 1897. }

HON. CHAS. J. PERRENOT,

President of the Senate:

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

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.

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. 233, 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 28, 1897. }

HON. CHAS. J. PERRENOT,

President of the Senate:

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

Senate Bill No. 173:

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

Also,

Senate Memorial No. 257:

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

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 Bill No. 173 and Senate Memorial No. 257, 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 28, 1897. }

HON. CHAS. J. PERBENOT,

President of the Senate:

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

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 school board of public instruction, and fix their compensation.

Also,

Senate Bill No. 200:

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

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. 226 and 200, contained in the above report, were placed on the calendar of bills on third reading.

Bills on Second Reading.

House Bill No. 64:

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

Was taken up from the table and read the second time in full.

Mr. Hartridge offered the following amendment to House Bill No. 64 (engrossed copy):

In line 2, section 1, after the word "bank," add the words "or bank organized under the law of the United States."

Mr. Hartridge moved the adoption of the amendment;

Which was agreed to.

Mr. Hartridge offered the following amendment to House Bill No. 64 (engrossed copy):

In line 5, section 1, strike out the words "unable to meet

in full all its outstanding demands and liabilities," and substitute therefor the word "insolvent."

Mr. Hartridge moved the adoption of the amendment;

Which was agreed to.

And House Bill No. 64, as amended, was placed on the calendar of bills on third reading.

Mr. McLin moved that he be allowed to substitute House Bill No. 88 for Senate Bill No. 105 on the calendar;

Which was agreed to.

And,

House Bill No. 88:

A bill to be entitled an act for the relief of John W. Dyches, ex treasurer of Lake county,

Was taken up.

Mr. McLin moved that the rules be waived, and that House Bill No. 88 be read the second time by its title;

Which was agreed to by a two-thirds vote.

And House Bill No. 88 was read the second time by its title, and placed on the calendar of bills on third reading.

Special Order.

The hour of 10:30 o'clock having arrived, the Senate proceeded to the consideration of—

House Bill No. 10:

A bill to be entitled an act to prohibit any railroad or other transportation company, or any officer or official thereof from contributing any money or free transportation to persons or political parties for political purposes, and to provide penalties therefor,

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

Upon call of the roll, the vote was:

Yeas—Messrs. Bailey, Barber, Blich of 20th, Blich of 21st, Broome, Bynum, Carson, Clark, Crosby, Darby, Hooker, Myers, McLin, Palmer of 11th, Palmer of 14th, Peacock, Roberts, Thomas and Williams—19.

Nays—Messrs. Adams, Chipley, Daniel, Dimick, Gaillard, Hartridge and Phipps—7.

So House Bill No. 10, as amended, passed with amended title as follows:

"A bill to be entitled an act to prevent the use of money for political purposes by corporations."

Mr. Palmer of 14th moved that the rules be waived, and

that a motion to reconsider the vote by which House Bill No. 10 passed, be now considered;

Which was agreed to by a two-thirds vote.

Mr. Palmer of 14th moved that the vote by which House Bill No. 10 as amended passed, be reconsidered.

Mr. Palmer of 14th moved to lay the motion to reconsider on the table;

Which was agreed to.

Mr. Blich of 21st moved that he be allowed to substitute Senate Bill No. 285 for Senate Bill No. 48 on the calendar;

Which was agreed to.

And,

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,

Was taken up and read the second time in full.

Mr. Blich of 21st moved that the rules be waived, and that Senate Bill No. 285 be read the third time in full, and put upon its passage;

Which was agreed to by a two-thirds vote.

And Senate Bill No. 285 was 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, Clark, Crosby, Daniel, Darby, 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. 285 passed, title as stated.

Mr. Bailey moved that the rules be waived, and that Senate Joint Resolution No. 256 be made the special order for 4 o'clock this afternoon;

Which was agreed to by a two-thirds vote.

And Senate Joint Resolution No. 256 was made a special order for 4 o'clock this afternoon.

A message was received from the House of Representatives.

A message was received from the Governor.

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 nomination of delegates to political conventions, or of candidates for any elective office under the laws of the State of Florida,

Was taken up and read the second time in full.

Mr. Chipley moved that Senate Bill No. 284 remain on its second reading, and that 100 copies of Senate Bill No. 284 be printed for the use of the Senate.

Pending which—

The hour of 11 o'clock arrived, the time set for the Senate to convene as a court of impeachment.

At 11 o'clock the Chief Justice of the State of Florida entered the Senate Chamber, accompanied by Mr. Justice Milton H. Mabry, Senior Associate Justice of Supreme Court of Florida, and escorted by Senators Hartridge, Williams and Hooker. The Chief Justice took the chair, and said:

"Senators—I attend the Senate in obedience to your notice for the purpose of joining with you in forming a court of impeachment for the trial of Clarence B. Collins, Treasurer of the State of Florida, and I am now ready to take the oath."

The oath was administered by Mr. Justice Mabry to Chief Justice Taylor, in the following words:

"I do solemnly swear that in all things appertaining to the trial of the impeachment of Clarence B. Collins, Treasurer of the State of Florida, I will do impartial justice according to the Constitution and the laws. So help me God."

The Chief Justice—"Senators, the oath will now be administered to the Senators as they will be called by the Secretary in succession. (To the Secretary): Call the roll."

The Secretary proceeded to call the roll alphabetically, and the Chief Justice administered the oath to Senators Adams, Bailey, Barber, Blich of 20th, Blich of 21st, Broome, Bynum, Carson, Chipley, Clark, Crosby, Daniel, Darby, Dimick, Dougherty, Gaillard, Hartridge, Hendley, Hooker, Myers, McLin, Palmer of 11th, Palmer of 14th, Peacock, Phipps, Roberts, Thomas, Wadsworth and Williams.

The following rules agreed to by the Senate sitting as a legislative body on yesterday, were adopted by the Senate sitting as a court of impeachment, on motion of Mr. Hartridge at the suggestion of the Chief Justice:

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 pun-

ish 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 or plea 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 or plead to 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, if the House be in session, and if not in session, then to the board of managers that may have been named by the House, 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, if the House be in session, and if the House be not in session, is ready to receive the board of managers that may have been appointed by the House.

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, he shall rise in his place, address the presiding officer, and, upon recognition, propound his question; and if he wishes 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 togreeting:

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 Talla-
 hassee, 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, togreeting:

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 pre-
 cept, 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.

The Chief Justice suggested the following as the oath to be taken by the Secretary:

"I do solemnly swear that I will faithfully and impartially perform the duties of Secretary to the Senate of the State of Florida, sitting as a court of impeachment in the trial of Clarence B. Collins, Treasurer of Florida, now pending, and true and faithful record make of the same, so help me God."

Mr. Hartridge moved that the above form of oath be adopted;

Which was agreed to.

And the oath was thereupon duly administered to the Secretary by the Chief Justice.

The Chief Justice suggested the following as the form of oath to be taken by the Sergeant-at-Arms:

"I do solemnly swear that I will faithfully and impartially perform the duties of Sergeant-at-Arms to the Senate of the State of Florida, setting as a court of impeachment in the trial of Clarence B. Collins, Treasurer of Florida, now pending, so help me God."

Mr. Hartridge moved that the above form of oath be adopted;

Which was agreed to.

And the oath was thereupon duly administered to the Sergeant-at-Arms by the Chief Justice.

The following order was asked for by Mr. Hartridge:

Ordered: That the Secretary of the Senate notify the House of Representatives that the Senate is now organized for the trial of the articles of impeachment against Clarence B. Collins, Treasurer of the State of Florida, and is ready to receive the managers of the impeachment at its bar.

Mr. Hartridge moved its adoption;

Which was agreed to.

The committee appointed by the House of Representatives to conduct the impeachment trial against Clarence B. Collins,

accompanied by the House of Representatives, appeared at the bar of the Senate.

Mr. Sloan, Chairman of the Board of Managers, on the part of the House of Representatives, made the following announcement:

MR. PRESIDENT:

We are instructed by the House of Representatives, as its managers, to demand that the Senate take process against C. B. Collins, Treasurer of the State of Florida, that he may answer, at the bar of the Senate, upon the articles of impeachment heretofore prepared by the House of Representatives through its managers, before the Senate.

Mr. Hartridge asked for the following order:

Ordered: That summons do issue, as required by the rules of procedure and practice in the Senate of the State of Florida when sitting in trials of impeachment to Clarence B. Collins, returnable on Monday, the 31st day of May, 1897, instant, at 11 o'clock in the forenoon.

Mr. Hartridge moved the adoption of the order;

Which was agreed to.

The Chief Justice suggested that the necessary summons should be prepared and signed in open session of the Senate sitting as a court of impeachment.

Mr. Hartridge moved that the Senate sitting as a court of impeachment do now take a recess until 4:00 o'clock this afternoon;

Which was agreed to.

The Chief Justice thereupon declared that the court do take a recess until 4:00 o'clock this afternoon.

11:45 O'CLOCK.

At 11:45 the Senate resumed its sitting for legislative and executive business.

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, Dimick, Dougherty, Gaillard, Hartridge, Hendley, Hooker, Myers, McLin, Palmer of 11th, Peacock, Phipps, Roberts and Wadsworth—25.

A quorum present.

The Senate resumed consideration of—
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 nomination of delegates to political conventions, or of candidates.

Mr. Chipley moved that further consideration of Senate Bill No. 284 be made a special order for 9 o'clock this evening, and that 100 copies of the bill be printed for the use of the Senate;

Which was agreed to.

At 11:50 o'clock—

Mr. Palmer of 11th moved that the Senate do now go into executive session;

Which was agreed to.

And,

At 11:50 o'clock the doors were closed.

12:05 O'CLOCK.

At 12:05 p. m. the doors were opened.

President pro tempore 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, Dougherty, Gaillard, Hartridge, Hendley, Hooker, Myers, McLin, Palmer of 14th, Peacock, Phipps, Roberts, Thomas, Wadsworth and Williams—28.

A quorum present.

Mr. Phipps moved that the rules be waived, and that the Senate take up House messages;

Which was agreed to by a two-thirds vote.

Messages from the House.

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.

The following message from the House of Representatives was read:

HOUSE OF REPRESENTATIVES, }
TALLAHASSEE, FLA., May 28, 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. 246:

A bill to be entitled an act to enable cities and towns to manufacture and distribute gas and electricity, and to construct, purchase, lease or establish and maintain within its limits one or more plants for the manufacture or distribution of gas or electricity for furnishing light for municipal use and for the use of such of its inhabitants as may require and pay for the same as herein provided.

And respectfully request the concurrence of the Senate thereto.

Very respectfully,

WM. FORSYTH BYNUM,

Chief Clerk House of Representatives.

And House Bill No. 246, contained in the above message, was read the first time by its title and referred to the Committee on City and County Organization.

Also the following:

HOUSE OF REPRESENTATIVES, }
TALLAHASSEE, FLA., May 28, 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 adopted—

Senate Bill No. 81:

A bill to be entitled an act to amend section 2, chapter 4435, Laws of 1895, entitled an act to repeal chapter 4219 of the Laws of 1893, entitled an act to establish a county court in and for Columbia county, Florida.

Very respectfully,

WM. FORSYTH BYNUM,

Chief Clerk House of Representatives.

And Senate Bill No. 81, contained in the above message, was referred to the Committee on Enrolled Bills.

Also the following:

HOUSE OF REPRESENTATIVES, }
TALLAHASSEE, FLA., May 28, 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 adopted—

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.

With amendments.

And respectfully request the concurrence of the Senate thereto.

Very respectfully,

WM. FORSYTH BYNUM,

Chief Clerk House of Representatives.

Mr. Hooker move that the Senate refuse to concur in House amendment to Senate Bill No. 111;

Which was agreed to.

Also the following:

HOUSE OF REPRESENTATIVES, }
TALLAHASSEE, FLA., May 28, 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 adopted—

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.

Very respectfully,

WM. FORSYTH BYNUM,

Chief Clerk House of Representatives.

And Senate Bill No. 197, contained in the above message, was referred to the Committee on Enrolled Bills.

Also the following:

HOUSE OF REPRESENTATIVES, }
TALLAHASSEE, FLA., May 28, 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 adopted—

Senate Bill No. 133:

A bill to be entitled an act to declare legal the incorporation of the town of Lake Butler, in the county of Bradford, incorporated under the statute for incorporating cities and towns, and to provide for the issuance of bonds by said town for the purpose of establishing a system of water works and sewerage, and for illuminating purposes for said town,

Very respectfully,

WM. FORSYTH BYNUM,

Chief Clerk House of Representatives.

And Senate Bill No. 133, contained in the above message, was referred to the Committee on Enrolled Bills.

Also the following:

HOUSE OF REPRESENTATIVES, }
TALLAHASSEE, FLA., May 28, 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 adopted—

Senate Bill No. 207:

A bill to be entitled an act to amend section 3 of chapter 4497, Laws of Florida, entitled an act to incorporate the city of West Tampa in Hillsborough county.

Very respectfully,

WM. FORSYTH BYNUM,

Chief Clerk House of Representatives.

And Senate Bill No. 207, contained in the above message, was referred to the Committee on Enrolled Bills.

Also the following:

HOUSE OF REPRESENTATIVES, }
TALLAHASSEE, FLA., May 28, 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. 345:

A bill to be entitled an act regulating the means and methods of capturing and killing food fishes in the waters of the New Smyrna inlet, Hillsborough river, Mosquito lagoon, Halifax river, Spruce, Tomoko, Bulow and Smith creeks, and the bays and tributary 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.

And respectfully request the concurrence of the Senate thereto.

Very respectfully,

WM. FORSYTH BYNUM,

Chief Clerk House of Representatives.

And House Bill No. 345, contained in above message, was read the first time by its title.

Mr. Dougherty moved that the rules be waived, and that House Bill No. 345 be read the second time by its title;

Which was agreed to by a two-thirds vote.

Mr. Dougherty moved that House Bill No. 345 take the place on the calendar occupied by Senate Bill No. 248, and substitute therefor House Bill No. 345;

Which was agreed to.

Mr. Dougherty withdrew Senate Bill No. 248.

Also the following:

HOUSE OF REPRESENTATIVES, }
TALLAHASSEE, FLA., May 28, 1897. }

HON. CHAS. J. PERRENOT,

President of the Senate:

SIR—I am directed by the House of Representatives to in-

form the Senate that the House of Representatives has passed—

House Bill No. 368:

A bill to be entitled an act for the division of DeSoto county, and the creation of a new county from a portion of the same.

And respectfully request the concurrence of the Senate thereto.

Very respectfully,

WM. FORSYTH BYNUM,

Chief Clerk House of Representatives.

And House Bill No. 368, contained in the above report, was read the first time by its title.

Mr. Phipps moved that the rules be waived, and that House Bill No. 368 be placed on the calendar of bills on second reading without reference;

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

Mr. Phipps moved that he be allowed to substitute House Bill No. 368 for Senate Bill No. 270 on the calendar, and that he be allowed to withdraw Senate Bill No. 270;

Which was agreed to.

And Senate Bill No. 270 was withdrawn.

Also the following:

HOUSE OF REPRESENTATIVES. }
TALLAHASSEE, FLA., May 28, 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 Joint Resolution No. 67:

Asking that the Secretary of the Treasury of the United States re-establish the beacon lights on Indian river.

And respectfully request the concurrence of the Senate thereto.

Very respectfully,

WM. FORSYTH BYNUM,

Chief Clerk House of Representatives.

And House Joint Resolution No. 67, contained in the above message, was read the first time by its title and placed on the calendar of bills on second reading without reference, by order of the President.

Also the following:

HOUSE OF REPRESENTATIVES, }
TALLAHASSEE, FLA., May 28, 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. 212:

A bill to be entitled act to regulate actions by and against unincorporated associations.

And respectfully request the concurrence of the Senate thereto.

Very respectfully,

WM. FORSYTH BYNUM,

Chief Clerk House of Representatives.

And House Bill No. 212, contained in the above message, was read the first time by its title and referred to the Committee on Judiciary.

Also the following:

HOUSE OF REPRESENTATIVES, }
TALLAHASSEE, FLA., May 28, 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 Hill No. 201:

A bill to be entitled an act to amend chapter 1, section 238, of the Revised Statutes, regulating the pay for the number of miles actually traveled by the members of the various county school boards in going to and from the county court house by the nearest practical route.

And respectfully request the concurrence of the Senate therein.

Very respectfully,

WM. FORSYTH BYNUM,

Chief Clerk House of Representatives.

And House Bill No. 201, contained in the above message, was read the first time by its title and referred to the Committee on Education.

Also the following:

HOUSE OF REPRESENTATIVES, }
TALLAHASSEE, FLA., May 28, 1897. }

HON. CHAS. J. PERBENOT,

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. 229:

A bill to be entitled an act to define the duties of the county surveyors and the amount of compensation for their services.

And respectfully request the concurrence of the Senate thereto.

Very respectfully,

WM. FORSYTH BYNUM,

Chief Clerk House of Representatives.

And House Bill No. 229, contained in the above message, was read the first time by its title.

Mr. Carson moved that House Bill No. 229 be placed on the calendar of bills on second reading, and take place of Senate Bill No. 196;

Which was agreed to.

Mr. Carson withdrew Senate Bill No. 196.

Mr. Adams moved that he be allowed to substitute Senate Bill No. 260 for Senate Bill No. 203 on the calendar;

Which was agreed to.

Senate Bill No. 260:

A bill to be entitled an act to authorize and empower the towns of this State to levy a tax not exceeding three mills upon the assessed valuation of the real and personal property of such town for the purpose of working the streets thereof, or to work their streets under provisions of the general law of this State,

Was taken up and read the second time in full.

Mr. Hartridge offered the following amendment to Senate Bill No. 260:

After section 1 add the words: "Provided, That this section shall not apply to any town or city having a population of three thousand inhabitants or more."

Mr. Hartridge moved the adoption of the amendment;

Which was agreed to.

Mr. Adams offered the following amendment to Senate Bill No. 260:

In line 1, section 1, after the word "all" insert "cities and."
 Mr. Adams moved the adoption of the amendment;
 Which was agreed to.

And Senate Bill No. 260, as amended, was referred to the
 Committee on Engrossed Bills.

Senate Bill No. 223:

A bill to be entitled an act enabling municipal corporations
 to enlarge their boundaries,

Was taken up:

Mr. Dougherty moved to indefinitely postpone Senate Bill
 No. 223;

Which was agreed to.

And Senate Bill No. 223 was indefinitely postponed.

House Bill No. 120:

A bill to be entitled an act for the better protection of live
 stock,

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

Senate Bill No. 247:

A bill to be entitled an act to annex the west half of town-
 ships four (4), five (5), six (6), seven (7) and eight (8) south
 of range twenty-three (23) east, of Bradford county, said
 lands now being a part of Clay county,

Was taken up and read the second time in full.

Mr. Barber moved to indefinitely postpone Senate Bill No.
 247;

Which was not agreed to.

And Senate Bill No. 247 was placed on the calendar of
 bills on third reading.

Mr. Bynum moved that he be allowed to substitute House
 Bill No. 193 for Senate Bill No. 218 on the calendar;

Which was agreed to.

And,

House Bill No. 193:

A bill to be entitled an act to amend section 2634 of arti-
 cle 14, chapter 7, Revised Statutes of the State of Florida, re-
 lating to the selling of liquors in the counties or precincts
 voting against such sales, or what are called dry counties
 or precincts where no vote has been taken on the question,

Was taken up and read the second time in full.

Mr. Hartridge offered the following amendment to House
 Bill No. 193 (engrossed bill):

In lines 13, 15 and 17 of page 1, strike out the words
 "or in counties or precincts where no vote has been taken on
 the question."

Mr. Hartridge moved the adoption of the amendment;

Which was agreed to.

Mr. Hartridge offered the following amendment to House Bill No. 193 (engrossed copy):

In lines 1, 3 and 5, page 3, strike out the words "or in counties or precincts where no vote has been taken on the question."

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

Mr. Hartridge offered the following amendment to House Bill No. 192:

In lines 21, 23 and 25, of page 3, strike out the words "or in counties or precincts in which no vote has been taken on the question."

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

And House Bill No 193, as amended, was placed on the calendar of bills on third reading.

Mr. Darby moved that the Senate do now take a recess until 3:45 p. m.;

Which was agreed to.

Thereupon the Senate stood adjourned until 3:45 o'clock this afternoon.

AFTERNOON SESSION.

3:45 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, Bailey, Barber, Blich of 20th, Blich of 21st, Broome, Bynum, Carson, Chipley, Clark, Crosby, Daniel, Darby, Dimick, Dougherty, Gaillard, Hendley, Hooker, Myers, McLin, Palmer of 14th, Peacock, Phipps, Roberts, Thomas, Wadsworth and Williams—24.

A quorum present.

By permission—

Mr. Blich of 21st, Chairman of the Committee on Fisheries, submitted the following report:

SENATE CHAMBER,
TALLAHASSEE, FLA., May 23, 1897.

HON. CHAS. J. PERRENOT,

President of the Senate:

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

House Bill No. 176:

A bill to be entitled an act for the protection and preservation of the natural or public oyster beds within the jurisdiction of the county of Franklin, State of Florida.

Offer the following amendments:

In line 15, section 1, after the word "newspaper," insert the words "for ten days;" also, in line 27, section 1, after the word "shell," insert the words "ten days before," and strike out the word "on" in the same line; also, in line 5, section 2, strike out the word "three," and substitute therefor the words "two and one-half;" also, in line 5, section 3, strike out the words "one" and "three," and substitute therefor the words "five" and "two and one-half" (respectively); also, in line 9, section 3, strike out the words "having them in charge," and substitute therefor the words "catching or taking."

Also, in line 18, section 3, after the word "culls," insert the words "or small oysters;" also, in line 19, section 3, strike out the word "three," and substitute therefor the word "seven;" also, strike out sections 7, 12 and 14; also, in line 3, section 5, strike out the word "September," and substitute therefor the word "July;" also, in line 2, section 8, strike out the words "licenses and for;" also, in line 2, section 9, strike out the words "carrying oysters out of," and substitute therefor the words "catching or taking shell oysters in;" also, in line 13, section 11, insert between the words "give" and "public" the words "three months;" also, in line 11, section 13, after the word "no," insert the words "raw or shell."

And as thus amended recommend that the bill do pass.

Very respectfully,

N. A. BLITCH,

Chairman Committee on Fisheries.

And House Bill No. 176, contained in the above report, together with the amendments offered by the committee, was placed on the calendar of bills on second reading

Mr. Blicht of 21st offered the following resolution:

Senate Resolution No. 36:

Resolved, That for the remainder of the session all bills passed by the Senate be at once certified to the House of Representatives.

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

Which was agreed to.

Mr. McLin arose to a question of personal privilege, and

sent the following to the secretary's desk and requested that the same be spread upon the Journal;
Which was granted.

MR. PRESIDENT:

I rise to a question of privilege. In the privileged remarks of the Senator of the Second, W. D. Chipley, on the 25th, there is reference made to a letter.

As a sequel to said privileged remarks I find in the Journal of the House of Representatives of the 26th, in the privileged remarks of Mr. Stockton, a member from Duval, that which purports to be a copy of the letter referred to by the Senator of the Second district; I find reference is made to me in said letter, supposed to have been written by one E. J. Triay, Jacksonville, Fla. As the letter appears to have been written in my county, I deem it proper to state some facts which will show to the Senators that nothing has been said or done by me to justify the reference made to me in the letter. I had not seen Mr. Triay after the Sanford convention adjourned until I met him on the train as I was on my way to attend the present session of the Legislature; nor did I know that Mr. Triay had ever been in Lake county until this letter came up. Nor has Mr. Triay personally, or by letter, spoken to me relative to my supporting Mr. Chipley or anyone else for the position of United States Senator. Nor have I had at any time under consideration any proposition from Senator W. D. Chipley, either made in person or by letter, or by any one in his name, to induce me to vote for said Chipley. The writer of the said letter certainly had nothing from me, or by my authority, to justify the reference made. Nor did it ever enter my mind that anyone knowing me would suppose that I could be induced to act upon any matter of a public nature for personal aggrandizement. I, at no time, supposed that Colonel Chipley expected my support, as he was doubtless aware of pledges publicly made by me to the people I represent. It is but proper for me to state that Colonel Chipley has never spoken to me relative to his candidacy for the position of United States Senator. The existence of the letter referred to had nothing to do with shaping my course in the Senatorial contest. From the beginning to the end I pursued what I considered a conservative, middle ground course, as was my predetermined purpose, believing it to be for the best interest of the State, and that it was in accord with the views of my people. Nor can I think that any of the gentlemen connected with this matter have referred to me or used my name for the purpose of

doing me injury, for my intercourse with those gentlemen has been none other than pleasant. Allow me to say, I appreciate the kind words of exhortation expressed by the Senator of the Second in his privileged remarks on the Journal of the 27th, and in my associations with Senator Chipley for now two terms of the Legislature, we have frequently differed in opinion, but I have ever found him to be a gentleman in his general bearing, a fair, courteous and able Senator, at all times commanding my respect.

By permission—

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

SENATE CHAMBER, }
TALLAHASSEE, FLA., May 28, 1897. }

HON. CHAS. J. PERRENOT,

President of the Senate:

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

An act to punish the improper exhibition of dangerous weapons.

Also,

An act in relation to the giving of bonds in judicial proceedings.

Beg leave to report that we have 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 Bills.

By permission—

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

SENATE CHAMBER, }
TALLAHASSEE, FLA., May 28, 1897. }

HON. CHAS. J. PERRENOT,

President of the Senate:

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

An act to punish the improper exhibition of dangerous weapons.

Also,

An act in relation to the giving of bonds in judicial proceedings.

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 28, 1897. }

HON. CHAS. J. PERRENOT,

President of the Senate:

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

An act to punish the improper exhibition of dangerous weapons.

Also,

An act in relation to the giving of bonds in judicial proceedings.

Beg leave to report 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 punish the improper exhibition of dangerous weapons.

Also,

An act in relation to the giving of bonds in judicial proceedings.

The acts were 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. Dougherty moved that the rules be waived, and that the Senate take up—

Senate Bill No. 150:

A bill to be entitled an act to amend chapter 4075 of the Laws of Florida, approved June 2, 1891, relating to the protection of the interest of farmers, planters and others against trespass;

Which was agreed to by a two-thirds vote.

And Senate Bill No. 150 was read the second time in full, together with amendments offered by the Committee on Agriculture:

Mr. Dougherty moved that the amendments be adopted;

Which was agreed to.

And Senate Bill No. 150, as amended, was referred to Committee on Engrossed Bills.

4:00 O'CLOCK, P. M.

The Senate sitting as a court of impeachment, was called to order by Chief Justice Taylor.

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, Dougherty, Gaillard, Hartridge, Hendley, Hooker, Myers, McLin, Palmer of 14th, Peacock, Phipps, Roberts, Thomas, Wadsworth and Williams—28.

A quorum present.

Mr. Myers moved that a committee of two be appointed to verify the copy of the summons with the original articles of impeachment against Clarence B. Collins, treasurer of Florida, presented by the board of managers, on the part of the House of Representatives;

Which was agreed to.

And the Chief Justice, in accordance with the above motion, appointed, as such committee Messrs. Myers and Gaillard.

The committee appointed to make the comparison of the original articles of impeachment with the copy of the summons against Clarence B. Collins, Treasurer of Florida, beg to report that they have made the comparison, and find them identical, with occasional typographical errors, which the Chief Justice ordered the Secretary to correct;

Which he did.

The Chief Justice presiding announced that he had signed and had attested by the Secretary the summons provided by the rules directed to the respondent Clarence B. Collins, Treasurer, citing him to appear before the Senate sitting as a court of impeachment on Monday, the 31st instant, to answer the articles of impeachment preferred against him by the House of Representatives.

Mr. Hartridge: I move that the Senate sitting upon the trial of the impeachment, adjourn to the time at which the summons ordered is returnable, viz: Monday, the 31st instant, at 11 o'clock in the forenoon;

Which was agreed to.

Thereupon the sitting as a court of impeachment, stood adjourned until 11 o'clock a. m. Monday, May 31, 1897.

At 4:45 o'clock the Senate resumed its session for legislative and executive business.

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, Dougherty, Gaillard, Hartridge, Hendley, Hooker, Myers, McLin, Palmer of 14th, Peacock, Phipps, Roberts, Thomas, Wadsworth and Williams—28.

A quorum present.

Mr. Darby moved that Senate Bill No. 148 be made a special order for 10:30 o'clock to-morrow;

Which was agreed to.

A message was received from the House of Representatives.

By permission—

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

SENATE CHAMBER,)
TALLAHASSEE, FLA., May 28, 1897. (

HON. CHAS J. PERRENOT,

President of the Senate:

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

House Bill No. 201:

A bill to be entitled an act to amend section 5, chapter 4193, Laws of Florida, being an act fixing the salary and mileage of the county school boards.

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

Very respectfully,

C. A. CARSON.

Acting Chairman Committee on Education.

And House Bill No. 201, contained in the above report, was placed on the calendar of bills on second reading.

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

SENATE CHAMBER, }
TALLAHASSEE, FLA., May 28, 1897. }

HON. CHAS. J. PERRENOT,

President of the Senate:

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

An act to punish the improper exhibition of dangerous weapons.

Also,

An act in relation to the giving of bonds in judicial proceedings.

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. Bailey moved that the rules be waived, and that Senate Joint Resolution No. 256 be taken up;

Which was agreed to.

And,

Senate Joint Resolution No. 256:

To authorize the board of commissioners of State institutions to settle with the present contractors of State convicts for the years 1895 and 1896,

Was taken up and read the second time in full.

Mr. Blich of 21st moved that the resolution be indefinitely postponed;

Which was agreed to.

Mr Hartridge moved that the Senate do now take a recess until 8:15 this evening;

Which was agreed to.

Thereupon the Senate stood adjourned until 8:15 o'clock this evening.

NIGHT SESSION.

8:15 O'CLOCK.

The Senate met pursuant to adjournment.

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

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

Messrs. Barber, Blich of 20th, Blich of 21st, Broome, Bynum, Carson, Chipley, Crosby, Daniel, Dimick, Dougherty, Gaillard, Hartridge, Hooker, Myers, McLin, Palmer of 11th, Palmer of 14th, Peacock, Roberts, Thomas, Wadsworth and Williams—23.

A quorum present.

Mr. Wadsworth was excused until Monday.

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

Which was agreed to by a two-thirds vote.

Mr. Blich of 21st moved that the messages be spread upon the Journal without reading, and that the bills contained therein be appropriately referred;

Which was agreed to by a two-thirds vote.

Messages from the House.

The following message from the House of Representatives was read:

HOUSE OF REPRESENTATIVES, }
TALLAHASSEE, FLA., May 28, 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—

Senate Bill No. 141:

A bill to be entitled an act to regulate the burning of woods and forests in Santa Rosa county, Florida.

Very respectfully,

WM. FORSYTH BYNUM,

Chief Clerk House of Representatives.

And Senate Bill No. 141 contained in the above message, was referred to the Committee on Enrolled Bills.

Also the following:

HOUSE OF REPRESENTATIVES, }
TALLAHASSEE, FLA., May 28, 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—

Senate Bill No. 272:

A bill to be entitled an act to define the boundary line between Calhoun county and Jackson county.

Very respectfully,

WM. FORSYTH BYNUM,

Chief Clerk House of Representatives.

And Senate Bill No. 272, contained in the above message, was referred to the Committee on Enrolled Bills.

Also the following:

HOUSE OF REPRESENTATIVES, }
TALLAHASSEE, FLA., May 28, 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—

Senate Bill No. 274:

A bill to be entitled an act to provide for the issue of bonds by the town of Monticello, Florida, for the construction of water works and other purposes, creating trustees of such

bonds and providing for the payment of the interest on and the principal of such bonds.

Very respectfully,

WM. FORSYTH BYNUM,

Chief Clerk House of Representatives.

And Senate Bill No. 274, contained in the above message, was referred to the Committee on Enrolled Bills.

Also the following:

HOUSE OF REPRESENTATIVES, }
TALLAHASSEE, FLA., May 28, 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—

Senate Bill No. 28:

A bill to be entitled an act to amend section 1742 of the Revised Statutes of the State of Florida, relating to the acquisition of liens by persons in privity with the owner, and to amend section 1743 of the Revised Statutes of the State of Florida, relating to the acquisition of liens by persons not in privity with the owner, and to amend section 1744 of the Revised Statutes of the State of Florida, relating to the remedies of lienors against either real or personal property,

Very respectfully,

WM. FORSYTH BYNUM,

Chief Clerk House of Representatives.

And Senate Bill No. 28, contained in the above message, was referred to the Committee on Enrolled Bills.

Also the following:

HOUSE OF REPRESENTATIVES, }
TALLAHASSEE, FLA., May 28, 1897. }

HON. CHAS. J. PERRENOT,

President of Senate:

SIR—I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed—

Senate Bill No. 68:

A bill to be entitled an act to amend section four (4) of an

act approved May 27, 1893, entitled "an act to amend section four (4) of an act entitled an act to be entitled an act in relation to the land grant of the Florida Coast Line Canal and Transportation Company, and prescribing the duties of the Trustees of the Internal Improvement Fund of the State of Florida, in relation thereto, the right of settlement thereon, and the specifications for the construction of its waterways, and the time of its completion from St. Augustine to Biscayne Bay, approved May 29, 1889.

With amendments.

Very respectfully,

WM. FORSYTH BYNUM,

Chief Clerk House of Representatives.

Mr. Dimick moved that the Senate concur in House amendments to Senate Bill No. 68;

Which was agreed to.

And Senate Bill No. 68, as amended, contained in the above message, was referred to the Committee on Enrolled Bills.

Mr. Bynum moved that the rules be waived, and that House Bill No. 193 be taken up out of its regular order and put upon its passage;

Which was agreed to by a two-thirds vote.

And,

House Bill No. 193:

A bill to be entitled an act to amend section 2634, of article 14, chapter 7, of the Revised Statutes of the State of Florida, relating to the selling of liquors in the counties or precincts voting against such sales, or what are called dry counties or precincts where no vote has been taken on the question.

As amended in the Senate, was read a third time in full, and put upon its passage.

Upon call of the roll, the vote was:

Yeas—Messrs. Barber, Blich of 20th, Blich of 21st, Broome, Bynum, Carson, Chipley, Crosby, Daniel, Dimick, Dougherty, Gaillard, Hooker, McLin, Palmer of 11th, Peacock, Phipps, Roberts, and Williams—19.

Nays—Mr. Hartridge—1.

So House Bill No. 193 as amended passed, title as stated.

Special Order.

House Bill No. 189:

A bill to be entitled an act granting to the Meadow Land Improvement Company, a corporation organized and exist-

ing 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;

Which had been set for consideration at 8 o'clock, was taken up at 8:30 o'clock.

The pending question being the following amendment offered by Mr. Chipley:

At the end of section 2, add: "Provided, That the grant of lands made by this act is made subject to the rights of all creditors to which the Internal Improvement Fund is applicable, and to the rights of all prior grantees; And provided further, That no lands shall be deeded under this act outside of the area drained by the canals provided for in this act."

Mr. Chipley moved the adoption of the amendment;

Which was agreed to.

Mr. Hendley offered the following amendment to House Bill No. 189:

Page 9, in line 6, section 2, after the word "laterals," strike out the words "the said board of trustees of the Internal Improvement Fund are hereby directed to set apart and reserve the land so selected for said company subject to the provisions of this act."

Mr. Hendley moved the adoption of the amendment;

Which was not agreed to.

Mr. Dougherty offered the following amendment to House Bill No. 189:

Strike out the words "Dade" and "Brevard."

Mr. Dougherty moved the adoption of the amendment;

Which was not agreed to.

And House Bill No. 189, as amended, was placed on the calendar of bills on third reading.

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 nomination of delegates to political conventions, or of candidates;

Which had been set as a special order for consideration at 9 o'clock, was taken up at 9:55 p. m.

Mr. Carson moved that Senate Bill No. 284 be made a special order for 12 o'clock noon, to-morrow (Saturday);

Which was agreed to.

Mr. Chipley moved that the Senate do now adjourn;

Which was agreed to.

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

Confirmations.

COUNTY COMMISSIONERS.

VOLUSIA COUNTY.

District No. 1—W. C. Cannon.
 District No. 2—Frank E. Bond.
 District No. 3—William McBride.
 District No. 4—Thomas L. Rodgers.
 District No. 5—Thomas J. Murray.

ESCAMBIA COUNTY.

District No. 1—J. M. Hilliard.
 District No. 2—M. O'Leary.
 District No. 3—J. E. Williams.
 District No. 4—Frank Johnson.
 District No. 5—T. J. Fillingin.

William B. Henderson, Tampa, Florida; James P. Taliaferro, Jacksonville, Florida; Horace L. Simpson, Pensacola, Florida, to be members of the State Board of Health.

H. C. Steele, to be member of the City Council of Port Tampa City, vice D. D. Fitzgerald, declined to serve.

SATURDAY, May 29, 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 21st, Broome, Carson, Chipley, Clark, Crosby, Daniel, Darby, Dimick, Dougherty, Gaillard, Hendley, Hooker, Myers, McLin, Palmer of 11th, Palmer of 14th, Peacock, Phipps, Roberts, Thomas and Williams—24.

A quorum present.

Prayer by the Chaplain.

On motion the reading of the Journal was dispensed with.
 The Journal was corrected and approved.