

MONDAY, MAY 31, 1897.

The Senate met pursuant to adjournment.

The President in the chair.

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

Mr. President, Messrs. Adams, Barber, Blich of 20th, Blich of 21st, Broome, Bynum, Carson, Crosby, Daniel, Darby, Dimick, Dougherty, Gaillard, Hendley, Hooker, McLin, Palmer of 14th, Phipps, Reeves, 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.

Mr. Myers was excused from attendance indefinitely.

Mr. Blich of 20th offered the following resolution:

Senate Resolution No. 37:

Resolved, That the Senate meet at 9:30 a. m., on Tuesday, June 1st, and at 9:30 a. m. on every day for remainder of the session.

Mr. Blich of 20th withdrew the resolution.

Mr Blich of 21st offered the following resolution:

Senate Resolution No. 38:

Whereas, The session of the Legislature is drawing to a close, and as there is a multiplicity of business before this body, therefore be it

Resolved, That all speeches be limited to a period of five minutes, and that no member be allowed more than two minutes to explain his vote.

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

Which was agreed to.

Mr. Gaillard offered the following resolution:

Senate Resolution No. 39:

Whereas, On April 7, the House of Representatives passed a resolution appropriating \$150 to its Chief Clerk for preparing a daily calendar of bills; and

Whereas, In addition to this work, the Secretary of the Senate also keeps the record of the executive session of the body; therefore be it

Resolved, That the Secretary of the Senate be paid a like amount to that paid the Chief Clerk of the House of Representatives, to-wit: \$150, and the Sergeant-at-Arms is hereby authorized to put his name on the pay roll for that sum.

Mr. Gaillard moved the adoption of the resolution;

Which was agreed to.

Mr. Carson offered the following resolution:
Senate Resolution No. 40:

Resolved, That a committee of five be appointed to consider the calendars of Senate and House, and recommend such bills for consideration by this body as in their judgment will be of greatest good to the people of the State.

Mr. Carson moved the adoption of the resolution.

Mr. Adams moved that the resolution be laid on the table;
Which was agreed to.

Mr. Blitch of 21st offered the following resolution:
Senate Concurrent Resolution No. 22:

Relating to the publication of the pay rolls as certified to the State Treasurer, showing the time served and the amount paid and to whom paid, of all clerks not provided for in the act fixing the pay of members, officers and attaches, be it

Resolved, By the Legislature of the State of Florida, That the pay rolls as certified to the State Treasurer, showing the amount of money paid by him to committee clerks and all other clerks not provided for in the act fixing the pay of members, officers and attaches, giving the name of the clerk, the time served and the amount paid, be published in the Journal of the last day's session of the Senate and House of Representatives.

Mr. Blitch of 21st moved that the rules be waived, and that the resolution be read the second time;

Which was agreed to.

And the resolution was again read.

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

Introduction of Bills.

By Mr. Gaillard (by request):

Senate Bill No. 294:

A bill to be entitled an act declaring the town of Avon Park, in the county of DeSoto, State of Florida, to be a legally incorporated town;

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

By Mr. Adams (for committee):

Senate Bill No. 295:

A bill to be entitled an act in relation to the sale and redemption of tax certificates;

Which was read the first time by its title.

Mr. Adams moved that the rules be waived, and that Senate Bill No. 295 be read second time;

Which was agreed to by a two-thirds vote.

And Senate Bill No. 295 was read the second time in full.

Mr. Adams moved that the rules be further waived, and that Senate Bill No. 295 be read the third time and put upon its passage;

Which was agreed to by a two-thirds vote.

And Senate Bill No. 295 was read the third time in full, and put upon its passage.

Upon call of the roll, the vote was:

Yeas—Mr. President, Messrs. Adams, Barber, Blitch of 21st, Bynum, Carson, Chipley, Daniel, Dimick, Gaillard, Hart-ridge, Hooker, McLin, Palmer of 11th, Palmer of 14th, Phipps, Reeves, Roberts, Thomas, Wadsworth and Williams—21.

Nays—Messrs. Blitch of 20th, Clark, Crosby and Hendley—4.

So Senate Bill No. 295 passed, title as stated.

And was ordered certified to the House of Representatives.

Mr. Darby was excused from voting.

A message was received from the House of Representatives.

A message was received from the Governor.

By permission—

Mr. Blitch of 21st introduced:

Senate Bill No. 296:

A bill to be entitled an act to provide for the levy of taxes for the years 1897 and 1898;

Which was read the first time by its title.

Mr. Blitch of 21st moved that the rules be waived, and that Senate Bill No. 296 be read the second time;

Which was agreed to by a two-thirds vote.

And Senate Bill No. 296 was read the second time in full.

Mr. Blitch of 21st moved that the rules be further waived, and that Senate Bill No. 296 be read the third time and put upon its passage;

Which was agreed to by a two-thirds vote.

And Senate Bill No. 296 was read the third time in full.

Pending which—

Special Order.

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

Senate Bill No. 148:

A bill to be entitled an act to repeal chapter 4177 of the Laws of Florida, entitled 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;

And Senate Bill No. 148 was taken up and read the third time in full, and put upon its passage.

Upon call of the roll, the vote was:

Yeas—Messrs. Adams, Bailey, Barber, Blich of 20th, Blich of 21st, Broome, Carson, Clark, Crosby, Darby, Dimick, McLin, Palmer of 14th, Phipps, Roberts, Thomas and Williams—17.

Nays—Mr. President, Messrs. Bynum, Chipley, Daniel, Dougherty, Gaillard, Hartridge, Hendley, Hooker, Reeves and Wadsworth—11.

So Senate Bill No. 148 passed, title as stated.

And was ordered certified to the House of Representatives.

By permission—

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

SENATE CHAMBER, }
TALLAHASSEE, FLA., May 31, 1897. }

HON. CHAS. J. PERRENOT,

President of the Senate.

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

Senate Bill No. 293:

A bill to be entitled an act to provide for good roads and highways, and to create superintendents thereof, and to provide their powers and duties.

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

Very respectfully,

S. H. BLITCH,

Chairman Committee on State Affairs.

And Senate Bill No. 293, contained in the above report, was placed on the calendar of bills on second reading.

By permission—

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

SENATE CHAMBER, }
TALLAHASSEE, FLA., May 31, 1897. }

HON. CHAS. J. PERRENOT,

President of the Senate:

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

House Bill No. 242:

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

And,

House Bill No. 275:

A bill to be entitled an act to prohibit any individual, body of individuals, corporation or association, to conduct within this State any school of any grade, public, private or parochial, wherein white persons and negroes shall be instructed or boarded within the same building or taught in the same class or at the same time by the same teachers, and to provide punishment therefor.

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

Very respectfully,

C. A. CARSON:

Acting Chairman Committee on Education.

And House Bills Nos. 242 and 275, contained in the above report, were placed on the calendar of bills on second reading.

By permission—

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

SENATE CHAMBER, }
TALLAHASSEE, FLA., May 31, 1897. }

HON. CHAS. J. PERRENOT,

President of the Senate:

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

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.

Beget leave to report that they have had the same under careful consideration, and report the same without recommendation.

Very respectfully,

W. D. CHIPLEY,

Chairman Committee on City and County Organization.

And House Bill No. 246, contained in the above report, was placed on the calendar of bills on second reading.

By permission—

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

SENATE CHAMBER,
TALLAHASSEE, FLA., May 31, 1897. }

HON. CHAS. J. PERRENOT,

President of the Senate:

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

House Bill No. 208:

A bill to be entitled an act to legalize the incorporation of the town of Cocoa, and the official acts thereof, and of its officers.

Also,

Senate Bill No. 294:

A bill to be entitled an act declaring the town of Avon Park, in the county of DeSoto, State of Florida, to be a legally incorporated town.

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

Very respectfully,

W. D. CHIPLEY,

Chairman Committee on City and County Organization.

And House Bill No. 208 and Senate Bill No. 294, contained in the above report, were placed on the calendar of bills on second reading.

By permission—

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

SENATE CHAMBER,
TALLAHASSEE, FLA., May 31, 1897. }

HON. CHAS. J. PERRENOT,

President of the Senate:

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

House Bill No. 392:

A bill to be entitled an act to require 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 care, custody and maintenance of all State convicts around the camps or stockades.

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

Very respectfully,

S. H. BLITCH,
Chairman Committee on State Affairs.

And House Bill No. 392, contained in the above report, was placed on the calendar of bills on second reading.

By permission—

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

SENATE CHAMBER, }
TALLAHASSEE, FLA., May 31, 1897. }

HON. CHAS. J. PERRENOT,

President of the Senate:

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

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.

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. 260, contained in the above report, was placed on the calendar of bills on third reading.

By permission—

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

SENATE CHAMBER, }
TALLAHASSEE, FLA., May 31, 1897. }

HON. CHAS. J. PERRENOT,

President of the Senate:

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

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 this State.

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. 284, contained in the above report, 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 31, 1897. }

HON. CHAS. J. PERBENOT,

President of the Senate:

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

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.

Beg leave to report that they have carefully examined the same, and find it 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 31, 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 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.

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

By permission—

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

SENATE CHAMBER, }
TALLAHASSEE, FLA., May 31, 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 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.

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 announced that he was about to sign—

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.

The act was 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. Hooker, Chairman of the Committee on Enrolled Bills, submitted the following report:

SENATE CHAMBER, }
TALLAHASSEE, FLA., May 31, 1897. }

HON. CHAS. J. PERBENOT,

President of the Senate:

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

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.

Also,

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.

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 Bills.

By permission—

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

SENATE CHAMBER,
TALLAHASSEE, FLA., May 31, 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 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 Florida, relating to the remedies of lienors against either real or personal property.

Also,

An act to amend section 2 of chapter 4435 of the 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.

Beg leave to report that we have 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 31, 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 1742 of the Revised Statutes of the State of Florida, relating to the acquisition of liens of 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.

And,

An act to amend section 2 of chapter 4435 of the 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.

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 announced that he was about to sign—

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.

Also,

An act to amend section 2 of chapter 4435 of the 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.

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

SENATE CHAMBER, }
TALLAHASSEE, FLA., May 31, 1897. }

HON. CHAS. J. PERRENOT,

President of the Senate:

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

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.

Also,

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.

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 acts contained in the above report were 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 31, 1897. }

HON. CHAS. J. PERRENOT,

President of the Senate:

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

An act to declare legal the incorporation of the town of Lake Butler, in the county of Bradford, incorporated under the statutes 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.

Also,

An act to provide for the issue of bonds by the town of Monticello 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.

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 31, 1897. }

HON. CHAS. J. PERRENOT,

President of the Senate:

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

An act to provide for the issue of bonds by the town of

Monticello 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.

Also,

An act to declare legal the incorporation of the town of Lake Butler, in the county of Bradford, incorporated under the statutes 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.

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 announced that he was about to sign—

An act to provide for the issue of bonds by the town of Monticello 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.

Also,

An act to declare legal the incorporation of the town of Lake Butler, in the county of Bradford, incorporated under the statutes 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.

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

SENATE CHAMBER, }
TALLAHASSEE, FLA., May 31, 1897. }

HON. CHAS. J. PERRENOT,

President of the Senate:

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

An act to define the boundary line between Calhoun county and Jackson county.

Also,

An act enlarging and extending the rights, powers and privileges of the Tropical Building and Investment Company of Key West, Florida, and granting to it banking privileges.

Beq 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 acts contained in the above report were 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 31, 1897. }

HON. CHAS. J. PERRENOT,

President of the Senate:

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

An act to define the boundary line between Calhoun county and Jackson county.

Also,

An act enlarging and extending the rights, powers and privileges of the Tropical Building and Investment Company of Key West, Florida, and granting to it banking privileges.

Beq 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 31, 1897. }

HON. CHAS. J. PERRENOT,

President of the Senate:

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

An act to define the boundary line between Calhoun county and Jackson county.

Also,

An act enlarging and extending the rights, powers and privileges of the Tropical Building and Investment Company of Key West, Florida, and granting to it banking privileges.

Be it enacted 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 announced that he was about to sign—

An act to define the boundary line between Calhoun county and Jackson county.

And,

An act enlarging and extending the rights, powers and privileges of the Tropical Building and Investment Company of Key West, Florida, and granting to it banking privileges.

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

SENATE CHAMBER, }
TALLAHASSEE, FLA., May 31, 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 3, chapter 4477, Laws of Florida,
approved May 30th, 1895, in reference to a railroad from
Tallahassee to Gainesville and other points.

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

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

SENATE CHAMBER, }
TALLAHASSEE, FLA., May 31, 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 3 of chapter 4477, Laws of Flor-
ida, approved May 30, 1895, in reference to a railroad from
Tallahassee to Gainesville and to other points.

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.

By permission—

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

SENATE CHAMBER,
TALLAHASSEE, FLA., May 31, 1897. }

HON. CHAS. J. PERRENOT,

President of Senate:

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

An act to extend the time for the commencement of work upon the Titusville, Canaveral and Peninsular Railroad.

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

By permission—

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

SENATE CHAMBER,
TALLAHASSEE, FLA., May 31, 1897. }

HON. CHAS. J. PERRENOT,

President of the Senate:

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

An act to extend the time for the commencement of work upon the Titusville, Canaveral and Peninsular Railroad.

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.

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

SENATE CHAMBER, }
TALLAHASSEE, FLA., May 31, 1897. }

HON. CHAS. J. PERRENOT,

President of the Senate:

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

An act to incorporate the West Florida Gulf Coast Railroad Company, to provide for its organization, construction and operation, to provide for it to acquire, hold, lease and convey its real and personal property, to issue bonds, and to grant lands to aid its construction.

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

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SENATE CHAMBER, }
TALLAHASSEE, FLA., May 31, 1897. }

HON. CHAS. J. PERRENOT,

President of the Senate:

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

An act to incorporate West Florida Gulf Coast Railway Company, to provide for its organization, construction and provide for it to acquire, hold, lease and convey its real and personal property, to issue bonds and to grant lands to aid its construction.

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 announced that he was about to sign—

An act to extend the time for the commencement of work upon the Titusville, Canaveral and Peninsular Railroad.

Also,

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.

Also,

An act to incorporate the West Florida Gulf Coast Railroad Company, to provide for its organization, construction and operation, to provide for it to acquire, hold, lease and convey its real and personal property, to issue bonds and to grant lands to aid its construction.

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

HOUSE OF REPRESENTATIVES, }
TALLAHASSEE, FLA., May 31, 1897. }

HON. CHAS. J. PERRENOT,

President of the Senate:

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

An act declaring the town of Hawthorne, in the county of Alachua, to be a legally incorporated town.

Also,

An act to regulate the burning of woods and forests in Santa Rosa county, Florida.

Also,

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

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 acts contained in the above report were referred to the Joint Committee on Enrolled Bills.

By permission—

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

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TALLAHASSEE, FLA., May 31, 1897. }

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

Very respectfully,

J. N. HOOKER,

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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.

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And act declaring the town of Hawthorne, in the county of Alachua, to be a legal incorporated town.

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An act to regulate the burning of woods and forest in Santa Rosa county, Florida.

And,

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

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 announced that he was about to sign—

An act declaring the town of Hawthorne, in the county of Alachua, to be a legally incorporated town.

Also,

An act to regulate the burning of woods and forests in Santa Rosa county, Florida.

Also,

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

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

SENATE CHAMBER, }
TALLAHASSEE, FLA., May 31, 1897. }

HON. CHAS. J. PERRENOT,

President of the Senate:

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

An act to amend sections 12 and 55, of the

laws of the State of Florida, chapter 4328, providing for the registration of all legally qualified voters in the several counties of the State, and providing for general and special elections and for the returns of elections, approved May 25th, A. D. 1895.

Also,

An act to amend section 414, Revised Statutes of Florida, relating to the examinations of accounts of officers authorized to receive public moneys.

Also,

An act to fix the pay of the members, officers and attaches of the regular session of the Legislature of 1897.

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 acts contained in the above report were 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 31, 1897. }

HON. CHAS. J. PERRENOT,

President of the Senate:

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

An act to amend sections 12 and 55 of the Laws of the State of Florida, chapter 4328, providing for the registration of all legally qualified voters in the several counties of the State, and providing for general and special elections and for the return of elections, approved May 25, A. D. 1895.

And,

An act to amend section 414, Revised Statutes of Florida, relating to the examination of accounts of officers authorized to receive public moneys.

And,

An act to fix the pay of members, officers and attaches of the regular session of the Legislature of A. D. 1897.

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 31, 1897. }

HON. CHAS. J. PERRENOT,

President of the Senate:

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

An act to amend sections 12 and 55 of the Laws of the State of Florida, chapter 4328, providing for the registration of all qualified voters in the several counties of the State, and providing for general and special elections, and for the return of elections, approved May 25, A. D. 1895.

Also,

An act to amend section 414, Revised Statutes of Florida, relating to the examination of accounts of officers authorized to receive public moneys.

Also,

An act to fix the pay of the members, officers and attaches of the session of the Legislature of 1897.

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 announced that he was about to sign—

An act to amend sections 12 and 55 of the Laws of the

State of Florida, chapter 4328, providing for the registration of all legally qualified voters in the several counties of the State, and providing for general and special elections, and for the return of elections, approved May 25, A. D. 1895.

And,

An act to amend section 414 of the Revised Statutes of Florida, relating to examinations of accounts of officers authorized to receive public moneys.

And,

An act to fix the pay of members, officers and attaches of the regular session of the Legislature of 1897.

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.

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

11:00 O'CLOCK, A. M.

The Senate sitting as a court of impeachment, was called to order at 11 a. m. pursuant to adjournment by Chief Justice Taylor.

The Sergeant-at-Arms, by direction of the Chief Justice, made the usual proclamation, as follows: "Hear ye! hear ye! all persons are commanded to keep silent under pain of punishment, while the Senate of the State of Florida is sitting for the trial of the articles of impeachment exhibited by the House of Representatives against Clarence B. Collins, Treasurer of the State of Florida."

The Chief Justice directed the Secretary of the Senate to call the roll, and the following Senators answered present

Messrs. Adams, Bailey, Barber, Blich of 20th, Blich of 21st, Broome, Bynum, Carson, Chipley, Clark, Crosby, Daniel, Darby, Dimick, Dougherty, Gaillard, Hartridge, Hendley, Hooker, McLin, Palmer of 14th, Perrenot, Phipps, Reeves, Roberts, Thomas, Wadsworth and Williams—28.

A quorum present.

The Secretary was ordered to notify the House of Representatives, or the managers of the impeachment proceedings thereof, that the Senate has met as a court of impeachment pursuant to adjournment, and requesting their presence; which the Secretary proceeded to do.

The usual oath to be taken by Senators sitting as a court of impeachment was administered to Messrs. Perrenot and Reeves.

The Secretary proceeded to read the Journal of the proceedings of the Senate sitting as a court of impeachment on Friday, May 28, 1897.

On motion of Mr. Hartridge, of the Eighteenth District, the reading of the article of impeachment set out in the Journal was dispensed with.

On motion of Mr. Carson, the reading of the rules adopted by the Senate sitting as a court of impeachment was dispensed with.

The Journal of Friday, May 28, was approved.

Mr. Palmer of 14th—Mr. President, I desire to offer an amendment to the rules adopted by the Senate sitting as a court of impeachment.

Mr. Hartridge—I would suggest to the Senator that until the respondent enters his appearance, for the purpose for which the Senate is now sitting as a court of impeachment, an amendment to the rules should not be considered.

Mr. Palmer of 14th—I do not raise any objection to that proposition, and assent to it.

The President—Mr. Secretary, has the Sergeant-at-Arms of the Senate made return of the summons issued by the Senate to the respondent?

The Secretary—Mr. President, he has made return of the summons in words and figures as follows:

STATE OF FLORIDA, }
County of Leon. }

Received the within process and precept this 28th day of May, A. D. 1897, and executed the same this the 28th day of May, 1897, by delivering and leaving with the within-named Clarence B. Collins personally, a true and attested copy of the within writ of summons, together with a like copy of this precept, as within, in the city of Tallahassee, Leon county, Florida, and at the same time exhibiting to him the original summons, together with the original precept, as within.

W. R. GRANTHAM,
Sergeant-at-Arms.

STATE OF FLORIDA, }
County of Leon. }

I, W. R. Grantham, Sergeant-at-Arms of the Senate of the State of Florida, do swear that the return made and subscribed by me upon the process issued on the 28th day of May, A. D. 1897, by the Senate of the State of Florida, against Clarence B. Collins, Treasurer of the State of Florida,

is truly made, and that I have performed the said service as therein described, so help me God.

W. R. GRANTHAM,

Sergeant-at-Arms.

The President—The Sergeant-at-Arms of the Senate will now notify the managers of the impeachment proceedings on the part of the House of Representatives that the Senate is ready to receive them.

The Sergeant-at-Arms—Mr. President, the managers of the impeachment proceedings on the part of the House of Representatives are now at the bar of the Senate.

The President—The Sergeant-at-Arms having made return under oath of the true service of the summons of the Senate to the respondent, he will now call the accused to the bar of the Senate.

The Sergeant-at-Arms—Clarence B. Collins, Treasurer of the State of Florida; Clarence B. Collins, Treasurer of the State of Florida; appear and answer to the articles of impeachment exhibited against you by the House of Representatives of the State of Florida.

Mr. C. B. Collins—The respondent is present, and I am very glad to be allowed to appear before this Senate, and I may say in response to your summons, that I simply ask you to give me a reasonable time in which to prepare my defense, and I shall be on hand obedient to any order of this body.

The President—Does the respondent suggest any time in which he may be allowed to answer?

Mr. Collins—I think thirty days will be as much as I will need, probably not so much, any time the Senate may fix will suit me.

Mr. Zewadski, of the managers on the part of the House—The respondent having appeared at the bar of the Senate, and not having entered his answer to the charges preferred, I wish to say in behalf of the board of managers, that it is possible that the managers may desire a short time after the answer or plea of the respondent has been filed to make replication on or before June 4th.

Mr. Hartridge—I rise to make inquiry as to what the thirty days' time is to be allowed for—the making and joining of issues, or for the proceeding to trial by the Senate.

Mr. Palmer of 14th—I move that the appearance of the respondent at the bar of the Senate be entered upon the Journal.

The President—That matter has been properly attended to by the Secretary.

Mr. Hendley—I do not see any necessity for the Senator's

motion, unless it be to place of record whether or not the respondent appears to ask for time to file his answer.

Mr. Collins—That is what I ask for.

Mr. Palmer of 14th—The Senator does not seem to understand the motion. I do not understand that the Secretary has noted upon the minutes the formal appearance of the respondent, and the object of my motion is to place his formal appearance upon the minutes.

The President—I think the Senator is laboring under a misapprehension. The Secretary is keeping a complete record of the entire proceedings during the progress of the trial.

Mr. Darby—I second Mr. Palmer's motion, that a formal entry be made by the Secretary, that the respondent, Clarence B. Collins, appeared in person at the bar of the Senate.

The motion being put the same was carried, and it was so ordered.

Mr. Palmer—I now offer the amendment to the rules, which I think is in order at this time.

Mr. Hartridge—I would submit that the Senate sitting as a court of impeachment can not amend the rules, but that amendments to the rules must be by the Senate.

Mr. President—It appears that the rules adopted by the Senate have been submitted to the Senate sitting as a court of impeachment and adopted, and that amendments to the rules should be presented by the Senate and adopted by this body sitting as a court of impeachment.

Mr. Carson—Mr. President, what I would wish to know is this: The respondent has appeared at the bar of the Senate to-day. He has not entered any answer or plea. Now this time of thirty days, if granted, will the respondent then be ready to proceed to trial, and will the board of managers be ready to proceed to trial, or will there be still further pleadings to go into before either of the parties will be ready to proceed to trial?

The President—I do not feel called upon to go into an interpretation of the rules at this time, but I will make inquiry of the respondent, and ask him if this thirty days is required in which to formulate his pleadings.

Mr. Collins—I do not know what forms of pleadings will be required. I have no counsel. I have had no opportunity as yet to employ counsel, and I am acting entirely without advice, and it would seem that it is necessary for me to employ counsel to conduct my defense, and for this I desire sufficient time, and, as I have said, I suppose thirty days would be ample time, and possibly less time may be sufficient.

The President—Then your request for time is to prepare

for your defense whatever you may be advised, that is such time to formulate your pleadings, without reference to the time of trial that may be set by the senate?

Mr. Collins—Yes, that is my position.

Mr. Reeves—Mr. President, I rise to inquire what the process is upon return of the summons to the Senate?

Mr. President—I read from the rules adopted which are as follows:

“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.”

Mr. Hartridge—In view of the fact that thirty days has been asked for in which to make up the pleadings, I would suggest that it be necessary that all pleadings to be made up while both houses are in session. If thirty days be given the respondent in which to answer, the House will not be in session. It cannot file its replication, and it might possibly be essential for the House to reconvene, at a very large expense to the State, to complete the pleadings, but, as I understand it, the rules will allow the plea of “not guilty” to each specification to put in issue, and raise all the questions that can be raised, and as it will take only about thirty minutes for the respondent to enter his plea of “not guilty” to each specification, which will raise every question which could be raised by a special answer, I ask for the following order:

Ordered: That the respondent file his answer, or plea, to the articles of impeachment on or before 11 o'clock, forenoon, on Wednesday, the 2d day of June, 1897;

Which if adopted, and the respondent files his answer, we should name a day for the trial to which date the Senate should adjourn, and I move the order.

Mr. Reeves—Mr. President, I wish to inquire if this is in proper form?

Mr. President—The matter is entirely with the Senate.

Mr. Reeves—I would suggest then that the Senator incorporate the plea of “not guilty,” put in issue every question that may be raised.

Mr. Hartridge—If the Senator will permit me I will state that the Senator from Columbia, Mr. Palmer, has an amendment which he will offer, which will cover that point, and I understand the rules to be broad enough to cover the point.

Mr. Palmer of 14th—I understand that the President has

not sustained the point that I have already made, that the rules might be amended by the Senate sitting as a court of impeachment, but it seems to me as they are now in possession of the rules made by the Senate, and as a court of impeachment have adopted them, that it would not be proper to relegate an amendment back to the Senate, but that the rules might be amended here in the Senate sitting as a court of impeachment, but the point as I understand it was not sustained.

Mr. President—I think the Senator misunderstood the President. What was said was that the rules reported by the Senate were adopted by the Senate, sitting as a court of impeachment, but I think the Senate as a court of impeachment has the power as a court of impeachment to amend the rules as the exigency of the trial may seem to require.

Mr. Hendley—Mr. President, I would suggest that the plea of “not guilty,” as here adopted, would be dictating to the respondent how he should plead, and that what he should or should not plead is not the province of the Senate. There should be a due process of law. The respondent has been summoned here to plead or answer, and we should not direct him how to plead.

Mr. Hartridge—Mr. President, I wish only to state to the Senator that the plea of “not guilty” puts in issue every other plea.

Mr. Darby—I do not think the motion of the Senator from the 18th should prevail, as it is impossible for us to dispose of a matter not properly before the Senate, but to give the respondent time to decide what he will do in the hands of his own counsel when he will be in a position what he shall plead or not plead.

Mr. Reeves—Mr. President, as I understand it, we are following the precedents of the law courts of the State.

Mr. Reeves—I do not think this Senate can vote intelligently on this question until the scope of the plea of “not guilty” is defined, the respondent is here under grave charges, he is without counsel and in ignorance of the law, and his counsel may be in Jacksonville or South Florida, and I think 11 a. m. Wednesday not sufficient time to call upon him to plead.

Mr. Palmer of 14th—Mr. President, I rise to the point of order—the discussion comes up upon the order of the Senator from the 18th?

Mr. President—I so understand it.

Mr. Palmer—Then I move to amend by inserting Friday June 4th, at 11 a. m.

Mr. President—I would suggest that Mr. Hartridge has

said that there is a doubt as to the power that has been delegated to the board of managers by the House to formulate proceeding other than the trial of the case, and that the managers will probably desire to reply to answer of respondent.

Mr. Palmer of 14th—But, Mr. President, I understand that this is a very important matter, and the respondent should have the aid of his counsel to enable them to arrive at a proper conclusion as to whether an answer is required or not, or whether he will enter a plea of "not guilty," and needs the time to perfect his pleading in the case.

Mr. Zewadski, of the board of managers—If I understand the powers of the board of managers correctly, I think that the board is fully empowered to reply, or to make any other and all pleadings necessary to the conduct of the trial.

Mr. Reeves—I do not think any member of this Senate can vote intelligently upon this question unless he knows what plea will be put in issue—whether the plea of "not guilty" or a special plea and answer. I certainly am unwilling to vote upon it unless I shall know what plea will be put in issue, for it will take a much longer time to prepare a replication to special pleas or answers than to a plea of not guilty.

Mr. Hartridge—I would suggest that it is in the interest of economy and to save time that I have submitted this order, but, as it appears that the rules have been made broad enough to comprehend the entire case, I am now willing to accept the amendment.

Mr. Perrenot—I do not think the Senator of the 14th understood the President in the matter of amendment to the rules, and that the President now holds that this body can amend its rules.

Mr. President—I do not think there is any question about that.

Mr. Adams—Mr. President, the respondent, Clarence B. Collins, is on trial at the bar of the Senate, in trying him we are at the bar of our conscience and at the bar of public opinion, I do not believe there is a Senator on this floor but who desires to do what is right in the premises, and I desire to ask whether the time asked for by Mr. Collins will entail the assembling of the co-ordinate branch of the Legislature?

Mr. President—From present light I think not, the resolution adopted by the House empowering the board of managers to prosecute this case before the Senate is liberal in its powers. It empowers them to file pleadings, to amend articles of impeachment at any time, and to file additional articles of impeachment.

Mr. Adams—Do you think the House has the power to delegate that power to the board of managers?

Mr. President—That is another question, and cannot be decided before it is properly before the Senate as a court.

Mr. Hartridge—Mr. President, it is to my mind a grave question as to whether the House can delegate its powers as to pleadings and filing articles of impeachment when it is not in session, and it was for this reason that I desired to see the pleadings settled before the adjournment of the House.

Mr. McLin—Then you accept the amendment of Mr. Palmer of the 14th to make the date Thursday instead of Friday?

Mr. Hartridge—Yes.

Mr. Perrenot—I understand that Mr. Palmer of the 14th has an amendment to the rules which he has not offered under a misapprehension of the ruling of the President, which will tend to settle the question, and I would ask the Senator (Mr. Hartridge) from the 18th to withdraw his motion.

Mr. Hartridge—Then I withdraw the motion for the present.

Mr. Reeves—Mr. President, I still contend that no Senator can vote until he knows the scope of these pleadings, that there is no Senator upon this floor who can vote intelligently until he knows the scope of them.

Mr. Perrenot—Mr. President, I will suggest to the Senator that the amendment to be offered now to the rules, upon the motion which has been withdrawn, will define the pleadings.

Mr. Palmer of 14th—Mr. President, I now offer this amendment to the rules:

AMENDMENT TO RULES.

In line 3, rule 10, after the word "him" (the first word in the line), insert "and if a plea of not guilty is filed, the same shall put in issue all manner and manners of defenses both in law and equity which could or might be set up in any answer filed by the respondent."

Upon the same being seconded, the motion was carried and amendment adopted.

Mr. Carson—Mr. President, I would call attention of the Senate to section 29 of article 3 of the Constitution, and would like to know if the Senate sitting upon the trial of an impeachment or amendments there preferred by the managers on the part of the House. I ask this for information.

Mr. President—I do not think an interpretation of this clause at this time would be proper, as an interpretation of it would be entirely premature, as we have no such condition pending, and any decision now would be upon a status not existing.

Mr. Hartridge—Mr. President, I now accept the amendment making Thursday at 11 o'clock in the forenoon as the date of the order heretofore adopted, and offer the following:

Ordered: That the respondent file his answer or plea to the articles of impeachment on or before 11 o'clock forenoon on Thursday, the 3d day of June, 1897.

The order was adopted.

Mr. Hartridge—Mr. President, I now move that the Senate, sitting as a court of impeachment, do now adjourn until 11 o'clock in the forenoon on Thursday, the 3d day of June.

Which was agreed to.

12:07 O'CLOCK.

At 12:07 o'clock the Senate resumed its session for legislative and executive business.

The President in the chair.

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

Mr. President, Messrs. Adams, Bailey, Blich of 20th, Blich of 21st, Broome, Bynum, Carson, Chipley, Clark, Crosby, Daniel, Darby, Dimick, Dougherty, Gaillard, Hartridge, Hendley, Hooker, McLin, Palmer of 14th, Phipps, Reeve, Roberts, Thomas, Wadsworth and Williams—27.

A quorum present.

Mr. Chipley moved that the rules be waived, and that House Bill No. 180 be taken up and considered;

Which was agreed to by a two-thirds vote.

And,

House Bill No. 180:

A bill to be entitled an act to amend section 1 of an act establishing a fine and forfeiture fund in the several counties, regulating the payment of criminal costs, authorizing a special tax for said costs and providing for the feed of prisoners and hire of convicts, approved April 20, 1895, as amended by chapter 4325, Laws of Florida,

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

Upon call of the roll, the vote was:

Yeas—Mr. President, Messrs. Adams, Blich of 20th, Broome, Carson, Chipley, Clark, Daniel, Darby, Dougherty, Gaillard, Hartridge, Hooker, McLin, Palmer of 14th, Reeves, Roberts and Thomas—17.

Nays—None.

So House Bill No. 180 passed, title as stated.

And was ordered certified to the House of Representatives.

Mr. McLin moved that the messages from the House of Representatives be spread upon the Journal without reading, and that the bills therein be read the first time by title and 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 31, 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. 208:

A bill to be entitled an act to legalize the incorporation of the town of Cocoa, and the official acts thereof, and of its officers.

And respectfully request the concurrence of the Senate thereto.

Very respectfully,

WM. FORSYTH BYNUM,

Chief Clerk House of Representatives.

And House Bill No. 208, 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 31, 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. 307:

A bill to be entitled an act to set apart and hold in reserve lands for the Seminole Indians in trust.

And respectfully request the concurrence of the Senate thereto.

Very respectfully,

WM. FORSYTH BYNUM,

Chief Clerk House of Representatives.

And House Bill No. 307, contained in the above message, was read the first time by its title and referred to the Committee on Indian Affairs.

Also the following:

HOUSE OF REPRESENTATIVES, }
TALLAHASSEE, FLA., May 31, 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. 389:

A bill to be entitled an act in relation to the boundary between the counties of Calhoun and Washington, in the State 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. 389, contained in the above message was read the first time by its title and referred to the Committee on State Boundaries.

Also the following:

HOUSE OF REPRESENTATIVES, }
TALLAHASSEE, FLA., May 31, 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. 392:

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

And respectfully request the concurrence of the Senate thereto.

Very respectfully,

WM. FORSYTH BYNUM,

Chief Clerk House of Representatives.

And House Bill No. 392, contained in the above message, was read the first time by its title and referred to the Committee on State Affairs.

Special Order.

The hour of 12:30 o'clock p. m. having arrived, the Senate proceeded to the 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,

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

Upon call of the roll, the vote was:

Yeas—Messrs. Adams, Bailey, Barber, Blich of 20th, Blich of 21st, Broome, Carson, Chipley, Crosby, Darby, Dimick, Gaillard, Hendley, Hooker, McLin, Palmer of 11th, Palmer of 14th, Phipps, Roberts, Thomas, Wadsworth and Williams—22.

Nays—Mr. President, Messrs. Bynum, Dougherty, Hart-ridge and Reeves.

So Senate Bill No. 284 passed, title as stated, and was ordered certified to the House of Representatives.

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

SENATE CHAMBER, }
TALLAHASSEE, FLA., May 31, 1897. }

HON. CHAS. J. PERRENOT,

President of the Senate:

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

An act to extend the time for commencement of work upon the Titusville, Canaveral and Peninsular Railroad.

Beg 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.

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

SENATE CHAMBER, }
TALLAHASSEE, FLA., May 31, 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 3 of chapter 4477, Laws of Florida, approved May 30, 1895, in reference to a railroad from Tallahassee to Gainesville and other points.

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.

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

SENATE CHAMBER, }
TALLAHASSEE, FLA., May 31, 1897. }

HON. CHAS. J. PERRENOT,

President of the Senate:

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

An act to incorporate the West Florida Gulf Coast Railroad Company, to provide for its organization, construction and operation, to provide for it to acquire hold lease and convey its real and personal property, to issue bonds and to grant lands to aid its construction.

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.

By permission—

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

SENATE CHAMBER, }
TALLAHASSEE, FLA., May 31, 1896. }

HON. CHAS. J. PERRENOT,

President of the Senate:

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

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.

Also,

An act to amend section 2 of chapter 4435 of the 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.

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.

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

SENATE CHAMBER, }
TALLAHASSEE, FLA., May 31, 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 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 contraction of its waterways, and the time of its completion from St. Augustine to Biscayne Bay, approved May 29, 1889.

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.

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

SENATE CHAMBER, }
TALLAHASSEE, FLA., May 31, 1897. }

HON. CHAS. J. PERRENOT,

President of the Senate:

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

An act to define the boundary line between Calhoun county and Jackson county.

Also,

An act enlarging and extending the rights, powers and privileges of the Tropical Building and Investment Company of Key West, Florida, and granting to it banking privileges.

Be^g 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.

By permission—

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

SENATE CHAMBER, }
TALLAHASSEE, MAY 31, 1897. }

HON. CHAS. J. PERRENOT,

President of the Senate:

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

An act to provide for the issue of bonds by the town of Monticello, 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.

Also,

An act to declare legal the incorporation of the town of Lake Butler, in the county of Bradford, incorporated under the statutes 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.

Be^g 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.

By permission—

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

SENATE CHAMBER, }
TALLAHASSEE, FLA., May 31, 1897. }

HON. CHAS. J. PERRENOT,

President of the Senate:

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

An act to amend sections 12 and 55 of the Laws of the State of Florida, chapter 4328, providing for the registration of all legally qualified voters in the several counties of the State, and providing for general and special elections, and for the return of elections, approved May 25, A. D. 1895.

Also,

An act to amend section 414 of the Revised Statutes of Florida, relating to examinations of accounts of officers authorized to receive public moneys.

Also,

An act to fix the pay of the members, officers and attaches of the regular session of the Legislature of 1897.

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.

By permission—

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

SENATE CHAMBER,)
TALLAHASSEE, FLA., May 31, 1897. }

HON. CHAS. J. PERRENOT,

President of the Senate:

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

An act declaring the town of Hawthorne, in the county of Alachua, to be a legally incorporated town.

Also,

An act to regulate the burning of woods and forests in Santa Rosa county, Florida.

Also,

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

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. Blitch of 21st called up—

Senate Bill No. 296;

A bill to be entitled an act to provide for the levy of taxes for the years 1897 and 1898;

Which had been read third time in full when the Senate proceeded to the consideration of the special order at 10:30 o'clock.

Pending which—

Mr. Hartridge moved that the Senate do now take a recess until 3:30 p. m.;

Which was agreed to.

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

AFTERNOON SESSION.

3:30 O'CLOCK.

The Senate met pursuant to adjournment.

The President in the chair.

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

Mr. President, Messrs. Bailey, Barber, Blitch of 20th, Blitch of 21st, Broome, Bynum, Carson, Chipley, Clark, Crosby, Daniel, Dimick, Dougherty, Gaillard, Myers, McLin, Palmer of 11th, Palmer of 14th, Reeves, Roberts, Thomas, Wadsworth and Williams—24.

A quorum present.

The President laid the following communication before the Senate:

APALACHICOLA, FLA., May 28, 1897.

TO THE PRESIDENT OF THE SENATE,

STATE OF FLORIDA:

SIR—We desire to inform your honorable body that the citizens of Franklin county are almost unanimous for the passage of House Bill No. 176, entitled "A bill to protect the oyster beds of Franklin county." Introduced by Mr. Rice, and passed the House.

We would most respectfully urge the passage of this bill, and ask that this letter be read and spread on the Journal.

Very respectfully,

H. W. JOHNSTON,

Mayor.

JOHN J. GANNON,

Chm. Bo. Co. Com., Fla.

JOSEPH DALY,

President of City Council.

J. E. GRADY,

President of Board of Trade.

Mr. Blich of 21st moved that the communication be spread upon the Journal;

Which was agreed to, and so ordered.

Mr. Blich of 21st called up—

Senate Bill No. 296:

A bill to be entitled an act to provide for the levy of taxes for the years 1897 and 1898;

Which had been taken up previous to adjournment.

Upon call of the roll, the vote was:

Yeas—Messrs. Bailey, Barber, Blich of 20th, Blich of 21st, Broome, Bynum, Carson, Chipley, Clark, Crosby, Daniel, Dimick, Dougherty, Gaillard, Hooker, McLin, Phipps, Reeves, Roberts and Wadsworth—20.

Nays—None

So Senate Bill No. 296 passed, title as stated.

And was ordered certified to the House of Representatives.

Mr. Chipley offered the following resolution:

Senate Resolution No. 41:

Resolved, That at each night session until otherwise ordered, the roll shall be called and continued from night to night until the entire roll is finished, and as each name is called the Senator may call up such bill as he may indicate.

Mr. Chipley moved the adoption of the resolution.

Mr. Phipps offered the following amendment to Senate Resolution No. 41:

Add the following, viz: "In calling the roll the names shall be taken alternately from the top and bottom of the roll."

Mr. Phipps moved the adoption of the amendment;

Mr. Adams offered the following as a substitute for the above:

Resolved, That when in the regular order of the business o

the Senate, the consideration of bills on their second reading shall have been reached, the roll of Senators shall be called, and each member when his name is called shall have the right to call up for consideration any bill on second or third reading.

Mr. Adams moved the adoption of the substitute.

The yeas and nays were demanded.

Upon call of the roll, the vote was:

Yeas—Messrs. Adams, Bailey, Blich of 21st, Broome, Carson, Chipley, Clark, Crosby, Daniel, Darby, Gaillard, Hendley, Palmer of 11th, Palmer of 14th, Roberts, Thomas and Wadsworth—17.

Nays—Messrs. Barber, Blich of 20th, Bynum, Dimick, Dougherty, Hartridge, Hooker, McLin, Phipps, Reeves and Williams—11.

So the substitute failed to pass.

Pending which—

Special Order.

The hour of 4:00 p. m. having arrived, the Senate proceeded to the consideration of—

House Bill No. 136:

A bill to be entitled an act to amend section 6 of an act entitled an act to regulate the classification of sawn pitch pine timber, and to punish the false classification thereof, approved May 30, 1895,

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, Barber, Blich of 20th, Blich of 21st, Bynum, Carson, Chipley, Clark, Crosby, Daniel, Darby, Dimick, Gaillard, Hartridge, Hendley, Hooker, McLin, Palmer of 11th, Palmer of 14th, Phipps, Reeves, Roberts, Thomas, Wadsworth and Williams—25.

Nays—Mr. Dougherty—1.

So House Bill No. 136 passed, title as stated.

And was ordered certified to the House of Representatives.

The Senate resumed consideration of Senate Resolution No. 41, the pending question being the motion to adopt the amendment to the resolution offered by Mr. Phipps;

Which was not agreed to.

The original resolution,

Was not agreed to.

A message was received from the Governor.

By permission—
Mr. Thomas, Chairman of the Committee on State Boundaries, submitted the following report:

SENATE CHAMBER,
TALLAHASSEE, FLA., May 31, 1897. }

HON. CHAS. J. PERRENOT,

President of the Senate:

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

House Bill No. 389:

A bill to be entitled an act in relation to the boundary between the counties of Calhoun and Washington, in the State of Florida.

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

Very respectfully,

W. R. THOMAS,

Chairman of Committee on State Boundaries.

And House Bill No. 389, contained in the above report, was placed on the calendar of bills on second reading.

Bills on Third Reading

Mr. Blicht of 20th moved that he be allowed to substitute Senate Bill No. 177 for Senate Joint Resolution No. 15 on the calendar;

Which was agreed to.

And,

Senate Bill No. 177:

A bill to be entitled an act to prescribe the mode of issuing temporary certificates of qualification by the Boards of Medical Examiners, defining the duties of the members and secretaries of the same, and prescribing a punishment for a breach thereof,

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

Upon call of the roll, the vote was:

Yeas—Messrs. Adams, Bailey, Barber, Blicht of 20th, Blicht of 21st, Broome, Bynum, Carson, Chipley, Clark Crosby, Daniel, Darby, Dougherty, Gaillard, Hartridge, Hendley, Hooker, Myers, McLin, Palmer of 11th, Palmer of

14th, Phipps, Reeves, Roberts, Thomas, Wadsworth and Williams—28.

Nays—None.

So Senate Bill No. 177 passed, title as stated.

And was ordered certified to the House of Representatives.

Mr. Blich of 20th withdrew Senate Joint Resolution No. 15.

Mr. Chipley moved that he be allowed to substitute House Bill No. 153 for House Bill No. 110 on the calendar;

Which was agreed to.

And,

House Bill No. 153:

A bill to be entitled an act to amend section 2463 of the Revised Statutes of the State of Florida, relating to embezzlement by public officers, and to define and delare what is prima facie evidence thereunder,

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. Adams, Bailey, Barber, Blich of 20th, Blich of 21st, Broome, Bynum, Chipley, Clark, Crosby, Darby, Dimick, Dougherty, Gaillard, Hartridge, Hendley, Hooker, McLin, Palmer of 11th, Palmer of 14th, Phipps, Reeves, Roberts, Thomas, Wadsworth and Williams—26.

Nays—None.

So House Bill No. 153 passed, title as stated.

And was ordered certified to the House of Representatives.

By permission—

Mr. Darby introduced:

Senate Joint Resolution No. 297:

A Joint Resolution providing for the selection, and prescribing the duties and powers of a Joint Committee to examine, investigate, consider and report upon the expenses of the State government, the practical operation of the revenue laws, and the status of the State's finances, the public debts, the several State funds, and the Internal Improvement Fund;

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

Mr. President was excused from attendance indefinitely.

Mr. Broome moved that he be allowed to substitute House Bill No. 108 for House Bill No. 87 on the calendar;

Which was agreed to.

And,

House Bill No. 108:

A bill to be entitled an act for the protection of persons mortgaging real estate or personal property,

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, Blicht of 20th, Blicht of 21st, Broome, Crosby, Dougherty, McLin and Palmer of 14th—8.

Nays—Messrs. Adams, Barber, Bynum, Carson, Chipley, Clark, Daniel, Darby, Dimick, Gaillard, Hartridge, Hendley, Hooker, Myers, Palmer of 11th, Phipps, Reeves, Roberts, Thomas, Wadsworth and Williams—21.

So House Bill No. 108 failed to pass.

House Bill No. 67:

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

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, Barber, Blicht of 20th, Blicht of 21st, Broome, Darby, Wadsworth and Williams—8.

Nays—Messrs. Adams, Bynum, Carson, Chipley, Clark, Crosby, Daniel, Gaillard, Hartridge, Hendley, Hooker, Myers, McLin, Phipps, Reeves and Roberts—16.

So House Bill No. 67, failed to pass.

Mr. Hooker 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. Blicht 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 31, 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 receded from House amendment to—

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.

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

And Senate Bill No. 111, contained in the above message, was referred to the Committee on Enrolled Bills.

Also the following:

HOUSE OF REPRESENTATIVES, }
TALLAHASSEE, FLA., May 31, 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. 148:

A bill to be entitled an act to repeal chapter 4177 of the Laws of Florida, entitled 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.

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

And Senate Bill No. 148, contained in the above message, was referred to the Committee on Enrolled Bills.

Mr. Adams moved that the Senate do now take a recess until 8:30 this evening;

Which was agreed to.

Thereupon the Senate stood adjourned until 8:30 o'clock this evening.

NIGHT SESSION.

8:30 O'CLOCK.

The Senate met pursuant to adjournment.
The President in the chair.

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

Mr. President, Messrs. Adams, Bailey, Blitch of 20th, Blitch of 21st, Broome, Bynum, Carson, Chipley, Crosby, Daniel, Darby, Gaillard, Hartridge, Hendley, Hooker, Myers, McLin, Palmer of 11th, Palmer of 14th, Phipps, Reeves, Roberts, Thomas, Wadsworth and Williams—26.

A quorum present.

Messrs. Blitch of 21st, Adams, Darby and Hooker were excused for the evening on account of committee work.

Mr. Bynum offered the following resolution:

Senate Resolution No. 42:

Resolved, That the Sergeant-at-Arms be and he is hereby directed to deliver all pay rolls and vouchers to the Comptroller at or before 10 o'clock Wednesday morning, so that the Comptroller can have time to examine the pay rolls and turn them over to the State Treasurer, to enable him to arrange for paying off the members and attaches of the Legislature on Friday.

Mr. Bynum moved the adoption of the resolution;

Which was agreed to.

A message was received from the House of Representatives.

Bills on Third Reading.

Senate Bill No. 178:

A bill to be entitled an act to authorize the city of Orlando to confer the offices of clerk, assessor and treasurer, or any two of such offices, upon one person,

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

Upon call of the roll, the vote was:

Yeas—Mr. President, Messrs. Bailey, Barber, Blitch of 20th, Broome, Bynum, Carson, Chipley, Clark, Crosby, Daniel, Dimick, Dougherty, Gaillard, Hartridge, Hendley, Myers, McLin, Palmer of 11th, Palmer of 14th, Phipps, Roberts, Thomas and Wadsworth—24.

Nays—None.

So Senate Bill No. 178 passed, title as stated.

House Bill No. 28:

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

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

Upon call of the roll, the vote was:

Yeas—Mr. President, Messrs. Bailey, Barber, Blitch of 20th.

Broome, Bynum, Carson, Chipley, Clark, Crosby, Daniel, Dimick, Dougherty, Gaillard, Hartridge, Hendley, Myers, McLin, Palmer of 11th, Phipps, Roberts, Thomas and Wadsworth—23.

Nays—Mr. Palmer of 14th--1.

So House Bill No. 28 passed, title as stated.

House Bill No. 81:

A bill to be entitled an act to define the boundaries of the town of St. Petersburg, Fla.

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

Upon call of the roll, the vote was:

Yeas—Mr. President, Messrs. Bailey, Barber, Blich of 20th, Broome, Bynum, Carson, Chipley, Clark, Crosby, Daniel, Dimick, Dougherty, Gaillard, Hartridge, Hendley, Myers, McLin, Palmer of 11th, Palmer of 14th, Phipps Roberts, Thomas and Wadsworth—24.

Nays—None.

So House Bill No. 81 passed, title as stated.

Senate Bill No. 204:

A bill to be entitled an act to legalize the incorporation of the town of Palmetto, in the county of Manatee, State of Florida, and to declare the incorporation of the town of Palmetto valid and in full force and effect.

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

Upon call of the roll the vote was:

Yeas—Mr. President, Messrs. Barber, Blich of 20th, Broome, Bynum, Carson, Clark, Crosby, Daniel, Dougherty, Gaillard, Hartridge, Hendley, Myers, McLin, Palmer of 11th, Palmer of 14th, Phipps, Roberts, Thomas and Wadsworth—21.

Nays—None.

So Senate Bill No. 204 passed, title as stated.

Mr. Thomas moved that he be allowed to substitute House Bill No. 184 for House Bill No. 2 on the calendar;

Which was agreed to.

And,

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 third time in full, and put upon its passage.

Upon call of the roll, the vote was:

Yeas—Messrs. Bailey, Barber and Thomas—3.

Nays—Mr. President, Messrs. Blicht of 20th, Bynum, Carson, Clark, Crosby, Daniel, Dimick, Dougherty, Gaillard, Hartridge, Hendley, Myers, McLin, Palmer of 11th, Palmer of 14th, Phipps, Roberts and Wadsworth—19.

So House Bill No. 184 failed to pass.

House Bill No. 61:

A bill to be entitled an act to repeal chapter 4218, Laws of Florida, being an act to organize a county court in and for the county of Citrus,

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

Upon call of the roll, the vote was:

Yeas—Mr. President, Messrs. Bailey, Barber, Blicht of 20th, Broome, Bynum, Carson, Clark, Crosby, Daniel, Dimick, Dougherty, Gaillard, Hartridge, Hendley, Myers, McLin, Palmer of 11th, Palmer of 14th, Phipps, Roberts, Thomas and Wadsworth—23.

Nays—None.

So House Bill No. 61 passed, title as stated.

House Bill No. 51:

A bill to be entitled an act regulating the taking of fish in the waters of Osceola county.

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

Upon call of the roll, the vote was:

Yeas—Mr. President, Messrs. Barber, Blicht of 20th, Broome, Bynum, Carson, Clark, Crosby, Daniel, Dougherty, Gaillard, Hartridge, Myers, McLin, Palmer of 11th, Palmer of 14th, Phipps, Roberts, Thomas and Wadsworth—20.

Nays—None.

So House Bill No. 51 passed, title as stated.

House Bill No. 333:

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,

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

Upon call of the roll, the vote was:

Yeas—Mr. President, Messrs. Bailey, Blicht of 20th, Broome, Bynum, Carson, Clark, Crosby, Daniel, Dougherty, Gaillard, Hartridge, Myers, McLin, Palmer of 11th, Phipps, Roberts and Wadsworth—18.

Nays—None.

So House Bill No. 333 passed, title as stated.

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.

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

Upon call of the roll, the vote was.

Yeas—Mr. President, Messrs. Bailey, Barber, Blich of 20th, Broome, Bynum, Carson, Clark, Crosby, Daniel, Dimick, Dougherty, Gaillard, Hartridge, Myers, McLin Phipps, Roberts and Wadsworth—19.

Nays—None.

So House Bill No. 345 passed, title as stated.

Mr. Hooker moved that the rules be waived, and he be allowed to call up House Bill No. 305, now on its second reading;

Which was agreed to by a two-thirds vote.

And,

House Bill No. 305:

A bill to be entitled act to amend section 1, article 2; sections 1 and 2, article 3; sections 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,

Was taken up.

Mr. Hooker moved that the rules be waived, and House Bill No. 305 be read second time by its title;

Which was agreed to by a two-thirds vote.

And House Bill No. 305 was read the second time by its title.

Mr. Hooker moved that he be allowed to substitute House Bill No. 305 for Senate Bill No. 213 on the calendar, and that he be permitted to withdraw Senate Bill No. 213;

Which was agreed to.

And Senate Bill No. 213 was withdrawn.

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,

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

Upon call of the roll, the vote was:

Yeas—Mr. President, Messrs. Bailey, Barber, Blitch of 20th, Broome, Bynum, Carson, Clark, Crosby, Daniel, Dimick, Dougherty, Gaillard, Hartridge, Hendley, Hooker, Myers, McLin, Phipps, Roberts, Wadsworth and Williams—22.

Nays—None.

So Senate Bill No. 240 passed, title as stated.

Mr. Hartridge moved that the Senate do now adjourn;
Which was not agreed to.

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,

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

Upon call of the roll, the vote was:

Yeas—Mr. President, Messrs. Bailey, Barber, Blitch of 20th, Broome, Bynum, Carson, Clark, Crosby, Daniel, Dimick, Dougherty, Gaillard, Hartridge, Hendley, Hooker, Myers, McLin, Palmer of 11th, Phipps, Roberts, Wadsworth and Williams—23

Nays—None.

So Senate Bill No. 206 passed, title as stated.

Mr. Bailey moved that the Senate do now adjourn;
Which was not agreed to.

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,

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

Upon call of the roll, the vote was:

Yeas—Mr. President, Messrs. Adams, Bailey, Barber, Blitch of 21st, Bynum, Clark, Daniel, Dimick, Dougherty, Hooker, McLin, Palmer of 11th, Phipps, Roberts, Wadsworth and Williams—17.

Nays—Messrs. Broome, Carson, Crosby, Hartridge and Hendley—5.

So House Bill No. 334 passed, title as stated.

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 third time in full, and put upon upon its passage:

Upon call of the rol', the vote was:

Yeas—Mr. President, Messrs. Bailey, Barber, Broome, Carson, Crosby, Daniel, Dougherty, Hartridge, Hendley, Hooker, McLin, Palmer of 11th, Phipps, Roberts and Wadsworth—22.

Nays—Messrs. Adams, Blich of 21st, Bynum, Clark, Dimick and Williams—6.

So House Bill No. 186 passed, title as stated.

Mr. Daniel moved that the Senate do now adjourn;
Which was not agreed to.

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 third time in full, and put upon its passage.

Upon call of the roll, the vote was:

Yeas—Mr. President, Messrs. Adams, Bailey, Blich of 21st, Bynum, Carson, Clark, Dimick, Dougherty, Hartridge, Hendley, McLin, Palmer of 11th, Phipps, Roberts and Williams—16.

Nays—Messrs. Broome and Crosby—2.

So House Bill No. 142 passed, title as stated.

Mr. Barber was excused from voting.

Mr. Crosby moved that the Senate do now adjourn;
Which was not agreed to.

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 valid and of full force and effect,

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

Upon call of the roll, the vote was:

Yeas—Mr. President, Messrs. Adams, Bailey, Barber, Blich of 21st, Broome, Bynum, Carson, Clark, Crosby, Dimick, Dougherty, Hartridge, McLin, Palmer of 11th, Phipps, Roberts and Williams—18.

Nays—None.

So House Bill No. 234 passed, title as stated.

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 levying and collection of a road and bridge tax, and the manner of its expenditure,

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

Upon call of the roll, the vote was:

Yeas—Messrs. Adams, Bailey, Barber, Blich of 21st, Broome, Bynum, Carson, Clark, Crosby, Dimick, Dougherty, Hartridge, Hendley, McLin, Palmer of 11th, Phipps, Roberts and Williams—18.

Nays—None.

So House Bill No. 273 passed, title as stated.

Senate Bill No. 220:

A bill to be entitled an act to legalize the incorporation of the city of Miami, in the county of Dade, and to declare the incorporation of said city to be valid and of full force and effect,

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

Upon call of the roll, the vote was:

Yeas—Messrs. Adams, Bailey, Barber, Blich of 21st, Broome, Bynum, Carson, Clark, Dimick, Dougherty, Hartridge, Hendley, McLin, Palmer of 11th, Phipps, Roberts and Williams—17.

Nays—None.

So Senate bill No. 220 passed, title as stated.

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

Which was agreed to by a two-thirds vote.

Mr. Carson 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 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 31, 1897. }

HON. CHAS. J. FERRENOT,

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. 176:

A bill to be entitled an act to incorporate the town of Williston in the county of Levy.

Very respectfully,

WM. FORSYTH BYNUM,

Chief Clerk House of Representatives.

And Senate Bill No. 176, contained in the above message, was referred to the Committee on Enrolled Bills.

Also the following:

HOUSE OF REPRESENTATIVES, }
TALLAHASSEE, FLA., May 31, 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. 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.

Very respectfully,

WM. FORSYTH BYNUM,

Chief Clerk House of Representatives.

And Senate Bill No. 284, contained in the above message, was referred to the Committee on Enrolled Bills.

Also the following:

HOUSE OF REPRESENTATIVES, }
TALLAHASSEE, FLA., May 31, 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. 161:

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

Very respectfully,

WM. FORSYTH BYNUM,

Chief Clerk House of Representatives.

And Senate Bill No. 161, contained in the above message, was referred to the Committee on Enrolled Bills.

Also the following:

HOUSE OF REPRESENTATIVES,
TALLAHASSEE, FLA, May 31, 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. 405:

A bill to be entitled an act to provide for the levy of taxes for the years 1897 and 1898.

And respectfully request the concurrence of the Senate thereto.

Very respectfully,

WM. FORSYTH BYNUM,

Chief Clerk House of Representatives.

And House Bill No. 405, contained in the above message, was read the first time by its title.

Mr. Blich of 21st moved that the rules be waived, and that House Bill No. 405 be passed to calendar of bills on second reading without reference;

Which was agreed to.

Mr. Dougherty moved that the Senate do now adjourn;

Which was agreed to.

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

TUESDAY, JUNE 1, 1897.

The Senate met pursuant to adjournment.

The President in the chair.

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

Mr. President, Messrs. Adams, Blich of 20th, Blich of 21st, Broome, Bynum, Carson, Chipley, Clark, Crosby, Daniel, Dimick, Gaillard, Hendley, Hooker, Myers, McLin, Palmer of