

TUESDAY, APRIL 23, 1901.

Senate met pursuant to adjournment.

The President in the Chair.

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

Mr. President, Messrs. Adams, Blich, Broome, Butler, Carson, Cottrell, Crews, Crill, Denham, Harris, Kirk, Law, Miller, Myers, McCaskill, McCreary, MacWilliams, Neel, O'Brien, Palmer, Peacock, Rogers, Rouse, Whidden, Wilson of 7th, Wadsworth and Williams—28.

A quorum present.

Prayer by the Chaplain.

The reading of the Journal was dispensed with.

The Journal was corrected and approved.

INTRODUCTION OF MEMORIALS AND PETITIONS.

Mr. Law presented the following memorial:

Memorial to the Legislature of the State of Florida, asking that a Constitutional amendment be passed and such other means carried into effect as may be proper and necessary for the relief of the Supreme Court.

Whereas, the docket of the Supreme Court of the State of Florida is now congested and in such condition that the Court is from four to five years behind in the decision of cases appealed thereto;

Be it resolved, by the Bar Association of the County of Hillsborough, that the Senator and Representatives of Hillsborough County in the Florida Legislature be requested to use their utmost endeavors to secure the early passage of such legislation as may be necessary to provide for the relief of the Supreme Court of the State of Florida.

Resolved, That a copy of this memorial be sent to the Senator and two Representatives of this county.

H. L. MITCHELL,

President.

M. HENRY COHEN,

Secretary.

The memorial was ordered spread on the Journal.

Mr. Law presented the following memorial:

Memorial to the Senate of the State of Florida in session assembled:

Whereas, in the opinion of the Bar Association of the County of Hillsborough, the salary now paid to the Circuit Judges of the State of Florida is inadequate; therefore

Be it resolved, by the Bar Association of the County of Hillsborough, that the Senator of the State of Florida in session assembled do use their efforts to secure the early passage of an amendment to the Constitution of this State, authorizing an increase in the salary of the several Circuit Judges of this State.

Resolved, That the President and Secretary of this Association are hereby directed to send a copy of this memorial to the President of the Florida State Senate.

H. L. MITCHELL,
President.
M. HENRY COHEN,
Secretary.

The memorial was ordered spread on the Journal.

Mr. Law presented the following petition:

Petition to the State Legislature, adopted by the Teachers' Co-Operative Association of the Jasper Normal Institute.

We, the members of the Teachers' Co-Operative Association of the Jasper Normal, earnestly petition your Honorable body for favorable consideration and adoption of such bills as will embrace the following:

1st. To eliminate the maximum Five Mill Clause for the levying of school funds.

2d. For the creation of a Board of Equalization for the purpose of equalizing the percentage of assessed value of all property.

3d. For the appropriation of a sufficient fund, met by the Peabody Fund, for the maintenance of Summer Normal Schools accessible to the majority of teachers.

4th. That no bill be passed requiring uniformity of text books throughout the State.

The above were offered by the Normal Association of Stetson University and heartily endorsed by our association.

We also incorporate the following in our petition:

1st. For the creation of a State Board of Examiners for preparing questions, examining papers and certifying teachers.

2d. For granting of special certificate to teachers of primary grade for use in primary work only.

3d. For the consolidation of the Boards of County Commissioners and Public Instruction.

4th. That all counties be required to purchase and furnish children with text books.

A. C. McCALL,
J. F. HARRELL,
(MISS) SUSIE CARMINE,
Committee.

The petition was ordered spread on the Journal.

INTRODUCTION OF BILLS.

By Mr. Palmer of 14th:

Senate Bill No. 165:

A bill to be entitled an act fixing and regulating the time for holding the terms of the Circuit Court in and for the Third Judicial Circuit of the State of Florida, in and for the County of Columbia.

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

By Mr. Crill:

Senate Bill No. 166:

A bill to be entitled an act to amend Sections 2218, 2219, 2223 and 2225, of the Revised Statutes of Florida, relating to insurance and surety companies.

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

By Mr. Blich:

Senate Bill No. 167:

A bill to be entitled an act to regulate the sale of pistol cartridges.

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

By Mr. Harris:

Senate Bill No. 168:

A bill to be entitled an act to amend Section 1, of Chapter 4493, Laws of Florida, entitled "an act supplementary to an act entitled an act to establish the municipality of Key West, provide for its government, and prescribe its jurisdiction and powers," approved May 16, 1889, and to extend the powers of said municipality.

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

By Mr. Law:

Senate Bill No. 169:

A bill to be entitled an act for the appointment of Assistant

State Attorneys, their powers and duties and their compensation for such services.

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

By Mr. Palmer of 11th:

Senate Bill No. 170:

A bill to be entitled an act in relation to the examination and licensing of pilots by Pilot Commissioners.

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

REPORTS OF COMMITTEES.

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

Senate Chamber,
Tallahassee, Fla., April 23, 1901.

Hon. Thomas Palmer,

President of the Senate:

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

Senate Bill No. 124:

A bill to be entitled an act to provide for the holding of political primary elections in the State of Florida, and to provide penalties for the violation of the same.

Respectfully request that the same be referred to the special Joint Committee appointed to consider all questions of this nature.

Very respectfully,

W. C. ROUSE,

Chairman of Committee.

Mr. Rouse moved that the recommendation of the committee be adopted.

Which was agreed to.

And Senate Bill No. 124 was referred to the Special Committee under Senate Concurrent Resolution No. 11.

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

Senate Chamber,
Tallahassee, Fla., April 23, 1901.

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

Senate Bill No. 160:

A bill to be entitled an act declaring the town of Chipley,

in the county of Washington, to be a legally incorporated town.

Also,

Senate Bill No. 162:

A bill to be entitled an act to provide for the issue of bonds by the town of Chipley, for the construction of water works and a public school building, and providing for the payment of the interest on and the principal of such bonds.

Also,

Senate Bill No. 168:

A bill to be entitled an act to amend Section 1 of Chapter 4493, Laws of Florida, entitled "an act supplementary to an act entitled an act to establish the municipality of Key West, prescribe its jurisdiction and powers, approved May 16, 1889, and to extend the powers of said municipality."

Beg leave to report that they have carefully considered the same, and beg leave to recommend that the same be passed by the Senate.

Very respectfully,

W. HUNT HARRIS,

Chairman of Committee.

And Senate Bills Nos. 160, 162 and 168, contained in the above report, were placed on the Calendar of bills on second reading.

My Wilson of 7th, Chairman of Committee on Judiciary, submitted the following report:

Senate Chamber,
Tallahassee, Fla., April 22, 1901.

Hon. Thomas Palmer,

President of the Senate:

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

Senate Bill No. 14:

A bill to be entitled an act to prevent a lien upon real estate by persons not in privity with the owner, and for the protection of the owner, the laborer for work performed and material men for material furnished.

Also,

Senate Bill No. 42:

A bill to be entitled an act to protect contractors, mechanics, laborers and material men, and to provide for the summary collection of moneys due them for wages or materials furnished.

Beg leave to report that they have carefully considered said bills and recommend that they do not pass, but in place there- they recommend the passage of the accompanying Committee Bill.

Very respectfully,
C. C. WILSON,
Chairman of Committee.

And Senate Bills Nos. 42 and 14, contained in the above report, together with the Committee bill substituted therefor, were placed on the Calendar of bills on second reading.

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

Senate Chamber,
Tallahassee, Fla., April 23, 1901.

Hon. Thomas Palmer,

President of the Senate:

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

An act to repeal an act entitled an act to organize a municipal government for the town of Genoa, Florida, the same being Chapter 4311, Laws of Florida, and approved May 26, 1893.

Also,

An act enlarging the Chancery Jurisdiction in the appointment of receivers.

Beg to report that the same have been presented to the House of Representatives for the signatures of the Speaker and Chief Clerk thereof.

Very respectfully,
C. A. CARSON,
Acting Chairman of Committee.

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

Senate Chamber,
Tallahassee, Fla., April 23, 1901.

Hon. Thomas Palmer,

President of the Senate:

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

Senate Bill No. 92:

A bill to be entitled an act to extend the time for beginning work upon the Pan-American Railway, and thereupon to

confirm to said railway all rights, powers, privileges and grants heretofore conferred upon the same.

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

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

And Senate Bill No. 92, contained in the above report, was placed on the Calendar of bills on second reading.

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

Senate Chamber,
Tallahassee, Fla., April 23, 1901.

Hon. Thomas Palmer,

President of the Senate:

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

Senate Bill No. 110:

A bill to be entitled an act to prescribe the time for the qualification of electors for all special elections in the State of Florida.

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

Very respectfully,
W. C. ROUSE,
Chairman of Committee.

And Senate Bill No. 110, contained in the above report, was placed on the Calendar of bills on second reading.

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

Senate Chamber,
Tallahassee, Fla., April 23, 1901.

Hon. Thomas Palmer,

President of the Senate:

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

Senate Bill No. 129:

A bill to be entitled an act to establish and keep in good repair hard public roads and highways in DeSoto county in this State; directing the Board of County Commissioners of said county to levy a special tax to pay for same; to purchase neces-

sary tools, implements and stock to be used in working same; to pay all expenses of same and declaring all roads in said county heretofore established according to law to be public roads.

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

Very respectfully,
P. W. BUTLER,
Acting Chairman of Committee.

And Senate Bill No. 129, contained in the above report, was placed on the Calendar of bills on third reading.

Mr. Wilson of 7th, Chairman of the Committee on Judiciary, submitted the following report:

Senate Chamber,
Tallahassee, Fla., April 22, 1901.

Hon. Thomas Palmer,

President of the Senate:

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

House Bill No. 113:

A bill to be entitled an act to amend Section 2604 of the Revised Statutes of the State of Florida, relating to bigamy.

Beg leave to report that they have carefully considered same, and recommend its passage with the following amendment, to-wit:

By adding in line six of Section one, after the words "three years," the words "continuously, the party marrying again not knowing the other to be living within that time."

Very respectfully,
C. C. WILSON,

Chairman of Committee.

And House Bill No. 113, contained in the above report, together with the amendment, was placed on the Calendar of bills on second reading.

Mr. Wilson of 7th, Chairman of the Committee on Judiciary, submitted the following report:

Senate Chamber,
Tallahassee, Fla., April 22, 1901.

Hon. Thomas Palmer,

President of the Senate:

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

Senate Bill No. 152:

A bill to be entitled an act to permit the filing of creditors' bills without obtaining judgment.

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

Very respectfully,
C. C. WILSON,
Chairman of Committee.

And Senate Bill No. 152, contained in the above report, was placed on the Calendar of bills on second reading.

Mr. Wilson of 7th, Chairman of the Committee on Judiciary, submitted the following report:

Senate Chamber,
Tallahassee, Fla., April 22, 1901.

Hon. Thomas Palmer,

President of the Senate:

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

Senate Bill No. 120:

A bill to be entitled an act to amend Section 1821 of the Revised Statutes of the State of Florida, relating to inheritance from infants.

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

Very respectfully,
C. C. WILSON,
Chairman of Committee.

And Senate Bill No. 120 contained in the above report, was placed on the Calendar of bills on second reading.

Mr. Wilson of 7th, Chairman of Committee on Judiciary, submitted the following report:

Senate Chamber,
Tallahassee, Fla., April 22, 1901.

Hon. Thomas Palmer,

President of the Senate:

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

House Bill No. 108:

A bill to be entitled an act to amend Section 2 of Chapter 4120 of the Acts of 1893, Laws of Florida, being an act to prescribe the compensation to be paid jurors and witnesses

servng in the Courts of this State, and to provide for summoning defendant's witnesses.

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

Very respectfully,

C. C. WILSON,

Chairman of Committee.

And House Bill No. 108, contained in the above report, was placed on the Calendar of bills on second reading.

Mr. Wilson of 7th, Chairman of the Committee on Judiciary, submitted the following report:

Senate Chamber,
Tallahassee, Fla., April 22, 1901.

Hon. Thomas Palmer,

President of the Senate:

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

Senate Bill No. 156:

A bill to be entitled an act to prescribe the compensation to be paid witnesses in the courts of County Judges and Justices of the Peace, and before coroners on an inquest of the dead.

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

Very respectfully,

C. C. WILSON,

Chairman of Committee

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

Mr. Wilson of 7th, Chairman of the Committee on Judiciary, submitted the following report:

Senate Chamber,
Tallahassee, Fla., April 22, 1901.

Hon. Thomas Palmer,

President of the Senate:

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

Senate Bill No. 163:

A bill to be entitled an act concerning fire insurance policies.

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

Very respectfully,

C. C. WILSON,

Chairman of Committee.

And Senate Bill No. 106, contained in the above report, was placed on the Calendar of bills on second reading.

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

Senate Chamber,
Tallahassee, Fla., April 23, 1901.

Hon. Thomas Palmer,

President of the Senate:

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

Senate Bill No. 133:

A bill to be entitled an act for the relief of George McKinney and others, heirs-at-law of the estate of P. McKinney, deceased.

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

Very respectfully,

C. FABIAN LAW,
Chairman of Committee.

And Senate Bill No. 133, contained in the above report, was placed on the Calendar of bills on second reading.

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

Senate Chamber,
Tallahassee, Fla., April 23, 1901.

Hon. Thomas Palmer,

President of the Senate:

Sir—Your Committee on Claims, to whom was referred—
Senate Bill No. 97:

A bill to be entitled an act for the relief of Annie E. Fitzgerald for services as stenographer in Circuit Court of Monroe county, Florida.

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

Very respectfully,

C. FABIAN LAW,
Chairman of Committee.

And Senate Bill No. 97, contained in the above report, was placed on the Calendar of bills on second reading.

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

Senate Chamber,
Tallahassee, Fla., April 22, 1901.

Hon. Thomas Palmer,

President of the Senate:

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

Senate Bill No. 118:

A bill to be entitled an act to amend Sections 1 and 2 of Chapter 4383 of the Laws of Florida, being an act fixing rule days and providing for the fixing of trial terms in County Judges' Courts and Courts of Justices of the Peace; approved May 30, 1895.

Also,

Senate Joint Resolution No. 134:

A joint resolution proposing an amendment to Section 8 of Article XII of the Constitution of the State of Florida, relating to county school levy.

Have carefully examined the same and find them correctly engrossed.

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

And Senate Bill No. 118 and Senate Joint Resolution No. 134, contained in the above report, were placed on the Calendar of bills on third reading.

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

Senate Chamber,
Tallahassee, Fla., April 23, 1901.

Hon. Thomas Palmer,

President of the Senate:

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

Senate Bill No. 128:

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

Also,

Senate Bill No. 111:

A bill to be entitled an act to provide for the cancellation of all tax sale certificates or tax deeds issued to the State or any county for unpaid taxes assessed on real estate for any year prior to the year 1877, which are now held by the State or any county.

Also,

Senate Bill No. 141:

A bill to be entitled an act prescribing the mode of conveying lands granted to or held by the State for educational purposes, and confirming and validating conveyances of such lands heretofore made.

Have carefully examined the same and find them correctly engrossed.

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

And Senate Bills Nos. 128, 111 and 141, contained in the above report, were placed on the Calendar of bills on third reading.

BILLS ON SECOND READING.

Senate Bill No. 77:

A bill to be entitled an act to amend the city charter of the city of Port Tampa.

Was taken up.

And Senate Bill No. 77 was informally passed.

Senate Bill No. 67:

A bill to be entitled an act to amend Section 1 of Chapter 4670, Laws of Florida, entitled "An act to provide annuities for disabled soldiers and sailors, and wives of deceased soldiers and sailors of the State of Florida," approved June 2, 1899.

Was taken up.

And Senate Bill No. 67 was informally passed.

Senate Bill No. 136:

A bill to be entitled an act to authorize the City of Jacksonville to levy a special tax for the support of a Free Public Library, and to authorize said city to enter into an obligation for the support thereof.

Was taken up and read a second time in full.

Mr. Kirk moved that the rules be waived and Senate Bill No. 136 be advanced to the Calendar of bills on third reading without engrossing.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 136 was placed on the Calendar of bills on third reading.

Senate Bill No. 146:

A bill to be entitled an act to amend Section 1190 of the Revised Statutes of Florida, relating to property subject to levy and sale under execution.

Was taken up.

And Senate Bill No. 146 was informally passed.

House Bill No. 62:

A bill to be entitled an act to prohibit the taking, carrying away or concealing of the personal property of another with malicious or mischievous intent but without intent to steal and prescribing a penalty for the same.

Was taken up.

Mr. Denham moved that House Bill No. 62 be re-committed to the Committee on Judiciary.

Which was agreed to.

And House Bill No. 62 was so referred.

Senate Bill No. 131:

A bill to be entitled an act to provide for the inspection and analysis of and to regulate the sale of commercial fertilizers, manurial chemicals, cotton seed meal, castor pumace, tobacco stems, tobacco dust or tobacco meal, in this State; to prohibit the sale of fraudulent or adulterated commercial fertilizers, manurial chemicals, cotton seed meal, castor pumace, tobacco stems, tobacco dust or tobacco meal; to fix penalties for the violation of the provisions of this act, and to provide for the collection of a license or inspection fee from the manufacturers or dealers in commercial fertilizers, manurial chemicals, cotton seed meal, tobacco stems, tobacco dust or tobacco meal and to repeal all laws or parts of laws in conflict with this act.

Was taken up and read a second time in full, together with the following committee amendment:

After the word "agriculture," in fourth line, Section 14, add the following: "Provided, such expenses shall not exceed five hundred dollars per annum."

Mr. Kirk moved the adoption of the committee amendment.

Mr. Carson offered the following substitute for the committee amendment to Senate Bill No. 131:

After the word "agriculture" in the fourth line, Section 14, add the following: "Provided such expense shall not exceed \$750 per annum, and the Comptroller is hereby authorized to issue his warrant for the payment of the sum out of any funds in the Treasurer's hands derived from the sale of fertilizer inspection tags or stamps.

Mr. Carson moved the adoption of the substitute for the committee amendment.

Which was agreed to.

Mr. Carson moved that Senate Bill No. 131, as amended, remain on second reading.

Which was agreed to.

Mr. Adams moved that 200 copies of Senate Bill No. 131 be printed.

Which was agreed to.

Senate Bill No. 86:

A bill to be entitled an act to amend Sections 875, 876, 878 of the Revised Statutes of Florida, relating to fences in Lee county.

Was taken up and read the second time in full, together with the committee substitute thereof, with the following title.

A bill to be entitled an act to prescribe what shall be deemed a lawful fence in part of townships 43 and 44, ranges 26 and 28, and to exempt said territory from the provisions of Sections 875, 876 and 878 of the Revised Statutes of Florida.

Which was read the first time.

Mr. Harris moved that the rules be waived and the substitute for Senate Bill No. 86 be read a second time by its title only.

Which was agreed to by a two-thirds vote, and substitute for Senate Bill No. 86 was read a second time by its title only.

Mr. Kirk moved that the rules be further waived, and that substitute for Senate Bill No. 86 be read a third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And substitute for Senate Bill No. 86 was read a third time in full.

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

The vote was:

Yeas—Messrs. Adams, Blich, Butler, Carson, Crews, Crill, Denham, Harris, Kirk, Miller, McCackill, Neel, O'Brien, Palmer of 14th, Peacock, Rouse, Whidden, Wilson of 7th, Wadsworth and Williams—20.

Nays—Messrs. Law, McCreary and MacWilliams—3.

So the substitute for Senate Bill No. 86 passed, title as stated.

Senate Bill No. 109:

A bill to be entitled an act to provide a penalty for selling liquors in counties or precincts voting against such sales, and to repeal Chapter 4746 of the Laws of Florida, the same being an act entitled "an act to amend Section 2636, of Article 14, Chapter 7, of the Revised Statutes of Florida, relating to the selling of liquors in counties or precincts voting against such sale."

Was taken up and read a second time in full, as amended.

Mr. Adams offered the following amendment to Senate Bill No. 109:

Strike out the words after "Sheriff" in last line of the second page, to the word "in" on the first line of the third page, and insert in lieu thereof the following: "and Chief of Police."

Mr. Kirk moved the adoption of the amendment.

Mr. Carson offered the following amendment to the amendment to Senate Bill No. 109:

After the words "Chief of Police" add the words "or Marshall."

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

Which was agreed to.

The question recurred on the adoption of the amendment as amended.

Which was not agreed to.

And Senate Bill No. 109 was placed on the Calendar of bills on third reading.

Mr. Myers moved that the consideration of the special order for 4 o'clock this afternoon be deferred until 8 o'clock p. m. Tuesday, May 7.

Which was agreed to.

SPECIAL ORDER.

Senate Bill No. 70:

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

Was taken up and read a second time in full, together with the committee amendments, the hour of 11 o'clock a. m. set for the consideration of the same, having arrived.

The following committee amendment was read

In the eighth line of Section 1, after the words "or who," strike out the words "from age is" and insert in lieu thereof the words "being more than sixty-five years old is, by reason of age."

Mr. Harris moved the adoption of the amendment.

Which was agreed to.

The following substitute amendment was read:

In lines 31 and 32 of Section 1, strike out the words "or who has any relative able to do so and whose legal duty it is to support such person."

Mr. Adams moved the adoption of the committee amendment.

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

Upon call of the roll—

The vote was:

Yeas—Messrs. Adams, Blitch, Broome, Butler, Cottrell, Crews, Denham, Kirk, Miller, Myers, McCaskill, McCreary, MacWilliams, Neel, O'Brien, Palmer of 14th, Peacock, Rogers, Rouse, Whidden, Wadsworth and Williams—22.

Nays—Messrs. Carson, Crill, Harris and Wilson of 7th—4.

The amendment was agreed to.

The following committee amendment was read:

In line 34, after the words "United States," insert the words "or any other State."

Mr. Adams moved the adoption of the committee amendment.

Which was agreed to.

Mr. Butler offered the following amendment to Senate Bill No. 70:

Strike out the words in Section 1, line 7, of the printed bill, after the figures "1880," and insert the words "or whose citizenship in this State deprives or debars him from receiving a siminlar pension, as is provided for in this act from other States."

Mr. Butler moved the adoption of the amendment.

Which was not agreed to.

Mr. McCreary offered the following amendment to Senate Bill No. 70 (printed bill):

Strike out the figures "1880," seventh line, Section 1, and insert in lieu thereof the following: "1885."

Mr. McCreary moved the adoption of the amendment.

Mr. Butler offered the following amendment to the amendment to Senate Bill No. 70:

Substitute for "1885" the figures "1890."

Mr. Butler moved the adoption of the amendment to the amendment.

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

Upon call of the roll—

The vote was:

Yeas—Messrs. Butler, Kirk, MacWilliams, Peacock and Wadsworth—5.

Nays—Messrs. Adams, Blitch, Broome, Carson, Cottrell, Crews, Crill, Denham, Harris, Law, Miller, Myers, McCaskill,

McCreary, Neel, O'Brien, Palmer of 114th, Rogers, Rouse, Whidden, Wilson of 7th and Williams—22.

The amendment to the amendment was not agreed to.

The question recurred to the adoption of the amendment offered by Mr. McCreary.

Which was agreed to.

Mr. MacWilliams offered the following amendment to Senate Bill No. 70:

After the word "act" in line 28, insert the word "such widow;" strike out the words "such pension," and insert in lieu thereof the following: "one hundred and forty-four dollars per annum as a pension."

Mr. MacWilliams moved the adoption of the amendment.

Which was not agreed to.

Mr. Peacock offered the following amendment to Senate Bill No. 70:

Strike out the word "and" in fifth line, printed bill, and insert in lieu thereof the following: "or."

Mr. Peacock moved the adoption of the amendment.

Mr. Adams offered the following substitute for the amendment to Senate Bill No. 70:

Strike out the words after "service" in fourth line to "and" in the fifth line, printed bill.

Mr. Adams moved the adoption of the substitute for the amendment.

Which was agreed to.

Mr. Palmer of 14th offered the following amendment to Senate Bill No. 70:

Strike out all between lines 34 and 41 inclusive (printed bill.)

Mr. Palmer of 14th moved the adoption of the amendment.

Which was not agreed to.

Mr. McCreary offered the following amendment to Senate Bill No. 70:

Strike out the figures "1880" in 31st line of Section 1, printed bill, and insert in lieu thereof the following figures: "1885."

Mr. McCreary moved the adoption of the amendment.

Which was agreed to.

Mr. Palmer of 14th offered the following amendment to Senate Bill No. 70:

Strike out in line 67 all after the word "report" down to the word "granted" in line 69, printed bill), and insert in lieu thereof the following: "their finding to State Board of Pensions."

Mr. Palmer of 14th moved the adoption of the amendment.

Which was not agreed to.

Mr. MacWilliams offered the following amendment to Senate Bill No. 70 (printed bill):

After the word "act" in line 28 insert the words "such widow;" strike out the words "such pension," and insert in lieu thereof the following: "one hundred dollars per annum as a pension."

Mr. MacWilliams moved the adoption of the amendment. Which was not agreed to.

Mr. Wilson of 7th offered the following amendment to Senate Bill No. 70:

Strike out the word "or" in line 45 and insert in lieu thereof the word "and."

Mr. Wilson of 7th moved the adoption of the amendment. Which was agreed to.

Mr. Law offered the following amendment to Senate Bill No. 70:

Strike out the words after the word "at" in line 28, and insert the words "such widow;" strike out the following: "such pension," and insert in lieu thereof the following: "ninety-six dollars per annum as a pension."

Mr. Law moved the adoption of the amendment.

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

Upon call of the roll—

The vote was:

Yeas—Messrs. Butler, Crews, Denham, Harris, Law, Miller, McCreary, MacWilliams, Palmer of 14th and Peacock—10.

Nays—Messrs. Adams, Blich, Broome, Carson, Cottrell, Crill, Myers, McCaskill, Neel, Rogers, Rouse, Whidden, Wilson of 7th and Williams—14.

The amendment was not agreed to.

Mr. MacWilliams offered the following amendment to Senate Bill No. 70:

Strike out the words in line 79, 80 and 81 of printed bill, "and publish for two weeks in each year in a newspaper or by posting at the court house door a list of all persons in the county who are pensioners."

Mr. MacWilliams moved the adoption of the amendment. Which was not agreed to.

Mr. Law offered the following amendment to Senate Bill No. 70:

Strike out the amount "\$72.00" in line 24, printed bill, and insert in lieu thereof the following amount: "\$96.00."

Mr. Law moved the adoption of the amendment.

Which was agreed to.

Mr. Broome offered the following amendment to Senate Bill No. 70:

After the word "enlisted" in line 1 of Section 1, printed bill, insert "and served".

In line 4, Section 1, printed bill, after the word "Confederate" insert "or State."

Mr. Broome moved the adoption of the amendment.

Which was agreed to.

Mr. Peacock offered the following amendment to Senate Bill No. 70:

Strike out the words in line 48 and 49, printed bill, "the Clerk of the Circuit Court," and insert in lieu thereof the following: "any officer authorized to administer oaths."

Mr. Peacock moved the adoption of the amendment.

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

Upon call of the roll—

The vote was:

Yeas—Messrs. Broome, Butler, Carson, Cottrell, Crews, Miller, McCaskill, Palmer of 14th, Peacock, Rouse and Wadsworth—11.

Nays—Messrs. Adams, Blich, Denham, Harris, Myers, McCreary, MacWilliams, Neel, O'Brien, Rogers, Whidden, Wilson of 7th and Williams—13.

And the amendment was not agreed to.

And Senate Bill No. 70, as amended, was ordered referred to the Committee on Engrossed Bills.

Consideration of bills on second reading was resumed.

House Bill No. 11:

A bill to be entitled an act to repeal Section 10 of an act entitled an act to require railroads in the State of Florida to fence their tracks, to provide the time and manner in which fence shall be constructed, and to provide a penalty for failure so to do, and to provide the measure of damages for cattle killed or injured by trains or engines on railroads not fenced, and providing for the payment of attorney's fees and double damages for the killing or injury to domestic live stock under certain conditions by the companies refusing or neglecting to fence their roads as required. Approved June 5, 1899, and designated as Chapter 4706, Laws of Florida.

Was taken up and read a second time in full.

And House Bill No. 11 was placed on the Calendar of bills on third reading.

Senate Bill No. 126:

A bill to be entitled an act to extend the time limit for the

commencement and completion of the Alafia, Manatee and Gulf Coast Railway.

Was taken up.

Mr. Whidden moved that the rules be waived and Senate Bill No. 126 be read a second time by its title only.

Which was agreed to by a two-thirds vote, and Senate Bill No. 126 was read a second time by its title only.

Mr. Whidden moved that the rules be further waived, and that Senate Bill No. 126 be read a third time and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 126 was read a third time in full.

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

The vote was:

Yeas—Messrs. Adams, Blitch, Broome, Butler, Carson, Cottrell, Crews, Crill, Denham, Harris, Miller, Myers, McCaskill, McCleary Neel, O'Brien, Palmer of 14th, Peacock, Rogers, Whidden, Wilson of 7th, Wadsworth and Williams—23.

Nays—Mr. MacWilliams—1.

So Senate Bill No. 126 passed, title as stated.

Mr. Butler moved that when the Senate adjourn on Thursday next it adjourn until the following Monday at 10 o'clock a. m.

Which was agreed to.

House Memorial No. 101:

A memorial to Congress of the United States of America relating to lands for the Seminole Indians of Florida.

Was taken up.

Mr. O'Brien moved that the rules be waived and House Memorial No. 101 be read a second time by its title only.

Which was agreed to by a two-thirds vote.

And House Memorial No. 101 was read a second time by its title.

And House Memorial No. 101 was placed on the Calendar of bills on third reading.

Mr. Carson moved to adjourn until 9 o'clock a. m. to-morrow.

Mr. Harris moved to adjourn until 10 o'clock a. m. to-morrow.

Which was not agreed to.

The motion of Mr. Carson was agreed to.

Thereupon the Senate stood adjourned until 9 o'clock a. m. to-morrow.