

MONDAY, MAY 22, 1899.

Senate met pursuant to adjournment.

The President in the Chair.

The roll was called and the following Senators answered to their names:

Mr. President,	Crill,	McCreary,
Messrs—	Crosby,	McLin,
Baker,	Denham,	Myers,
Barber,	Dimick,	O'Brien,
Blitch,	Fuller,	Roberts,
Broome,	Gaillard,	Rogers,
Bynum,	Harris,	Sams,
Carson,	Hendley,	Wadsworth,
Chaires,	Hooker,	Williams,
Clark,	McCaskill,	

Answering roll-call—28.

A quorum present.

Prayer by the Chaplain.

On motion the reading of the Journal was dispensed with.

The Journal was corrected and approved.

INTRODUCTION OF BILLS.

By Mr. Myers:

Senate Bill No. 254:

A bill to be entitled an act to provide that common carriers shall designate and provide with certificates of authority agents authorized to sell tickets, and prohibit all others from selling tickets or evidences of transportation; to provide for the redemption of the whole or any unused part of a ticket or evidence of transportation, and prohibit the forging or counterfeiting or altering of any genuine ticket or other evidence of transportation, and to provide punishment for the violation of any of the sections herein contained.

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

By Mr. Myers:

Senate Bill No. 255:

A bill to be entitled an act to provide for an exhibit at the Paris Exposition in 1900, and making the appropriation therefor.

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

By Mr. Palmer of 11th:
Senate Bill No. 256:

A bill to be entitled an act to amend Section 4 of Chapter 498 of the Laws of Florida, being an act to establish a municipal government for the town of Plant City, Florida.

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

Mr. Chaires introduced the following:
Senate Concurrent Resolution No. 23:

Resolved, by the Senate of the State of Florida, the House of Representatives concurring in the same:

1. That in the retirement of Mr. H. R. Duval from the active management of large interests in the State, Florida loses a citizen who has rendered conspicuous service to her people, who was one of the pioneers in her system of modern transportation, one of the fathers of the tobacco industry, which is already so large and is steadily growing in importance as a source of wealth and profit, who has loved and served her loyally when most she needed friends;

Therefore the representatives of Florida take pleasure in acknowledging these public services now, and in expressing the regret felt by all our people at the severing of those ties which have so long bound them to one of our most distinguished fellow-citizens, while assuring Colonel Duval that in the future, as in the past, he carries with him the warm admiration and devoted friendship of our people.

And the resolution was read the first time and referred to the Committee on Railroads.

RESOLUTIONS ON SECOND READING.

House Concurrent Resolution fixing time for adjournment of Legislature.

Was taken up and read the second time in full.

Mr. Harris moved that further consideration of the above resolution be postponed until Saturday next.

Mr. Harris withdrew his motion.

Mr. Crill moved the adoption of the resolution.

Mr. Broome moved that the above resolution be laid on the table.

Which was not agreed to.

The yeas and nays being called for on the motion to adopt,

The vote was:

Yeas—

Mr. President,

Crill,

O'Brien,

Messrs—

Dimick,

Reeves,

Bynum,
Carson,
Chaires,
Clark,

Fuller,
Gaillard,
Harris,
McLin,

Rogers,
Sams,
Wadsworth—16.

Nays--

Messrs--

Baker,
Barber,
Blitch,
Broome,

Crosby,
Hendley,
Hooker,
McCaskill,
McCreary.

Myers,
Roberts,
Williams—12.

So the resolution was agreed to.

REPORTS OF COMMITTEES.

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

Senate Chamber,
Tallahassee, Fla., May 22, 1899.

Hon. Frank Adams,

President of the Senate:

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

Senate Bill No. 201:

To be entitled an act to amend Section 10 of Chapter 4331, Laws of Florida, approved June 3, 1895, entitled an act to amend Sections 5, 6, 7, 8, 9, 12, 16, 17 and 19 of Chapter 4192 of the Laws of Florida, the same being an act to entitle an act to prescribe rules and regulations for licensing teachers, to provide for uniform examinations, and to secure fairness in examinations and in issuing teachers' certificates, and for other purposes.

Also,

Senate Bill No. 230:

A bill to be entitled an act to provide for the transfer of civil causes in the County Court of this State from one County Court to another County Court where the Judge of the County Court is disqualified from presiding, and the parties fail to agree upon a Judge ad litem or referee to try such cause.

Also,

Senate Bill No. 233:

A bill to be entitled an act to authorize E. H. Miller, J. J. McCullagh, J. J. McCaskill and R. E. L. McCaskill, partners doing business as the E. H. Miller Boom Company, to construct and maintain certain booms in the Choctawhatchee River and arms thereof.

Also;

Senate Bill No. 236:

A bill to be entitled an act to require street car companies doing business in this State to provide separate compartments, or cars, for the conveyance of persons of color, and to provide a penalty for violation of this act.

Also,

Senate Bill No. 209:

A bill to be entitled an act repealing an act entitled 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, and the amendments thereof, and providing for the payment of criminal costs and the hiring of county convicts.

Also,

Senate Bill No. 227:

A bill to be entitled an act to provide for the preparation and distribution of a manual for Justices of the Peace.

Reported unfavorably.

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

Very respectfully,

B. E. McLIN,

Chairman of Committee.

And Senate Bills Nos. 201, 230, 233, 236, 209 and 227, 227, contained in the above report, were placed on the Calendar of bills on third reading.

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

Senate Chamber,
Tallahassee, Fla., May 22, 1899.

Hon. Frank Adams,

President of the Senate:

Sir—Your Committee on Judiciary to whom was referred—
Senate Bill No. 244:

A bill to be entitled an act providing for the disposition of estates when the heirs or legatees or their residences are unknown or there are contests between persons claiming to be heirs or legatees.

Also,

Senate Bill No. 247:

A bill to be entitled an act to amend Section 4 of Chapter

4405, Laws of Florida, Acts of 1895, approved May 16, 1895, the same being an act entitled an act to amend Sections 2434, 2435, 2437 and 2438, Revised Statutes, relating to breaking and entering a dwelling house, building, ship, vessel or railroad car with intent to commit a misdemeanor or felony, and to prescribe a rule of evidence in such cases.

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

Very respectfully,

FRED T. MYERS,

Chairman of Committee.

And Senate Bills Nos. 244 and 247, contained in the above report, were placed on the Calendar of bills on second reading.

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

Senate Chamber,
Tallahassee, Fla., May 22, 1899.

Hon. Frank Adams,

President of the Senate:

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

Senate Bill No. 249:

A bill to be entitled an act to legalize the marriages and offspring of persons of African descent.

Also,

Senate Bill No. 250:

A bill to be entitled an act relating to bills in equity for the quieting of and removing of clouds from titles to real estate.

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 Bills Nos. 249 and 250, contained in the above report, were placed on the Calendar of bills on second reading.

Mr. Williams, Chairman of the Committee on Immigration, submitted the following report:

Senate Chamber.
Tallahassee, Fla., May 22, 1899.

Hon. Frank Adams,
President of the Senate:

Sir—Your Committee in Immigration, to whom was referred—

Senate Bill No. 255:

To be entitled an act to provide for an exhibit at the Paris Exposition in 1900, and making an appropriation therefor.

Have carefully examined the same and recommend it do pass.

Very respectfully,
ARTHUR T. WILLIAMS,
Chairman of Committee.

And Senate Bill No. 255, contained in the above report, was placed on the Calendar of bills on second reading.

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

Senate Chamber.
Tallahassee, Fla., May 18, 1899.

Hon. Frank Adams,
President of the Senate:

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

An act to amend Section 11, Chapter 4621, No. 107 of the Laws of Florida, approved June 4th, 1897, entitled an act to incorporate the Sanibel Island Railway and Construction Company;

Also,

An act for the relief of P. F. Green, C. H. Glenn, B. N. Faircloth, W. F. Skipper, citizens of Gadsden County, Florida, and W. B. Chester and J. B. Edwards, citizens of Liberty County, Florida;

Also,

An act to incorporate the Florida Baptist Convention;

Also,

An act to provide for the issue of bonds by the town of Marianna for the construction of waterworks and other purposes, and providing for the payment of the interest on and the principal of such bonds;

Also,

An act to settle the claims of certain transportation com-

panies for transporting troops furloughed by the Government;

Also,

An act for the relief of George W. Reynolds, ex-Tax Collector for the County of Monroe, State of Florida;

Also,

An act to amend Section 2707, of the Revised Statutes of Florida, in relation to the purchase of seed cotton between the hours of sunset and sunrise, and providing penalty therefor;

Also,

An act to provide for the opening, grading, paving, curbing and otherwise improving streets, parks, sidewalks and other public places in the City of Tampa; the construction of sewers therein; the repair and maintenance thereof; and for assessments against the abutting property for such improvements, including such as may have been completed or may be now in process of construction, and the enforcement and collection thereof.

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

Very respectfully,

E. N. DIMICK,

Chairman of Committee.

ENROLLED.

The President announced that he was about to sign—

An act to amend Section 11, Chapter 4621, No. 107 of the Laws of Florida, approved June 4th, 1897, entitled an act to incorporate the Sanibel Island Railway and Construction Company;

Also,

An act for the relief of P. F. Green, C. H. Glenn, B. N. Faircloth, W. F. Skipper, citizens of Gadsden County, Florida, and W. B. Chester and J. B. Edwards, citizens of Liberty County, Florida;

Also,

An act to incorporate the Florida Baptist Convention;

Also,

An act to provide for the issue of bonds by the town of Marianna for the construction of waterworks and other pur-

poses, and providing for the payment of the interest on and the principal of such bonds;

Also,

An act to settle the claims of certain transportation companies for transporting troops furloughed by the Government;

Also,

An act for the relief of George W. Reynolds, ex-Tax Collector for the County of Monroe, State of Florida:

Also,

An act to amend Section 2707, of the Revised Statutes of Florida, in relation to the purchase of seed cotton between the hours of sunset and sunrise, and providing penalty therefor;

Also,

An act to provide for the opening, grading, paving, curbing and otherwise improving streets, parks, sidewalks and other public places in the City of Tampa; the construction of sewers therein; the repair and maintenance thereof; and for assessments against the abutting property for such improvements, including such as may have been completed or may be now in process of construction, and the enforcement and collection thereof.

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

Senate Chamber.
Tallahassee, Fla., May 18, 1899.

Hon. Frank Adams,

President of the Senate:

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

An act to amend Section 11, Chapter 4621, No. 107 of the Laws of Florida, approved June 4th, 1897, entitled an act to incorporate the Sanibel Island Railway and Construction Company;

Also,

An act for the relief of P. F. Green, C. H. Glenn, B. N. Faircloth, W. F. Skipper, citizens of Gadsden County, Flori-

da, and W. B. Chester and J. B. Edwards, citizens of Liberty County, Florida;

Also,

An act to incorporate the Florida Baptist Convention;

Also,

An act to provide for the issue of bonds by the town of Marianna for the construction of waterworks and other purposes, and providing for the payment of the interest on and the principal of such bonds;

Also,

An act to settle the claims of certain transportation companies for transporting troops furloughed by the Government;

Also,

Also,

An act to amend Section 2707, of the Revised Statutes of Florida, in relation to the purchase of seed cotton between the hours of sunset and sunrise, and providing penalty therefor;

Also,

An act to provide for the opening, grading, paving, curbing and otherwise improving streets, parks, sidewalks and other public places in the City of Tampa; the construction of sewers therein; the repair and maintenance thereof; and for assessments against the abutting property for such improvements, including such as may have been completed or may be now in process of construction, and the enforcement and collection thereof.

Very respectfully,

E. N. DIMICK,

Chairman of Committee.

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

Mr. Carson moved that the rules be waived and that the Senate take up bills on third reading.

Which was agreed to by a two-thirds vote.

BILLS ON THIRD READING.

Senate Bill No. 172:

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

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,	Crill,	McCreary,
Messrs.—	Crosby,	McLin,
Baker,	Dimick,	Myers,
Barber,	Fuller,	Roberts,
Blicht,	Gaillard,	Sams,
Bynum,	Harris,	Wadsworth—23.
Carson,	Hendley,	
Chaires,	Hooker,	
Clark,	McCaskill,	

Nays—None.

So the bill passed, title as stated.

Senate Bill No. 190:

A bill to be entitled an act to prevent the spread of contagious or infectious diseases among the live stock of this State.

Was taken up and read a third time in full.

Upon call of the roll,

The vote was:

Mr. President,	Clark,	McCreary,
Messrs. Baker,	Crill,	McLin,
Barber,	Crosby,	Roberts,
Blicht,	Dimick,	Rogers,
Broome,	Fuller,	Sams,
Bynum,	Gaillard,	Wadsworth—22.
Carson,	Hooker,	
Chaires,	McCaskill,	

Nays—None.

So the bill passed, title as stated.

Senate Bill No. 160:

A bill to be entitled an act for the relief of tax payers in the storm belt of the Counties of Alachua, Levy, LaFayette, Suwannee, Columbia, Baker, Bradford and Nassau.

Mr. McCreary asked permission to withdraw Senate Bill No. 160.

Which was granted.

Mr. McCreary moved that the rules be waived and House Bill No. 303 be taken up out of its order and considered.

Which was agreed to by a two-thirds vote.

And,

House Bill No. 303:

To be entitled an act for the relief of tax payers in the storm belt of the Counties of Alachua, Levy, Lafayette, Suwannee, Columbia, Baker, Bradford and Nassau.

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—	Crill,	McLin,
Mr. President,	Crosby,	Reeves,
Messrs. Baker,	Dimick,	Roberts,
Barber,	Fuller,	Rogers,
Blich,	Gaillard,	Sams,
Bynum,	Hendley,	Wadsworth,
Carson,	Hooker,	Williams—24.
Chaires,	McCaskill,	
Clark,	McCreary,	

Nays—None.

So the bill passed, title as stated.

A message was received from the House of Representatives.

Mr. Carson moved that he be allowed to exchange Senate Bill No. 54 for Senate Bill No. 169, the next on the Calendar, and that Senate Bill No. 169 take the place of Senate Bill No. 54.

Which was agreed to.

And,

Committee Substitute for—

Senate Bill No. 54:

A bill to be entitled an act to repeal Chapter 4558 of the Laws of Florida, being an act for the protection and preservation of food fishes in the fresh water rivers, creeks, bayous, or streams in the State of Florida, and to prevent the hauling or dragging of seines or nets therein.

Was taken up and read a third time in full.

Mr. Sams moved that Committee Substitute for Senate Bill No. 54 be indefinitely postponed.

Mr. Sams withdrew the motion to indefinitely postpone.

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

The vote was:

Yeas—		
Mr. President,	Chaires,	McLin,
Messrs.—	Clark,	O'Brien,
Blich,	Crosby,	Roberts,
Broome,	Hooker,	Rogers,
Carson,	McCaskill,	Wadsworth—14.

Nays—	Dimick,	McCreary,
Messrs.	Fuller,	Reeves,
Bynum,	Gaillard,	Sams—9.
Crill.	Harris,	

So the bill passed, title as stated.

Mr. Baker was excused from voting.

Mr. Barber stated that he was paired on this bill with Mr. Wilson; that if Mr. Wilson were present he would vote aye on this bill and he (Mr. Barber) would vote No.

Mr. Myers was excused from voting.

Mr. Palmer of 1th was excused from voting.

Mr. Carson moved that the rules be waived and that all bills passed by the Senate be immediately certified to the House of Representatives.

Which was agreed to by a two-thirds vote.

A message was received from the Governor.

Mr. Reeves moved that the rules be waived and that the Senate recur to bills on second reading.

Which was agreed to by a two-thirds vote.

Mr. Chaires called up Senate Bill No. 146.

Senate Bill No. 146:

A bill to be entitled an act prescribing the method of obtaining permits to sell liquors, wines or beer.

Mr. Chaires asked permission to withdraw Senate Bill No. 146.

Which was granted.

Mr. Chaires moved that the rules be waived and that he be allowed to call up House Bill No. 274 out of its order.

Which was agreed to by a two-thirds vote.

And,

House Bill No. 274:

To be entitled an act prescribing the method of obtaining permits to sell liquors, wines or beer.

Was taken up and read a second time in full.

Mr. McCreary offered the following amendment to House Bill No. 274:

Amend Section 1 as follows:

After the word "wherein" strike out the words "such sale has not been prohibited by law," and insert the following: "a majority of the registered voters have since October 1st, 1897, petitioned for a permit to sell liquors, wines and beer."

Mr. McCreary moved the adoption of the amendment.

Which was agreed to.

Mr. O'Brien stated that he was paired with Mr. Wilson on this amendment; that if Mr. Wilson were present he would vote No and he (Mr. O'Brien) would vote aye.

Mr. Reeves offered the following amendment to House Bill No. 274.

After the word "district," in line 5, Section 1, add: "within an incorporated city or town of 2,000 or more inhabitants."

Mr. Reeves moved the adoption of the amendment.

Which was not agreed to.

Mr. O'Brien stated that he was paired with Mr. Wilson on the amendment; that if Mr. Wilson were present he would vote no, and he (Mr. O'Brien) would vote Aye.

Mr. Carson offered the following amendment to House Bill No. 274:

At the end of Section 2, add the words:

Provided, That a petition signed by a majority of the qualified electors of any election district praying that such permit or license be not granted shall be deemed a legal objection to the granting of such permit, and the Board of County Commissioners shall not grant any license or permit in such case.

Mr. Carson moved the adoption of the amendment.
amendment:

Mr. McCreary offered the following amendment to the. Strike out the word "qualified" and insert "registered."

Which was agreed to.

Mr. McCreary moved the adoption of the amendment as amended.

Which was agreed to.

Mr. O'Brien stated that he was paired with Mr. Wilson on the amendment; that if Mr. Wilson were present he would vote No and he (O'Brien) would vote Aye.

Mr. Carson offered the following amendment to House Bill No. 274:

Strike out the words "county seat of the county" in line 14, Section 2, and insert in lieu thereof the following: "precinct in which application for sale is made, and if no paper is published in such precinct then by posting in three public places therein."

Mr. Carson moved the adoption of the amendment.

Which was agreed to.

Mr. O'Brien stated that he was paired with Mr. Wilson on the amendment; that if Mr. Wilson were present he would vote No and he (Mr. O'Brien) would vote Aye.

Mr. McCreary offered the following amendment to House Bill No. 274:

After the words "person of good character," in Section 4, insert: "and a permit in such precinct had been granted for the fiscal year ending October 1st, 1899."

Mr. McCreary moved the adoption of the amendment.

Which was agreed to.

Mr. O'Brien stated that he was paired with Mr. Wilson on the amendment; that if Mr. Wilson were present he would vote No and he (Mr. O'Brien) would vote aye.

Mr. Harris offered the following amendment to House Bill No. 274:

After Section 4, add the following as Section 5:

Section 5. No license to sell liquors, wines and beers shall issue to any person or persons, doing business as a company under the provisions of this act, unless the applicant or applicants shall first file an affidavit giving the name or names of all persons who compose said company or partnership.

Change the other sections of the bill to correspond.

Mr. Harris moved the adoption of the amendment.

Which was agreed to.

Mr. O'Brien stated that he was paired with Mr. Wilson on the amendment; that if Mr. Wilson were present he would vote No and he (Mr. O'Brien) would vote Aye.

Mr. Reeves offered the following amendment to House Bill No. 274:

Add to Section 2 as amended:

Provided that the first Tuesday in any month shall, for the purposes of this act, be the day for the regular meeting of the Board of County Commissioners.

Mr. Reeves moved the adoption of the amendment.

Which was agreed to.

Mr. O'Brien stated that he was paired with Mr. Wilson on the amendment; that if Mr. Wilson were present he would vote No and he (Mr. O'Brien) would vote Aye.

Mr. Harris offered the following amendment to House Bill No. 274:

In the title after the word "beer" insert the following: "in certain cases."

Mr. Harris moved the adoption of the amendment.

Which was agreed to.

Mr. O'Brien stated that he was paired with Mr. Wilson on the amendment; that if Mr. Wilson were present he would vote No and he (Mr. O'Brien) would vote Aye.

Mr. Carson offered the following amendment to House Bill No. 274:

Add to Section 4 the following: "unless a majority of the registered voters of any given district or precinct petition against the granting of such license or permit."

Mr. Carson moved the adoption of the amendment.
Which was agreed to.

Mr. O'Brien stated that he was paired with Mr. Wilson on the amendment; that if Mr. Wilson were present, he would vote No and he (Mr. O'Brien) would vote Aye.

Mr. Reeves offered the following amendment to House Bill No. 274:

Add to Section 2 the words "Provided this act shall be held to apply only to incorporated cities or towns of 1,800 or more inhabitants."

Mr. Reeves moved the adoption of the amendment.

The yeas and nays were demanded on the motion to adopt.

Upon call of the roll,

The vote was:

Yeas—

Messrs—

Barber,

Blitch.

Crill,

McLin.

Reeves,

Sams,

Wadsworth,

Williams—8.

Nays—

Mr. President,

Messrs—

Baker,

Broome,

Bynum,

Carson,

Chaires,

Clark,

Crosby,

Dimick,

Fuller,

Gaillard,

Harris,

Hendley,

Hooker,

McCaskill,

McCreary,

Palmer of 11th,

Roberts,

Rogers—19.

So the amendment was not agreed to.

And House Bill No. 274, as amended was placed on Calendar of bills on third reading.

Mr. O'Brien stated in explanation of his vote:

Mr. President—As I previously stated, I am paired on this measure with the Senator from the Fourth, Mr. Wilson. Upon this amendment I do not know how he would vote were he present, but I wish to state, Mr. President, that no man in this chamber dislikes to differ with another as much as I hate to differ with the Senator from the 3rd, Mr. Reeves. I look upon him always as being sincere in anything he advocates, as do the people of my section. But, Mr. President, we have a condition in Pensacola which prompts me to believe

that this bill was just what they wanted before it was amended, and I would have voted for it in its original shape.

Oftentimes it occurs where the names upon the petition purported to be signed are not signed; and it can happen where no one in a neighborhood will sign a petition for a liquor saloon to be in that neighborhood, and still the voters, who have no interest there, will place a barroom in a neighborhood whose inhabitants are respectable against the wishes of those residents.

I believe the petition statute to be a farce from beginning to end. As long as there are barrooms in my county, placed there legally, be it just or unjust, fortunately or unfortunately, they are there and they comply with the law; and, Mr. President, I will never cast my vote which will permit all kinds of people to hold up the hands of the saloon keepers just previous to issuing their license.

As I said, I do not know how Mr. Wilson would vote, therefore I will not vote, but these are my sentiments.

Mr. Harris moved that the rules be waived and that the Senate recur to bills on third reading.

Which was agreed to by a two-thirds vote.

And,

Senate Bill No. 40:

A bill to be entitled an act to amend Section 2, Chapter 4214, Laws of Florida, being an act to better protect the oyster beds of this State, approved May 30, 1893.

Was taken up.

Mr. Blitch asked permission to withdraw Senate Bill No. 40.

Which was granted.

Mr. Blitch moved that he be allowed to call up Senate Bill No. 176 out of its order.

Which was agreed to by a two-thirds vote.

And,

Senate Bill No. 176:

A bill to be entitled an act authorizing the Governor to have all State offices examined; to report such examinations to the Legislature, and to repeal Sections 111, 127, 128 and 129 of the Revised Statutes.

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,

Crill,
Crosby,

McLin,
O'Brien,

Blitch,	Fuller,	Reeves,
Carson,	Gaillard,	Roberts,
Chaires,	Hooker,	Rogers—17.
Clark,	McCaskill,	

Nays—None.

So the bill passed, title as stated.

Mr. Hendley moved that the rules be waived and House Bill No. 285 be taken up out of its order and considered.

Which was agreed to by a two-thirds vote.

And,

House Bill No. 285:

To be entitled an act to relieve physicians who have practiced medicine continuously and successfully since the year eighteen hundred and eighty-four.

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,	Crill,	McCreary,
Messrs. Baker,	Crosby,	McLin,
Barber,	Gaillard,	Reeves,
Blitch,	Hendley,	Roberts,
Carson,	Hooker,	Sams—17.
Clark,	McCaskill,	

Nays—None.

So the bill passed, title as stated.

House Bill No. 173:

To be entitled an act to amend Chapter 4470, Laws of Florida, Acts of 1895, amending the acts to incorporate the Peninsular and Oriental Express **Company**.

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,	Crill,	McCaskill,
Messrs.—	Crosby,	McLin,
Baker,	Dimick,	Reeves,
Blitch,	Gaillard,	Roberts,
Bynum,	Harris,	Sams—18.
Carson,	Hendley,	
Clark,	Hooker,	

Nays—None.

So the bill passed, title as stated.

Senate Bill No. 175:

A bill to be entitled an act granting to the prosecuting attorneys for County Courts in the State of Florida process, and also authorizing them to administer oaths to witnesses.

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,	Carson,	Hooker,
Messrs. Baker,	Clark,	McLin,
Barber,	Crosby,	O'Brien,
Blitch,	Dimick,	Roberts—13.

Nays—

Messrs.—	Crill,	Harris,
Bynum,	Gaillard,	McCaskill—5.

So the bill passed, title as stated.

Mr. Crosby moved that the Senate do now adjourn.

Which was not agreed to.

Senate Bill No. 161:

A bill to be entitled an act for the relief of H. B. Gaskin, Clerk of the Circuit Court of Calhoun County, 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,	Bynum,	McCreary,
Messrs—	Clark,	O'Brien,
Barber,	Crill,	Palmer of 11th,
Blitch,	Gaillard,	Roberts—13.
Broome,	McCaskill,	

Nays—Messrs.—

Crosby,	Hooker,
Baker,	McLin—7.
Carson,	Harris,

So the bill passed, title as stated.

By permission—

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

Senate Chamber,
Tallahassee, Fla., May 22, 1899.

Wm. Frank Adams,

President of the Senate:

Sir—Your Committee on Privileges and Elections to whom was referred—

Senate Bill No. 240:

A bill to be entitled an act to authorize certain persons, who were in the military or naval service of the United States in the late war with Spain, to qualify as electors of the City of Jacksonville at the next municipal election.

Beg leave to report that we have carefully examined and recommend that it do pass.

Very respectfully,

J. A. HENDLEY,

Chairman of Committee.

And Senate Bill No. 240, contained in the above report, was placed on the Calendar of bills on second reading.

At 12:40 P. M.

Mr. Palmer of 11th moved.

That the Senate go into executive session.

Which was agreed to.

And the doors were closed.

At 12:42 P. M. the doors were opened.

The President in the chair.

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

Mr. President,	Crill,	Myers,
Baker,	Crosby,	Palmer of 11th,
Barber,	Dimick,	Roberts,
Blicht,	Gaillard,	Rogers,
Broome,	Harris,	Sams,
Bynum,	Hooker,	Wadsworth,
Carson,	McCaskill,	Williams,
Chaires,	McCreary,	
Clark,	McLin,	

Answering roll-call—25.

A quorum present.

Mr. Blicht moved that the Senate adjourn until 3:30 o'clock P. M.

Which was agreed to.

Thereupon the Senate adjourned until 3:30 o'clock P. M.

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,	Crill,	McLin,
Messrs. Baker,	Crosby,	O'Brien,
Barber,	Dimick,	Palmer of 11th,
Blitch,	Fuller,	Roberts,
Broome,	Gaillard,	Rogers,
Bynum,	Harris,	Sams,
Carson,	Hooker,	Wadsworth,
Chaires,	McCaskill,	Williams,
Clark,	McCreary,	

Answering roll-call—28.

A quorum present.

Senate Bill No. 228:

A bill to be entitled an act to establish a uniform system of public free schools, one Normal School for each race, and an institute for the blind, deaf and dumb, and to provide for their conduct and maintainance.

Which was read the first time by its title May 16th, and ordered printed; was taken up and referred to the Committee on Education.

By permission—

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

Senate Chamber.

Tallahassee, Fla., May 22, 1899.

Hon. Frank Adams,

President of the Senate:

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

An act to increase the criminal jurisdiction of Justices of the Peace.

Also,

An act to appropriate \$20,000 to be used for the payment for the buildings, fumigating plants, wharves and other property, including boats, of the Escambia County Board of Health, and to have title to the same confirmed in the State of Florida for the use of the State Board of Health.

Also,

An act relating to persons convicted in municipal courts, and their employment upon the streets and public works of municipalities.

Also,

An act to amend Section 8 of an act entitled an act to provide for establishing, working, repairing and maintaining the public roads and bridges of the several counties of this State, and to provide penalties for failure thereof, approved May 20, 1895.

Also,

An act to repeal Chapter 4548 of the Laws of Florida, Acts of 1897, entitled an act to require the official phosphate sampler of each port of this State from which phosphates are shipped, to inspect each and every car of phosphate arriving at such port for shipment and to issue certificates for the same, and to provide his compensation therefor.

Also,

An act for the relief of the Wrought Iron Range Company.

Also,

An act to incorporate the Camp Phosphate Company.

Also,

An act to extend the time of completing the canal of The Florida Coast Line Canal and Transportation Company, and to preserve and continue the grant of land to aid in its construction.

Also,

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 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.

Beg to report that the same have received the signatures of the Speaker and Chief Clerk of the House of Representatives, and are presented to the Senate for signatures of President and Secretary thereof.

Very respectfully,

E. N. DIMICK,

Chairman of Committee.

ENROLLED.

The President announced that he was about to sign—

An act to increase the criminal jurisdiction of Justices of the Peace.

Also,

An act to appropriate \$20,000 to be used for the payment for the buildings, fumigating plants, wharves and other property, including boats, of the Escambia County Board of Health, and to have title to the same confirmed in the State of Florida for the use of the State Board of Health.

Also,

An act relating to persons convicted in municipal courts, and their employment upon the streets and public works of municipalities.

Also,

An act to amend Section 8 of an act entitled an act to provide for establishing, working, repairing and maintaining the public roads and bridges of the several counties of this State, and to provide penalties for failure thereof, approved May 20, 1895.

Also,

An act to repeal Chapter 4548 of the Laws of Florida, Acts of 1897, entitled an act to require the official phosphate sampler of each port of this State from which phosphates are shipped, to inspect each and every car of phosphate arriving at such port for shipment and to issue certificates for the same, and to provide his compensation therefor.

Also,

An act for the relief of the Wrought Iron Range Company.

Also,

An act to incorporate the Camp Phosphate Company.

Also,

An act to extend the time of completing the canal of The Florida Coast Line Canal and Transportation Company, and to preserve and continue the grant of land to aid in its construction.

Also,

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 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.

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

Senate Chamber.

Tallahassee, Fla., May 22, 1899.

Hon. Frank Adams,

President of the Senate:

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

An act to increase the criminal jurisdiction of Justices of the Peace.

Also,

An act to appropriate \$20,000 to be used for the payment for the buildings, fumigating plants, wharves and other property, including boats, of the Escambia County Board of Health, and to have title to the same confirmed in the State of Florida for the use of the State Board of Health.

Also,

An act relating to persons convicted in municipal courts, and their employment upon the streets and public works of municipalities.

Also,

An act to amend Section 8 of an act entitled an act to provide for establishing, working, repairing and maintaining the public roads and bridges of the several counties of this State, and to provide penalties for failure thereof, approved May 20, 1895.

Also,

An act to repeal Chapter 4548 of the Laws of Florida, Acts of 1897, entitled an act to require the official phosphate sampler of each port of this State from which phosphates are shipped, to inspect each and every car of phosphate arriving at such port for shipment and to issue certificates for the same, and to provide his compensation therefor.

Also,

An act for the relief of the Wrought Iron Range Company.

Also,

An act to incorporate the Camp Phosphate Company.

Also,

An act to extend the time of completing the canal of The

Florida Coast Line Canal and Transportation Company, and to preserve and continue the grant of land to aid in its construction.

Also,

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 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.

Req to report that the same have been presented to the Governor for his approval.

Very respectfully,

E. N. DIMICK,

Chairman of Committee.

Mr. Carson moved that the rules be waived and 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 22, 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 adopted the report of the Committee of Conference upon—

Senate Substitute for House Bill No. 118:

Req leave to report that they have carefully examined the same and recommend the adoption of the Senate Substitute, with the following amendment: §

In line (eight) 8 of Section 1, immediately after the word "process," insert the words "in civil."

Very respectfully,

WM. FORSYTH BYNUM,

Chief Clerk House of Representatives.

The report of the Committee of Conference on the part of the Senate on Senate Substitute for House Bill No. 118, laid over from Saturday last, was taken up.

Mr. Crill moved the adoption of the report of the Committee on Conference.

Which was agreed to.

The following message from the House of Representatives was read:

House of Representatives,
Tallahassee, Fla., May 22, 1899.

Hon. Frank Adams,

President of the Senate:

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

Senate Bill No. 89:

To be entitled an act for the relief of John R. Scott, ex-Treasurer of Sumter County, and the relief of his bondsmen.

Very respectfully,

WM. FORSYTH BYNUM,

Chief Clerk House of Representatives.

And Senate Bill No. 89, 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 22, 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. 194:

A bill to be entitled an act to amend Sections 2, 40^a and 41 of an act entitled an act to abolish the present municipal government of the town of Madison, Florida, and to provide a town government therefor, being Chapter 4313, approved June 2, 1893; to abolish the office of trustees of waterworks bonds, and to grant additional powers to said municipality.

Very respectfully,

WM. FORSYTH BYNUM,

Chief Clerk House of Representatives.

And Senate Bill No. 194, 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 22, 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. 238:

A bill to be entitled an act to enlarge the corporate powers of the City of St. Augustine, in the State of Florida.

Very respectfully,

WM. FORSYTH BYNUM,

Chief Clerk House of Representatives.

And Senate Bill No. 238, 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 22, 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. 253:

A bill to be entitled an act to repeal Chapter 4217 of the Laws of Florida, entitled an act to organize and establish a County Court in and for Alachua County, and to provide for the appointment of a prosecuting attorney for said County Court, approved May 24, 1893.

Very respectfully,

WM. FORSYTH BYNUM,

Chief Clerk House of Representatives.

And Senate Bill No. 253, contained in the above message, was referred to the Committee on Enrolled Bills.

Mr. Carson moved that House Bill No. 274, now on third reading, be placed back on second reading for amendment.

Which was agreed to.

House Bill No. 274:

To be entitled an act prescribing the method of obtaining permits to sell liquors, wines or beer.

Was taken up.

Mr. Carson offered the following amendment to House Bill No. 274:

At the end of Section 2, as amended, add the following:

Provided, That no person who has been refused a license or permit by the County Commissioners for legal cause, shall be permitted to renew his application for license or permit to file a new application for license or permit until the expiration of a year from the date of such refusal.

Mr. Carson moved the adoption of the amendment.

Which was agreed to.

And House Bill No. 274, as amended, was placed on the Calendar of bills on third reading.

BILLS ON THIRD READING.

Senate Bill No. 203:

A bill to be entitled an act to incorporate the Experimental Farm Company.

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,	Crill,	O'Brien,
Messrs.—	Crosby,	Palmer of 12th,
Baker,	Fuller,	Roberts,
Barber,	Harris,	Rogers,
Britch,	Hooker,	Sams,
Bynum,	McCaskill,	Wadsworth,
Carson,	McCreary,	Williams—24.
Chaires,	McLin,	
Clark,	Gaillard,	

Nays—None.

So the bill passed, title as stated.

House Bill No. 38:

To be entitled an act to provide a penalty for larceny of hogs, sheep or goats.

Was taken up and read the third time in full.

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

The vote was:

Mr. President,	Crosby,	Myers,
Messrs. Baker,	Fuller,	O'Brien,
Barber,	Gaillard,	Palmer of 11th,
Blitch,	Harris,	Roberts,
Bynum,	Hooker,	Rogers,
Chaires,	McCaskill,	Sams,
Clark,	McCreary,	Wadsworth,
Crill,	McLin,	Williams—25.

Nays—None.

So the bill passed, title as stated.

At 3:50 P. M.

Mr. Palmer of 11th moved.

That the Senate go into executive session.

And the doors were closed.

At 5:30 P. M. the doors were opened.

The President in the chair.

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

Mr. President,	Crosby,	Myers,
Messrs.—	Denham,	O'Brien,
Baker,	Dimick,	Palmer of 11th,
Barber,	Fuller,	Peaves,
Blitch,	Gaillard,	Roberts,
Bynum,	Harris,	Rogers,
Carson,	Hooker,	Sams,
Chaires,	McCaskill,	Wadsworth,
Clark,	McCreary,	Williams,
Crill,	McLin,	

Answering roll-call—28.

A quorum present.

Mr. Myers asked that Mr. Wilson be excused from attendance until next Wednesday.

Mr. Wilson was excused.

Mr. Harris moved that the Senate adjourn until 9 o'clock A. M. to-morrow.

Which was agreed to.

Thereupon the Senate adjourned until Tuesday at 9 o'clock A. M.

CONFIRMATIONS.
COUNTY COMMISSIONERS.

Madison County—

- District No. 1—William H. Dial, Jr.
- District No. 2—G. W. Sutley.
- District No. 3—L. J. Porter.
- District No. 4—N. W. McDonald.
- District No. 5—W. B. Williams.

Polk County—

- District No. 1—William T. Hull.
- District No. 2—Arthur Keen.
- District No. 3—Thomas L. Hughes.
- District No. 4—A. B. Harrington.
- District No. 5—Herbert J. Drane.

Escambia County—

- District No. 1—John D. Cody.
- District No. 2—Mansfield Moreno.
- District No. 3—H. T. Purcell.
- District No. 4—Frank Johnson.
- District No. 5—Joseph W. Brewton.

Suwannee County—

- District No. 1—M. L. Burnett, Live Oak, Fla.
- District No. 2—John Newlan, Live Oak, Fla.
- District No. 3—C. L. McClain, Luraville, Fla.
- District No. 4—John W. Carver, McAlpin, Fla.
- District No. 5—J. M. Hall, O'Brien, Fla.

CIRCUIT JUDGES.

- Hon. E. C. Maxwell, Pensacola, Fla., to be Judge in and for the First Judicial Circuit of the State of Florida.
- Hon. John W. Malone, Quincy, Fla., to be Judge in and for the Second Judicial Circuit of the State of Florida.
- Hon. John F. White, Live Oak, Fla., to be Judge in and for the Third Judicial Circuit of the State of Florida.
- Hon. E. M. Call, Jacksonville, Fla., to be Judge in and for the Fourth Judicial Circuit of the State of Florida.
- Hon. W. A. Hocker, Ocala, Fla., to be Judge in and for the Fifth Judicial Circuit of the State of Florida.
- Hon. Minor S. Jones, Titusville, Fla., to be Judge in and for the Seventh Judicial Circuit of the State of Florida.

STATE ATTORNEYS.

Hon. John H. Mcinne, Marianna, Fla., to be State's Attorney in and for the First Judicial Circuit of the State of Florida, to serve during the unexpired term of Hon. W. H. Milton, resigned.

Hon. Syd. L. Carter, Gainesville, Fla., to be State's Attorney in and for the Fifth Judicial Circuit of the State of Florida.

Hon. Peter O. Knight, Tampa, Fla., to be State's Attorney in and for the Sixth Judicial District of the State of Florida.