

Mr. Wilson of 4th asked permission to withdraw Senate Bill No. 65.

Which was granted .

Senate Bill No. 109:

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

Was taken up.

Mr. Sams asked permission to withdraw Senate Bill No. 109.

Which was granted.

Senate Bill No. 101.

A bill to be entitled an act to define the grades of instruction which shall be taught in the uniform system of public free schools of Florida; to require instruction of certain grades in certain schools, and to provide for inspection, penalties and appropriations incident to carrying the provisions of this act into effect.

Was taken up.

Mr. Carson asked permission to withdraw Senate Bill No. 101.

Which was granted.

Mr. Kirk 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., Friday, May 1, 1903.

FRIDAY, MAY 1, 1903.

Senate met pursuant to adjournment.

The President and President pro tem. being absent, the Secretary called the body to order.

The roll being called, 26 Senators answered to their names, showing a quorum present, Mr. President, Messrs. Butler, Carson, Crill, Miller and Neel being absent.

Mr. Williams nominated Mr. Blicht as presiding officer of the Senate for today.

Mr. Blicht was unanimously elected.

Mr. Blicht took the chair.

Prayer by the Chaplain.

The reading of the Journal was dispensed with.

The Journal as corrected was approved.

30 S

Mr. Law asked that Mr. Miller be excused on account of sickness.

Mr. Miller was excused.

Mr. Crews asked to be excused from attendance until Thursday next.

Mr. Crews was excused.

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

Mr. Palmer was excused.

Mr. Gillen asked to be excused from attendance until next Thursday.

Mr. Gillen was excused.

Mr. Peacock asked to be excused from attendance until Wednesday next, on account of committee work.

Mr. Peacock was excused.

INTRODUCTION OF RESOLUTIONS, PETITIONS AND MEMORIALS.

The following petition was read:

Tallahassee, Florida, April 27, 1903.

To the Honorable the President and Members of the Senate of the State of Florida, now in session:

We, the undersigned, representing the Woman's Club of Tallahassee, whose object is progress and improvement, unanimously petition your honorable body to take immediate steps to enact a law or laws making free kindergarten instruction a part of the public school system of our State.

We believe that if children are properly trained from the age of four to six years in accordance with correct kindergarten principles, that they will enter the primary grades of our public schools better prepared in mind, heart and body to receive and assimilate the instruction given in each successive grade.

There is abundant evidence that kindergartens are being incorporated in the public schools of our most progressive states. Eighty free kindergartens were established in the public schools of New York City alone during the year nineteen hundred and two.

Florida already stands among the most advanced states in educational matters, and it is left to the members of this Legislature to perfect our public school system by providing that where the population warrants it, a kin-

dergarten department shall constitute a part of every public school.

And your petitioners will ever pray,
Lidie T. Moor, S. C. Pearce, Ida B Bradford. Elizabeth Bannerman, Committee.

Anna E. Chaires, President; L. Lewis, Secretary.

Mr. Raney moved that the petition be referred to the Committee on Education.

Which was agreed to.

INTRODUCTION OF BILLS.

By Mr. Blount:

Senate Bill No. 217:

A bill to be entitled an act to prohibit certain purchases and contracts for public use and public work, and to provide a punishment for the same.

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

By Mr. Blount:

Senate Bill No. 218:

A bill to be entitled an act to regulate the kind and size of boats to be used by the bar pilots of the several ports of this State, and to provide for the registering and licensing of such boats.

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

By Mr. Peacock:

Senate Bill No. 209:

A bill to be entitled an act to provide for the holding of Farmers' Institutes in the several counties of the State of Florida, and providing for the payment of the expense thereof.

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

By Mr. McCaskill:

Senate Bill No. 220:

A bill to be entitled an act giving county judges the power to hold inquests of the dead.

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

By Mr. Dimick:

Senate Bill No. 221:

A bill to be entitled an act to abolish the present municipal government of the town of West Palm Beach, in

Dade county, Florida, to legalize the ordinances of said town and official acts thereunder; to create and establish the municipality of the city of West Palm Beach, in Dade county, Florida, and to provide its jurisdiction and powers, and of the officers thereof.

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

By Mr. Gillen:

Senate Bill No. 222:

A bill to be entitled an act to establish a county court in Columbia county, Florida.

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

By Mr. MacWilliams:

Senate Bill No. 223:

A bill to be entitled an act to require separate assessments of the property of white and colored taxpayers, to require separate returns of all taxes paid by the same, and to require the comptroller to exhibit the same in his reports.

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

By Mr. Stockton:

Senate Bill No. 224:

A bill to be entitled an act to authorize the State Board of Health of the State of Florida to compromise, adjust and pay outstanding claims against it.

Which was read the first time by its title and referred to the committee on Public Health.

REPORTS OF COMMITTEES.

Mr. Palmer, Chairman of the Committee on Constitutional Amendments, submitted the following report:

Senate Chamber,

Tallahassee, Florida, May 1, 1903.

Hon. Frank Adams,

President of the Senate:

SIR—Your Committee on Constitutional Amendments, to whom was referred—

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.

Have had the same under consideration and recommend that it do not pass.

Very respectfully,
THOMAS PALMER,
 Chairman of Committee.

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

Mr. Palmer, Chairman of the Committee on Constitutional Amendments, submitted the following report:

Senate Chamber,
 Tallahassee, Florida, May 1, 1903.

Hon. Frank Adams,

President of the Senate:

SIR—Your Committee on Constitutional Amendments, to whom was referred—

Senate Joint Resolution No. 204:

A joint resolution proposing an amendment to Section 1, Article X. of the Constitution of the State of Florida, against debt contracted for the support of family.

Have had the same under consideration and recommend that it do not pass.

Very respectfully,
THOMAS PALMER,
 Chairman of Committee.

And Senate Joint Resolution No. 204, contained in the above report, was placed on the Calendar of bills on second reading.

Mr. Palmer, Chairman of the Committee on Constitutional Amendments, submitted the following report:

Senate Chamber,
 Tallahassee, Florida, May 1, 1903.

Hon. Frank Adams,

President of the Senate:

SIR—Your Committee on Constitutional Amendments, to whom was referred—

Senate Joint Resolution No. 207:

Proposing an amendment to Section 5, of Article VIII, of the Constitution of the State of Florida, relating to County Commissioners.

Have had the same under consideration and recommend that it do not pass.

Very respectfully,
THOMAS PALMER,
 Chairman of Committee.

And Senate Joint Resolution No. 207, contained in the above report, was placed on the Calendar of Bills on second reading.

Mr. Palmer, Chairman of the Committee on Constitutional Amendments, submitted the following report:
 Senate Chamber,

Tallahassee, Florida, May 1, 1903

Hon. Frank Adams,

President of the Senate:

SIR—Your Committee on Constitutional Amendments, to whom was referred—

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.

Have had the same under consideration and recommend that it do not pass.

Very respectfully,
THOMAS PALMER,
 Chairman of Committee.

And Senate Joint Resolution No. 167 contained in the above report was placed on the calendar of bills on second reading.

Mr. Palmer, Chairman of the Committee on Constitutional Amendments, submitted the following report:

Senate Chamber.

Tallahassee, Florida, May 1, 1903.

Hon. Frank Adams,

President of the Senate:

SIR—Your Committee on Constitutional Amendments, to whom was referred—

Senate Joint Resolution No. 125:

A Joint Resolution proposing amendment of Sections 20 and 24, of Article III, and the repeal of Section 8, of Article VIII, of the Constitution of the State of Florida.

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

Very respectfully,
 THOMAS PALMER,
 Chairman of Committee.

And Senate Joint Resolution No. 125, contained in the above report was placed on the calendar of bills on second reading.

Mr. Palmer, Chairman of the Committee on Constitutional Amendments, submitted the following report:
 Senate Chamber,
 Tallahassee, Florida, May 1, 1903.

Hon. Frank Adams,
President of the Senate:

SIR—Your Committee on Constitutional Amendments, to whom was referred—

Senate Joint Resolution No. 214:

A joint resolution proposing an amendment to Section 8, of Article VIII, of the Constitution of the State of Florida.

Have had the same under consideration and recommend that it do not pass

Very respectfully,
 THOMAS PALMER,
 Chairman of Committee.

And Senate Joint Resolution No. 214, contained in the above report was placed on the calendar of bills on second reading.

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

Senate Chamber,
 Tallahassee, Fla., April 30, 1903.

Hon. Frank Adams,
President of the Senate,

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

Senate Bill No. 39.

A Bill to be entitled an Act prohibiting the killing for sale, selling, or offering for sale of quail in the County of St. Johns, for a period of five years.

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

Very respectfully,
 N. A. BLITCH,
 Chairman of Committee.

And Senate Bill No. 39 contained in the above report, was placed on the calendar of bills on third reading.

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

Senate Chamber,
Tallahassee, Fla., April 30, 1903.

Hon. Frank Adams,
President of the Senate,

SIR:—Your Committee on Judiciary, to whom was referred.

Senate Bill No. 210:

A bill to be entitled an act to provide for service by publication, of summons *ad respondendum* in cases of *assumpsit*.

Have had the same under consideration and recommend that the bill do not pass.

Very respectfully,
GEO. P. RANEY,
Chairman of Committee.

And Senate Bill No. 210 contained in the above report, was placed on the calendar of bills on second reading.

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

Senate Chamber,
Tallahassee, Fla., April 30, 1903

Hon. Frank Adams,
President of the Senate,

SIR:—Your Committee on Judiciary, to whom was referred.

House Bill No. 100:

A bill to be entitled an act for the appraisal and sale of real estate involved in mortgage foreclosure proceedings in certain cases.

Have had the same under consideration and recommend that the bill do not pass.

Very respectfully,
GEO. P. RANEY,
Chairman of Committee.

And House Bill No. 100 contained in the above report was placed on the Calendar of Bills on second reading.

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

Senate Chamber,
Tallahassee, Fla., April 30, 1903.

Hon. Frank Adams,
President of the Senate,

SIR:—Your Committee on Judiciary, to whom was referred.

Senate Bill No. 186:

A bill to be entitled an act to define the status of tax deeds on certificates under Chapter 4011 Appendix to the Revised Statutes of Florida, of land certified to the State for unpaid taxes, and rights conferred by such deed.

Have had the same under consideration and recommend that the bill do not pass.

Very respectfully,
GEO. P. RANEY,
Chairman of Committee.

And Senate Bill No. 186 contained in the above report was placed on the calendar of bills on second reading.

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

Senate Chamber,
Tallahassee, Fla., April 30, 1903.

Hon. Frank Adams,
President of the Senate,

SIR:—Your Committee on Judiciary, to whom was referred.

House Bill No. 96:

A bill to be entitled an act to amend Section 1448 of the Revised Statutes of the State of Florida, relative to the signing and recording of decrees in equity.

Also—

House Bill No. 130:

A bill to be entitled an act to amend Section 2591 of the Revised Statutes of the State of Florida, in relation to escaping prisoners.

Also—

House Bill No. 146:

A bill to be entitled an act for the relief of W. G. Powell, Court Reporter for the Fourth Judicial Circuit of Florida, in the case of the State of Florida vs. the Hewitt brothers, indictment for murder.

Also:

Senate Bill No. 185:

A bill to be entitled an act prescribing how process at common law may be served on a non-resident.

Have had the same under consideration and recommend that they do not pass.

Very respectfully,
GEO. R. RANEY,

Chairman of Committee.

And House Bills Nos. 96, 130, and 146, and Senate Bill No. 185 contained in the above report was placed on the calendar of bills on second reading.

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

Senate Chamber,

Tallahassee, Fla., April 30, 1903.

Hon. Frank Adams,

President of the Senate,

SIR:—Your Committee on Judiciary, to whom was referred.

Senate Bill No. 190:

A bill to be entitled an act prohibiting and punishing as misdemeanors certain usurious acts and contracts.

Beg leave to report that they have carefully considered the same, and recommend the adoption of the following amendment:

In line 4 from the bottom of the bill, after the word "Section" add the figure "2."

And as thus amended that the bill do pass.

Very respectfully,
GEO. P. RANEY,

Chairman of Committee.

And Senate Bill No. 190 contained in the above report together with the amendment thereto, was placed on the calendar of bills on second reading.

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

Senate Chamber,

Tallahassee, Fla., April 30, 1903.

Hon. Frank Adams,

President of the Senate,

SIR:—Your Committee on Judiciary, to whom was referred.

House Bill No. 35:

A bill to be entitled an act to amend Section 2982 of

the Revised Statutes of Florida, relating to the trial of criminal cases on appeal to the circuit courts.

Also.

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.

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

Very respectfully,
GEO. P. RANEY,
Chairman of Committee.

And House Bills Nos. 35 and 79 contained in the above report, was placed on the calendar of bills on second reading.

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

Senate Chamber,
Tallahassee, Florida, May 1, 1903.

Hon. Frank Adams,
President of the Senate,

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

Senate Bill No. 188:

A bill to be entitled an act relating to conditional sales of personal property.

Beg leave to report that they have carefully considered the same, and recommend the adoption of the following amendment:

At the end of Section 1, add the following: "Provided, however, that this act shall have no application in any case where the value of the property sold does not exceed one hundred dollars; nor shall it have any retroactive effect."

And as thus amended, that the bill do pass.

Very respectfully,
GEO. P. RANEY,
Chairman of Committee.

And Senate Bill No. 188, contained in the above report, together with the amendments thereto, was placed on the calendar of bills on second reading.

Mr. MacWilliams, Chairman of the Special Committee to investigate the Florida Coast Line and Transportation Company, submitted the following report

Senate Chamber,
Tallahassee, Florida, May 1, 1903.

Hon. Frank Adams,

President of the Senate:

SIR:—The Joint Committee appointed to investigate the Florida Coast Line Canal and Transportation Company beg leave to report as follows:

Your Committee left Tallahassee Wednesday, April 22, 1903, and arrived in St. Augustine April 23, at which place the said Canal Company furnished us with a launch. We started in said launch down the Matanzas River to a point about twenty-five miles South of St. Augustine. While en-route we made many soundings, and found the minimum depth of the water six feet, and maximum ten feet. The said company has dredged all the shoals in said cubic yards of material at the point mentioned. About twenty-five miles south of St. Augustine we found the dredge "Wimbee" at work. This dredge has been continuously at work since June, 1902, and there are ten men employed thereon, and it has a capacity of removing a minimum of 1,500 cubic yards of earth a day.

We returned to St. Augustine that night, taking the train next day we went to Ormond, where the said company had a launch in waiting, and took us to the headwaters of the Halifax River, a distance of thirteen miles from Daytona, at which point we found the dredge "South Carolina" at work. This dredge has a like capacity as the "Wimbee" and is manned with a like number of men. The Halifax River, to the point at which said dredge was working, has been dredged by said company, and we found the depth of water minimum six feet and maximum eight feet. This dredge has removed 197,528 cubic yards of material. These two dredges are working toward each other, one south and one north, and are now about sixteen miles apart; your Committee was informed that there are yet to be cut 1,400,000 cubic yards of material to connect the waters of the Halifax

We then traveled to Daytona, at which place we went on board the "Cherokee" and traveled southward to the headwaters of Biscayne Bay; finding a minimum depth of water of five feet and maximum ten feet. During the months of February, March, April, May, June and part of July 1902 the said company operated the United States dredge "Suwanee". Said dredge during the months aforesaid improved all the canals between Palm Beach and Biscayne Bay, excavating 63,000 cubic yards at a cost of \$7,899.88, as shown by the books of said company.

In December last (1902) the said Canal Company purchased the suction dredge "Tomakee", which is now improving the canal between Jupiter and Lake Worth, and which is in future to be used in maintaining the company canals to their proper width and depth.

We further report that the said company has cut between Jupiter and Miami nearly sixty miles of canals, the major part of the work being through solid ground. This work has drained many thousands of acres of land which was utterly useless until the canals were cut, but river to obtain said depth of water, and has dug eight miles of "under water" canals and removed 146,564 which now is producing some of the most valuable crops in the State.

We further report that said Canal Company, out of the lands granted to it by the State, conveyed as a subsidy to the Florida East Coast Railway over 200,000 acres of land, in order to induce the construction of said railway.

We further report that we have examined the books of said company, and the following statement of expenditures is taken therefrom.

COST OF CANAL TO FEBRUARY 28, 1903.

Total cost of dredging, including general expenses.....	\$1,000,341.88
Cost of Dredges.....	77,405.14
Cost and operating of steam Tenders. . .	17,989.51
Engineering expenses	16,190.34
	<hr/>
	\$1,111,926.87

We further report that from an examination of said books we find the following:

Total No. of Cubic yards excavated	
Old work	4,800,000
New Work.	
Suwannee..	63,000
Wimbee....	146,564
South Carolina.....	197,528
Tomoka....	2,640
Total	5,209,732
Also—	
Total expenditures during progress of new work (nine months).....	\$33,158.25
Average per month.....	3,684.25

We further report that the work already performed on said canal has greatly benefitted the people of that section of the State through which it has been constructed, and that its completion will afford a complete and continuous waterway, thus securing cheap transportation for the marketing of the products of the East Coast of Florida.

W. A. MAC WILLIAMS,
Committee on part of Senate.
H. H. FLOYD,
THOMAS E. ROBERTS,
Committee on part of House.

ORDERS OF THE DAY.

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 Senate Bill No. 131 was informally passed on account of the absence of Mr. Butler.

BILLS ON SECOND READING.

House Bill No. 64:

A bill to be entitled an act for the relief of Otto C. Butterwick for services as stenographer in circuit court, Sumter county.

Was taken up and read a second time in full.

Mr. Kirk moved that House Bill No. 64 be laid on table subject to call.

Which was agreed to.

House Bill No. 105:

A bill to be entitled an act to amend Section 2 of Chapter 4740, of the Laws of Florida, the same being an act entitled an act to amend Sections 831 and 832 of the Revised Statutes of Florida, relating to dentists, approved June 3, 1899.

Was taken up and read a second time in full.

And House Bill No. 105 was placed on the calendar of bills on third reading .

Senate Bill No. 21:

A bill to be entitled an act to provide for the certification of teachers and to prescribe requirements for the various grades of certificates.

Was taken up and read a second time in full, together with the amendments of the Committee on Education.

The following committee amendment was read:

In section 13 in the 10th line, after the word "holder," insert the following:

"In the county where such endorsement is made."

Mr. McCreary moved the adoption of the committee amendment.

Which was agreed to.

The following committee amendment was read:

And in the 18th line of said section 13 of said bill, after the word "validity," insert the following:

"In the county where such endorsement is made."

Mr. McCreary moved the adoption of the committee amendment.

Which was agreed to.

Mr. Blount offered the following amendment to Senate Bill No. 21:

Amend section 7, line 7, by striking out the word "four" and inserting the word "five."

Mr. Blount moved the adoption of the amendment.

Which was agreed to.

Mr. Blount offered the following amendment to Senate Bill No. 21:

Amend section 6, line 6, by striking out the word "three" and inserting the word "four."

Mr. Blount moved the adoption of the amendment.

Which was agreed to.

Mr. Peacock offered the following amendment to Senate Bill No. 21:

Strike out the word "may" in line 10 of section 13, and all after the word "may" to and including the word "necessary."

In line 11, in section 13, after the word "holder," add the following: "Provided, That the county superintendent of schools, who held a teacher's certificate under the uniform examination laws of Florida prior to his term of office has expired, shall not be bound by the provisions of this act."

Mr. Peacock moved the adoption of the amendment.

Pending consideration—

Mr. Harris moved that Senate Bill No. 21 be made a special order for Tuesday, May 5th, at 11:30 a. m., and 200 copies be printed.

Which was agreed to.

Senate Bill No. 179:

A bill to be entitled an act to legalize and validate all warrants heretofore issued by County Board of Public Instruction for money borrowed for educational purposes, and to prohibit the issuing in future of warrants for money borrowed for such purposes.

Was taken up and read a second time in full, together with the amendments of the Committee on Education.

The following committee amendment was read:

After the word "purposes" in line 5, section 2, insert the following: "Except for legitimate expenses of the current scholastic year, and then in an amount not exceeding the income for said year."

Mr. McCreary moved the adoption of the committee amendment.

Which was agreed to.

And Senate Bill No. 179, as amended, was ordered referred to the Committee on Engrossed Bills.

House Bill No. 283:

A bill to be entitled an act to divide the State of Florida into eight judicial circuits, and for the appointment of judges and State attorneys therefor.

Was taken up.

Mr. Law moved that House Bill No. 283 be laid on table subject to call.

Which was agreed to.

House Memorial No. 123:

A memorial to Congress asking an appropriation for deepening the entrance to St. Andrews Bay.

Was taken up and read a second time in full.

And House Memorial No. 123 was placed on Calendar of bills on third reading.

Senate Bill No. 73:

A bill to be entitled an act to appropriate fifty thousand dollars to defray the expenses of and maintain an exhibit at the St. Louis Fair, at St. Louis, Missouri.

Was taken up and read a second time in full.

And Senate Bill No. 73 was ordered referred to the Committee on Engrossed Bills.

Senate Bill No. 161:

A bill to be entitled an act prohibiting certain employes of telegraph companies from doing a brokerage or soliciting business, and prescribing a penalty therefor.

Was taken up.

Mr. Crews moved that Senate Bill No. 161 be laid on table subject to call.

Which was agreed to.

House Bill No. 126:

A bill to be entitled an act to require all common carriers to pay all loss of, or damages for loss, damage or breakage of any articles shipped over their lines, or to refuse to do so within a certain time.

Was taken up and read a second time in full.

Mr. Wilson of the 7th moved that House Bill No. 126 remain on second reading.

Which was agreed to.

Senate Bill No. 164:

A bill to be entitled an act to make an appropriation for the estimated deficiency in the Pension Tax Fund for the year 1903.

Was taken up.

Mr. Law moved that the rules be waived and that Senate Bill No. 164 be read a second time by its title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 164 was read a second time by its title.

Mr. Law moved that the rules be further waived and that Senate Bill No. 164 be read a third time and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 164 was read a third time in full.

Upon call of the roll on the passage of the bill the vote was:

31 S

Yeas—Senators Bailey, Blicht, Blount, Brown, Crews, Faulkner, Gillen, Harris, Kirk, Law, McCaskill, MacWilliams, Peacock, Raney, Rouse, Sams, Scott, Stockton, Wadsworth, Whidden, Williams, Wilson of the 7th—22.

Nays—None.

So the bill passed, title as stated.

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 failure to do so to pay damages for all live stock killed or injured on railroad by engines or cars," approved May 13th, 1887.

Was taken up.

Mr. Stockton asked persimision to withdraw Senate Bill No. 172.

Which was granted.

And Senate Bill No. 172 was withdrawn.

Senate Joint Resolution No. 192:

Be it resolved by the Senate, the House of Representatives concurring, That the Legislature do adjourn sine die at 1 2o'clock m. the 22d day of May, 1903.

Was taken up.

Mr. Brown asked permission to withdraw Senate Joint Resolution No. 192.

Which was granted.

And Senate Joint Resolution No. 192 was withdrawn.

Senate Bill No. 206:

A bill to be entitled an act to amend sections 953 and 956 of the Revised Statutes of the State of Florida, relating to harbor masters.

Was taken up.

Mr. Williams moved that the rules be further waived, Senate Bill No. 206 be read a second time by its title only.

And Senate Bill No. 206 was read a second time by its title.

Mr. Williams moved that the rules be further waived, and that Senate Bill No. 206 be read a third time and put upon its passage.

Which was agreed to by a two-thirds vote,

And Senate Bill No. 206 was read a third time in full.

Upon call of the roll on the passage of the bill, the vote was:

Yeas—Senators Bailey, Blitch, Blount, Brown, Crews, Faulkner, Gillen, Kirk, McCaskill, McCreary, MacWilliams, Peacock, Rouse, Sams, Scott, Stockton, Wadsworth, Whidden, Williams—19.

Nays—None.

So the bill passed, title as stated.

A message was received from the House of Representatives.

SPECIAL ORDER.

Senate Bill No. 202:

A bill to be entitled an act to provide pensions for disabled soldiers and sailors, and widows of all soldiers and sailors who were killed or died during the Civil War, or who have since died, of the State of Florida, and making an appropriation for payment of the same, and for creating a State Board of Pensions.

Was taken up, the hour of 11 o'clock a. m., the time set for its consideration, having arrived.

Mr. Stockton moved that Senate Bill No. 202 be made a special order for Wednesday, May 6, at 11 o'clock a. m.

Which was agreed to.

A message was received from the Governor.

House Bill No. 73:

A bill to be entitled an act to compile a history of the soldiers of Florida serving in the Indian, Mexican and war between the States, containing a roster of the soldiers engaged in the several wars, with all records appertaining thereto.

Was taken up and read a second time in full.

Mr. McCreary offered the following amendment to House Bill No. 73:

Strike out the words and figures "5,000" and insert in lieu thereof the following: "2,000."

Mr. McCreary moved the adoption of the amendment.

Pending consideration—

Mr. McCreary moved that House Bill No. 73 be recommended to the Committee on Pensions.

Which was agreed to.

And House Bill No. 73 was so referred.

Senate Bill No. 193:

A bill to be entitled an act to amend section 2 of an act entitled an act establishing a fine and forfeiture fund

in the several counties, regulating the payment of criminal costs, authorizing a special tax for said costs and providing for the feed of prisoners and hire of convicts, and approved April 20, 1895.

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

The following committee amendment was read:

After the word "month," in line 13 of section 1, add the words "within thirty days after the expiration of said month."

Mr. Blount moved the adoption of the committee amendment.

Which was agreed to.

The following committee amendment was read:

And in line 5 on page 2 of said bill; after the words "neglect to do so," add the words "at the time of making the report aforesaid."

Mr. Blount moved the adoption of the committee amendment.

Which was agreed to.

And Senate Bill No. 193 as amended was ordered referred to the Committee on Engrossed Bills.

Senate Bill No. 148:

A bill to be entitled an act to incorporate the Florida Humane Association.

Was taken up.

Mr. Palmer moved that the rules be waived and that Senate Bill No. 148 be read a second time by its title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 148 was read a second time by its title.

Mr. Palmer moved that the rules be further waived and that Senate Bill No. 148 be read a third time and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 148 was read a third time in full.

Upon call of the roll on the passage of the bill the vote was:

Yeas—Senators Bailey, Bitch, Blount, Brown, Crews, Dimick, Faulkner, Gillen, Harris, Kirk, Law, McCaskill, McCreary, MacWilliams, Palmer, Peacock, Rouse, Sams, Scott, Stockton, Wadsworth, Whidden, Williams, Wilson of the 7th—24.

Nays—None.

So the bill passed, title as stated.
The following communication was read:

Executive Department,
State of Florida,
Tallahassee, Florida, April 30, 1903.

Hon. Frank Adams,

President of the Senate:

Dear Sir—I have the honor to inform you that I have this day signed and approved the following acts which originated in your Honorable Body:

“An act for the relief of Levy county.”

Also,

“An act to legalize the incorporation of the town of Wauchula, in the county of DeSoto, and to declare the incorporation of said town to be valid and of full force.”

Also,

“An act changing the name of the Florida Agricultural College.”

I beg to further inform you that I have caused the same to be filed in the office of the Secretary of State.

Yours truly,
W. S. JENNINGS,
Governor.

Senate Bill No. 19:

A bill to be entitled an act to prescribe a penalty for receiving money or goods under promise to perform certain labor or services, and failing to perform said services.

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 prescribe a penalty for receiving money or goods under promise to perform certain labor and refusing to perform the same.

The committee substitute was read a second time in full.

Mr. Harris moved the adoption of the committee substitute.

Which was agreed to.

And committee substitute for Senate Bill No. 19 was ordered referred to Committee on Engrossed Bills.

Senate Joint Resolution No. 157:

A joint resolution in reference to Charles Swayne, Judge of the United States Court for the Northern District of Florida.

Was taken up and read a second time in full.

Mr. Harris offered the following amendment to Senate Joint Resolution No. 157:

Strike out the word "unanimous" in line next to the last.

Mr. Harris moved the adoption of the amendment.

Which was agreed to.

Mr. Harris moved that the vote by which the amendment to Senate Joint Resolution No. 157 was adopted, be reconsidered.

Which was agreed to.

The amendment was again placed before the Senate.

Mr. Harris withdrew the amendment.

Mr. Bailey moved that the rules be further waived and that Senate Joint Resolution No. 157 be read a third time and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Joint Resolution No. 157 was read a third time in full.

Upon the call of the roll on the passage of the Joint Resolution, the vote was:

Yeas—Messrs. Bailey, Blitch, Brown, Dimick, Faulkner, Gillen, Harris, Kirk, Law, McCaskill, McCreary, MacWilliams, Palmer, Peacock, Sams, Scott, Stockton, Wadsworth, Whidden, Williams, Wilson of the 4th—21.

Nays—Messrs. Raney, Wilson of the 7th—2.

So the Joint Resolution passed, title as stated.

Mr. Blount was excused from voting.

Mr. Crews was excused from voting.

Mr. Williams moved that the rules be waived and all bills passed today be immediately certified to the House of Representatives.

Which was agreed to by a two-thirds vote.

And the bills were so certified.

Mr. Sams moved that when the Senate adjourn today it adjourn until Monday, May 4th, 4 o'clock p. m.

Which was agreed to.

Mr. Kirk 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.

MESSAGES FROM HOUSE OF REPRESENTATIVES.

The following message from the House of Representatives was read:

House of Representatives,
Tallahassee, Florida, April 30, 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. 112:

A bill to be entitled an act to amend section seven (7) of an act entitled an act to provide for the issue, custody, redemption, sale and transfer of tax sale certificates and issue of tax deeds, and prescribing the duties of certain officers therewith, the same being chapter 4888 of the Laws of Florida, approved May 30, 1901.

And respectfully requests the concurrence of the Senate therein.

Very respectfully,
WM. FORSYTH BYNUM,

Chief Clerk House of Representatives.

And House Bill No. 112, contained in the above message, was read the first time by its title and referred to the Committee on Finance and Taxation.

The following message from the House of Representatives was read:

House of Representatives,
Tallahassee, Florida, April 30, 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. 151:

A bill to be entitled an act to regulate the granting of deficiency decrees or judgments in foreclosure proceedings.

And respectfully requests the concurrence of the Senate therein.

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

And House Bill No. 151, 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 30, 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. 160:

A bill to be entitled an act to prohibit shooting and the carrying of loaded firearms on any passenger boat plying the waters of any river in the State.

And respectfully requests the concurrence of the Senate therein.

Very respectfully,

WM. FORSYTH BYNUM,

Chief Clerk House of Representatives.

And House Bill No. 160, contained in the above message, was read the first time by its title and referred to the Committee on Commerce and Navigation.

The following message from the House of Representatives was read:

House of Representatives,

Tallahassee, Florida, April 30, 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. 165:

A bill to be entitled an act to punish persons inflicting personal injuries upon others—not resulting in death—through culpable negligence or a reckless disregard for the safety of others.

And respectfully requests the concurrence of the Senate therein.

Very respectfully,

WM. FORSYTH BYNUM,

Chief Clerk House of Representatives.

And House Bill No. 165, contained in the above mes-

sage, was read the first time by its title as referred to the Committee on Judiciary.

The following message from the House of Representatives was read:

House of Representatives,
Tallahassee, Florida, April 30, 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. 171:

A bill to be entitled an act to provide for the recovery of property taken up or advertised as estrays.

And respectfully requests the concurrence of the Senate

Very respectfully,

WM. FORSYTH BYNUM,
Chief Clerk House of Representatives.

And House Bill No. 171, 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 30, 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. 177:

A bill to be entitled an act to prohibit the sale of cocaine, or its salts, except under certain conditions, and to prescribe a penalty therefor.

And respectfully requests the concurrence of the Senate therein.

Very respectfully,

WM. FORSYTH BYNUM,
Chief Clerk House of Representatives.

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

The following message from the House of Representatives was read:

House of Representatives,
Tallahassee, Florida, April 30, 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. 186:

A bill to be entitled an act to prohibit the larceny of any sheep or lambs in this State and to prescribe a penalty for any 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. 186 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 30, 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. 176:

A bill to be entitled an act to amend section 2401 of Article VI, chapter 2 of the Revised Statutes of the State of Florida.

And respectfully requests the concurrence of the Senate therein.

Very respectfully,

WM. FORSYTH BYNUM,

Chief Clerk House of Representatives.

And House Bill No. 176, 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 30, 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. 195:

A bill to be entitled an act to amend an act entitled an act to prescribe the mode of procedure in cases of supposed insanity, to provide for competent examination, to define the duties of county and circuit judges and to repeal all laws in conflict with this act.

And respectfully requests the concurrence of the Senate therein.

Very respectfully,

WM. FORSYTH BYNUM,

Chief Clerk House of Representatives.

And House Bill No. 175, contained in the above message, was read the first time by its title and referred to the Committee on Judiciary.

The Senate resumed consideration of—

BILLS ON SECOND READING.

Senate Bill No. 191:

A bill to be entitled an act to provide for official reporters in the circuit courts of the State, and to repeal Section 1399 of the Revised Statutes relating to the appointment and compensation of stenographers, and to prescribe the effect as evidence of the transcripts made by said reporters.

Was taken up and read a second time in full.

Mr. Blount moved that the rules be waived and Senate Bill No. 191 be placed on calendar of bills on third reading without being engrossed.

Which was agreed to by a two-thirds vote.

Senate Bill 189:

A bill to be entitled an act declaring Shrove Tuesday, commonly known as Mardi Gras, a legal holiday in certain towns and cities in this State.

Was taken up and read a second time in full.

Mr. Blount moved that the rules be waived and Senate Bill No. 189 be placed on calendar of bills on third reading without being engrossed.

Which was agreed to by a two-thirds vote.

Mr. Law moved that the rules be waived and House Bill No. 236 be taken up out of its order and considered.

Which was agreed to by a two-thirds vote.

And,

House Bill No. 236:

A bill to be entitled an act to legalize the incorporation of MacClenny, Florida, and to bestow certain powers.

Was taken up.

Mr. Law moved that the rules be waived and House Bill No. 236 be read a second time by its title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 236 was read a second time by its title only.

Mr. Law moved that the rules be further waived, and that House Bill No. 236 be read a third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 236 was read a third time in full.

Upon call of the roll on the passage of the bill the vote was:

Yeas—Messrs. Bailey, Blich, Blount, Brown, Dimick, Gillen, Kirk, Law, McCaskill, McCreary, MacWilliams, Peacock, Raney, Rouse, Sams, Scott, Wadsworth, Whidden, Williams, Wilson of 7th, Wilson of 4th.—21.

Nays—None.

So House Bill No. 236 was passed title as stated.

Mr. Sams moved that the rules be waived and Senate Bill No. 174 now on third reading, be taken up out of its order and considered.

Which was agreed to by a two-thirds vote.

And,

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 or other game, and prescribing a penalty for the violation thereof.

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

Upon call of the roll on Senate Bill No. 174 the vote was:

Yeas—Messrs. Bailey, Blount, Brown, Dimick, Harris, Law, McCaskill, MacWilliams, Peacock, Rouse, Sams, Scott, Wadsworth, Whidden, Williams, Wilson of 7th.—16.

Nays—Messrs. Blicht, Kirk, McCreary, Raney,—4.

So the bill passed, title as stated.

By Permission—

Mr. Raney offered the following:

Senate Resolution No. 39:

Resolved that hereafter the Secretary of the Senate have stated therein the name of the Committee reporting any bill, resolution or other measure.

Mr. Raney moved the adoption of the resolution.

Which was agreed to.

Mr. Sams moved to adjourn.

Which was agreed to.

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

MONDAY, MAY 4, 1903.

Senate met pursuant to adjournment.

The President in the chair.

The roll being called, 29 Senators answered to their names, showing a quorum present. Messrs. Palmer, Peacock and Wilson of the 4th being absent.

The reading of the Journal was dispensed with.

The Journal as corrected was approved.

Mr. Blount asked that Mr. Wilson of the 4th be excused from attendance today and to-morrow.

Mr. Wilson of the 4th was excused.

INTRODUCTION OF RESOLUTIONS PETITIONS AND MEMORIALS.

Mr. Raney presented the following petition:
Tallahassee, Fla., May 4th, 1903.

Hon. Frank Adams,

President of the Senate:

SIR—Your petitioner, George Lewis, of the city of Tallahassee, Leon county, Florida, respectfully represents that he holds in trust for the heirs of the late Benjamin C. Lewis, and the late William Bailey, and the late