

And House Joint Resolution No. 2 was placed on Calendar of bills on third reading.

Senate Bill No. 109:

A bill to be entitled an act for the relief of U. M. Bennett.

Was taken up.

Mr. Sams moved that Senate Bill No. 109 be laid on table subject to call.

Which was agreed to.

Senate Bill No. 118:

A bill to be entitled an act for the relief of Sara F. Van Wagenen, as trustee for herself, Annabelle Robertson, Fannie E. Lanier, Electra Fallagant, Kate F. Kruson, Harry S. Dreese, John W. Burrows and Georgia Cleland.

Was taken up.

Mr. Stockton moved that Senate Bill No. 118 be laid on table subject to call.

Which was agreed to.

Senate Bill No. 134:

A bill to be entitled an act for the relief of W. H. Smith, G. W. Smith, I. N. Smith and H. W. Smith, heirs of William Smith, deceased.

Was taken up.

Mr. Whidden moved that Senate Bill No. 134 be laid on table subject to call.

Which was agreed to.

Mr. Carson moved to adjourn until 10 o'clock a. m. tomorrow.

Which was agreed to.

Thereupon the Senate stood adjourned until 10 o'clock a. m. tomorrow, April 24, 1903.

FRIDAY, APRIL 24, 1903.

Senate met pursuant to adjournment.

President in the chair.

The roll being called, 30 Senators answered to their

names, showing a quorum present, Mr. MacWilliams and Mr. Blich being absent.

The reading of the Journal was dispensed with.

The Journal as corrected was approved.

In accordance with action of Senate in adopting resolution referring to all matters connected with Indian Wa Claims to the Judiciary Committee—

Senate Bill No. 49:

A bill to be entitled an act to provide for the payment of warrants issued by the Comptroller of the State of Florida under chapter 1175 of the Laws of this State for services rendered to the State by voluntary companies with the approval of the Governor in suppressing Indian hostilities in the year 1856, and which warrants have been approved by the commissioner appointed under the supplemental act of 1889, Chapter 3930, Laws of Florida; to examine, approve or reject the same, and filed with the Comptroller of the State, and now in the custody of the State Treasurer.

On table subject to reference was ordered referred to the Committee on Judiciary.

Mr. Raney asked to be excused from attendance until Wednesday next.

Mr. Raney was excused.

Mr. Bailey asked to be excused from attendance until Tuesday next.

Mr. Bailey was excused.

Mr. Wilson of the 7th asked to be excused from attendance until Tuesday next.

Mr. Wilson of the 7th was excused.

INTRODUCTION OF RESOLUTIONS.

Mr. Wilson of the 4th introduced the following by request:

Senate Concurrent Resolution No. 20:

Whereas, There is on exhibition in the Governor's office a rare painting of Osceola, the Seminole Indian Chief painted in 1837; and,

Whereas, The said painting is one of great historical value, and its subject is one of the greatest characters in the early and heroic history of this great Commonwealth and

Whereas, It is considered desirable by many of the citizens of the State that this famous painting should be

come the property of the State of Florida and be kept in this the capitol building of the State, therefore

Be it resolved, by the Senate, the House concurring, That a committee of five, two from the Senate and three from the House, be appointed to inspect, investigate and report to the Senate and House, respectively, their findings as to its purchase by the State of Florida.

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

Mr. Williams offered the following:

Senate Resolution No. 37:

Resolved, That John R. Willis, the assistant reading secretary of the Senate, be and he is hereby excused till next Thursday, that he may go home to attend court.

Mr. Williams moved the adoption of the resolution.

Which was agreed to.

INTRODUCTION OF BILLS.

By Mr. Adams:

Senate Joint Resolution No. 166 :

A joint resolution proposing an amendment to section 2, article 3, of the Constitution of the State of Florida, relating to the meeting of the Legislature.

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

By Mr. Adams:

Senate Joint Resolution No. 167:

A joint resolution proposing amendments to articles 1 and 2 of the Amendments to the Constitution of the State of Florida, amending section 3, article 3, and section 2, article 7, respectively, of the Constitution of Florida, relating to the election of the members of the Legislature.

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

By Mr. Blount:

Senate Bill No. 168:

A bill to be entitled an act to permit the trial of title to land in replevin, trover and trespass suits.

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

By Mr. Blount:

Senate Bill No. 169:

A bill to be entitled an act relating to quo warranto.

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

By Mr. Peacock:

Senate Bill No. 170:

A bill to be entitled an act regulating grounds for divorce in the State of Florida.

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

By Mr. McCreary:

Senate Bill No. 171:

A bill to be entitled an act to amend section 10 of an act to amend sections 29, 32, 35, 47, 48, 50, 66 and 67 of chapter 4322, Laws of Florida, entitled an act for the assessment and collection of revenue, approved June 1895.

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

By Mr. Stockton:

Senate Bill No. 172:

A bill to be entitled an act to amend section 2 of "an act to require railroads and other corporations and persons operating and running railroads in this State to fence said railroads; and in case of a failure to do so to pay damages for all live stock killed or injured on railroads by engines or cars," approved May 13th, 1887.

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

By Mr. Stockton:

Senate Bill No. 173:

A bill to be entitled an act in relation to the investment of State School Funds by the State Board of Education of Florida, and authorizing said Board to have such funds or school warrants issued by the counties.

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

By Mr. Sams:

Senate Bill No. 174:

A bill to be entitled an act for the preservation of wild deer, birds and other game, and to prescribe the time in which they may be hunted, and to prescribe that all non-residents of the State shall take out a license before they shall hunt such wild deer, birds and other game, and prescribing a penalty for the violation thereof.

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

CONSIDERATION OF RESOLUTIONS.

Senate Resolution No. 33:

Relative to water hyacinths in Santa Fee Lake.

Was taken up and read a second time.

Mr. McCreary moved that Senate Resolution No. 33 be laid on table subject to call.

Which was agreed to.

House Concurrent Resolution No. 15:

Relative to water hyacinths in Santa Fee Lake.

Was taken up and read a second time.

Mr. Wilson of 4th moved that House Concurrent Resolution No. 15 be indefinitely postponed.

Which was agreed to.

Mr. Harris moved that hereafter the reading of House messages be dispensed with, only where necessary, and the bills therein contained be read and referred to the proper committees.

Which was agreed to by a two-thirds vote,

MESSAGES FROM HOUSE OF REPRESENTATIVES.

The following message from the House of Representatives was read:

House of Representatives,
Tallahassee, Fla., April 23, 1903.

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 sustained the veto of the Governor upon—

An act to amend section 671 of the Revised Statutes of the State of Florida, relating to the power of city and town council to regulate registrations and elections; and to fill vacancies.

Very respectfully,
WM. FORSYTH BYNUM,

Chief Clerk House of Representatives.

The following message from the House of Representatives was read:

House of Representatives,
Tallahassee, Florida, April 22, 1903.

Hon. Frank Adams,

President of the Senate.

SIR—I am directed by the House of Representatives

to inform the Senate that the House of Representatives has passed—

House Bill No. 29:

To be entitled an act to prohibit the adulteration of spirits of turpentine, and to provide a penalty for the violation of the same

And respectfully request the concurrence of the Senate therein.

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

And House Bill No. 29, 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, Florida, April 22, 1903.
Hon. Frank Adams,

President of the Senate:

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

House Bill No. 83:

A bill to be entitled an act to repeal Chapter 4648 of the Laws of Florida, entitled "An act to define the boundaries of the town of St. Petersburg, Florida; to abolish the town of St. Petersburg, Florida, and to establish a municipality under the name of City of St. Petersburg; to provide for its government and prescribe its jurisdiction and powers, and to extend to said municipality certain powers and privileges.

And respectfully request the concurrence of the Senate therein.

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

And House Bill No. 83, contained in the above message, was read the first time by its title and referred to the Committee on City and County Organization.

REPORTS OF COMMITTEES.

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

Senate Chamber,
Tallahassee, Fla., April 17, 1903.

Hon. Frank Adams,

President of the Senate:

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

Senate Bill No. 29:

A bill to be entitled an act to amend Section 1, Chapter 4683, Laws of Florida, approved June 2nd, 1899, being an act to prohibit the sale of intoxicating liquors within four mile distance of public or private school buildings and houses of worship, and to provide penalties therefor.

Have carefully examined the same, and find it to be correctly engrossed.

Very respectfully.

N. A. BLITCH,
Chairman of Committee.

And Senate Bill No. 29, contained in the above report, was placed on the calendar of bills on third reading.

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

Senate Chamber,
Tallahassee, Florida, April 22, 1903.

Hon. Frank Adams,

President of the Senate:

SIR—Your Committee on Railroads, to whom was referred

House Bill No. 18:

A bill to be entitled an act to fix and establish a rule for the measure of damages in suits against common carriers in certain cases.

Have had the same under consideration, and report it back to the Senate with recommendation that it be referred to the Judiciary Committee.

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

And House Bill No. 18, contained in the above report, was ordered referred to the Judiciary Committee.

Mr. Miller, Chairman of the Committee on Forestry, submitted the following report:

Senate Chamber,

Tallahassee, Fla., April 24, 1903.

Hon. Frank Adams,

President of the Senate:

SIR—Your Committee on Forestry, to whom was re-committed

Senate Bill No. 97:

A bill to be entitled an act prescribing the time for cutting turpentine boxes in the State of Florida.

Have reconsidered the same, and report it without recommendation.

Very respectfully,

WILLIAM MILLER,
Chairman of Committee.

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

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

Senate Chamber,

Tallahassee, Fla., April 23, 1903.

Hon. Frank Adams,

President of the Senate:

SIR:—Your committee on Engrossed bills to whom was referred

Senate Bill No. 35:

A bill to be entitled an act to provide for the levy of taxes for the years 1903 and 1904.

Also:

Senate Joint Resolution No. 5:

Proposing to repeal section 6 and to amend sections 7 and 9 of article 12 of the Constitution of the State of Florida, relating to education.

Have carefully examined the same and find them to be carefully engrossed.

Very respectfully,

H. W. McCREARY,
Acting Chairman of Committee.

And Senate Bill No. 35, and Senate Joint Resolution No. 5, contained in the above report, were placed on the calendar of bills on third reading.

Mr. McCaskill, Chairman of the Committee on Public Roads and Highways, submitted the following report:

Senate Chamber,
Tallahassee, Fla., April 23, 1903.

Hon. Frank Adams,

President of the Senate:

SIR—Your Committee on Public Roads and Highways, to whom was referred—

House Bill No. 57:

A bill to be entitled an act to prohibit the obstruction of county and settlement roads, and prescribing penalty therefor.

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

Very respectfully,
E. V. McCASKILL,
Chairman of Committee.

And House Bill No. 57, contained in the above report, was placed on the Calendar of Bills on second reading.

Mr. Crews, Chairman of the Committee on Temperance, submitted the following report:

Senate Chamber,
Tallahassee, Fla., April 23, 1903.

Hon. Frank Adams,

President of the Senate:

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

House Memorial No. 17:

A memorial to Congress relating to the issuance of United States licenses for the sale of alcoholic liquors in counties and districts where the same is prohibited by State law.

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

Very respectfully,
J. B. CREWS,
Chairman of Committee.

And House Memorial No. 17, contained in the above report, was placed on the Calendar of Bills on second reading.

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

Senate Chamber,
Tallahassee, Fla., April 24, 1903.

Hon. Frank, Adams,

President of the Senate

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

Senate Bill No. 61:

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

Senate Bill No. 76:

A bill to be entitled an act for the erection, building and furnishing of a mansion for the Governor of the State of Florida, to purchase a site for same, and making an appropriation for such purpose.

chase a site for same, and making an appropriation for

Also,

Senate Bill No. 117:

A bill to be entitled an act enabling any corporation, not for profit, heretofore or hereafter formed, to subject itself to indebtedness or liability according to an amount or limit indicated in the original charter or an amendment.

Also,

Senate Bill No. 122:

A bill to be entitled an act establishing and amending the charter of the Dade County Security Company, of Miami, Florida.

Also,

Senate Bill No. 129:

A bill to be entitled an act requiring water companies to clean tanks and flush mains.

Have carefully examined the same and find them to be correctly engrossed.

Very respectfully,
H. H. McCREARY,
Acting Chairman of Committee.

And Senate Bills Nos 61, 76, 117, 122 and 129, contained in the above report, was placed on the Calendar of Bills on third reading.

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

Senate Chamber,
Tallahassee, Fla., April 23, 1903.

Hon. Frank, Adams,

President of the Senate:

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

Senate Bill No. 151:

A bill to be entitled an act to authorize the city and town authorities in this State to contract with individuals, companies or corporations for the gathering and disposal of garbage, etc.

Have had the same under consideration and recommend that it do pass:

Very respectfully,

GUY GILLEN,
Chairman of Committee.

And Senate Bill No. 151, contained in the above report, was placed on the Calendar of bills on second reading.

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

Senate Chamber,
Tallahassee, Fla., April 23, 1903.

Hon. Frank Adams,

President of the Senate:

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

House Bill No. 45:

A bill to be entitled an act to amend sections one, two, three, four and six of chapter 4635 of the Laws of Florida, entitled, "an act to provide for the municipal officers of the city of Key West, a municipal corporation, existing in the county of Monroe, Florida, to prescribe their terms of office, provide for their election and appointment, and regulate their compensation, and to repeal sections two and three of chapter 3966, Laws of Florida, and amendments thereto.

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

Very respectfully,

GUY GILLEN,
Chairman of Committee.

And House Bill No. 45, contained in the above report, was placed on the Calendar of bills on second reading.

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

Senate Chamber,
Tallahassee, Fla., April 23, 1903.

Hon. Frank Adams,

President of the Senate:

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

House Bill No. 37:

A bill to be entitled an act declaring the town of Sarasota, in Manatee County, Florida, to be a legally incorporated town, and the officers thereof legally elected and qualified.

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

Very respectfully,

GUY GILLEN,

Chairman of Committee.

And House Bill No. 37, contained in the above report, was placed on the Calendar of bills on second reading.

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

Senate Chamber,
Tallahassee, Fla., April 23, 1903.

Hon. Frank Adams,

President of the Senate:

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

House Memorial No. 16:

A memorial to the Congress of the United States asking that the land belonging to the United States in the State of Florida be granted to the State for school purposes.

Have had the same under consideration and recommend that House Memorial No. 16 do pass.

Very respectfully,

C. A. CARSON,

Chairman of Committee.

And House Memorial No. 16, contained in the above report, was placed on the calendar of bills on second

ORDERS OF THE DAY.

The notice of Mr. Peacock given yesterday, that today, he would move to reconsider the vote by which Senate Bill No. 16 failed to pass, was taken up.

Mr. Peacock moved to reconsider the vote by which Senate Bill No. 16 failed to pass.

Mr. Peacock withdrew the motion.

BILLS ON SECOND READING.

Senate Bill No. 95:

A bill to be entitled an act to provide for the purchase of a lot and for constructing thereon a building for the use of the Supreme Court and the officers thereof, and for appointing a commission to supervise such purchase and construction, and making an appropriation therefor.

Was taken up and read the second time in full.

Mr. Peacock moved that Senate Bill No. 95 be indefinitely postponed.

Which was agreed to.

A message was received from the Governor.

Senate Bill No. 130:

A bill to be entitled an act to make it the duty of the Governor to appoint a State Auditor and assistant State Auditor, to define their powers and duties, and fix their compensation, and for the employment of clerical assistance.

Was taken up and read the second time in full.

Mr. Butler offered the following amendment to Senate Bill No. 130:

In section 4, line 2, after the words "Assistant State Auditor."

Insert the following:

"Who shall be an expert accountant."

Mr. Butler moved the adoption of the amendment.

Which was agreed to.

Mr. Butler offered the following amendment to Senate Bill No. 130:

After the words "If any," section 6, line 1, insert the following: "State or."

Mr. Butler moved the adoption of the amendment.

Which was agreed to

Mr. Butler offered the following amendment to Senate Bill No. 130:

After the words "Such work," in section 9, line 6, insert the following: "Approved May 31, 1901, and Chapter 4849, authorizing the Governor to have all State offices examined and to report such examinations to the Legislature, approved June 3, 1899."

Mr. Butler moved the adoption of the amendment.

Mr. Scott moved that the amendment be laid on the table.

Which was agreed to.

And the amendment and Senate Bill No. 130 was laid on the table.

Mr. Butler gave notice that tomorrow he would move to reconsider the vote by which the amendment to Senate Bill No. 130 was laid on the table.

The motion went over under the rules.

Senate Bill No. 131:

A bill to be entitled an act relative to the books and forms to be kept by county treasurers and certain other county officers, and the balancing of same.

Was taken up and read the second time in full.

Mr. Butler offered the following amendment to Senate Bill No. 131:

Insert the following: "3," in blank where it should be to make "Section 3."

Mr. Butler moved the adoption of the amendment.

Which was agreed to.

And Senate Bill No. 131 as amended, was ordered referred to the Committee on Engrossed Bills.

Senate Bill No. 92:

A bill to be entitled an act for the protection of pine forests in the State of Florida, and providing a penalty for the violation thereof.

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

A bill to be entitled an act to preserve the pine forests of the State of Florida, to regulate the manner and time of cutting and working turpentine boxes, to prescribe the size of pine trees available for saw mill purposes, and to prescribe a penalty for any violation of the provisions of this act.

The substitute was then read in full.

Mr. Williams moved that Senate Bill No. 92, together with the committee substitute therefor, be laid on table subject to call, and 100 copies printed.

Which was agreed to.

Senate Bill No. 104:

A bill to be entitled an act providing for the publication of the Acts of the Legislature of a general and permanent nature in newspapers, prescribing the duties of the Secretary of State and the boards of county commissioners, and providing compensation for publishers.

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

The following committee amendment was read:

Amend section 1, by inserting in line 3 before the word "Boards" the words "clerk of the."

Mr. McCreary moved the adoption of the committee amendment.

Which was agreed to.

The following committee amendment was read:

Amend section 2 by striking out the words "weekly newspaper" in line 4 and inserting in lieu thereof the words "daily or weekly newspaper which has been continuously published for a period of not less than one year."

Mr. McCreary moved the adoption of the committee amendment.

Which was agreed to.

The following committee amendment was read:

Amend section 2 by striking out all words following the word "time" on line 6.

Mr. McCreary moved the adoption of the committee amendment.

Which was agreed to.

And Senate Bill No. 104 as amended, was ordered referred to the Committee on Engrossed Bills.

Senate Bill No. 152:

A bill to be entitled an act authorizing the city of Tallahassee to issue bonds for making, constructing and putting in operation a system of sewerage, and for enlarging and extending the electric light plant now in operation in said city, and for grading, paving and otherwise improving the streets of said city, or for any one or more of such purposes, and to provide for the payment of the principal and interest of said bonds, and the application of the proceeds of any such bonds to the purposes for which the same may be issued, and providing for the enlargement and extension of such plant, and the establishment of such sewerage system, and the management and operation of such plant and system.

Was taken up.

Mr. Raney moved that the rules be waived and that Senate Bill No. 152 be read a second time by its title only.

Which was agreed to by a two-thirds vote,
And Senate Bill No. 152 was read a second time by its title.

Mr. Raney moved that the rules be further waived and Senate Bill No. 152 be read a third time and put upon its passage.

Which was agreed to by a two-thirds vote.
And Senate Bill No. 152 was read a third time in full.
Upon call of the roll on the passage of the bill the vote was:

Yeas—Mr. President, Messrs. Bailey, Blount, Brown, Butler, Carson, Crews, Crill, Dimick, Faulkner, Gillen, Kirk, Law, McCaskill, McCreary, Miller, Neel, Peacock, Raney, Rouse, Scott, Stockton, Wadsworth, Whidden, Williams, Wilson of 7th, Wilson of 4th—27.

Nays—None.

So the bill passed, title as stated.

Mr. Raney moved that the rules be waived and that Senate Bill No. 156 be immediately certified to the House of Representatives.

Which was agreed to by a two-thirds vote, and Senate Bill No. 152 was so certified.

House Bill No. 79:

A bill to be entitled an act providing that any person disclosing or making known any message, communication or fact coming to their attention or notice by reason of their position with a telephone company, or an individual owning or operating a telephone business, shall be guilty of a misdemeanor, and prescribing a penalty therefor.

Was taken up.

Mr. Raney moved that House Bill No. 79 be recommitted to the Judiciary Committee.

Which was agreed to.

And House Bill No. 79 was so referred.

A message was received from the House of Representatives.

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

Which was agreed to by a two-thirds vote.

The following message from the House of Representatives was read:

House of Representatives,
Tallahassee, Fla., April 24, 1903.

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. 17:

A bill to be entitled an act to extend the time limit for the completion of the Alafia, Manatee & Gulf Coast Railway.

Very respectfully,

WM. FORSYTH BYNUM,

Chief Clerk House of Representatives.

And Senate Bill No. 17, 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., April 24, 1903.

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. 113:

A bill to be entitled an act to amend Section 2533 of the Revised Statutes of the State of Florida, relating to throwing down fences and opening gates.

Very respectfully,

WM. FORSYTH BYNUM,

Chief Clerk House of Representatives.

And Senate Bill No. 113, 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., April 24, 1903.

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 Concurrent Resolution No. 19:

Relative to the appointment of a Joint Committee to investigate the Digest of the Laws of Florida, by Col. C. F. Akers, of Orlando.

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

The President appointed Messrs, Law, Harris and Gillen as the committee on the part of the Senate under Senate Concurrent Resolution No. 18, contained in the above message.

The following message from the House of Representatives was read:

House of Representatives,
Tallahassee, Fla., April 24, 1903.

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.

Senate Joint Resolution No. 38:

Requesting Congress to call a Constitutional Convention to propose an amendment to the Constitution of the United States, making United States Senators elective in the several States by direct vote of the people.

Very respectfully.

WM. FORSYTH BYNUM,
Chief Clerk House of Representatives.

And Senate Memorial No. 38, contained in the above message, was referred to the Committee on Enrolled Bills.

Mr. Wilson of the 7th moved that when the Senate adjourn today it adjourn until Monday, April 27th, 4 o'clock, p. m.

Which was agreed to.

By permission—

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

Senate Chamber.

Tallahassee, Fla., April 24, 1903.

Hon. Frank Adams.

President of the Senate:

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

Senate Bill . . o. 112:

A bill to be entitled an act to authorize the Birmingham, Columbus & St. Andrews Railroad Company to construct, maintain and operate a railroad from the waters of St. Andrews Bay on the Gulf of Mexico, in Washington county, Florida, north to the Alabama and Florida line, and for other purposes.

Have carefully examined the same, and find it to be correctly engrossed.

Very respectfully,
H. H. McCREARY,
Acting Chairman of Committee.

And Senate Bill No. 112, contained in the above report, was placed on the Calendar of bills on third reading.

By permission—

Mr. Wilson of the 4th, Chairman of the Joint Committee on Enrolled Bills, submitted the following report:

Senate Chamber,
Tallahassee, Fla., April 24, 1903.

Hon. Frank Adams,

President of the Senate:

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

An act to authorize the County of Monroe to bond itself in the sum of ten thousand dollars for the purpose of constructing a public highway within said county.

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,
C. L. WILSON,
Chairman of Committee.

ENROLLED.

The President announced that he was about to sign—

An act to authorize the county of Monroe to bond itself in the sum of ten thousand dollars, for the purpose of constructing a public highway, within said county.

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

BILLS ON THIRD READING.

Senate Bill No. 91:

A bill to be entitled an act to require the submission of the allegations and issues of fact, in divorce proceedings, to a jury for trial.

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

Upon call of the roll on Senate Bill No. 91 the vote was:

Yeas—Mr. President, Senators Carson, Crews, Dimick, McCaskill, Neel, Scott, Stockton, Wadsworth—9.

Nays—Senators Bailey, Blount, Brown, Butler, Crill, Faulkner, Gillen, Harris, Kirk, Law, McCreary, Miller, Palmer, Peacock, Raney, Rouse, Sams, Whidden, Williams, Wilson of the 7th, Wilson of the 4th—21.

So the bill failed to pass.

By permission—

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

Senate Chamber,

Tallahassee, Fla., April 24, 1903.

Hon. Frank Adams,

President of the Senate:

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

An act to amend section 2533 of the Revised Statutes of the State of Florida, relating to throwing down fences and opening gates.

Have examined the same and find it correctly enrolled:

Very respectfully,

C. L. WILSON,

Chairman of Committee.

And the act contained in the above report was referred to the Joint Committee on Enrolled Bills.

Senate Joint Resolution No. 43:

A joint resolution proposing an amendment to Section 15 of Article V. of the Constitution of the State of Florida, relative to the appointment of State attorneys and the election of sheriffs and clerks of the circuit court in this State.

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

Upon call of the roll on Senate Joint Resolution No. 43, the vote was:

Yeas—Mr. President, Senators Butler, Carson, Neel—4.

Nays—Senators Blount, Brown, Crews, Crill, Dimick, Faulkner, Law, McCaskill, McCreary, Miller, Palmer, Peacock, Raney, Rouse, Sams, Scott, Stockton, Wadsworth, Whidden, Williams, Wilson of the 7th, Wilson of the 4th—22.

So Senate Joint Resolution No. 43, having failed to receive the constitutional majority of three-fifths of all the members elected to the Senate, failed to pass.

By permission—

Mr. Wilson of 4th, Chairman of the Joint Committee on Enrolled Bills, submitted the following report:

Senate Chamber,
Tallahassee, Fla., April 24, 1903.

Hon. Frank Adams,

President of the Senate.

Sir:—You Joint Committee on Enrolled Bills to whom was referred—

An act to authorize the County of Monroe to bond itself in the sum of ten thousand dollars for the purpose of constructing a public highway within said county.

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

Very respectfully,

C. L. WILSON,
Chairman of Committee.

Mr. Blount moved that the rules be waived and House Joint Resolution No. 2 be taken up out of its order and now considered.

Which was agreed to by a two-thirds vote.

And,

House Joint Resolution No. 2:

A joint resolution proposing an amendment to Section 6 of article 8, of the Constitution of the State of Florida, relating to county officers.

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

Upon call of the roll on House Joint Resolution No. 2, the vote was:

Yeas—Senators Bailey, Blount, Brown, Butler, Crill, Faulkner, Harris, Law, McCaskill, McCreary, Miller, Neel, Palmer, Raney, Sams, Scott, Stockton, Wadsworth, Whidden, Wilson of the 7th, Wilson of the 4th—21.

Nays—Mr. President, Senators Crews, Peacock, Rouse, Williams—5.

So House Joint Resolution No. 2, having received the constitutional majority of three-fifths of all the members elected to the Senate, was passed, title as stated.

Senate Joint Resolution No. 123:

A joint resolution proposing an amendment to section six of article eight of the Constitution of the State of Florida, relative to county officers.

Was taken up.

Mr. Blount asked permission to withdraw Senate Joint Resolution No. 123.

Which was granted.

And Senate Joint Resolution No. 123 was withdrawn.

Senate Bill No. 77:

A bill to be entitled an act establishing a Geological Survey for the State of Florida, to provide for the appointment of a State Geologist, and to define his duties; also, to provide for the maintenance of the survey.

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—Mr. President, Senators Blount, Brown, Butler, Carson, Crews, Crill, Dimick, Faulkner, Gillen, Law, McCreary, Miller, Neel, Palmer, Peacock, Raney, Rouse, Sams, Scott, Stockton, Whidden, Williams, Wilson of the 7th, Wilson of the 4th—25.

Nays—Senators Harris, McCaskill, Wadsworth—3.

So the bill passed, title as stated.

By permission—

Mr. Wilson of the 4th, Chairman of the Joint Committee on Enrolled Bills, submitted the following report:

Senate Chamber,

Tallahassee, Fla., April 24, 1903.

Hon. Frank Adams,

President of the Senate:

Sir:—You Joint Committee on Enrolled Bills to whom was referred—

An act to amend Section 2533 of the Revised Statutes of the State of Florida, relating to throwing down fences and opening gates.

Have examined the same and find it correctly enrolled.

Very respectfully,

C. L. WILSON,

Chairman of Committee.

And the act contained in the above report was referred to the Joint Committee on Enrolled Bills, to be conveyed to the House of Representatives for the signature of the Speaker and Chief Clerk thereof.

Senate Bill No. 146:

A bill to be entitled an act to amend Section 1001 of the Revised Statutes of the State of Florida, relating to the locality of suits against corporations.

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

Upon call of the roll on Senate Bill No. 146, the vote was:

Yeas—Mr. President, Senators Blount, Brown, Carson, Crews, Crill, Dimick, Faulkner, Law, McCaskill, McCreary, Miller, Neel, Peacock, Raney, Sams, Scott, Stockton, Wadsworth, Whidden, Williams, Wilson of the 7th—22.

Nays—None.

So the bill passed, title as stated.

Senate Bill No. 147:

A bill to be entitled an act to authorize the town of Eustis, in Lake county, Florida, to levy a special tax for the support of a free public library, and to authorize said town to enter into an obligation for the support thereof.

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

Upon call of the roll on Senate Bill No. 147 the vote was:

Yeas—Mr. President. Messrs. Bailey, Brown, Butler, Carson, Crill, Faulkner, Law, McCaskill, McCreary, Miller, Neel, Peacock, Raney, Rouse, Scott, Stockton, Wadsworth, Whidden, Williams, Wilson of 7th, Wilson of 4th.—23.

Nays—None.

So the bill passed, title as stated.

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

Which was agreed to by a two-thirds vote.

And the bills were certified.

At 12:05 o'clock—

Mr. Crill moved that the Senate go into executive session.

Which was agreed to.

And the doors were closed.

At 12:15 o'clock—

The doors were opened.

The President in the chair.

The roll being called, 29 Senators answered to their names, showing a quorum—Senators Blitch, Kirk and MacWilliams being absent.

A message was received from the Governor.

At 12:20 o'clock—

Mr. Palmer moved that the Senate take recess of 15 minutes.

Which was agreed to.

At 12:35 o'clock—

The Senate was called to order.

The President in the chair.

The roll being called, 29 Senators answered to their names, showing a quorum present—Senators Blitch, Kirk and MacWilliams being absent.

By permission—

Mr. Wilson of the 4th, Chairman of the Committee on Enrolled Bills, submitted the following report:

Senate Chamber,
Tallahassee, Fla., April 24, 1903.

Hon. Frank Adams,

President of the Senate.

Sir:—You Joint Committee on Enrolled Bills to whom was referred—

An act to amend section 2533 of the Revised Statutes of the State of Florida, relating to throwing down fences and opening gates.

Beg to report that the same has been July 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,

C. L. WILSON,
Chairman of Committee.

ENROLLED.

The President announced that he was about to sign—

An act to amend Section 2533 of the Revised Statutes of the State of Florida, relating to throwing down fences and opening gates.

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

The following communication was read:

State of Florida,
Executive Department,
Tallahassee, Fla., March 24, 1903.

Hon. Frank Adams,

President of the Senate:
Tallahassee, Florida.

DEAR SIR:—I have the honor to transmit herewith report of the Secretary of State relative to the purchase of gas and electric fixtures, carpets and linoleum, and furniture for the State Capitol building, which report is referred to for further particulars. I also inclose report of the Chief Justice of the Supreme Court relative to statement of items and amounts of articles purchased and ordered for the Supreme Court Department outside of the items included in the bills of M. Ohm.

It will be observed from the summary statement of

It will be observed from the summary statement of the expenditures referred to that the—

Total cost of fixtures per contract, is.....	\$ 1,875.00
Total cost of carpets and linoleum.....	2,649.44
Total cost of furniture, per contract.....	9,168.70
Total cost of Supreme Court bill.....	2,683.46

Making a total of..... \$16,316.60

And I respectfully recommend that an appropriation be made to cover said amounts.

I have the honor to remain

Very truly yours,
W. S. JENNINGS,
Governor.

Supreme Court of the State of Florida.

Tallahassee, Florida, April 10, 1903.

To His Excellency, W. S. Jennings, Governor.

DEAR SIR—Enclosed I hand you a statement of the items and amounts of the articles purchased and ordered for the Supreme Court department outside of the items

included in the bills of the M. Ohmer Sons Company, viz.:

H. D. Hartt	\$2,451.71
M. Ohmer Sons Co. (ordered but not rec'd)....	231.75

\$2,683.46

Very respectfully,

R. F. TAYLOR,

Chief Justice Supreme Court of Florida.

Tallahassee, Florida, April 4, 1903.

Hon. W. S. Jennings, Governor, Tallahassee, Florida.

SIR—I have the honor to report that there was no provision made under chapter 4893, Acts of 1901, for the enlargement and repair of the Capitol building, for fixtures, carpets and furniture for the legislative, executive and judiciary departments, and it being absolutely necessary to provide the necessary fixtures, carpets and furniture for the building and the various departments, I, as Secretary of State, in the discharge of my duties, under the direction of the Board of Commissioners of State Institutions, proceeded to

(1) Advertise for bids for combined gas and electric fixtures for the Capitol building, the advertisement being published in the "Tallahasseean" (newspaper), of Tallahassee, the Daily Capital (newspaper), of Tallahassee, the Florida Times-Union and Citizen (newspaper), of Jacksonville, Florida.

In pursuance of said advertisement, the following bids were received:

1. Cassidy & Sons Co	\$1,875.00
2. Electric Supply & Construction Co....	2,137.40
3. Electric Supply & Construction Co....	2,930.00
4. Florida Electric Co. (H. A. Hart)....	2,118.00
5. C. H. Turner	2,294.50
6. Electric Light Department (Talla.)....	1,967.60

The bid of Cassidy & Sons Company being the lowest and best bid, they were awarded the contract, which was duly entered into, and the fixtures were installed in accordance therewith, were inspected, tested, found satisfactory and accepted.

(2) Advertisement for bids for furnishing the carpets and linoleum for the executive and administrative offices, and linoleum for the corridors, halls, and legislative departments were published in the Tallahasseean (newspaper), of Tallahassee, the Daily Capital (newspaper), of Tallahassee, the Florida Times-Union and Citizen (news-

paper), of Jacksonville, and the Pensacola News (newspaper), of Pensacola, Florida; and the following named persons and firms submitted bids in accordance therewith:

- H. E. Clark, Jacksonville, Florida.
- J. M. High & Co., Atlanta, Georgia.
- H. D. Hartt, Tallahassee, Florida.

The bid of J. M. High & Co. being the lowest and best bid filed, after careful examination of the samples submitted, the contract was awarded to the said J. M. High & Company, and the carpets and lenoleum were furnished and put in place according to the terms of their contract, and at the prices named therein, to the satisfaction of the Board of Commissioners of State Institutions and myself, and the bill, amounting to \$2,649.44, rendered therefor.

(3) Advertisement for bids for furnishing the State Capitol was published in the Tallahasseean (newspaper), of Tallahassee, the Daily Capital (newspaper), of Tallahassee, and the Florida Times-Union and Citizen (newspaper), of Jacksonville, Florida; and the following named firms submitted bids for furnishing the State Capitol in accordance with the schedule of articles and items mentioned in said advertisement for bids:

- Brandon Printing Co., Nashville, Tenn.
- Sample Furniture Co., Jacksonville, Florida.
- Marshall & Bruce Co., Nashville, Tenn.
- Levy & White, Cincinnati, Ohio.
- Art Metal Construction Co., Jameston, N. Y.
- The A. H. Andrews Co., Chicago, Illinois.
- M. Olimers Sons Co.

The bids for the furnishing of the State Capitol were opened by the Board of Commissioners of State Institutions representing the executive, administrative and legislative departments, and by the Chief Justice of the Supreme Court, representing the Judiciary Department. The various bids were carefully compared, involving much labor on account of the many items enumerated and contained in the schedule for furnishing the capitol, which resulted in the selection and contract for the purchase of the furniture, which has now been installed, amounting to \$7,545.05 for the Executive and Administrative offices; \$5,852.15 for the Legislative Depart-

ments; \$1,692.90 for the Judiciary Department, which was contracted for on a cash basis.

The furniture having been manufactured according to the plans and specifications furnished the contractor, and out of the materials, in accordance with the terms and provisions of said contract and put in place within the time, and in an acceptable manner, having been carefully examined and checked, according to the list or schedule embraced in said contract, and found to be correct, and delivered to the State, the statement rendered therefor is due; and it is deemed proper that I should transmit this report to you for your consideration.

The Chief Justice of the Supreme Court has filed in my office the original bills for certain furnishings, carpets, etc., in the Judiciary Department, outside of the bills included in the bills of M. Ohmer Sons Co., to-wit:

H. D. Hart	\$2,451.71
M. Ohmers Sons Co. (ordered but not rec'd)	231.75

\$2,683.46

which original bills are subject to inspection.

The fixtures, carpets, linoleum and furniture are now in place in the Capitol building, to which your attention is invited.

The following is a summary statement of the expenditures referred to, for which an appropriation is necessary:

To amount for fixtures, per contract with Casidy & Sons Co.....	\$1,875.00	
To amount for carpets and linoleum, per contract with J. M. High & Co.....	2,649.44	
To amount for furniture, per contract with M. Ohmer Sons Co.....	9,108.70	
To amount of Supreme Court bill, H. D. Hart	\$2,451.71	
M. Ohmer Sons Co., ordered but not received	231.75	2,683.46

\$16,316.60

Respectfully submitted,

H. CLAY CRAWFORD,

Secretary of State.

Mr. Crill moved that the communication be referred to the Committee on Appropriations.

Which was agreed to.

By permission—

Mr. Wilson of the 4th, Chairman of the Joint Committee on Enrolled Bills, submitted the following report:
Senate Chamber,
Tallahassee, Fla., April 24, 1903.

Hon. Frank Adams,

President of the Senate.

Sir:—You Joint Committee on Enrolled Bills to whom was referred—

An act to amend Section 2533 of the Revised Statutes of the State of Florida, relating to throwing down fences and opening gates.

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

Very respectfully,

C. L. WILSON,
Chairman of Committee.

Mr. Palmer moved that the Senate adjourn.

Which was agreed to.

Thereupon the Senate stood adjourned until 4 o'clock p. m. Monday, April 27, 1903.

MONDAY, APRIL 27, 1903.

Senate met pursuant to adjournment.

The President in the chair.

The roll being called, 19 Senators answered to their names, showing a quorum present.

Messrs. Blicht, Bailey, Carson, Dimick, Gillen, Law, MacWilliams, Miller, Neel, Palmer, Raney, Williams and Wilson of the 7th being absent.

Prayer by the Chaplain.

The reading of the Journal was dispensed with.

The Journal as corrected was approved.

Mr. Blount asked that Mr. Carson be excused from attendance today.

Mr. Carson was excused.

Mr. Butler asked that Mr. Law be excused from attendance today.

Mr. Law was excused.

Mr. Whidden asked that Mr. Neel be excused on account of being away on a visiting committee.

Mr. Neel was excused.

Mr. McCreary asked that Mr. Williams be excused on account of sickness.

Mr. Williams was excused.