

THURSDAY, MAY 4, 1899.

Senate met pursuant to adjournment.

The President in the chair.

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

Mr. President,	Dimick,	O'Brien,
Messrs. Baker,	Fuller,	Palmer of 14th,
Blich,	Gaillard,	Palmer of 11th,
Broome,	Harris,	Roberts,
Carson,	Hendley,	Rogers,
Chaires,	Hooker,	Sams,
Crill,	McCaskill,	Wadsworth,
Crosby,	McCreary,	Williams,
Denham,	McLin,	Wilson,

Answering roll-call—27.

A quorum present.

Prayer by the Chaplain.

On motion the reading of the Journal was dispensed with.

The Journal was corrected and approved.

Mr. Fuller asked that the Committee on Fisheries be excused on account of committee work.

The committee was excused.

Mr. Wilson requested that Mr. Clark be excused until Tuesday next.

Mr. Clark was excused.

Mr. Hooker gave notice that he would to-morrow move to reconsider the vote by which Senate Bill No. 20 failed to pass yesterday.

The motion was placed with the orders of the day.

#### INTRODUCTION OF BILLS.

By Mr. McCreary:

Senate Bill No. 172:

A bill to be entitled an act to prevent damages by phosphate-works.

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

## REPORTS OF COMMITTEES.

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

Senate Chamber.

Tallahassee, Fla., May 4, 1899.

Hon. Frank Adams,

President of the Senate:

Sir—Your Committee on Finance and Taxation to whom was referred:

Senate Bill No. 156:

A bill to be entitled an act to amend Section 6 of an act entitled "An act to regulate the inspection and sale of beef and repeal Chapter 3613, Laws of Florida, approved February 16, 1885; also Chapter 3897, Laws of Florida, approved May 31, 1889," the same being Chapter 4048, Laws of Florida, Acts of 1891.

Beq leave to report that they have considered the same, and recommend that it do pass, with the following amendments:

In Section 6 of amended act strike out the words "butcher or butchers having the inspection made," and insert in lieu thereof the following: "person or persons having the same killed."

And in Section 3, after the word "effect," insert the word "upon."

Very respectfully,

C. A. CARSON,

Chairman of Committee.

And Senate Bill No. 156, contained in the above report, together with the committee amendments, was placed on the Calendar of bills on second reading.

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

Senate Chamber,

Tallahassee, Fla., May 4, 1899.

Hon. Frank Adams,

President of the Senate:

Sir—Your Committee on Enrolled Bills to whom was referred—

An act to regulate the burning of woods, forests and prairie lands in Osceola County, Florida.

Also,

A Memorial to the Congress of the United States requesting an appropriation for the construction of a lighthouse at or near Hillsborough Inlet, on the east Coast of Florida.

Beg leave to report that they have examined the same and find they are correctly enrolled.

Very respectfully,

E. N. DIMICK,

Chairman of Committee.

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

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

Senate Chamber,

Tallahassee, Fla., May 4, 1899

Hon. Frank Adams,

President of the Senate:

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

An act to regulate the burning of woods, forests and prairie lands in Osceola County, Florida.

A Memorial to the Congress of the United States requesting an appropriation for the construction of a lighthouse at or near Hillsborough Inlet on the east coast of Florida.

Beg leave to report that they have examined the same and find they are correctly enrolled.

Very Respectfully,

E. N. DIMICK,

Chairman of Committee.

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

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

Senate Chamber,

Tallahassee, Fla., May 4, 1899.

Hon. Frank Adams,

President of the Senate:

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

An act to regulate the burning of woods, forests and prairie lands in Osceola County, Florida,

Also,

A memorial to the Congress of the United States, requesting an appropriation for the construction of a lighthouse at or near Hillsborough Inlet on the east coast of Florida;

Also,

An act for the preservation of wild deer, birds and other game, and to prescribe the time within which they may be hunted, and prescribe a penalty for any violation thereof;

Also,

An act to provide for the appointment of a State Board of Medical Examiners of the Eclectic School of Medicine and to prescribe the qualifications, duties and powers of said board;

Also,

A memorial to the Congress of the United States, asking that pensions be granted to the survivors of the Indian wars in Florida from 1842 to 1858 and the widows of those who have died.

Also,

An act to fix a penalty for willful, malicious and unlawful injuries to dams;

Also,

An act permitting parties to suits, or their attorneys, to examine jurors on their voir dire;

Also,

An act for the relief of Frank E. Saxon, Clerk of the Circuit Court of Hernando County;

Also,

Concurrent Resolution authorizing the appointment of a committee to investigate the status of lands belonging to the estate of John F. Dunn, deceased;

Also,

An act making appropriations for military expenses incurred by the State during the war with Spain;

Also,

Memorial to Congress asking an appropriation for the establishment of a lighthouse at what is known as the Blind Beacon, north of the White Point Lighthouse in Black Water Bay.

Beg to report that they have presented the same to the

House of Representatives for the signatures of the Speaker and Chief Clerk thereof.

Very Respectfully,  
E. N. DIMICK,  
Chairman of Committee.

### BILLS ON SECOND READING.

Senate Bill No. 99:

A bill to be entitled an act to repeal all fence laws in township fifty-one (51), range twenty-five (25), and township fifty-one (51) and fifty-two (52) in range twenty-six (26) south and east in the county of Lee, State of Florida.

Was taken up and read second time in full.

And,

Senate Bill No. 99 was ordered referred to Committee on Engrossed Bills.

Senate Bill No. 97:

A bill to be entitled an act to punish trespassers upon railroad bridges and trestles.

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

The following committee amendment was read:

Strike out the title and insert the following in lieu thereof:

"A bill to be entitled an act to relieve companies owning or operating railroad bridges or trestles from liability for damages in certain cases."

Mr. O'Brien moved the adoption of the committee amendment.

Which was agreed to.

The following committee amendment was read:

Strike out all after the word "doing" in the fifth line of Section 1, and insert in lieu thereof the following: "in the event of injury shall be deemed guilty of contributory negligence, and any company owning or operating said bridge or trestle shall be exempt from all liability for damages on account of any injury sustained while so crossing said bridge or trestle."

Mr. O'Brien moved the adoption of the committee amendment.

Which was agreed to.

The following committee amendment was read:

"Strike out Section 2."

Mr. O'Brien moved the adoption of the committee amendment.

Which was agreed to.

And,

Senate Bill No. 97, as amended, was ordered referred to the Committee on Engrossed Bills.

House Concurrent Resolution and Memorial No. 50:

House Concurrent Resolution and Memorial to the Congress of the United States, asking for amendments to the Interstate Commerce Commission Law.

Be it Resolved, by the House of Representatives, the Senate concurring, That our Senators and Representatives in the Congress of the United States be and they are hereby urgently requested to use their best efforts for the procuring the immediate passage by Congress of such legislation as will effectually prohibit the transportation evils and abuses described in the Annual Report of the Interstate Commerce Commission for the years 1890 to 1898 inclusive and to this end their especial attention and efforts are called to the recommendations for legislation contained in the 10th, 11th and 12th Annual Reports of said Commission.

Resolved, That a copy of this memorial and resolution be furnished by the Secretary of State to each of our Senators and Representatives in Congress.

Was taken up and read a second time in full.

House Concurrent Resolution and Memorial No. 50 was placed on the Calendar of bills on third reading.

Senate Bill No. 139:

A bill to be entitled an act to extend the time for commencing the work of construction of the DeSoto, Lee and Gulf Railroad Company, Chapter 4467, No. 146, Laws of Florida, approved May 30, 1895.

Was taken and read a second time in full.

And,

Senate Bill No. 139 was referred to the Committee on Engrossed Bills.

Senate Bill No. 156:

A bill to be entitled an act to amend Section 5 of an act entitled "An act to regulate the inspection and sale of beef and repeal Chapter 3613, Laws of Florida, approved February 16, 1885; also Chapter 3897, Laws of Florida, approved May 31, 1889," the same being Chapter 4048, Laws of Florida, Acts of 1891.

Was taken up and read a second time in full.

Together with amendments offered by Committee on Finance and Taxation.

The following amendment was read:

In Section 6 of amended act strike out the words "butcher or butchers having the inspection made" and insert in lieu thereof the following, "person or persons having the same killed."

Mr. McCreary moved the adoption of the amendment.

Which was agreed to.

The following amendment was read:

In Section 3, after the word "effect," insert the word "upon."

Mr. McCreary moved the adoption of the amendment.

Which was agreed to.

And Senate Bill No. 156 was, as amended, ordered referred to the Committee on Engrossed Bills.

Senate Joint Resolution No. 100:

A joint resolution proposing an amendment to Section 25, Article III of the Constitution of Florida.

Was taken up and read a second time in full.

And,

Senate Joint Resolution No. 100 was ordered referred to the Committee on Engrossed Bills.

### BILLS ON THIRD READING.

Senate Bill No. 88:

A bill to be entitled an act for the relief of D. C. Hull, Clerk of the Circuit Court for Sumter County.

Was taken up and read a third time in full.

Upon call of the roll on passage of the bill,

The vote was:

Yeas—Mr. President,

Messrs. Baker,	Hendley,	Rogers,
Blitch,	Hooker,	Sams,
Broome,	McCaskill,	Wadsworth,
Carson,	McCreary,	Wilson,
Crill,	Myers,	Williams,
Crosby,	O'Brien,	Wilson—22.
Denham,	Palmer of 14th,	
Gaillard,	Roberts,	

Nays—None.

So the bill passed, title as stated.

A message was received from the House of Representatives.

## SPECIAL ORDER.

Committee Substitute for—  
Senate Bill No. 38:

A bill to be entitled an act relating to changes of venue in criminal cases in the courts of County Judges and Justices of the Peace.

Was taken up at 10:30 A. M., being set for that hour.

Mr. Wilson moved that Committee Substitute for Senate Bill No. 38 lay on the table, subject to call.

Which was agreed to.

The Senate resumed consideration of bills upon their third reading.

Senate Bill No. 130:

A bill to be entitled an act to regulate admission to the bar of this State, to create a board of legal examiners and to provide for a uniform system of legal examinations.

Was taken up and read a third time in full.

Upon call of the roll on the passage of the bill,

The vote was:

Yeas—Mr. President,

Messrs. Baker,	Gaillard,	Palmer of 14th,
Blicht,	Harris,	Reeves,
Carson,	Hendley,	Roberts,
Chaires,	Hooker,	Rogers,
Crill,	McCreary,	Sams,
Crosby,	McLin,	Williams,
Denham,	Myers,	Wilson—22.
Dimick,	O'Brien,	

Nays—Messrs—

Broome,	McCaskill,	Wadsworth—3.
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So the bill passed, title as stated.

Mr. Harris moved that the rules be waived and the bill be immediately certified to the House of Representatives.

Which was agreed to by a two-thirds vote and the bill was so certified.

Mr. Blicht moved that the rules be waived and the Senate do now take up House messages.

Which was agreed to by a two-thirds vote.

MESSAGES FROM THE HOUSE OF REPRESENTATIVES.

The following message from the House of Representatives was read:

House of Representatives,  
Tallahassee, Fla., May 3, 1899.

Hon. Frank Adams,

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. 41:

A bill to be entitled an act to cause to be audited and paid the account of James C. Porter, proprietor and manager of the Ocala Evening Star, a newspaper published in the City of Ocala, Florida, his charges for publishing the tax sales list based on warrant of assessment made under the provisions of real estate once each week for four consecutive weeks, of Marion County, State of Florida, for the year A. D. 1896, of Chapter 4332, Laws of Florida, for the year 1896.

Very respectfully,

WM. FORSYTH BYNUM,

Chief Clerk House of Representatives.

And Senate Bill No. 41, contained in the above message, was referred to the Committee on Enrolled Bills

The following message from the House of Representatives was read:

House of Representatives,  
Tallahassee, Fla., May 2, 1899.

Hon. Frank Adams,

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. 94:

A bill to be entitled an act to incorporate the Lake City Electric and Water Company.

Very respectfully,

WM. FORSYTH BYNUM,

Chief Clerk House of Representatives.

And Senate Bill No. 94, contained in the above message, was referred to the Committee on Enrolled Bills.

The following message from the House of Representatives was read:

House of Representatives,  
Tallahassee, Fla., May 3, 1899.

Hon. Frank Adams,

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. 62:

A bill to be entitled an act to amend Section 591 of the Revised Statutes of the State of Florida, defining the purposes for, and prescribing and regulating the manner in which county bonds may issue.

Very respectfully,

WM. FORSYTH BYNUM,

Chief Clerk House of Representatives.

And Senate Bill No. 62, contained in the above message, was referred to the Committee on Enrolled Bills.

The following message from the House of Representatives was read:

House of Representatives,  
Tallahassee, Fla., May 2, 1899.

Hon. Frank Adams,

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 Memorial No. 123:

To the Congress of the United States, asking for additional powers to be conferred on the Interstate Commerce Commission.

Very respectfully,

WM. FORSYTH BYNUM,

Chief Clerk House of Representatives.

And Senate Memorial No. 123, contained in the above message, was referred to the Committee on Enrolled Bills.

The following message from the House of Representatives was read:

House of Representatives,  
Tallahassee, Fla., May 3, 1899.

Hon. Frank Adams,

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. 48:

To be entitled an act in relation to the sale of garden, melon and other vegetable seed in the State of Florida.

And respectfully requests the concurrence of the Senate therein.

Very respectfully,  
WM. FORSYTH BYNUM,

Chief Clerk House of Representatives.

And House Bill No. 48, contained in the above message, was read the first time by its title and referred to the Committee on Judiciary.

The following message from the House of Representatives was read:

House of Representatives,  
Tallahassee, Fla., May 3, 1899.

Hon. Frank Adams,

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. 177:

To be entitled an act to prescribe the number of jurors required for the trial of all civil causes of this State.

And respectfully requests the concurrence of the Senate therein.

Very respectfully,  
WM. FORSYTH BYNUM,

Chief Clerk House of Representatives.

And House Bill No. 177, contained in the above message, was read the first time by its title and referred to the Committee on Judiciary.

The following message from the House of Representatives was read:

House of Representatives,  
Tallahassee, Fla., May 3, 1899.

Hon. Frank Adams,

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. 183:

To be entitled an act to amend Section 1 of Chapter 4561, Laws of Florida, being an act to regulate the taking of fish in the waters of Osceola County, Florida.

And respectfully requests the concurrence of the Senate therein.

Very respectfully,

WM. FORSYTH BYNUM,

Chief Clerk House of Representatives.

And House Bill No. 183, contained in the above message, was read the first time by its title and referred to the Committee on Fisheries.

The following message from the House of Representatives was read:

House of Representatives,  
Tallahassee, Fla., May 2, 1899.

Hon. Frank Adams,

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. 187:

To be entitled an act to amend Section 1478, Revised Statutes of Florida, relating to residence required in order to obtain a divorce.

And respectfully requests the concurrence of the Senate therein.

Very respectfully,

WM. FORSYTH BYNUM,

Chief Clerk House of Representatives.

And House Bill No. 187, contained in the above message, was read the first time by its title and referred to the Committee on Judiciary.

## SPECIAL ORDERS.

By Messrs. Carson and Myers from the Joint Committee:  
Senate Bill No. 149:

A bill to be entitled an act to amend an act entitled "An act to provide for the regulation of railroad schedules, freights, express, sleeping car and passenger tariffs, and building of freight and passenger depots in this State; to prevent unjust discrimination in the rates charged for the transportation of passengers and freight, and to prohibit railroad companies, corporations, persons and all common carriers in this State from charging other than just and reasonable rates, and to enforce the same and to prescribe a mode of procedure and rules of evidence in relation thereto, and to provide for the appointment and election of commissioners and to prescribe their duties and powers.

Was taken up at 11 A.M., being set for the hour.

Mr. Harris moved that Senate Bill No. 149 be considered by sections.

Mr. Dimick moved that the further consideration of Senate Bill No. 149 be postponed until next Monday at 11 A. M.

Which was agreed to.

The Senate then resumed consideration of bills on third reading.

And

Senate Bill No. 77:

A bill to be entitled an act to make an appropriation in aid of a monument commemorative of the Battle of Olustee and to provide for a commission to expend said appropriation.

Was taken up and read a third time in full.

Upon call of the roll on the passage of the bill.

The vote was:

Yeas—

Mr. President,	Dimick,	Palmer of 14th,
Messrs. Baker,	Fuller,	Rogers,
Blitch,	Gaillard,	Sams,
Carson,	Harris,	Wadsworth,
Chaires,	Hendley,	Williams—20.
Crill,	Hooker,	
Crosby,	McLin,	
Nays—	McCaskill,	Roberts—3.
Messrs.—	Myers,	

So the bill passed, title as stated.

Senate Bill No. 142:

A bill to be entitled an act to amend Section 2854 of the Revised Statutes of the State of Florida, specifying the number of jurors in civil and criminal cases.

Was taken up and read a third time in full.

Upon call of the roll on passage of the bill,

The vote was:

Yeas—	Fuller,	Myers,
Mr. President,	Gaillard,	Palmer of 11th,
Messrs. Baker,	Harris,	Roberts,
Blitch,	Hendley,	Wadsworth,
Carson,	Hooker,	Williams,
Crill,	McCaskill,	Wilson—21.
Crosby,	McCreary,	
Denham,	McLin,	

Nays—None.

So the bill passed, title as stated.

Senate Bill No. 114:

A bill to be entitled an act for the propagation and preservation of pheasant and grouse.

Was taken up and read the third time in full.

Upon call of the roll on the passage of the bill,

The vote was:

Yeas—	Fuller,	Myers,
Mr. President,	Gaillard,	Palmer of 14th,
Messrs. Baker,	Hendley,	Roberts,
Blitch,	Hooker,	Sams,
Broome,	McCaskill,	Wadsworth,
Carson,	McCreary,	Williams,
Crosby,	McLin,	Wilson—20.

Nays—None.

So the bill passed, title as stated.

The following communication was read:

Monticello, Fla., May 2, 1899.

Hens. Frank Adams, President of the Senate, and Robt. McNamee, Speaker of the House of Representatives:

My Dear Sirs—The ladies of the Memorial Association of Jefferson County will have their Confederate Monument here on the 17th of this month, and earnestly request that you will mention it to the Senate and House, and ask if they will come and be with us upon the occasion.

We still owe a balance upon the shaft, and in order to pay

what is due will serve a dinner at the Court House on that day.

Please let us hear from you in a day or two.

Very truly yours,

KATE DILWORTH SCOTT,

President Memorial Association of Jefferson County, Fla.

Mr. Broome moved that—

The Senate acknowledge with pleasure the invitation of the President of the Memorial Association of Jefferson County, to be present on the occasion of the unveiling of the Confederate Monument on the 17th, and regrets that business of a public nature prevents their acceptance or attendance in a body.

Which was agreed to.

By permission—

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

Senate Chamber,  
Tallahassee, Fla., May 4, 1899.

Hon. Frank Adams,

President of the Senate:

Sir—Your Committee on Judiciary to whom was referred—  
Senate Bill No. 95:

A bill to be entitled an act to regulate contracts of insurance of buildings and structures in this State, to fix a measure of damages in case of loss and to prescribe a rule of evidence therein.

Beg leave to report that they have carefully examined the same and recommend the accompanying substitute bill therefor.

Very respectfully,

FRED T. MYERS,

Chairman of Committee.

And Senate Bill No. 95, contained in the above report, together with the substitute therefor, was placed on the Calendar of bills on second reading.

By permission—

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

Senate Chamber,  
Tallahassee, Fla., May 4, 1899.

Hon. Frank Adams,

President of the Senate:

Sir—Your Committee on Judiciary to whom was referred—  
Senate Bill No. 168:

A bill to be entitled an act to authorize the City of Ocala to relinquish to the County of Marion its claim on certain road taxes due and to become due from said county to said city, for the purpose of certain public improvements by said county in the neighborhood of said city, and beyond its corporate limits, and to authorize the said city and county authorities to enter into contracts with each other for that purpose.

Also,

House Bill No. 56:

To be entitled an act to prohibit the publication of libelous articles and anonymous communications and to prescribe penalties for its violation.

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

Very respectfully,

FRED T. MYERS,

Chairman of Committee.

And Senate Bill No. 168 and House Bill No. 56, contained in the above report, were placed on the Calendar of bills on second reading.

By permission—

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

Senate Chamber,

Tallahassee, Fla., May 4, 1899.

Hon. Frank Adams,

President of the Senate:

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

House Bill No. 170:

To be entitled an act to repeal all fence laws in Township No. 51, Range 25, and Townships Nos. 51 and 52, in Range 26 south and east, in the County of Lee, State of Florida.

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

Very respectfully,

FRED T. MYERS,

Chairman of Committee.

And House Bill No. 170, contained in the above report, was placed on the Calendar of bills on second reading.

By permission—

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

Senate Chamber,  
Tallahassee, Fla., May 4, 1899.

Hon. Frank Adams,

President of the Senate:

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

An act for the preservation of wild deer, birds and other game and to prescribe the time within which they may be hunted, and prescribe a penalty for any violation thereof.

Also,

An act to provide for the appointment of a State Board of Medical Examiners of the Eclectic School of Medicine and to prescribe the qualifications, duties and powers of said Board.

Also,

Memorial to the Congress of the United States, asking that pensions be granted to the survivors of the Indian wars in Florida from 1842 to 1858 and the widows of those who have died.

Also,

An act to fix a penalty for willful, malicious and unlawful injuries to dams.

Also,

An act permitting parties to suits or their attorneys to examine jurors on their voir dire.

Also,

An act for the relief of Frank E. Saxon, Clerk of the Circuit Court for Hernando County;

Also,

Concurrent Resolution authorizing the appointment of a committee to investigate the status of lands belonging to the estate of John F. Dunn, deceased.

Also,

An act making appropriations for military expenses incurred by the State during the war with Spain.

Also,

Memorial to Congress asking an appropriation for the establishment of a lighthouse at what is known as the Blind Beacon, north of the White Point Lighthouse in Black Water Bay.

Beg leave to report that the same have been signed by the Speaker and Chief Clerk of the House of Representatives and present the same to the Senate for signatures of the President and Secretary thereof.

Very Respectfully,

E. N. DIMICK,

Chairman of Committee.

A message was received from the House of Representatives.

By permission—

Mr. Palmer of 11th moved that, inasmuch as the Committee on City and County Organization was without a quorum, House Bill No. 249 and Senate Bill No. 171, now in the hands of that committee, be referred to the Committee on Judiciary.

Which was agreed to.

And the bills were so referred.

By permission—

Mr. Reeves moved that Senate Bill No. 152, now in the hands of the Committee on City and County Organization, be referred to the Committee on Judiciary, for the same reason assigned by Mr. Palmer of 11th.

Which was agreed to.

And the bill was so referred.

Consideration of bills on third reading was resumed.

Senate Bill No. 127:

A bill to be entitled an act to amend Section 47 of Chapter 4528, Acts of 1895, approved May 30, 1895, being an act to provide for the registration of all legally qualified voters in the several counties of the State and to provide for general and special elections and for the returns of elections.

Was taken up and read a third time in full.

Upon call of the roll on the passage of the bill,

The vote was:

Yeas—

Mr. President,	Hooker,	Roberts,
Messrs. Baker,	McCaskill,	Rogers,
Britch,	McCreary,	Williams,
Broome,	McLin,	Wilson—16.
Crill,	Palmer of 14th,	
Denham,	Reeves,	

Nays—	Crosby,	Palmer of 11th,
Messrs—	Dimick,	Myers,
Carson,	Fuller,	Sams—7.

So the bill passed, title as stated.

Mr. Wilson moved that the rules be waived and that Senate Bill No. 127 be immediately certified to the House of Representatives.

Which was agreed to by a two-thirds vote, and the bill was so certified.

Senate Bill No. 129:

A bill to be entitled an act in relation to writs of error in criminal cases from inferior courts to the Supreme Court.

Was taken up and read the second time in full.

Upon call of the roll on the passage of the bill,

The vote was:

Yeas—

Mr. President,	Dimick,	Roberts,
Messrs—	Fuller,	Rogers,
Baker,	Hooker,	Sams,
Britch,	McCaskill,	Wadsworth,
Carson,	McCreary,	Williams,
Crill,	McLin,	Wilson—21.
Crosby,	Myers,	
Denham,	Palmer of 14th,	

Nays—None.

So the bill passed, title as stated.

Senate Bill No. 110:

A bill to be entitled an act concerning annuities for disabled soldiers and sailors of the State of Florida.

Was taken up and read the third time in full.

Upon call of the roll on the passage of the bill,

The vote was:

Yeas—Messrs—	Fuller,	Palmer of 14th,
Baker,	Gaillard,	Palmer of 11th,
Britch,	Harris,	Roberts,

Broome,  
Carson,  
Crill,  
Crosby,  
Denham,  
Dimick,

Hooker,  
McCaskill,  
McCreary,  
McLin,  
Myers,  
O'Brien,

Rogers,  
Sams,  
Williams,  
Wilson—24.

Nays—

Mr. President,

Wadsworth—2.

So the bill passed, title as stated.

Senate Bill No. 133:

A bill to be entitled an act to authorize the Southwestern Railroad Company to abandon its railroad, and to take up, remove and otherwise dispose of its rails and other property, and to revoke the unsatisfied land grants to the Green Cove Springs and Melrose Railroad Company, and the Western Railway Company of Florida.

Was taken up and read the third time in full.

Upon call of the roll on the passage of the bill,

The vote was:

Yeas—

Mr. President,  
Messrs.—  
Baker,  
Broome,  
Carson,  
Crill.,  
Denham,

Dimick,  
Fuller,  
Gaillard,  
Harris,  
Hooker,  
Myers,  
O'Brien,

Palmer of 11th,  
Roberts,  
Rogers,  
Sams,  
Wadsworth,  
Wilson—19.

Nays— Messrs.— Crosby,  
Blitch, McCaskill,

Williams—4.

So the bill passed, title as stated.

House Bill No. 151:

To be entitled an act to require mortgagees to cancel all mortgages within ten days after the payment of such mortgages.

Was taken up and read the third time in full.

Upon call of the roll on the passage of the bill,

The vote was:

Yeas—None.

Nays—

Mr. President,  
Messrs.—  
Baker,

Gaillard,  
Harris,

Reeves,  
Roberts,

Blitch,	Hooker,	Rogers,
Carson,	McCaskill,	Sams,
Crill,	McLin,	Wadsworth,
Crosby,	Myers,	Williams,
Denham,	O'Brien,	Wilson—23.
Fuller,	Palmer of 11th,	

So the bill failed to pass.

### ENROLLED.

The President announced that he was about to sign—

An act for the preservation of wild deer, birds and other game and to prescribe the time within which they may be hunted, and prescribe a penalty for any violation thereof.

Also,

An act to provide for the appointment of a State Board of Medical Examiners of the Eclectic School of Medicine and to prescribing the qualifications, duties and powers of said Board.

Also,

Memorial to the Congress of the United States, asking that pensions be granted to the survivors of the Indian wars in Florida from 1842 to 1858 and the widows of those who have died.

Also,

An act to fix a penalty for wilful, malicious and unlawful injuries to dams.

An act permitting parties to suits or their attorneys to examine jurors on their voir dire.

Also,

An act for the relief of Frank E. Saxon, Clerk of the Circuit Court for Hernando County;

Also,

Concurrent Resolution authorizing the appointment of a committee to investigate the status of lands belonging to the estate of John F. Dunn, deceased.

Also,

An act making appropriations for military expenses incurred by the State during the war with Spain.

Also,

Memorial to Congress asking an appropriation for the establishment of a lighthouse at what is known as the Blind Beacon, north of the White Point Lighthouse in Black Water Bay.

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.

Mr. Carson moved that the rules be waived and that messages from the House of Representatives be taken up.

Which was agreed to by a two-thirds vote.

#### MESSAGES FROM THE HOUSE OF REPRESENTATIVES.

The following message from the House of Representatives was read:

House of Representatives,  
Tallahassee, Fla., May 4, 1899.

Hon. Frank Adams,

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. 16:

A bill to be entitled an act to amend Sections 2 and 46 of Chapter No. 4635, Laws of Florida, entitled "An act to provide for the municipal officers of the City of Key West, a municipal corporation existing in the County of Monroe, Florida, to prescribe their terms of office, provide for their election and appointment, and to regulate their compensation," and to repeal Sections 2 and 3 of Chapter 3966, Laws of Florida, and amendments thereto.

Very respectfully,

WM. FORSYTH BYNUM,

Chief Clerk House of Representatives.

And Senate Bill No. 16, contained in the above message, was referred to the Committee on Enrolled Bills.

The following message from the House of Representatives was read:

House of Representatives,  
Tallahassee, Fla., May 4, 1899.

Hon. Frank Adams,

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. 60:

A bill to be entitled an act authorizing the town of Marianna by ordinance to require residents of said town to perform labor upon the streets, alleys and other public highways in said town.

Very respectfully,

WM. FORSYTH BYNUM,

Chief Clerk House of Representatives.

And Senate Bill No. 160, contained in the above message, was referred to the Committee on Enrolled Bills.

The following message from the House of Representatives was read:

House of Representatives,  
Tallahassee, Fla., May 4, 1899.

Hon. Frank Adams,

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. 101:

To be entitled an act relating to jurors in the Circuit Courts of this State.

And respectfully requests the concurrence of the Senate therein.

Very respectfully,

WM. FORSYTH BYNUM,

Chief Clerk House of Representatives.

And House Bill No. 101, contained in the above message, was read the first time by its title and referred to the Committee on Judiciary.

The following message from the House of Representatives was read:

House of Representatives,  
Tallahassee, Fla., May 4, 1899.

Hon. Frank Adams,

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. 141:

To be entitled an act to prohibit the catching and taking of fish from the fresh water streams and lakes of Calhoun County, State of Florida, in the months of April and May of each year.

And respectfully requests the concurrence of the Senate therein.

Very respectfully,

WM. FORSYTH BYNUM,

Chief Clerk House of Representatives.

And House Bill No. 141, contained in the above message, was read the first time by its title and referred to the Committee on Fisheries.

The following message from the House of Representatives was read:

House of Representatives,  
Tallahassee, Fla., May 4, 1899.

Hon. Frank Adams,

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. 145:

To be entitled an act to provide for the issuing of seven hundred and eight thousand dollars of manuscript bonds, for the purpose of refunding and redeeming the bonds now held by the several educational funds of the State, issued under the acts of the Legislature of January 26, 1871, and February 21, 1873, and other securities held by said funds or which may be hereafter purchased therefor.

And respectfully requests the concurrence of the Senate therein.

Very respectfully,

WM. FORSYTH BYNUM,

Chief Clerk House of Representatives.

And House Bill No. 145, contained in the above message, was read the first time by its title and referred to the Committee on Finance and Taxation.

The following message from the House of Representatives was read:

House of Representatives,  
Tallahassee, Fla., May 4, 1899.

Hon. Frank Adams,

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. 155:

A bill to be entitled an act to punish cruelty to children.

And respectfully requests the concurrence of the Senate therein.

Very respectfully,

WM. FORSYTH BYNUM,

Chief Clerk House of Representatives.

And House Bill No. 155, contained in the above message, was read the first time and referred to the Committee on Judiciary.

Mr. Reeves moved that the Senate take up and consider Senate Bill No. 95:

Which was agreed to.

And,

Senate Bill No. 95:

A bill to be entitled an act to regulate contracts of insurance of buildings and structures in this State, to fix a measure of damages in case of loss and to prescribe a rule of evidence therein.

Together with the Judiciary Committee substitute therefor, was taken up.

Mr. Reeves moved that the rules be waived and Senate Bill No. 95 be read a second time by its title only.

Which was agreed to by a two-thirds vote.

And

Senate Bill No. 95 was read by its title only.

The committee substitute for Senate Bill No. 95 was then read in full.

Mr. Reeves moved that the Committee Substitute for Senate Bill No. 95 be adopted with the following title, to-wit:

Senate Bill No. 95:

A bill to be entitled an act to regulate contracts of insurance of buildings and structures in this State, to fix a measure of damage in case of loss and to prescribe a rule of evidence therein.

Which was agreed to.

Mr. Reeves moved that the rules be waived and that Committee Substitute for Senate Bill No. 95 be read a second time by its title only.

Which was agreed to by a two-thirds vote.

And Committee Substitute for Senate Bill No. 95 was read a second time by its title.

Mr. Reeves moved that the rules be waived and that Committee Substitute for Senate Bill No. 95 be read a third time and put upon its passage.

Which was agreed to by a two-thirds vote.

And Committee Substitute for Senate Bill No. 95 was read a third time in full.

Upon call of the roll on the passage of the Committee Substitute for Senate Bill No. 95,

The vote was.

Yeas—

Mr. President,	Dimick,	O'Brien,
Messrs.—	Fuller,	Palmer of 14th,
Baker,	Gaillard,	Palmer of 11th,
Blich,	Harris,	Reeves,
Broome,	Hooker,	Roberts,
Carson,	McCaskill,	Sams,
Crill,	McCreary,	Wadsworth,
Crosby,	McLin,	Williams,
Denham,	Myers,	Wilson—26.

Nays—None.

So the Committee substitute for Senate Bill No. 95 passed, title as stated.

Mr. Reeves moved that the rules be waived and that Committee Substitute for Senate Bill No. 95 be immediately certified to the House of Representatives.

Which was agreed to by a two-thirds vote, and Committee Substitute for Senate Bill No. 95 was so certified.

By permission—

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

Senate Chamber,  
Tallahassee, Fla., May 4, 1899.

Hon. Frank Adams,

President of the Senate:

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

An act for the preservation of wild deer, birds and other game and to prescribe the time within which they may be hunted, and prescribe a penalty for any violation thereof.

Also,

An act to provide for the appointment of a State Board of Medical Examiners of the Eclectic School of Medicine and to prescribe the qualifications, duties and powers of said Board.

Also,

Memorial to the Congress of the United States, asking that pensions be granted to the survivors of the Indian wars in Florida from 1842 to 1858 and the widows of those who have died.

Also,

An act to fix a penalty for wilful, malicious and unlawful injuries to dams.

Also,

An act permitting parties to suits or their attorneys to examine jurors on their voir dire.

Also,

An act for the relief of Frank E. Saxon, Clerk of the Circuit Court for Hernando County.

Also,

Concurrent Resolution authorizing the appointment of a committee to investigate the status of lands belonging to the estate of John F. Dunn, deceased.

Also,

An act making appropriations for military expenses incurred by the State during the war with Spain.

Also,

Memorial to Congress asking an appropriation for the establishment of a lighthouse at what is known as the Blind Beacon, north of the White Point Lighthouse in Black Water Bay.

Beg leave to report that they have presented the same to the Governor for his approval.

Very respectfully,

E. N. DIMICK,

Chairman of Committee.

By permission—

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

Senate Chamber,  
Tallahassee, Fla., May 4, 1899.

Hon. Frank Adams,

President of the Senate:

Sir—Your Committee on Judiciary to whom was referred—  
House Bill No. 118:

To be entitled an act to amend Section 1615 of the Revised Statutes of Florida, relating to trial of cause before Justices of the Peace and County Judges as ex-officio Justices of the Peace.

Beg leave to report that they have carefully considered the same and would recommend the passage of the accompanying substitute therefor.

Very respectfully,

FRED T. MYERS,

Chairman of Committee.

And House Bill No. 118, contained in the above report, together with committee amendments, was placed on the Calendar of bills on second reading.

Mr. Reeves moved that the rules be waived and the Senate take up House Bill No. 118, now on its second reading.

Which was agreed to by a two-thirds vote.

And

House Bill No. 118:

To be entitled an act to amend Section 1615 of the Revised Statutes of Florida, relating to trial of causes before Justices of the Peace and County Judges as ex-officio Justices of the Peace.

Was taken up, together with the substitute of the Judiciary Committee therefor.

Mr. Reeves moved that the rules be waived and House Bill No. 118 be read a second time by its title only.

And House Bill No. 118 was read the second time by its title.

Which was agreed to by a two-thirds vote.

The substitute prepared by the Judiciary Committee was then read in full.

Mr. Reeves moved the adoption of the Committee Substitute for House Bill No. 118 with the following title:

Senate Substitute for House Bill No. 118:

A bill to be entitled an act to amend Section 1615 of the Revised Statutes of the State of Florida, relating to the trans-

fer of causes in certain causes from courts of County Judges and Justices of the Peace.

Which was agreed to.

Mr. Reeves moved that the rules be waived and Committee Substitute for House Bill No. 118 be read a second time by its title only.

And Committee Substitute for House Bill No. 118 was read a second time by its title.

Mr. Reeves moved that the rules be further waived and that Committee Substitute for House Bill No. 118 be read a third time and put upon its passage.

Which was agreed to by a two-thirds vote.

And Committee Substitute for House Bill No. 118 was read a third time in full.

Upon call of the roll on the passage of the substitute for the bill,

The vote was:

Yeas—

Mr. President,	Gaillard,	Palmer of 11th,
Messrs.—	Hooker,	Reeves,
Blitch,	McCaskill,	Roberts,
Broome,	McCreary,	Sams,
Chaires,	McLin,	Wadsworth,
Crill,	Myers,	Williams,
Denham,	O'Brien,	Wilson—23.
Fuller,	Palmer of 14th,	

Nays—None.

So the substitute for the bill passed, title as stated.

Senate Bill No. 55:

A bill to be entitled an act to amend Section 1516 of the Revised Statutes of Florida, relating to trial of causes before Justices of the Peace and County Judges as ex-officio Justices of the Peace.

Was taken up.

Mr. Reeves moved that Senate Bill No. 55 be indefinitely postponed.

Which was agreed to.

Senate Bill No. 38:

A bill to be entitled an act relating to a change of venue in criminal cases in the courts of Justices of the Peace, where the Justice has final jurisdiction.

Was taken up.

Mr. Wilson moved that Senate Bill No. 38 be indefinitely postponed.

Which was agreed to.

Mr. Palmer of 11th moved that the Senate adjourn until 10 o'clock A. M. to-morrow.

Which was agreed to.

Thereupon the Senate stood adjourned until Friday at 10 o'clock A. M.

## CONFIRMATIONS.

### COUNTY COMMISSIONERS.

#### Manatee County—

District No. 1—Joseph H. Kennedy, Palmetto, Fla.

District No. 2—William F. Parrish, Parrish, Fla.

District No. 3—A. H. Albritton, Miakka, Fla.

District No. 4—William T. Bryan, Sarasota, Fla.

District No. 5—Joseph B. Wyatt, Manatee, Fla.

#### Duval County—

District No. 1—Harrison Starret, Jacksonville, Fla.

District No. 2—R. B. Archibald, Jacksonville, Fla.

District No. 3—Harry J. Pickett, Jacksonville, Fla.

District No. 4—Frank F. L'Engle, Jacksonville, Fla.

District No. 5—Reuben H. Bowden, Mandarin, Fla.

#### Jefferson County—

District No. 1—J. W. Smith, Monticello, Fla.

District No. 2—T. J. Scurry, Monticello, Fla.

District No. 3—W. M. Girardeau, Monticello, Fla.

District No. 4—Isaac Story, Thomas City, Fla.

District No. 5—John C. Barclay, Waukeelah, Fla.

#### Monroe County—

District No. 1—Charles O. Forsberg, Key West, Fla.

District No. 2—S. A. Walker, Key West, Fla.

District No. 3—James R. Curry, Jr., Key West, Fla.

District No. 4—James W. Carey, Key West, Fla.

District No. 5—John F. Navarro, Key West, Fla.

### PILOT COMMISSIONERS.

To be Pilot Commissioners for the Port of Jacksonville, Fla.—

E. J. Triay, Jacksonville, Fla.

M. A. Dzialynski, Jacksonville, Fla.

C. E. Garner, Jacksonville, Fla.

Frank Floyd, Mayport, Fla.  
 Geo. W. Spaulding, Mayport, Fla.

#### CRIMINAL COURT JUDGE.

To be Judge of the Criminal Court of Record for Monroe County, Fla.—Hon. L. W. Bethel, of Key West, Fla.

#### COUNTY SOLICITORS.

To be County Solicitor for Monroe County, Fla.—Hon. J. Vining Harris, of Key West, Fla.

To be County Solicitor for Duval County, Fla.—Hon. Joseph B. Christie, of Jacksonville, Fla.

#### REMOVALS.

F. W. Taylor, Justice of the Peace for District No. 6, Volusia County, Fla.

Owen H. Dishong, Sheriff of DeSoto County, Fla.

Arthur T. Feaster, County Treasurer of Brevard County, Fla.