

Mr. Carson moved that Senate Joint Resolution No. 167 be laid on table subject to call.

Which was agreed to.

Senate Joint Resolution No. 207:

A joint resolution proposing an amendment to Section 5 of Article VIII of the Constitution of the State of Florida, relating to county commissioners.

Was taken up and read a second time in full.

Mr. Kirk moved that Senate Joint Resolution No. 207 be postponed indefinitely.

Which was agreed to.

Mr. Crews 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. Tuesday, May 5th.

TUESDAY, MAY 5, 1903.

Senate met pursuant to adjournment.

The President in the chair.

The roll being called, 28 Senators answered to their names, showing a quorum present. Messrs. Palmer, Peacock, Gillen and Wilson of the 4th being absent.

Prayer by the Chaplain.

The reading of the Journal was dispensed with.

The Journal as corrected was approved.

INTRODUCTION OF RESOLUTION.

Mr. MacWilliams offered the following:

Senate Resolution No. 41:

Be it resolved by the Senate of the State of Florida, That the Chairman of the Committee on Enrolled Bills be authorized to employ two additional clerks for said committee.

Mr. MacWilliams moved the adoption of the resolution.

Which was agreed to.

INTRODUCTION OF BILLS.

By Mr. MacWilliams:

Senate Bill No. 245:

A bill to be entitled an act relating to the limitation of the hours of daily service of laborers and mechanics, employed upon the public works of the State of Florida, and the municipalities operating thereunder.

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

By Mr. Blount:

Senate Bill No. 246:

A bill to be entitled an act to amend paragraph three of section nine of an act approved June 1st, 1895, entitled, "an act for the assessment and collection of revenue."

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

By Mr. Sams:

Senate Bill No. 247:

A bill to be entitled an act for the relief of the Volusia County Bank, a corporation, organized and existing under the laws of the State of Florida.

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

By Mr. Williams:

Senate Bill No. 248:

A bill to be entitled an act to provide for separate cars for white and colored passengers on electric railways, and to prescribe penalties against those violating such regulation.

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

By Mr. Brown:

Senate Bill No. 249:

A bill to be entitled an act to declare the obtaining of advances of money or supplies upon the part of farm laborers, and the failure to carry out such contract, a misdemeanor, and to fix the penalty therefor.

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

By Mr. Adams:

Senate Bill No. 250:

A bill to be entitled an act fixing the time for holding the terms of the circuit court in and for the Third Judicial Circuit of the State of Florida.

Which was read the first time by its title and referred to the Special Committee on Judicial Circuits.

By Mr. Harris:

Senate Bill No. 251:

A bill to be entitled an act to protect the sponge beds of the State of Florida, and to license non-residents taking sponge therefrom.

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

Mr. MacWilliams moved that the rules be waived, and Senate Bill No. 203, now on table subject to call, be taken up and considered.

Which was agreed to by a two-thirds vote.

And,

Senate Bill No. 203:

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

Was taken up and read a second time in full.

Mr. Brown offered the following amendment to Senate Bill No. 203:

Fall term of the Fifth Judicial Circuit shall be as follows:

Fall Term, Lake county, first Tuesday in October.

Fall Term, Sumter county, third Tuesday in October.

Fall Term, Sumter county, third Tuesday in October.

Fall Term, Citrus county, first Tuesday in November.

ber. Fall Term, Hernando county, third Tuesday in November.

Fall Term, Marion county, first Tuesday in December.

Mr. Brown moved the adoption of the amendment.

Mr. Brown withdrew the amendment.

Mr. Law offered the following amendment to Senate Bill No 203:

In section 9, line 2, strike out the word "Clay" and insert in lieu thereof the following: "Baker."

Pending which—

Mr. MacWilliams moved that Senate Bill No. 203 be laid on table subject to call.

Which was agreed to.

Mr. MacWilliams moved that the rules be waived and House Bill No. 283, now on table subject to call, be taken up and considered.

Which was agreed to by a two-thirds vote.

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 and read a second time in full.

Mr. Crill offered the following amendment to House Bill No. 283 ::

Strike out the word "Baker" in Section providing for eighth circuit.

Mr. Crill moved the adoption of the amendment.

Which was not agreed to.

Mr. Blich moved that the rules be further waived, and that House Bill No. 283 be read a third time and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 283 was read a third time in full.

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

Yeas—Mr. President, Messrs. Bailey, Blich, Blount, Brown, Butler, Carson, Crews, Crill, Dimick, Faulkner, Harris, Kirk, Law, McCaskill, McCreary, MacWilliams, Neel, Raney, Rouse, Sams, Scott, Stockton, Wadsworth, Whidden, Williams, Wilson of the 7th—27.

Nays—None.

So the bill passed title as stated,

In explanation of his vote Mr. Law said :

"Mr. President—Having introduced a bill placing Clay county in the 8th circuit, and receiving no word of protest from my constituents in said Clay county until Saturday last and after the committee substitute bill placing Clay in the 8th had been presented, and as I have been requested by my constituents of Baker county to use my influence in removing her from the 4th circuit, I now take great pleasure in voting aye."

Mr. Blich moved that the rules be waived and that House Bill No. 287 be immediately certified to the House of Representatives.

Which was agreed to by a two-thirds vote, and House Bill No. 283 was so certified.

Mr. Law moved that the rules be waived, and Senate Bill No. 83, now on table subject to call, be taken up and considered.

Which was agreed to by a two-thirds vote.

Senate Bill No. 83 :

A bill to be entitled an act to divide the State of Florida, And,

ida into eight judicial circuits, and for the appointment of judges and State attorneys therefor.

Was taken up.

Mr. Law asked permission to withdraw Senate Bill No. 83.

Which was granted.

And Senate Bill No. 83 was withdrawn.

Mr. Wilson of the 7th moved that the rules be waived, and Senate Bill No. 92, now on table, subject to call, be taken up, and considered.

Which was agreed to by a two-thirds vote.

And,

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 read a second time in full.

Mr. Brown moved the adoption of the committee substitute.

Which was agreed to.

Mr. Brown offered the following amendment to substitute for Senate Bill No. 92,

Strike out from Section 4 all after the word "discontinued" in line 4 of said section to the end of the section.

Mr. Brown moved the adoption of the amendment.

Which was agreed to.

Mr. Williams offered the following amendment to substitute for Senate Bill No. 92:

Strike out the words "at the point of boxing or cutting" in lines 3 and 4 of Section 1 and insert in lieu thereof the following: "Two feet above the surface of the ground."

Mr. Williams moved the adoption of the amendment.

Which was agreed to.

And substitute for Senate Bill No. 92, as amended was ordered referred to the Committee on Engrossed Bills.

A message was received from the Governor.

A message was received from the House of Representatives.

Mr. Blount moved that the rules be waived, and Senate Bill No. 155, now on table subject to call, be taken up and considered.

Which was agreed to by a two-thirds vote:

And,

Senate Bill No. 155:

A bill to be entitled an act to establish a State Board of Medical Examiners and to prescribe their duties and terms of office; to provide for a uniform system of medical examinations and certificates, to protect the public from ignorant and incompetent practitioners of medicine, and to fix penalties for the violation of this act.

Was taken up.

Mr. Brown offered the following amendment to Senate Bill No 155:

Strike out the enacting clause.

Mr. Brown moved the adoption of the amendment.

The yeas and nays were demanded.

Upon call of the roll, on the amendment, the vote was:

Yeas—Messrs. Blich, Brown, Crews, Dimick, Kirk, Rouse, Sams, Stockton, Wadsworth, Whidden.—10.

Nays—Mr. President, Messrs. Bailey, Blount, Butler, Carson, Crill, Harris, Law, McCaskill, McCreary, MacWilliams, Neel, Raney, Scott, Williams, Wilson of the 7th.—16.

So the amendment was not agreed to.

And Senate Bill No. 155, as previously amended, was ordered referred to the Committee on Engrossed Bills.

The following communication was read and ordered spread upon the Journal:

Educational Department, State of Florida,
Office of W. N. Sheats, Superintendent.

Tallahassee, May 5th, 1903

Hon. Frank Adams,

President of the Senate:
Capitol.

Dear Sir—The opening meeting of the annual convention of the County Superintendents of Public Instruc-

tion of the State will be held in the Hall of the House of Representatives, at 8 o'clock this evening.

Addresses will be made by Governor W. S. Jennings, Senator C. A. Carson, and Representatives Horne and Johnston, Superintendent Philips and others.

Permit me to extend to yourself and the members of your honorable body a most cordial invitation to attend this and any of the subsequent meetings of this convention. Very respectfully,

WM. N. SHEATS,
State Superintendent of Pub. Instruction.

REPORTS OF COMMITTEES.

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

Senate Chamber,
Tallahassee, Fla., May 4, 1903.

Hon. Frank Adams,

President of the Senate:

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

Senate Bill No. 120:

A bill to be entitled an act to amend Section 3, of Chapter 4971, Laws of Florida, entitled "An act for the prevention of cruelty to children and animals, and to rescue children from immoral surroundings."

Also,

Senate Bill No. 121:

A bill to be entitled an act to amend Section 2114, of Chapter 4 of the Revised Statutes of the State of Florida, prescribing the form of indenture of apprenticeship and the covenant thereof.

Also,

Senate Bill No. 145:

A bill to be entitled an act to amend Section 2 of Chapter 4021, Acts of A. D. 1891, Laws of Florida, relating to appeals from municipal or recorders courts.

Also,

Senate Bill No. 159:

A bill to be entitled an act to exempt from taxation two hundred (\$200.00) dollars worth of property, real or personal, for every taxpayer in the State of Florida.

Also

Senate Bill No .160:

A bill to be entitled an act for the protection of those who have stock killed or injured by another with or without malice toward the owner, or not having a lawful fence.

Also,

Senate Bill No. 170:

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

Also,

Senate Bill No. 183:

A bill to be entitled an act to organize a county court in each county in the State of Florida, to prescribe its jurisdiction and powers, to fix the terms thereof, to provide for the transfer to said courts all cases coming within the jurisdiction of county courts now pending in other courts; to designate the officials of said courts and to fix their duties and compensation.

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

Very respectfully,

GEO. P. RANEY,
Chairman of Committee.

And Senate Bills Nos. 120, 121, 145, 159, 160, 170 and 183, 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., May 4th, 1903.

Hon. Frank Adams,

President of the Senate:

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

House Bill No. 120:

A bill to be entitled an act to amend Section 2071 of the Revised Statutes of Florida relating to the custody and management of the property of married women.

Also,

House Bill No. 151:

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

Also:

House Bill No. 171:

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

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

Very respectfully,

GEO. P. RANEY,
Chairman of Committee.

And House Bills Nos. 120, 151 and 171 contained in the above report, were 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., May 4, 1903.

Hon. Frank Adams,

President of the Senate:

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

Senate Bill No. 158:

A bill to be entitled an act to amend section 212, Revised Statutes, regulating the issuance of commissions, and fixing the amounts to be paid by persons appointed or elected to office before the issuance of commissions to such persons.

Also:

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.

Also,

Senate Bill No. 220:

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

Also,

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 the penalty for any violation thereof.

Also,

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.

Also,

House Bill No. 149:

A bill to be entitled an act to organize and establish a County Court in and for Duval County, Florida, and to prescribe the terms thereof.

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

Very respectfully,

GEO. P. RANEY,

Chairman of Committee.

And Senate Bills Nos. 158, 217 and 220, and House Bills Nos. 165, 149 and 186, contained in the above report, were 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., May 4th, 1903.

Hon. Frank Adams,

President of the Senate:

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

Senate Bill No. 63:

A bill to be entitled an act to fix the term for holding the terms of the circuit court of the Seventh Judicial Circuit.

Beg leave to report that they have considered the same, and return it herewith, with the recommendation that it be referred to the Joint Committee on Redistricting of the Circuit Courts.

Very respectfully,

GEO. P. RANEY,

Chairman of Committee.

And Senate Bill No. 163, contained in the above report, was referred to the special Committee on Judicial Circuits.

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

Senate Chamber,
Tallahassee, Fla., May 4th, 1903.

Hon. Frank Adams,

President of the Senate:

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

House Bill No. 76.

A bill to be entitled an act to legalize the acts of all notaries public of the State of Florida up to April 1st, 1903.

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

Strike out Section 1 and insert in lieu thereof the following:

“Section 1. That any and all notarial acts that were done by any Notary Public in the State of Florida prior to the first day of April, A. D., 1903, which would have been valid had not the term of office of the Notary Public expired, are hereby declared to be valid.”

Very respectfully,

GEO. P. RANEY,

Chairman of Committee.

And House Bill No. 76, contained in the above report, together with the amendments 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., May 4, 1903.

HON. FRANK ADAMS,

President of the Senate.

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

The petition of the Sheriffs:

Beg leave to report that they have carefully considered the same, and return it herewith to the Senate without recommendation.

Very respectfully.

GEO. P. RANEY,

Chairman of Committee.

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

Senate Chamber,
Tallahassee, Fla., May 4, 1903.

HON. FRANK ADAMS,

President of the Senate.

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

Senate Bill No. 182:

A bill to be entitled an act concerning receipts of warehousemen, wharfingers, timber and lumber inspectors, and others, bailees of like character.

Beg leave to report that they have carefully considered the same, and recommend that it do pass, with the following amendments:

After the word "substituted" and before the word "therefor," in line 5 of section 3, insert "by the bailor."

And at the end of said bill add the following:

"Section 5. This Act shall go into effect October 1st, 1903."

Very respectfully,

GEO. P. RANEY,
Chairman of Committee.

And Senate Bill No. 182, contained in the above report, together with the amendments 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., May 4, 1903.

HON. FRANK ADAMS,

President of the Senate.

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

House Bill No. 148:

To be entitled an act as to compensation of the judge of the county court in counties where the population exceeds twenty-five thousand, and inhibiting such judge from practicing law, and providing for costs in appellate for proceeding from said county court.

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

Strike out from the title of said bill the following words:

"And providing for costs in appellate proceedings from said county courts."

Strike out the Third Section of the bill, and substitute tute "Section 3" for "Section 4."

Very respectfully,

GEO. P. RANEY,

Chairman of Committee.

And House Bill No. 148, contained in the above report, together with the amendments 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., May 4, 1903.

HON. FRANK ADAMS,

President of the Senate.

SIR—Your Committee on Judiciary, to whom was House Bill No. 176:

A bill to be entitled an act to amend section 2401 of article six (6) chapter 2 of the Revised Statutes of the State of Florida.

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

In line 8 of section 1, after the figures "2401" add the following:
referred—

"Punishment of assault and battery."

Add to the title the words, "relating to punishment of assault and battery."

Very respectfully,

GEO. P. RANEY,

Chairman of Committee.

And House Bill No. 176, contained in the above report, together with the amendments thereto, was placed on the Calendar of bills on second reading.

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

Senate Chamber,

Tallahassee, Fla., May 4, 1903.

HON. FRANK ADAMS,

President of the Senate.

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

Senate Bill No. 196:

A bill to be entitled an act defining who are immigration agents, prescribing a tax thereon, also providing a penalty.

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

Very respectfully,

C. FABIAN LAW,
Chairman of Committee.

And Senate Bill No. 196, contained in the above report, Was placed on the colendar of bills on second reading. Mr. Blicht, Chairman of the Committee on Engrossed Bills, submitted the folowing report:

Senate Chamber,
Tallahassee, Fla., May 4, 1903.

HON. FRANK ADAMS,

President of the Senate.

SIR—Your Committee on Engrossed Bills, 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.

Have carefully examined same and find it correctly engrossed.

N. A. BLITCH,
Chairman of Committee.

And Senate Bill No. 190, contained in the above report, was placed on the Calendar of bills on third reading.

SPECIAL ORDER.

The hour of 11:30 o'clock having arrived, the time for the consideration of—

Senate Bill No. 21:

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

As amended, it was taken up, together with the following amendment offered by Mr. Peacock:

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, line 13 after the word "holder" add the following: "Provided that the County Super-

intendent of Schools who holds a teacher's certificate under the uniform examination, Laws of Florida, previous to his term of office has expired, shall not be barred by the provision of this act."

And the motion of Mr. Peacock to adopt pending—

The motion was not agreed to.

And Senate Bill No. 21, as amended, was ordered referred to the Committee on Engrossed Bills.

BILLS ON SECOND READING.

Senate Joint Resolution No. 204:

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

Was taken up and read a second time in full.

And Senate Joint Resolution No. 204 was ordered referred to the Committee on Engrossed Bills.

Mr. Wilson of the 7th moved that the rules be waived, and Senate Joint Resolution No. 84, now on table subject to call, be taken up and considered.

Which was agreed to by a two-thirds vote,

And,

Senate Joint Resolution No. 84:

Proposing an amendment to section 1 of Article X of the Constitution of the State of Florida, relating to homestead exemptions.

Was taken up and read a second time in full.

Mr. Kirk moved that Senate Joint Resolution No. 84 be indefinitely postponed.

Which was not agreed to.

Mr. Wilson of the 7th moved that the rules be further waived, and that Senate Joint Resolution No. 84 be read a third time and put upon its passage.

Which was agreed to by a two-thirds vote,

And Senate Joint Resolution No. 84 was read a third time in full.

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

Yeas—Messrs. Bailey, Blich, Blount, Brown, Butler, Carson, Dimick, Harris, Miller, Neel, Scott, Stockton, Wadsworth, Whidden, Wilson of the 7th—15.

Nays—Mr. President, Messrs. Crews, Crill, Faulkner, Kirk, Law, McCaskill, McCreary, MacWilliams, Raney,

Rouse, Sams, Williams—13.

So Senate Joint Resolution No. 84, having failed to receive the constitutional majority of three-fifths of all the members elected to the Senate, failed to pass

SPECIAL ORDER.

Veto message of the Governor on Joint Resolution calling for a constitutional convention for the United States.

Was taken up.

The pending question being, "shall the Joint Resolution pass, the veto of the Governor to the contrary notwithstanding?"

Mr. Blount having on yesterday raised the point of order that the Governor, under the Constitution, had no right to veto the joint resolution, and therefore there was nothing before the Senate.

The President decided the point of order as follows:

The Senate having under consideration a Joint Resolution passed by the Legislature and vetoed by the Governor, the question being, "shall the resolution pass, the veto of the Governor to the contrary notwithstanding?" the Senator from the Second raised the point of order that the Governor, under the Constitution, had no right to veto the joint resolution, and therefore there was nothing before the Senate.

RULING OF THE CHAIR ON THE POINT OF ORDER.

Every order, resolution or vote to which the concurrence of the Senate and the House of Representatives may be necessary, (except adjournment) shall be presented to the President of the United States; and before the same shall take effect, shall be approved by him, or being disapproved by him shall be repassed by a two-thirds vote of the Senate and the House of Representatives, according to the rules and regulations prescribed in the case of a bill. See Article 1, Sec. 7, Clause 2, Constitution of the United States.

The word "Bill," as employed by Article 3, Sec. 28, Constitution of Florida, in the light of the language of

the National Constitution, Article 1, Sec. 7, Clause 2, in accordance with the weight of parliamentary practice and writings accessible, is a generic term, and includes all legislative propositions that can come before the Legislature requiring concurrent action and the executive action before it can become a law or take effect.

See Digest of the Rules and Practice of the House of Representatives of the United States, page 297, under the head of "Bills."

Also see Jefferson's Manual, pages 180, 415-16, also pages 534-35-36, also page 565.

Also Joint Rule 6, page 12, Rules of Florida Senate.

No less care and deliberation should be given by the Legislature of Florida to matters pending before it than is deemed necessary by our National organic law for the control and guidance of the National Congress and the President of the United States.

It has been the custom throughout all ages, so far as I can find, to treat joint resolutions, from their introduction throughout their various readings and commitments, even to the signature of the Executive, as bills.

Joint Resolutions will be recognized and treated as bills.

Point of order overruled.

Mr. Blount appealed from the decision of the Chair.

Mr. Carson moved that the decision of the Chair be sustained.

The President put the question: "Shall the ruling of the chair be sustained?"

The yeas and nays were demanded.

Upon call of the roll the vote was:

Yeas—Messrs. Blich, Brown, Carson, Crews, Crill, Dimick, Faulkner, Law, McCaskill, McCreary, Neel, Raney, Rouse, Wadsworth, Whidden, Williams, Wilson of the 7th—17.

Nays—Messrs. Bailey, Blount, Butler, Harris, Kirk, MacWilliams, Miller, Sams, Scott, Stockton—10.

So the decision of the Chair was sustained.

The Chair again put the question: "Shall the joint resolution pass, the veto of the Governor to the contrary notwithstanding?"

Pending which—

Mr. Carson moved that further consideration of the question be deferred until tomorrow.

Which was agreed to.

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.

MESSAGES FROM HOUSE OF REPRESENTATIVES.

The following message from the House of Representatives was read:

House of Representatives,
Tallahassee, Fla., May 4, 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. 70:

A bill to be entitled an act declaring the town of Holly Hill, in Volusia county, Florida, to be a legally incorporated town and the officials thereof legally elected and qualified.

And respectfully requests the concurrence of the Senate therein.

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

And House Bill No. 70 contained in the above message was read the first time by its title and referred to the Committee on City and County Organization.

The following message from the House of Representatives was read:

House of Representatives,
Tallahassee, Fla., May 4, 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. 155:

A bill to be entitled an act to validate and legalize all illegal assessments of taxes and illegal collections of the same, in this State when the purpose of such taxation is to pay the interest or sinking fund

on any county bonds issued for the purpose of constructing macadamized and other hard surfaced highways in such county, and to fund the outstanding indebtedness of any such county or for either or both such purposes.

And respectfully requests the concurrence of the Senate therein.

Very respectfully,

WM. FORSYTH BYNUM,

Chief Clerk House of Representatives.

And House Bill No. 155 contained in the above message was read the first time by its title and referred to the Committee on Public Roads and Highways.

The following message from the House of Representatives was read:

House of Representatives,
Tallahassee, Fla., May 4, 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. 193:

A bill to be entitled an act to prohibit the placing water hyacinths in certain fresh water lakes and streams of this State and to prescribe a penalty for violation thereof.

And respectfully requests the concurrence of the Senate therein.

Very respectfully,

WM. FORSYTH BYNUM,

Chief Clerk House of Representatives.

And House Hill No. 193 contained in the above message was read the first time by its title and referred to Committee on Commerce and Navigation.

The following message from the House of Representatives was read:

House of Representatives,
Tallahassee, Fla., May 4, 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. 205:

A bill to be entitled an act to prohibit divorced persons from marrying within one year after divorce granted and prescribing a penalty for the same.

And respectfully requests the concurrence of the Senate therein

Very respectfully,
WM. FORSYTH BYNUM,

Chief Clerk House of Representatives.

And House Bill No. 205 contained in the above message the Committee on Commerce and Navigation.

The following message from the House of Representatives was read:

House of Representatives,
Tallahassee, Fla., May 4, 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. 223:

A bill to be entitled an act to extend the time for the commencing and completion of the Sanibel Island Railway, incorporated May 27th, 1897, under the title of Sanibel Island Railway and Construction Company.

And respectfully requests the concurrence of the Senate therein.

Very respectfully,
WM. FORSYTH BYNUM,

Chief Clerk House of Representatives.

And House Bill No. 223 contained in the above message was read the first time by its title and referred to Committee on Railroads.

The following message from the House of Representatives was read:

House of Representatives,
Tallahassee, Fla., May 4, 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. 234.

A bill to be entitled an act to amend Section 1638 of

the Revised Statutes, relative to attachment when debt is not actually due.

And respectfully requests the concurrence of the Senate therein.

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

And House Bill No. 234 contained in the above message was read the first time by its title and referred to the Committee on Judiciary.

The following message from the House of Representatives was read:

House of Representatives,
Tallahassee, Fla., May 4, 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. 108:

A bill to be entitled an act to amend section 350 of the Revised Statutes, relating to agricultural statistics.

Very respectfully,
WM. FORSYTH BYNUM,

Chief Clerk House of Representatives.

And Senate Bill No. 108, 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, Florida, May 5, 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—

Passed—

Senate Bill No. 124:

A bill to be entitled an act to provide for insuring the property of the State of Florida, and of the Educational and other Boards of the State against loss by fire.

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

And Senate Bill No. 124, contained in the above message, was referred to the Committee on Enrolled Bills. The following message from the House of Representatives was read:

House of Representatives,
Tallahassee, Fla., May 4, 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. 126:

A bill to be entitled an act to incorporate and establish a municipal government for the town of Tarpon Springs, in Hillsborough county, Florida, provide for its government, prescribe its jurisdiction and powers, and to abolish the present corporation of said town.

And respectfully requests the concurrence of the Senate therein.

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

And Senate Bill No. 126, contained in the above message, was referred to the Committee on Enrolled Bills.

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

Mr. Wilson of the 7th moved to adjourn until 11 o'clock a. m. tomorrow.

Which was agreed to.

Thereupon the Senate stood adjourned until 11 o'clock a. m. Wednesday, May 6th, 1903.

WEDNESDAY, MAY 6, 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. Peacock, Gillen and Wilson of the 4th being absent.

Prayer by the Chaplain.

The reading of the Journal was dispensed with
The Journal as corrected was approved.