

MONDAY, APRIL 29, 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, Baker, Blich, Broome, Butler, Cottrell, Crews, Crill, Dimick, Harris, Kirk, Law, Muller, Myers, McCaskill, McCreary, MacWilliams, O'Brien, Palmer of 14th, Peacock, Rogers, Rouse, Whidden, Sams, Wilson of 4th, Wilson of 7th and Wadsworth—28.

A quorum present.

Prayer by the Chaplain.

The reading of the Journal was dispensed with.

The Journal was corrected and approved.

Mr. Crill asked that Mr. Williams be excused from attendance until to-morrow.

Mr. Williams was excused.

Mr. Whidden asked that Mr. Neel be excused from attendance until to-morrow.

Mr. Neel was excused.

INTRODUCTION OF RESOLUTIONS.

Mr. MacWilliams introduced the following resolution:

Senate Resolution No. 16:

Whereas, Under and by virtue of Chapter 4846, of the Laws of Florida, approved May 22, 1899, the time limited for the construction and completion of the canal of the Florida Coast Line Canal and Transportation Company between St. Augustine and Biscayne Bay, was continued for four years from the first day of June, 1899, and

Whereas, The people of the East Coast of Florida would be greatly benefitted by the completion of the said canal, therefore,

Be it Resolved, That the Secretary of the Senate, he and he is hereby directed to communicate with the officials of the said Florida Coast Line Canal and Transportation Company, and request from said officials a report, what work, if any, has been performed or done by said canal company looking towards the completion of the said canal since the first day of June, 1899

Mr. MacWilliams moved the adoption of the resolution.

Which was agreed to.

Mr. MacWilliams introduced the following Concurrent Resolution:

Senate Concurrent Resolution No. 12:

Resolved, That the Senate, the House concurring, shall adjourn sine die on May 31st, 1901, at 12 o'clock, noon.

Which was read the first time and laid over under the rules.

A message was received from the House of Representatives.

Mr. Harris introduced the following resolution:

Senate Resolution No. 17:

Resolved, That the Committees on Privileges and Elections, Mining and Phosphate, Temperance, Agriculture, and City and County Organization, be allowed to employ one clerk to serve all of said committees.

Which was read and referred to the Committee on Clerical Aid.

INTRODUCTION OF BILLS.

By Mr. Peacock:

Senate Memorial No. 185:

A memorial to the Congress of the United States, asking an appropriation for removing the shoals from the channel of Suwannee river up to the town of Ellaville, in Madison county, Florida.

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

By Mr. Law:

Senate Bill No. 186:

A bill to be entitled an act to provide for the compensation of clerks of the Circuit Courts for attendance on Court, and for costs in all civil suits.

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

By Mr. McCaskill:

Senate Bill No. 187:

A bill to be entitled an act to promote good roads, declaring how they shall be constructed, making them systems of internal improvement and drainage, authorizing county commissioners to redeem land sold for taxes, and purchase said land advertised and sold for taxes and hold and dispose of same solely in the interest of public thoroughfares in their respective counties.

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

By Mr. Peacock:

Senate Bill No. 188:

A bill to be entitled an act requiring the owners of water-logged or sunken logs in the waters of the Suwannee River to remove the same, and providing a penalty for failure thereof.

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

By Mr. Crews:

Senate Bill No. 189:

A bill to be entitled an act to regulate the capture of fish in the waters of the State of Florida, and to protect the fish, and to provide a penalty for the violation of the provisions of this act

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

MESSAGES FROM THE HOUSE OF REPRESENTATIVES.

The following message from the House of Representatives was read:

House of Representatives,
Tallahassee, Fla., April 25, 1901.

Hon. Thomas Palmer,

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. 50:

A bill to be entitled an act to fix the fare for passengers on all railroad trains in this State at three cents per mile, and to provide penalties for its violation.

And respectfully requests the concurrence of the Senate therein.

Very respectfully,

WM. FORSYTH BYNUM,

Chief Clerk House of Representatives.

And House Bill No. 50, contained in the above message, was read the first time by its title and referred to the Committee on Railroads.

The following message from the House of Representatives was read:

House of Representatives.
Tallahassee, Fla., April 25, 1901.

Hon. Thomas Palmer,

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. 147:

A bill to be entitled an act to prohibit the kidnapping of children with intent to extort money from the parents, guardian or persons having the custody of such child, and to affix a penalty for violation thereof.

And respectfully requests the concurrence of the Senate therein.

Very respectfully,

WM. FORSYTH BYNUM,

Chief Clerk House of Representatives.

And House Bill No. 147, 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., April 25, 1901.

Hon. Thomas Palmer,

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:

A bill to be entitled an act in relation to the entry of judgment and decrees on supersedeas and appeal bonds against principals and sureties, and the issuance of execution thereon.

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 Judiciary.

The following message from the House of Representatives was read:

House of Representatives
Tallahassee, Fla., April 25, 1901.

Hon. Thomas Palmer,

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. 152:

A bill to be entitled an act to amend Section 1780 of the Revised Statutes of the State of Florida, relating to writs of error to judgments in cases of habeas corpus.

And respectfully requests the concurrence of the Senate therein.

Very respectfully,
WM. FORSYTH BYNUM,

Chief Clerk House of Representatives.

And House Bill No. 152, 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., April 25, 1901.

Hon. Thomas Palmer,

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. 98:

A bill to be entitled an act authorizing and requiring the Comptroller to duplicate certain Comptroller's warrants lost or destroyed before coming to the hands of payees thereof.

And respectfully requests the concurrence of the Senate therein.

Very respectfully,
WM. FORSYTH BYNUM,

Chief Clerk House of Representatives.

And House Bill No. 98, contained in the above message, was read the first time by its title and referred to the Committee on Claims.

The following message from the House of Representatives was read:

House of Representatives,
Tallahassee, Fla., April 25, 1901.

Hon. Thomas Palmer,

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. 179:

A bill to be entitled an act to authorize Sheriffs to approve bonds of persons committed into their custody by committing magistrates and to fix their fees for the same.

And respectfully requests the concurrence of the Senate therein.

Very respectfully,

WM. FORSYTH BYNUM,

Chief Clerk House of Representatives.

And House Bill No. 179, 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., April 25, 1901.

Hon. Thomas Palmer,

President of the Senate:

Sir—I am directed by the House of Representatives to inform the Senate that the House of Representatives has refused to concur in—

Senate Amendments to House Bill No. 100:

A bill to be entitled an act relative to the appointment of stenographers in Circuit Courts.

And respectfully request that the Senate recede therefrom.

Very respectfully,

WM. FORSYTH BYNUM,

Chief Clerk House of Representatives.

Mr. Harris moved that the Senate insist on its amendments to House Bill No. 100, and requests a conference thereon.

Which was agreed to.

Mr. Harris moved that a committee of conference on the part of the Senate on House Bill No. 100 be appointed, and the House of Representatives be notified of the action of the Senate.

Which was agreed to.

The President appointed Messrs. Harris, Myers and Dimick on the part of the Senate as a committee of conference on House Bill No. 100.

The following message from the House of Representatives was read:

House of Representatives,
Tallahassee, Fla., April 25, 1901.

Hon Thomas Palmer,

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. 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.

With amendments thereto.

And respectfully requests the concurrence of the Senate therein.

Very respectfully,

WM. FORSYTH BYNUM,

Chief Clerk House of Representatives.

The House amendments to Senate Bill No. 70, referred to in the above message, were read in full.

Mr. Adams moved that they be considered separately.

Which was agreed to.

The following House amendment was read:

In line 36 of printed bill, Section 1, strike out the words "eight hundred dollars" and insert in lieu thereof "one thousand dollars."

Mr. Adams moved that Senate refuse to concur in the amendment.

Which was agreed to.

The following amendment was read:

In line 47, section 1, strike out the word "new" and substitute the word "all."

Mr. Adams moved that the Senate non-concur in the above amendment.

Which was agreed to.

The following amendment was read:

In Section 1, line 80, printed bill, strike out "or" and insert "and" in lieu thereof.

Mr. Adams moved that the Senate refuse to concur in the House amendment.

Which was agreed to.

The following amendment was read:

In line 88, Section 1, strike out the word "person" and substitute the word "pensioner."

Mr. Adams moved that the Senate refuse to concur in the House amendment.

Which was agreed to.

The following amendment was read:

In line 41, Section 1, add after the word "act," "provided the County Commissioners in the county where each applicant resides shall be the sole judges of the value of such property, real or personal, without any reference to the assessment made by the tax assessor, whether such property be in such county or elsewhere."

Mr. Adams moved that the Senate refuse to concur in the House amendment.

Which was agreed to.

Mr. Adams moved that the action of the Senate on House amendment to Senate Bill No. 70 be immediately certified to the House of Representatives.

Which was agreed to by a two-thirds vote

And it was so ordered.

Mr. Blich asked that Mr. Carson be excused from attendance to-day on account of sickness.

Mr. Carson was excused.

REPORTS OF COMMITTEES.

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

Senate Chamber,
Tallahassee, Fla., April 29, 1901.

Hon. Thomas Palmer,

President of the Senate:

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

Senate Bill No. 88:

A bill to be entitled an act prescribing the mode of procedure for the exercise of the powers of eminent domain by cities, towns, counties, corporations, public and private, and individuals.

Have carefully examined the same and find it correctly engrossed.

Very respectfully,

N. A. BLITCH,

Acting Chairman of Committee.

And Senate Bill No. 88, contained in the above report, was placed on the Calendar of bills on third reading.

Mr. Wadsworth, Chairman of the Committee on Militia, submitted the following report:

Senate Chamber,

Tallahassee, Fla., April 29, 1901.

Hon. Thomas Palmer,

President of the Senate:

Sir—Your Committee on Militia, to whom was referred—
Senate Bill No. 139:

A bill to be entitled an act to perpetuate the history of the soldiers of Florida by the publication of a roster of the soldiers engaged in the several wars, and records of each officer and soldier.

Leg leave to return the same to the Senate without recommendation.

Very respectfully,

B. D. WADSWORTH,

Chairman of Committee.

And Senate Bill No. 139, contained in the above report, was placed on the Calendar of bills on second reading.

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

Senate Chamber.

Tallahassee, Fla., April 29, 1901.

Hon. Thomas Palmer,

President of the Senate:

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

An act to amend Section 2378 of the Revised Statutes of Florida, defining justifiable homicide.

Also,

An act to require persons running or operating log, tim-

ber or turpentine carts or wagons, or persons habitually hauling heavy loads on or over the public roads of this State, to keep the portion of such roads used by them in repair.

Also,

An act to amend Section 1 of Chapter 4179, entitled an act to amend Section 2 of Chapter 4043, entitled an act to provide for a Board of Phosphate Commissioners and an Inspector of Phosphates, and to define their duties and their authority, to grant the right to mine phosphate in the beds of navigable waters of the State of Florida, upon certain conditions, and to prohibit persons from unlawfully mining the same.

Also,

An act to provide for fixing the amount of bail bonds in certain criminal cases by the Judges of the County Courts and Criminal Courts of Record of this State, and for the approval of said bonds by the several Sheriffs of this State.

Also,

An act to amend Sections 37 and 57 of Chapter 4869, being an act entitled "an act to abolish the present Municipal government of the City of Lakeland, in the County of Polk and State of Florida, and to establish, organize and constitute a Municipality to be known and designated as Lakeland, and to define its territorial boundary and to provide for its jurisdiction, powers and privileges.

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

Very respectfully,
J. M. N. PEACOCK,
Chairman of Committee.

ENROLLED.

The President announced that he was about to sign—
An act to amend Section 2378 of the Revised Statutes of Florida, defining justifiable homicide.

Also,

An act to require persons running or operating log, timber or turpentine carts or wagons, or persons habitually hauling heavy loads on or over the public roads of this State, to keep the portion of such roads used by them in repair.

Also,

An act to amend Section 1 of Chapter 4179, entitled an act to amend Section 2 of Chapter 4043, entitled an act to provide for a Board of Phosphate Commissioners and an Inspector of Phosphates, and to define their duties and their authority to grant the right to mine phosphate in the beds of navigable waters of the State of Florida, upon certain conditions, and to prohibit persons from unlawfully mining the same.

Also,

An act to provide for fixing the amount of bail bonds in certain criminal cases by the Judges of the County Courts and Criminal Courts of Record of this State, and for the approval of said bonds by the several Sheriffs of this State.

Also,

An act to amend Sections 37 and 57 of Chapter 4869, being an act entitled "an act to abolish the present Municipal government of the City of Lakeland, in the County of Polk and State of Florida, and to establish, organize and constitute a Municipality to be known and designated as Lakeland, and to define its territorial boundary and to provide for its jurisdiction, powers and privileges.

The acts were therefor 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. Peacock, Chairman of the Committee on Enrolled Bills, submitted the following report:

Senate Chamber.

Tallahassee, Fla., April 29, 1901.

Hon. Thomas Palmer,

President of the Senate:

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

An act to amend Section 2378 of the Revised Statutes of Florida, defining justifiable homicide.

Also,

An act to require persons running or operating log, timber of turpentine carts or wagons, or persons habitually hauling heavy loads on or over the public roads of the State, to keep the portion of such roads used by them in repair.

Also,

An act to amend Section 1 of Chapter 4179, entitled an act to amend Section 2 of Chapter 4043, entitled an act

provide for a Board of Phosphate Commissioners and an Inspector of Phosphates, and to define their duties and their authority to grant the right to mine phosphate in the beds of navigable waters of the State of Florida, upon certain conditions, and to prohibit persons from unlawfully mining the same.

Also,

An act to provide for fixing the amount of bail bonds in certain criminal cases by the Judges of the County Courts and Criminal Courts of Record of this State, and for the approval of said bonds by the several Sheriffs of this State.

Also,

An act to amend Sections 37 and 57 of Chapter 4869, being an act entitled "an act to abolish the present Municipal government of the City of Lakeland, in the County of Polk and State of Florida, and to establish, organize and constitute a Municipality to be known and designated as Lakeland, and to define its territorial boundary and to provide for its jurisdiction, powers and privileges.

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

Very respectfully,
 J. M. N. PEACOCK,
 Chairman of Committee.

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

Senate Chamber,

Tallahassee, Fla., April 24, 1901.

Hon. Thomas Palmer,

President of the Senate:

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

An act to authorize the County of Monroe to issue bonds for the purpose of purchasing sites for public schools and armory, erecting substantial buildings thereon, repairing the County Court House, and building a county road upon the island of Key West.

Also,

An act to amend Section 6 of an act entitled "an act to prescribe the powers of the Board of Commissioners of Pilotage and Port Wardens in and for the ports of this State," approved June 12 1891, being Chapter 4046 of the Laws of Florida.

Beg to report that the same has been duly signed by the

Speaker and Chief Clerk of the House of Representatives, and is herewith presented to the Senate for the signature of the President and Secretary thereof.

Very respectfully,
 J. M. N. PEACOCK,
 Chairman of Committee.

ENROLLED.

The President announced that he was about to sign—

An act to authorize the County of Monroe to issue bonds for the purpose of purchasing sites for public schools and armory, erecting substantial buildings thereon, repairing the County Court House, and building a County road upon the Island of Key West.

Also,

An act to amend Section 6 of an act entitled "an act to prescribe the powers of the Board of Commissioners of Pilotage and Port Wardens in and for the ports of this State," approved June 12, 1891, being Chapter 4046 of the Laws of Florida

The acts were therefore duly signed by the President and Secretary of the Senate, and ordered returned to the Chairman of the Joint Committee on Enrolled Bills to convey to the Governor for his approval.

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

Senate Chamber,
 Tallahassee, Fla., April 29, 1901.

Hon. Thomas Palmer,

President of the Senate:

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

An act to authorize the County of Monroe to issue bonds for the purpose of purchasing sites for public schools and armory, erecting substantial buildings thereon, repairing the County Court House, and building a county road upon the Island of Key West.

Also,

An act to amend Section 6 of an article entitled "An act to prescribe the powers of the Board of Commissioners of Pilotage and Port Wardens in and for the ports of the State," approved June 12, 1891, same being Chapter 4046 of the Laws of Florida.

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

Very respectfully,

J. M. N. PEACOCK,
Chairman of Committee.

ORDERS OF THE DAY.

The motion of Mr. McCreary to reconsider the vote by which Senate Bill No. 101 failed to pass.

Was taken up.

Mr. McCreary moved that the vote by which Senate Bill No. 101 failed to pass on Wednesday last be reconsidered.

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

Upon call of the roll—

The vote was:

Yeas—Messrs. Adams, Baker, Harris, Law, McCreary, MacWilliams, O'Brien and Wadsworth—8.

Nays—Messrs. Blicht, Broome, Butler, Cottrell, Crews, Crill, Dimick, Kirk, Miller, Myers, McCaskill, Palmer, Peacock, Rogers, Rouse, Whidden and Wilson of 7th—17.

The motion to reconsider was not agreed to.

Mr. Sams announced that he was paired with Mr. Williams. If the latter were present he would vote yea, and he (Mr. Sams) would vote nay.

BILLS ON SECOND READING.

Senate Bill No. 138:

A bill to be entitled an act to appropriate money to carry out the provisions of an act passed by the Legislature of the State of Florida in the year 1895, that proof may be obtained by the survivors or descendants of the soldiers of the Indian wars in Florida, who may be entitled to pensions from the government of the United States.

Was taken up and read a second time in full.

Mr. Kirk moved that the rules be waived and Senate Bill No. 138 be placed on the Calendar of bills on third reading without being engrossed.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 138 was placed on the Calendar of bills on third reading.

Senate Bill No. 163:

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

Was taken up.

And Senate Bill No. 163 was informally passed.

Senate Bill No. 135:

A bill to be entitled an act for the regulation, dissolution and winding up of the business of corporations.

Was taken up.

Mr. Rogers moved that Senate Bill No. 135 be laid on the table subject to call.

Which was agreed to.

Senate Bill No. 161:

A bill to be entitled an act for the relief of R. J. Chillingworth.

Was taken up and read a second time in full.

And Senate Bill No. 161 was ordered referred to the Committee on Engrossed Bills.

Senate Bill No. 75:

A bill to be entitled an act for the relief of Lee Daniel.

Was taken up and read a second time in full.

And Senate Bill No. 75 was ordered referred to the Committee on Engrossed Bills.

Senate Bill No. 23:

A bill to be entitled an act to legalize the action of the County Commissioners of Hillsborough county, Florida, in granting right of way to the Tampa Electric Company over a certain public road.

Was taken up.

Mr. Wilson of 7th asked permission to withdraw Senate Bill No. 23.

Which was granted.

Senate Bill No. 24:

A bill to be entitled an act to legalize and validate all the actions of the County Commissioners for Hillsborough County, Florida, in and about the opening of a certain public road, known as the Ballast Point and Port Tampa Road, and in making of certain contracts, and granting a right of way in reference to the same.

Was taken up.

Mr. Wilson of 7th asked permission to withdraw Senate Bill No. 24.

Which was granted.

By permission—

Mr. Wilson of 7th introduced for the Judiciary Committee: Senate Bill No. 190:

A bill to be entitled an act to validate, ratify, confirm and approve actions of County Commissioners in relation to the laying out, grading, constructing and paving, and meeting:

contracts in relation to the same, of paved, macadamized or rock public highways, roads and boulevards.

Which was read the first time by its title.

Mr. Wilson of 7th moved that the rules be waived and Senate Bill No. 190 be read a second time.

Which was agreed to by a two-thirds vote, and Senate Bill No. 190 was read a second time in full.

Mr. Blich moved that Senate Bill No. 190 be placed on the Calendar of bills on third reading without being engrossed.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 190 was placed on the Calendar of bills on third reading.

Senate Bill No. 167:

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

Was taken up and read a second time in full.

Mr. Blich offered the following amendment to Senate Bill No. 167:

Strike out the words "twenty-five" and insert in lieu thereof the following: "fifty."

Mr. Blich moved the adoption of the amendment.

Which was agreed to.

And Senate Bill No. 167, as amended, was ordered referred to the Committee on Engrossed Bills.

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.

Was taken up and read a second time in full.

Mr. Myers offered the following amendment to Senate Bill No. 166:

In Section 4, line 16, after the words "time above stated," insert the following:

"Or whenever any such corporation, association, firm or individual writes in, or attaches to, any policy of fire insurance on buildings or structures, any provision or condition conflicting with the provisions of Chapter 4677 of the Laws of Florida, approved May 31st, 1899, 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;" and complaint thereof is made to the State Treasurer by the policy holder."

Mr. Myers moved the adoption of the amendment.

Which was agreed to.

Mr. Myers offered the following amendment to Senate Bill No. 166:

In line 21, same Section, after the words "new certificate of authority, until," insert the words "in case of non-payment of judgment or decree."

Mr. Myers moved the adoption of the amendment.

Which was agreed to.

Mr. Myers offered the following amendment to Senate Bill No. 166:

In line 28, same Section, after the words "firm or individual," insert the words "and, until, in case of writing policies containing any provision or condition in conflict with Chapter 4677 of the Laws of Florida, aforesaid, a new policy is issued to the complaining policy holder without such obnoxious provision or condition."

Mr. Myers moved the adoption of the amendment.

Which was agreed to.

Mr. Myers offered the following amendment to Senate Bill No. 166:

In line 3, same Section, after the words "to pay judgment," add "or imposes conditions contrary to Statute."

Mr. Myers moved the adoption of the amendment.

Which was agreed to.

And Senate Bill No. 166, as amended, was ordered referred to the Committee on Engrossed Bills.

House Bill No. 132:

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, approved June 2, A. D. 1899, the same being an act entitled an act to amend Section 2634 of Article 14, Chapter 7, of the Revised Statutes of the State of Florida, relating to the selling of liquors in counties or precincts voting against such sales.

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

After the word "evidence" in line ten, Section 2, insert the following: "of the selling of liquor contrary to law,"

Mr. Crews moved the adoption of the committee amendment.

Which was agreed to.

And House Bill No. 132, as amended, was placed on the Calendar of bills on third reading.

By permission—

Mr. Harris introduced Senate Joint Resolution No. 191:

A Joint Resolution to authorize the State Board of Health of Florida to negotiate with the United States Government to operate the quarantine station under certain conditions.

Which was read the first time in full and referred to the Committee on Public Health.

Senate Bill No. 171:

A bill to be entitled an act to extend the time for the building and completion of the South American and International Railroad.

Was taken up.

Mr. Whidden moved that the rules be waived and Senate Bill No. 171 be read a second time by its title only

Which was agreed to by a two-thirds vote, and Senate Bill No. 171 was read a second time by its title only.

Mr. Whidden moved that the rules be further waived, and that Senate Bill No. 171 be read a third time in full and put upon its passage.

Which was agreed to by a two-thirds vote

And Senate Bill No. 171 was read third time in full.

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

The vote was:

Yeas—Messrs. Adams, Baker, Blicht, Broome, Butler, Cottrell, Crews, Crill, Harris, Miller, McCaskill, McCreary, MacWilliams, Palmer of 14th, Peacock, Rogers, Rouse, Whidden, Sams, Wilson of 7th and Wadsworth—22.

Nays—None.

So Senate Bill No. 171 passed, title as stated.

House Bill No. 71:

A bill to be entitled an act for the protection and preservation of food fishes, to prohibit the catching or taking of fish with seines or drag nets and to prescribe the minimum length of bar and sizes of mesh for other nets in the waters of Indian River, Banana river and Creek, the St. Lucie river and sound and their tributaries in Brevard and Dade counties.

Was taken up and read a second time in full.

And House Bill No. 71 was placed on the Calendar of Bills on third reading.

BILLS ON THIRD READING.

House Bill No. 4:

A bill to be entitled an act to provide for the construction and maintenance of drains by the several counties of the State of Florida, and to provide for assessments of the costs thereof against the property benefited thereby, and further, to provide for the collection and enforcement of such assessments, and to legalize all contracts for drains which heretofore may have been entered into, and assessments made there-

for, by the County Commissioners of any county in the State of Florida, under Chapter 4807 of the Laws of Florida.

Was taken up.

Mr. Wilson moved that House Bill No. 4 be indefinitely postponed.

Which was agreed to.

House Bill No. 59:

A bill to be entitled an act to require the several Boards of Public Instruction of the several counties of the State to make monthly reports of all receipts and disbursements of money to the County Commissioners of their respective counties.

Was taken up.

Mr. Blich moved that House Bill No. 59 be informally passed.

Which was agreed to.

Senate Joint Resolution No. 20:

A Joint Resolution proposing an amendment to Section 18 of Article V, of the Constitution of the State of Florida.

Was taken up.

Mr. Wilson moved that Senate Joint Resolution No. 20 be informally passed.

Which was agreed to.

Senate Joint Resolution No. 116:

A Joint Resolution memorializing Congress to so amend the postal laws as to extend the franking privilege to members of the Legislatures of the respective States.

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

Upon call of the roll on Senate Joint Resolution No. 116—

The vote was:

Yeas—Mr. President, Messrs. Adams, Baker, Blich, Broome, Butler, Cottrell, Crews, Crill, Dimick, Miller, Myers, McCaskill, McCreary, MacWilliams, O'Brien, Palmer of 14th, Peacock, Rogers, Whidden, Sams, Wilson of 4th, Wilson of 7th and Wadsworth—24.

Nays—None.

So the Joint Resolution passed, title as stated.

Senate Joint Resolution No. 87:

A joint resolution proposing an amendment to Section 17 of article 5 of the Constitution of the State of Florida.

Was taken up.

Mr. MacWilliams moved that Senate Joint Resolution No. 87 be informally passed.

Which was agreed to.

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 read the third time in full and put upon its passage.

Upon call of the roll on Senate Bill No. 77—

The vote was:

Yeas—Messrs. Adams, Baker, Blitch, Broome, Butler, Cottrell, Crews, Crill, Dimick, Miller, Myers, McCaskill, MacWilliams, O'Brien, Peacock, Rogers, Rouse, Whidden, Sams, Wilson of 4th, Wilson of 7th and Wadsworth—22.

Nays—None.

So the bill passed, title as stated.

Mr. MacWilliams moved that Senate Bill No. 119, now on the table, be taken up and considered.

Which was agreed to.

And

Senate Bill No. 119:

A bill to be entitled an act to authorize cities of over five hundred inhabitants to pass and enforce ordinances, to compel stationary steam engineers to pass an examination for licenses, and to take out licenses, affixing a penalty for failure thereof; to compel the inspection of steam boilers, except locomotives and marine boilers, and to compel employers to employ only licensed stationary engineers, affixing a penalty for failure thereof, and to compel employers, their managers or servants, to allow inspection of boilers, affixing a penalty for the failure thereof.

Was taken up.

Having previously been read the second time and amended.

Senate Bill No. 119, as amended, was ordered referred to the Committee on Engrossed Bills.

Consideration of bills on third reading was resumed.

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.

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

Upon call of the roll on Senate Bill No. 92—

The vote was:

Yeas—Messrs. Adams, Baker, Blitch, Butler, Cottrell, Crews, Crill, Dimick, Harris, Law, Miller, Myers, McCaskill, McCreary, MacWilliams, O'Brien, Palmer of 14th, Peacock, Rogers, Rouse, Whidden, Sams, Wilson of 4th, Wilson of 7th and Wadsworth—25.

Nays—None.

So the bill 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 2634, of Article 14, Chapter 7, of the Revised Statutes of Florida, relating to the selling of liquors in counties or precincts voting against such sales."

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

Upon call of the roll on Senate Bill No. 109—

The vote was:

Yeas—Messrs. Adams, Baker, Blitch, Butler, Cottrell, Crews, Crill, Dimick, Harris, Law, Miller, McCaskill, McCreary, MacWilliams, O'Brien, Palmer of 14th, Peacock, Rogers, Rouse, Whidden, Sams, Wilson of 7th and Wadsworth—23.

Nays—None.

So the bill passed, title as stated.

Senate Bill No. 152:

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

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

Upon call of the roll on Senate Bill No. 152—

The vote was:

Yeas—Messrs. Adams, Baker, Blitch, Butler, Cottrell, Crews, Crill, Harris, Law, Miller, Myers, McCaskill, MacWilliams, O'Brien, Peacock, Rogers, Rouse, Whidden, Sams, Wilson of 4th, Wilson of 7th and Wadsworth—22.

Nays—Mr. Palmer of 14th—1.

So the bill passed, title as stated.

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.

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

Upon call of the roll on Senate Bill No. 168—

The vote was:

Yeas—Messrs. Adams, Baker, Blitch, Butler, Cottrell, Crews, Crill, Harris, Law, Miller, Myers, McCaskill, Mc-

Creary, MacWilliams, O'Brien, Palmer of 14th, Rogers, Rouse, Whidden, Sams, Wilson of 7th and Wadsworth—22.

Nays—None.

So the bill passed, title as stated.

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.

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

Upon call of the roll on Senate Bill No. 156—

The vote was:

Yeas—Messrs. Butler, Crews, Miller, McCaskill, McCreary, MacWilliams, O'Brien, Palmer of 14th, Peacock, Rouse, Whidden, Sams, Wilson of 4th and Wadsworth—14.

Nays—Messrs. Baker, Blicht, Broome, Cottrell, Crill, Dimick, Harris, Myers, Rogers and Wilson of 7th—10.

So the bill passed, title as stated.

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.

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

Upon call of the roll on Senate Bill No. 120—

The vote was:

Yeas—Messrs. Adams, Baker, Blicht, Butler, Cottrell, Crews, Crill, Dimick, Harris, Law, Miller, Myers, McCaskill, McCreary, MacWilliams, O'Brien, Peacock, Rogers, Rouse, Whidden, Sams, Wilson of 4th, Wilson of 7th and Wadsworth—24.

Nays—Mr. Palmer of 14th—1.

So the bill passed, title as stated.

Senate Bill No. 170:

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

Was taken up.

Mr. MacWilliams moved that Senate Bill No. 170 be informally passed.

Which was agreed to.

Senate Bill No. 175:

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, and to repeal Chapter 4153, Laws of Florida, be-

ing an act "entitled an act in relation to liens of material men," approved June 3, 1893

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

Upon call of the roll on Senate Bill No. 175—

The vote was:

Yeas—Mr. President, Messrs Adams, Baker, Blitch, Butler, Cottrell, Crews, Crill, Harris, Kirk, Law, Miller, Myers, McCaskill, McCreary, MacWilliams, O'Brien, Palmer of 14th, Rogers, Rouse, Whidden, Sams, Wilson of 4th, Wilson of 7th and Wadsworth—25.

Nays—Mr. Peacock—1.

So the bill passed, title as stated.

Mr. Harris gave notice that on to-morrow he would move to take up from the table House Memorial No. 101:

By permission—

Mr. McCreary presented the following petition:

Gainesville, Fla., April 27, 1901.

To the Members of the Senate and House of Representatives of the State of Florida:

Whereas, It has been and is impossible for the Judges of the Circuit Court of the several Circuit Courts of the State of Florida to dispose of the business of their several circuits, and to give to the people their right under the Constitution of a speedy trial in all cases, and most especially is this the case in the Fifth Judicial Circuit, therefore

We, the Law and Order League, comprising about one hundred citizens and voters, respectfully petition your Honorable Body to favorably consider the passage of a joint resolution to amend the Constitution so as to provide for an additional Judicial Circuit.

R. S. LANCASTER, President.

E. L. HAMMARGREN, Sec'y.

The petition was ordered spread on the Journal.

By permission—

Mr. Crill introduced—

Senate Bill No. 192.

A bill to be entitled an act to provide for issuing in manuscript form bonds of the State of Florida, payable to the educational funds of the State for the purpose of refunding bonds already issued at a lower rate of interest, and to provide for the disposing of the bonds and money now in the sinking funds of Florida.

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

By permission—

Mr. O'Brien introduced—
Senate Bill No. 193:

A bill to be entitled an act to authorize the city of Pensacola to issue negotiable bonds for certain municipal purposes, and to provide a Board of Bond Trustees.

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

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

Which was agreed to.

Thereupon the Senate Stood adjourned until 10 o'clock a. m. to-morrow.

TUESDAY, APRIL 30.

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, Baker, Blitch, Broome, Butler, Carson, Cottrell, Crews, Crill, Denham, Dimick, Harris, Kirk, Law, Miller, Myers, McCaskill, M. Creary, MacWilliams, Neel, O'Brien, Palmer of 14th, Peacock, Rogers, Rouse, Whidden, Sams, Wilson of 4th, Wilson of 7th, Wadsworth and Williams—32.

A quorum present.

Prayer by the Chaplain.

The reading of the Journal was dispensed with.

The Journal was corrected and approved.

INTRODUCTION OF PETITIONS AND MEMORIALS.

Mr. Carson introduced the following memorial:

State of Oregon,
Office of the Secretary of State,
Salem, February 2, 1901.

Dear Sir—As directed by House Joint Resolution No. 4, adopted by the Twenty-first Legislative Assembly of the State of Oregon, I have the honor to hand you herewith a certified copy of the same for presentation to the Legislative Assembly of your State.

I have the honor to be,
Very respectfully yours,

F. I. DUNBAR,
Secretary of State.