

not terminate the office, or term of the officer, if appointed before the next regular session and the duties were not completed by that time; and did not take from the Governor the authority to appoint an agent after such "next regular session," when this appointment was made if the duties prescribed by law had not been completely performed.

It is within the province of the Legislature to fix the compensation for services previously rendered the State by authority of law, and to make an appropriation therefor. Section 11, Article 16, Constitution of 1885.

Very respectfully,

J. B. WHITFIELD, Attorney-General.

Mr. Dimick moved that the Senate 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 22, 1903.

FRIDAY, MAY 22, 1903.

Senate met pursuant to adjournment.

The President in the chair.

The roll being called, 32 Senators answered to their names, showing a quorum present.

Prayer by the Chaplain.

The reading of the Journal dispensed with.

The Journal as corrected was approved.

INTRODUCTION OF BILLS.

By Mr. McCaskill:

Senate Bill No. 373:

A bill to be entitled an act making copies of records evidence in re-establishment proceedings.

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

By Mr. Neel:

Senate Bill No. 374:

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

in the County of Holmes, to be a legally incorporated town.

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

By Committee on Finance and Taxation:

Senate Bill No. 375:

A bill to be entitled an act imposing license and other taxes, providing for the payment thereof, and prescribing penalties for doing business without a license or other failure to comply with the provisions thereof.

Which was read the first time by its title.

Mr. Crill moved that Senate Bill No. 375 be placed on calendar of bills on second reading, and that 200 copies of same be printed.

Which was agreed to.

By Judiciary Committee:

Senate Bill No. 376:

A bill to be entitled an act to transfer certain moneys from the Indian War Claim Fund to the State School Fund.

Which was read the first time by its title.

Mr. Blount moved that Senate Bill No. 376 be placed on calendar of bills on second reading and that 200 copies be printed.

Which was agreed to.

By Mr. McCreary:

Senate Bill No. 377:

A bill to be entitled an act for the relief of H. S. Mattox, C. L. Mattox and B. G. McDonald.

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

By Mr. Stockton:

Senate Bill No. 378:

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

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

By Mr. Law:

Senate Bill No. 379:

A bill to be entitled an act requiring railroad locomotive engineers to procure a license to perform the duties of a railroad locomotive engineer, or to run and operate

railroad locomotives in the State of Florida, and to provide for the appointment of an Examiner of Railroad Locomotive Engineers; to provide a method for conducting such examinations, and to prohibit the employment by railroads or other persons of railroad locomotive engineers who have not passed such examination, or procured such license, and to prescribe a penalty therefor.

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

MESSAGES FROM THE HOUSE OF REPRESENTATIVES.

The following message from the House of Representatives was read:

House of Representatives,
Tallahassee, Fla., May 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. 367:

A bill to be entitled an act providing for the payment of sheriffs and clerks of their fees for all services rendered in criminal matters and within two months after such services are rendered.

And respectfully requests the concurrence of the Senate therein.

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

And House Bill No. 367, 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 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. 368:

A bill to be entitled an act prescribing the fees and compensation of sheriffs for attendance in county courts.

And respectfully requests the concurrence of the Senate therein.

Very respectfully,

WM. FORSYTH BYNUM,
Chief Clerk House of Representatives.

And House Bill No. 368, 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 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. 393:

A bill to be entitled an act to amend Article 11, Section 2506, of the Revised Statutes, injury and cruelty to animals, approved January 27, 1871.

And respectfully request the concurrence of the Senate therein.

Very respectfully,

WM. FORSYTH BYNUM,
Chief Clerk House of Representatives.

And House Bill No. 393, 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 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. 414:

A bill to be entitled an act to amend Section 5 of Chapter No. 3 of the Laws of Florida, being 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.

Approved April 20th, 1895.

And respectfully requests the concurrence of the Senate therein.

Very respectfully,

WM. FORSYTH BYNUM,
Chief Clerk House of Representatives.

And House Bill No. 414, 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, Fla., May 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. 80:

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, Laws of this State, for service rendered to the State by volutary companies with the approval of the Governor in suppressing Indian hos-

ilities 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.

And respectfully requests the concurrence of the Senate therein.

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

And House Bill No. 80, 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 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. 362:

A bill to be entitled an act to amend Chapter 4214 of the Laws of Florida, approved May 30, 1893, entitled an act to better protect the oyster beds of this State, and to amend Chapter 4795 of the Laws of Florida, approved May 17, 1899, being entitled an act to amend Section 2 of said Chapter 4214, and to permit the taking of natural oysters for transplanting artificial oyster beds.

And respectfully requests the concurrence of the Senate therein.

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

And House Bill No. 362, contained in the above message, was read the first time by its title and referred to the Committee on Fisheries.

The following message from the House of Representatives was read:

House of Representatives,
Tallahassee, Fla., May 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 Memorial No. 539:

A memorial to the Congress of the United States asking for an appropriation for Black Water River in Santa Rosa County, Florida.

And respectfully request the concurrence of the Senate therein.

Very respectfully,

WM. FORSYTH BYNUM,
Chief Clerk House of Representatives.

And House Bill No. 539, contained in the above message, was read the first time by its title.

Mr. Blount moved that the rules be waived and House Memorial No. 539 be read a second time by its title only.

Which was agreed to by a two-thirds vote.

And House Memorial No. 539 was read a second time by its title only.

Mr. Blount moved that the rules be further waived and that House Memorial No. 539 be read a third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Memorial No. 539 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. Blich, Blount, Brown, Butler, Carson, Crill, Faulkner, Gillen, Harris, Kirk, Law, McCaskill, McCreary, MacWilliams, Miller, Neel, Peacock, Sams, Scott, Wadsworth, Whidden, Williams, Wilson of the 7th—24.

Nays—None.

So the memorial passed, title as stated.

The following message from the House of Representatives was read:

House of Representatives,
Tallahassee, Fla., May 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. 381:

A bill to be entitled an act to prevent the cutting of section, township or range corner trees marked as such, and prescribing a penalty for same.

And respectfully request the concurrence of the Senate therein.

Very respectfully,

WM. FORSYTH BYNUM,
Chief Clerk House of Representatives.

And House Bill No. 381, contained in the above message, was read the first time by its title and referred to the Committee on Forestry.

The following message from the House of Representatives was read:

House of Representatives,
Tallahassee, Fla., May 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. 330:

A bill to be entitled an act to amend Section 23 of an act to provide for the registration of all legally qualified voters in the several counties of the State and to provide for general and special elections, and for returns of elections, approved May 25th, 1895, as amended by Chapter 4329, Laws of Florida, being an act entitled an act to amend Sections 23, 38, 46 and 47 of an act entitled an act to provide for the registration of all legally qualified voters in the several counties of the State, and to provide for general and special elections, and for returns of elections, approved May 30, 1895, relating to the duties of Tax Collectors.

And respectfully request the concurrence of the Senate therein.

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

And House Bill No. 330, contained in the above message, was read the first time by its title.

Mr. McCreary moved that House Bill No. 330 be placed on calendar of bills on second reading, without reference to a committee.

Which was agreed to by a two-thirds vote.

The following message from the House of Representatives was read:

House of Representatives,
Tallahassee, Fla., May 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—

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.

With an amendment thereto.

And respectfully request the concurrence of the Senate therein.

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

And Senate Bill No. 206, contained in the above message, was placed before the Senate, together with the amendments of the House of Representatives thereto.

Mr. Williams moved that the Senate refuse to concur in the amendments of the House of Representatives to Senate Bill No. 206, and request a committee of conference thereon.

Which was agreed to.

The president appointed Messrs. Williams and Sams as the Committee on Conference on the part of the Senate.

REPORTS OF COMMITTEES.

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

Senate Chamber,
Tallahassee, Fla., May 22, 1903.

Hon. Frank Adams,

President of the Senate:

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

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 registration and licensing of such boats.

Also,

An act for the relief of Mrs. Jennettee Prevatt.

Also,

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

Also,

An act to amend Section 940 and repeal Section 941 of the Revised Statutes of the State of Florida relating to pilots.

Also,

An act to amend Section 1001 of the Revised Statutes of the State of Florida relating to the locality of suits against corporations.

Have examined the same and find the correctly enrolled.

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

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

Mr. MacWilliams, Chairman of the Committee on Organized Labor, submitted the following report:

Senate Chamber,
Tallahassee, Fla., May 22, 1903.

Hon. Frank Adams,

President of the Senate:

SIR—Your Committee on Organized Labor, to whom was referred—

House Bill No. 291:

A bill to be entitled an act for the protection of railroad employees and for other purposes.

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

Very respectfully,
W. A. MacWILLIAMS,
Chairman of Committee.

And House Bill No. 291 contained in the above report, was placed on the calendar of bills on second reading

Mr. Harris, Chairman of the Committee on Pensions, submitted the following report:

Senate Chamber,
Tallahassee, Fla., May 22, 1903.

Hon. Frank Adams,

President of the Senate:

SIR—Your Committee on Pensions to whom was referred—

Senate Bill No. 282:

A bill to be entitled an act to authorize clerks of Circuit Courts to cancel certificates of sale of Homes of Soldiers and Sailors of State and Confederate States in the war between the States, or of their widows, upon oath of inability to redeem the same.

Have had the same under consideration and report it without recommendation.

Very respectfully,
W. HUNT HARRIS,
Chairman of Committee.

And Senate Bill No. 282, contained in the above report, was placed on the calendar of bills on second reading.

Mr. Harris Chairman of the Committee on Pensions submitted the following report:

Senate Chamber,
Tallahassee, Fla., May 22, 1903.

Hon. Frank Adams,

President of the Senate:

SIR—Your Committee on Pensions to whom was referred—

House Bill No. 102:

A bill to be entitled an act exempting certain ex-Confederate Soldiers from occupation tax.

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

Very respectfully,

W. HUNT HARRIS,
Chairman of Committee.

And House Bill No. 102, contained in the above report, was placed on the calendar of bills on second reading.

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

Senate Chamber,
Tallahassee, Fla., May 22, 1903.

Hon. Frank Adams,

President of the Senate:

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

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.

Also,

An act for the relief of Mrs Jennette Prevatt.

Also,

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

Also,

An act to amend Section 940 and repeal Section 941

of the Revised Statutes of the State of Florida relating to pilots.

Also,

An act to amend Section 1001 of the Revised Statutes of the State of Florida relating to the locality of suits against corporations.

Have examined the same and find them 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.

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

Senate Chamber,

Tallahassee, Fla., May 22, 1903.

Hon. Frank Adams,

President of the Senate:

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

An act giving the city of Orlando similar rights to those now held by the city of Sanford in the road and bridge taxes of Orange County, by granting to the city of Orlando annually one-half of the amount realized from said taxes on property within that city.

Also,

An act to abolish the present municipal government of the town of Live Oak, in Suwannee county, Florida, and organize a city government for the same, and to provide its jurisdiction and powers.

Have examined the same and find them 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 signatures of the Speaker and the Chief Clerk thereof.

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

Senate Chamber,
Tallahassee, Fla., May 22, 1903.

Hon. Frank Adams,

President of the Senate:

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

Senate Bill No. 342:

A bill to be entitled an act to incorporate the Palatka and Ocala Railway company, and to confer power thereupon.

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

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

And Senate Bill No. 342 contained in the above report, was placed on the calendar of bills on second reading.

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

Senate Chamber,
Tallahassee, Fla., May 22, 1903.

Hon. Frank Adams,

President of the Senate:

SIR—Your Committee on Railroads to whom was referred—

House Bill No. 349:

A bill to be entitled an act to amend Section 2248 of the Revised Statutes of the State of Florida relating to consolidation, lease and purchase of the stock of railroad and canal companies.

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

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

And House Bill No. 349 contained in the above report, was placed on the calendar of bills on second reading.

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

Senate Chamber,
Tallahassee, Fla., May 22, 1903.

Hon. Frank Adams,

President of the Senate.

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

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.

Also,

An act for the relief of Mrs. Jennette Prevatt.

Also,

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

Also,

An act to amend Section 940 and repeal Section 941 of the Revised Statutes of the State of Florida relating to pilots.

Also,

An act to amend Section 1001 of the Revised Statutes of the State of Florida relating to the locality of suits against corporations.

Beget 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 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.

Also,

An act for the relief of Mrs Jennettee Prevatt.

Also,

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

Also,

An act to amend Section 940 and repeal section 941 of the Revised Statutes of the State of Florida relating to pilots.

Also,

An act to amend Section 1001 of the Revised Statutes of the State of Florida relating to the locality of suits against corporations.

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

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

Senate Chamber,
Tallahassee, Fla., May 22, 1903.

Hon. Frank Adams,

President of the Senate.

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

An act giving to the city of Orlando similar rights to those now held by the city of Sanford in the road and bridge taxes of Orange County, by granting to the city of Orlando annually one-half of the amount realized from said taxes on property within that city.

Also,

An act to abolish the present municipal government of the town of Live Oak, in Suwannee County, Florida, and

organize a city government for the same, and to provide its jurisdiction and powers.

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 giving to the city of Orlando similar rights to those now held by the city of Sanford in the road and bridge taxes of Orange county, by granting to the city of Orlando annually one-half of the amount realized from said taxes on property within that city.

Also,

An act to abolish the present municipal government of the town of Live Oak, in Suwannee County, Florida, and organize a city government for the same, and to provide its jurisdiction and powers.

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

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

Senate Chamber,
Tallahassee, Fla., May 22, 1903.

Hon. Frank Adams,

President of the Senate:

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

Senate Bill No. 275:

A bill to be entitled an act to amend Section 2256 of Sub-Chapter 6, Article 4, of the Laws of Florida, entitled an act special provision for telegraph companies to occupy roads.

Also,

Senate Bill No. 257:

A bill to be entitled an act to regulate the practice of embalming, and the care and disposition of the human dead, and to provide for the appointment of a State Board of Embalming.

Also,

Senate Bill No. 310:

A bill to be entitled an act to provide for the protection of sheep and lambs running at large on the ranges in the various counties of the State of Florida, and for other purposes.

Have carefully examined the same and find them correctly engrossed.

Very respectfully,

N. A. BLITCH,
Chairman of Committee.

And Senate Bills Nos. 275, 257 and 310, contained in the above report, were placed on the calendar of bills on third reading.

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

Senate Chamber,
Tallahassee, Fla., May 22, 1903.

Hon. Frank Adams,

President of the Senate:

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

Senate Bill No. 277:

A bill to be entitled an act to punish breaking or entering without breaking a dwelling house, with intent to commit a misdemeanor.

Also,

Senate Bill No. 278:

A bill to be entitled an act defining the punishment of petit larceny.

Also,

Senate Bill No. 234:

A bill to be entitled an act to appropriate all money paid to the State of Florida by the government of the

United States, known as the Indian War Claims Fund.
Have carefully examined the same and find them correctly engrossed.

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

And Senate Bills Nos. 277, 278 and 234, contained in the above report, was placed on the calendar of bills on third reading.

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

Senate Chamber,
Tallahassee, Fla., May 22, 1903.

Hon. Frank Adams,

President of the Senate:

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

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.

Also,

An act for the relief of Mrs. Jennette Prevatt.

Also,

A Joint Resloution proposing an amendment to Section 18, of Article V of the Constitution of the State of Florida relating to county courts.

Also,

An act to amend Section 940 and repeal Section 941 of the Revised Statutes of the State of Florida relating to pilots.

Also,

An act to amend Section 1001 of the Revised Statutes of the State of Florida relating to the locality of suits against corporations.

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

Very respectfully,
O. W. WILSON,

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

Senate Chamber,
Tallahassee, Fla., May 22, 1903.

Hon. Frank Adams,

President of the Senate:

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

An act giving to the city of Orlando similar rights to those now held by the city of Sanford in the road and bridge taxes of Orange county, by granting to the city of Orlando annually one-half of the amount realized from said taxes on property within that city.

Also,

An act to abolish the present municipal government of the town of Live Oak, in Suwannee County, Florida, and organize a city government for the same, and to provide its jurisdiction and powers.

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

Very respectfully,

C. L. WILSON,
Chairman of Committee.

Mr. Butler, on behalf of the conference committee on Senate Bill No. 130, submitted the following report:

Senate Chamber,
Tallahassee, Fla., May 22, 1903.

Hon. Frank Adams,

President of the Senate:

SIR—Your conference committee appointed to consider Senate Bill No. 130, with amendments thereto, beg to report as follows:

We recommend that the House recede from its action on amendment No. 1, which is as follows: "Engrossed bill, Section 1, after the word Auditor insert "Whose term of office shall be four years, and who shall be elected by the people in the general election in 1904."

We further recommend that the Senate recede from its non-concurrence in House amendment No. 2, which is as follows: In Section 6, line 9, of engrossed bill, strike out the words "Twelve hundred" and insert in lieu thereof the words "One thousand."

We further recommend that the Senate recede from its non-concurrence in House amendment No. 3, which is as follows: In Section 4, of engrossed bill, after the words "The State Auditor may be removed at the pleasure of the Governor," add "If the Auditor should fail to discharge his duties."

We further recommend that the House recede from its action on amendment No. 4, which is as follows: In Section 4, lines 3 and 4, of engrossed bill, strike out the words and figures "Two thousand," and insert in lieu thereof the words "Eighteen hundred."

We further recommend that the Senate recede from its non-concurrence in House amendment No. 5, which is as follows: Add at the end of Section 3: "That it shall be the duty of the State Auditor to make a full and complete report to the Legislature at each session of the same of the financial condition of each cabinet office."

We further recommend that the title to Senate Bill No. 130 be amended by adding after the word Auditor, in line 8, of engrossed bill, the following: And to repeal Chapters 4984 and 4849, Laws of Florida. Which will make the title read:

A bill to be entitled an act to make it the duty of the Governor to appoint a State Auditor, to define his powers and duties and fix his compensation, and for the employment of clerical assistance, and to fix penalties for refusing to submit books, records and monies to inspection of the State Auditor. And to repeal Chapters 4984 and 4849, Laws of Florida.

And that the House recede from amendment No. 6, respecting the title.

Respectfully submitted,

On part of the Senate,

P. W. BUTLER,
W. A. MACWILLIAMS,
C. A. CARSON,
GUY GILLEN,

On part of the House,

E. H. MOTE,
J. S. WALL,
C. S. WILSON,
W. W. TRAMMELL of Gadsden.

Mr. Butler moved the adoption of the report of the Conference Committee on Senate Bill No. 130.

Which was agreed to.

Mr. Butler moved that the action of the Senate on the report of the conference committee on Senate Bill No. 130 be immediately certified to the House of Representatives.

Which was agreed to.

Mr. Blount, on behalf of the minority of the Committee on Judiciary, submitted the following report:

Senate Chamber,
Tallahassee, Fla., May 22, 1903.

Hon. Frank Adamson

President of the Senate:

SIR—The undersigned, a minority of the Judiciary Committee, concur in all of the views of the majority, contained in its report, filed May 21, 1903, upon the claims of S. I. Wailes and others, in the matter of the Indian War Claims Fund, except as to that portion which fixes the amount recommended to be paid to S. I. Wailes and Mrs. L. G. Beard, at fifteen per cent. of the Indian War Claims allowed by the United States. That is, of \$261,934.31, less the \$132,000 of bonds of the State held by the United States to-wit, fifteen per cent. of \$129,934.31, with interest.

The undersigned are of the opinion that the compensation to be paid Wailes and Mrs. Beard ought to be fifteen per cent. upon the amount allowed to the State by the United States, on the Indian War Claim. This amount was \$1,089,158.66, and the compensation ought to be \$163,373.79.

Under the contract made between the State and Wailes by the commission given by Governor Drew to Wailes, July 16th. 1879, and the acceptance of it by Wailes, he was to receive fifteen per cent. of all sums collected from the General Government upon such Indian War Claims.

There was collected the sum above mentioned, of \$1,089,158.66, and he is entitled to fifteen per cent. of this.

The majority say that the State was indebted to the United States in the sum of \$132,000, and that Wailes did not collect this. This is true, but he did collect the whole of the Indian War Claim, and the fact that a part of this collection was required to pay the debt of the State, did not make the collection any less.

The amount which he collected, brought in cash to the Treasury a large sum, and cancelled debt of the State amounting to another large sum, and the aggregate of these are \$1,089,158.66.

If the State had not been indebted, he clearly would have been entitled to fifteen per cent. of the whole. Does the fact that the Senate was indebted lessen the benefit derived by the State or the amount collected by him?

The transaction precisely is, that he brought to the State the whole \$1,089,158.66, and that the State paid with it the \$132,000 of bonds and interest, and has the balance in cash, so that he benefitted the State to the full amount of which it thus made use.

According to the reasoning of the majority, that no account should be taken in fixing his compensation of the debt due to the State by the United States, if he had succeeded in getting only \$132,000 and interest, he would have been entitled to no compensation, although his services had been large, and his expenses proportionate, and although he had succeeded in wiping out the debt of the State to the extent of \$132,000, and interest.

In the view of the undersigned, he is entitled to fifteen per cent. of the amount of money which he has given the use of to the State, whether such use consisted in the payment of debt or placing of cash in the treasury.

Respectfully submitted,

W. A. BLOUNT,

W. HUNT HARRIS,

W. A. MACWILLIAMS,

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

Senate Chamber,
Tallahassee, Fla., May 22, 1903.

Hon. Frank Adams,

President of the Senate:

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

Senate Bill No. 358:

A bill to be entitled an act creating a State Forest Reserve and providing for a State Forestry Commission, and the management and preservation of the forest reserve.

Have considered the same and recommend its passage with the following amendment:

In line 4, Section 9, strike out the words "Ten thousand dollars," and insert in lieu thereof the words "One thousand dollars."

Very respectfully,

WM. MILLER,
Chairman of Committee.

And House Bill No. 358, contained in the above report, together with the amendments thereto, was placed on the calendar of bills on second reading.

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

Senate Chamber,
Tallahassee, Fla., May 22, 1903.

Hon. Frank Adams,

President of the Senate:

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

Senate Bill No. 281:

A bill to be entitled an act fixing the time of holding elections for special tax school districts.

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

Very respectfully,

TELFAIR STOCKTON,
Chairman of Committee.

And Senate Bill No. 281, 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 22, 1903.

Hon. Frank Adams,

President of the Senate:

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

Senate Bill No. 348:

A bill to be entitled an act to amend Section 7 of Chapter 4706 of the Laws of Florida, approved June 5, 1899, as amended by Chapter 5020 of the Laws of Florida, approved May 27, 1901, and entitled "An act to amend Sections 7 and 9 of Chapter 4706, Laws of Florida, 1899, being an act to require railroad companies in the State of Florida to fence their tracks, to provide the time and manner in which fences shall be constructed, and to provide a penalty for failure so to do, and to provide the measure of damages for cattle killed or injured by trains or engines on railroads not fenced, and providing for the payment of attorney's fees and double damages for killing or injury to domestic live stock under certain conditions by the companies refusing or neglecting to fence their roads as required."

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

Strike out from lines 11, 12, 13 and 14, on page 2 of the bill, the words "and upon said suit being brought a copy of the notice aforesaid served upon said corporation person or persons, shall be filed with the declaration of the plaintiff as a bill of particulars in said action," and insert in lieu thereof the words "and such suit shall be for the claim set out in such notice and presentation of claim."

Very respectfully,

GEO. P. RANEY,
Chairman of Committee.

And Senate Bill No. 348, 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 22, 1903.

Hon. Frank Adams,

President of the Senate.

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

Senate Bill No. 268:

A bill to be entitled an act to provide for the revision and consolidation of the public Statutes of this State.

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

Insert in said bill, as Section 2, thereof, the following:

Section 2. That the said commissioners shall thoroughly examine the compilation of the Laws of Florida made by C. F. Akers of Orlando, Fla., and if they find the said compilation a full, complete and accurate compilation and revision of the Laws of Florida, up to and including the Acts of 1901, they shall so report to the next session of the Legislature, and in that event they shall not be required to perform the duties specified in Section 1 of this act. If, however, they find the work of the said Akers to be defective, but of such a nature that by reasonable amendment could be made effective as a revision of the Statutes of Florida, they shall use it in the revision herein provided for, and in their report recommend what would be a reasonable compensation to be paid by the State to the said Akers for the use of said work; Provided, That if the said Commissioners should find that the compilation and revision made by the said Akers is of such a nature that it would not meet the requirements of the case, or could not be made to do so by reasonable amendment by the said commissioners, then in that event the said commissioners shall fully comply with the provisions of section 1 of this act.

Change the present number of section 2 to section 3, and the number of the present section 3 to section 4, and the number of the present section 4 to section 5, and the number of the present section 5 to section 6.

Strike out the present section 6, and insert in lieu thereof the following:

Section 7. If said commissioners shall find the revision

and compilation of the laws of Florida made by C. F. Akers, referred to in section 2 of this act to be full, complete and accurate, and recommend its adoption by the Legislature, they shall receive for their services the sum of five hundred dollars each. If they find that said work by reasonable amendment can be made effective and amended so as to accomplish the purposes of a revision of the Statutes, they shall receive for their services the sum of one thousand dollars each. If they find that the work can not be used, and complete the revision of the Statutes as provided by this act, they will receive for their services the sum of fifteen hundred dollars each.

Change the numebr of ~~the~~ present section 7 to section 8, and the number of the present section 8 to section 9. and the number of the present section 9 to section 10.

Very respectfully,

GEO. P. RANEY,

Chairman of Committee.

And Senate Bill No. 268. contained in the above report, together with the amendments thereto, 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 22, 1903.

Hon. Frank Adams,

President of the Senate:

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

Senate Bill No. 317:

A bill to be entitled an act to prescribe the terms in which certin companies or corporations may engage in the business of sick and funeral benefit insurance in this State.

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

Very respectfully,

GEO. P. RANEY,

Chairman of Committee.

And Senate Bill No. 317, 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 22, 1903.

Hon. Frank Adams,

President of the Senate:

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

Senate Bill No. 327:

A bill to be entitled an act to require commission merchants, produce merchants, and other persons selling produce or commission in this State, to make out and mail to the shipper or consignor of produce, certain reports, within a certain time from the delivery and sale of such produce, and fixing a penalty for failure therein.

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

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

And Senate Bill No. 327, contained in the above report, was placed on the calendar of bills on second reading.

BILLS ON THIRD READING.

House Bill No. 143:

A bill to be entitled an act to provide for the compensation of the treasurers of the county school funds.

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

Upon call of the roll on House Bill No. 143, as amended, the vote was:

Yeas—Mr. President, Messrs. Blich, Brown, Butler, Carson, Dimick, Faulkner, Gillen, McCreary, Scott, Stockton, Wadsworth, Whidden, Wilson of the 4th.—14.

Nays—Messrs. Bailey, Kirk, Law, MacWilliams, Miller.—6.

So the bill, as amended, passed, title as stated.

House Bill No. 172:

A bill to be entitled an act to amend section 20, chapter 4338, Laws of Florida, entitled an act to provide for establishing, working and repairing and maintaining the public roads and bridges of the several counties of this State, and to provide penalties for failure thereof, approved May 29, 1895.

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

Mr. Neel asked permission to amend House Bill No. 172 on third reading.

Which was granted.

Mr. Neel offered the following amendment to House Bill No. 172:

Strike out the word "and" before the word "bridges," in the title, and after the word "bridges" insert "and river crossings."

Mr. Neel moved the adoption of the amendment.

Which was agreed to.

Upon call of the roll on House Bill No. 172 as amended the vote was:

Yeas—Mr. President, Messrs. Bailey Blitch, Brown, Butler, Carson, Crews, Dimick, Kirk, Law, McCaskill, MacWilliams, Miller, Neel, Palmer, Wadsworth.—16.

Nays—Messrs. Faulkner, McCreary, Peacock, Stockton, Whidden, Williams, Wilson of the 4th.—8.

So the bill as amended, passed title as stated.

Senate Bill No. 312:

A bill to be entitled an act to amend section 2642 of the Revised Statutes of Florida, and fining and punishing vagrants.

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

Upon call of the roll on Senate Bill No. 312, the vote was:

Yeas—Mr. President, Messrs. Bailey, Blitch, Blount, Brown, Butler, Carson, Crews, Dimick, Faulkner, Gillen, Kirk, Law, McCaskill, McCreary, Miller, Neel, Peacock, Scott, Stockton, Wadsworth, Whidden, Williams, Wilson of the 7th, Wilson of the 4th.—25.

Nays—None.

So the bill passed title as stated.

Senate Bill No. 262:

A bill to be entitled an act authorizing the Board of Commissioners of State Institutions to sell or contract for the sale of marsh grasses and other grasses and vegetation growing upon the lands belonging to the State in its sovereign capacity, and to protect the same in the interest of the State.

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

Upon call of the roll on Senate Bill 262 the vote was:

Yeas—Mr. President, Messrs. Bailey, Brown, Faulkner, Harris, McCreary, Scott, Stockton, Wadsworth.—10.

Nays—Messrs. Butler, Carson, Crews, Crill, Dimick, Gillen, Kirk, Law, McCaskill, MacWilliams, Miller, Neel, Peacock, Sams, Whidden, Williams, Wilson of the 7th, Wilson of the 4th.—19.

So the bill failed to pass.

House Bill No. 27:

A bill to be entitled an act to provide for the application of the money received from the settlement of the Florida Indian War Claims, which amounts to \$692,946, and is now held by the State Treasurer in the Indian War Claims Fund, to the bonded debt of the State of Florida.

Mr. Crill moved that House Bill No. 27 be placed back on second reading for amendment.

Which was agreed to.

Mr. Adams (Mr. Carson in the chair) offered the following amendment to House Bill No. 27:

Add after section 1:

"Provided, That the foregoing section shall apply after the settlement of all claims that may be allowed by this Legislature against said fund."

Mr. Adams (Mr. Carson in the chair) moved the adoption of the amendment.

Mr. MacWilliams offered the following amendment to the amendment to House Bill No. 27:

Strike out the word "Claims" in the amendment and insert in lieu thereof the following: "Appropriations."

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

Which was not agreed to.

The amendment of Mr. Adams was then adopted.

Mr. Adams (Mr. Carson in the chair) moved that the rules be waived and House Bill No 27, as amended, be taken up out of its order and now considered

Which was agreed to by a two-thirds vote.

House Bill No. 27.

A bill to be entitled an act to provide for the application of the money received from the settlement of the Florida Indian War Claims, which amounts to \$692,946, and is now held by the State Treasurer in the Indian War Claims Fund, to the bonded debt of the State of Florida.

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

Upon call of the roll on House Bill No. 27 as amended, the vote was:

Yeas—Mr. President, Messrs. Bailey, Blich, Blount, Brown, Butler, Carson, Crews, Crill, Dimick, Faulkner, Gillen, McCaskill, McCreary, MacWilliams, Miller, Palmer, Peacock, Sams, Scott, Stockton, Wadsworth, Whidden Williams, Wilson of the 7th, Wilson of the 4th.—26.

Nays—Messrs. Harris, Kirk, Neel, Raney, Rouse,—5.
So the bill as amended passed title as stated.

Mr. Peacock moved that the Sergeant-at-Arms be excused until next Monday.

Which was agreed to.

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

Mr. Bailey was excused.

Mr. Adams (Mr. Carson in the chair) moved that the rules be waived and the action of the Senate on all bills today be immediately certified to the House.

Which was agreed to.

And the Bills were so certified.

BILLS ON SECOND READING.

House Bill No. 104:

A bill to be entitled an act to require Notaries Public to add to their official signature in certain cases the date of the expiration of their commissions, and to fix a penalty for any Notary Public to do any official act after the expiration of his or her commission.

Was taken up and read a second time in full.

And House Bill No. 104 was placed on calendar of bills on third reading.

Senate Joint Resolution No. 98:

A Senate Joint Resolution proposing an amendment to Section 1, of Article III, of the Constitution of the State of Florida, relating to the legislative department.

Was taken up and read a second time in full.

Mr. McCreary offered the following amendment to Senate Joint Resolution No. 98:

Strike out the word "adjustment" in 4th line of second page and insert in lieu thereof the following: "Adjournment."

Mr. McCreary moved the adoption of the amendment.

Which was agreed to.

Mr. Wilson of the 7th moved that Senate Joint Resolution No. 98, as amended, be indefinitely postponed.

Which was agreed to

A message was received from the Governor.

The following communication from the Governor was ordered spread on the Journal:

State of Florida,
Executive Department,
Tallahassee, Fla., May 22, 1903.

Hon. Frank Adams,

President of the Senate:

DEAR SIR—I have the honor to inform you that I have this day approved and signed the following act which originated in your honorable body:

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 purpose 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.

I beg to further inform you that the said act has been filed in the office of the Secretary of State.

Yours truly,

W. S. JENNINGS,
Governor.

Mr. Butler moved that the rules be waived and Senate Bill No. 306 be taken up out of its order and now considered.

Which was agreed to by a two-thirds vote.

Senate Bill No. 306:

A bill to be entitled an act to legalize the assessment and levies of taxes for the year 1903 and previous years, by the town of Leesburg, and to legalize the tax sars certificates held by the town of Leesburg for taxes assessed in 1903 and years previous thereto, and to prescribe the method of collecting the same, and to prescribe the method of collecting the taxes hereafter assessed and levied in said town.

Was taken up.

Mr. Butler asked permission to withdraw Senate Bill No. 306.

Which was granted.

And Senate Bill No. 306 was withdrawn.

Senate Bill No. 90:

A bill to be entitled an act to provide for the application of the money received from the settlement of the Florida Indian War Claims, which amounts to \$692,946.00 and is now held by the State Treasurer in the Indian War Claim Fund.

Was taken up.

Mr. Adams asked permission to withdraw Senate Bill No. 90.

Which was granted.

And Senate Bill No. 90 was withdrawn.

Senate Bill No. 89:

A bill to be entitled an act to provide for the payment of the bonded debt of the State of Florida from proceeds of Indian War Claims and hire of State prisoners.

Was taken up.

Mr. Adams asked permission to withdraw Senate Bill No. 89.

Which was granted.

And Senate Bill No. 89 was withdrawn.

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.

Was taken up.

Mr. Adams asked permission to withdraw Senate Bill No. 250.

Which was granted.

And Senate Bill No. 250 was withdrawn.

Mr. Butler moved that he rules be waived and House Bill No. 29 be taken up out of its order and now considered.

Which was agreed to by a two-thirds vote.

And,

House Bill No. 29:

A bill to be entitled an act to prohibit the adulteration of spirits of turpentine and to provide a penalty for the violation of the same.

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

A bill to be entitled an act to prohibit the adulteration of spirits of turpentine and to provide a penalty for the violation of the same.

The substitute was then read a second time in full.

Mr. Raney moved the adoption of the committee substitute.

Which was agreed to.

And substitute for House Bill No. 29 was placed on the calendar of bills on third reading.

The Senate resumed consideration of—

BILLS ON SECOND READING.

And,

House Joint Resolution No. 168:

A joint resolution proposing an amendment to Section 12 of Article 12 of the Constitution of the State of Florida, relating to education.

Was taken up and read a second time in full.

And House Joint Resolution No. 168 was placed on calendar of bills on third reading.

Mr. Brown moved that the rules be waived and Senate Bill No. 13 be taken up out of its order and now considered.

Which was agreed to by a two-thirds vote.

And,

Senate Bill No. 13:

A bill to be entitled an act authorizing the Board of Commissioners of the State Institutions of the State of Florida to purchase and equip penitentiary farms and plantations, and to employ the State convicts thereon, and to provide for the conduct and management of the same.

Was taken up.

Mr. Brown asked permission to withdraw Senate Bill No. 13.

Which was granted.

And Senate Bill No. 13 was withdrawn.

Mr. Brown moved that the rules be waived and Senate Bill No. 350 be taken out of its order and now considered.

Which was agreed to by a two-third vote.

And,

Senate Bill No. 350:

A bill to be entitled an act to authorize the purchase for the State, of an armory building, erected and owned by the County of Marion, State of Florida.

Was taken up and read a second time in full.

Mr. Brown moved that the rules be further waived and that Senate Bill No. 350 be read a third time and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 350 was read a third time in full.

Mr. Brown moved that Senate Bill No. 350 be placed on table subject to call.

Which was agreed to.

Senate Bill No. 153:

A bill to be entitled an act to amend Section 2259 of the Revised Statutes of Florida, relating to the incorporation of religious, debating, literary, benevolent, charitable, scientific and other association not profit.

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:

"Section 2. Every subordinate lodge, before exercising any powers, shall have recorded in the office of the clerk of the circuit court of the county wherein such subordinate lodge is located, a statement under the seal of the grand lodge setting forth the purposes and powers of such subordinate lodge; such statement is to be duly proven by the secretary or other officer of the subordinate lodge, before some officer authorized to take acknowledgements of deeds in the State of Florida.

Mr. Raney moved the adoption of the committee amendment.

Which was agreed to.

The following committee amendment was read:

Section 3. This act shall take effect upon its approval by the Governor."

Mr. Raney moved the adoption of the committee amendment.

Which was agreed to.

Mr. Raney offered the following amendment to Senate Bill No. 153:

Strike out the words "two-thirds of," in line 5, on page 2 of bill.

Mr. Raney moved the adoption of the amendment.

Which was agreed to.

And Senate Bill No. 153, as amended, was ordered referred to the Committee on Engrossed Bills.

Senate Bill No. 169:

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

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:

In line 1 of Section 1 strike out the words "A judge of the circuit court," and insert in lieu thereof the words "The Attorney General."

Mr. Blount moved the adoption of the committee amendment.

Which was agreed to.

And Senate Bill No. 169, as amended, was ordered referred to the Committee on Engrossed Bills.

Mr. Blount moved to adjourn until 9 o'clock a. m. tomorrow.

Which was not agreed to.

Mr. Kirk moved to adjourn.

Which was agreed to.

Thereupon the Senate stood adjourned until 4 o'clock this afternoon.

AFTERNOON SESSION, 4 O'CLOCK.

Senate met pursuant to adjournment.

The President in the chair.

The roll being called, 30 Senators answered to their names, showing a quorum present.

Mr. Law and Mr. Miller being absent.

By permission—

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

Senate Chamber,
Tallahassee, Fla., May 22, 1903.

Hon. Frank Adams,

President of the Senate:

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

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.

Also,

An act to authorize and empower the Board of County Commissioners of Citrus county, Florida, to transfer the surplus bonds held in the treasury of said county on account of the fine and forfeiture fund from said fund to road and bridge account to be used in constructing and maintaining permanent hard roads.

Also,

An act to provide for the levy of taxes for the years 1903 and 1904.

Have carefully examined same and find them correctly enrolled.

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

And the acts contained in the above report were referred to the Joint Committee on Enrolled Bills.

By permission—

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

Senate Chamber,
Tallahassee, Fla., May 22, 1903.

Hon. Frank Adams,

President of the Senate:

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

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.

Have examined the same and find them 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.

By permission—

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

Senate Chamber,
Tallahassee, Fla., May 22, 1903.

Hon. Frank Adams,

President of the Senate:

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

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.

Also,

An act to authorize and empower the Board of County Commissioners of Citrus county, Florida, to transfer the surplus bonds held in the treasury of said county on account of the fine and forfeiture fund from said fund to road and bridge account to be used in constructing and maintaining permanent hard roads.

Also,

An act to provide for the levy of taxes for the years 1903 and 1904.

Have carefully examined same and find them correctly enrolled.

Very respectfully,

C. L. WILSON,
Chairman of Committee.

And the acts contained in the above report were referred to the Joint Committee on Enrolled Bills, to be

By permission—
conveyed to the House of Representatives for the signature of the Speaker and Chief Clerk thereof.

Mr. Blount, Chairman of the Special Committee on Judicial Circuits, submitted the following report:

Senate Chamber,
Tallahassee, Fla., May 22, 1903.

Hon. Frank Adams,

President of the Senate:

SIR—Your Joint Committee on Division of Judicial Circuits, to whom was referred—

House Bill No. 492:

A bill to be entitled an act to prescribe the time for holding the terms of the circuit courts in and for the First, Third, Fourth, Fifth, Sixth, Seventh and Eighth Judicial Circuits of the State of Florida.

Beg to return the same as per request and order of the Senate.

Very respectfully,

W. A. BLOUNT,
Chairman of Committee.

And House Bill No. 492, contained in the above report, was placed on the calendar of bills on second reading.

By permission—

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

Senate Chamber,

Tallahassee, Fla., May 22, 1903.

Hon. Frank Adams,

President of the Senate:

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

House Bill No. 280:

A bill to be entitled an act to regulate the sale of domestic wines, brandy or champagnes, and to prohibit the selling or giving such liquors to minors.

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

Very respectfully,

J. B. CREWS,
Chairman of Committee.

And House Bill No. 280 contained in the above report, was placed on the calendar of bills on second reading.

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

Senate Chamber,

Tallahassee, Fla., May 22, 1903.

Hon. Frank Adams,

President of the Senate.

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

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.

Also,

An act to authorize and empower the Board of County Commissioners of Citrus County, Florida, to transfer the surplus bonds held in the treasury of said county on account of the fine and forfeiture fund from said fund to road and bridge account to be used in constructing and maintaining permanent hard roads.

Also,

An act to provide for the levy of taxes for the years 1903 and 1904.

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

Very respectfully,

C. L. WILSON,

Chairman of Committee.

ENROLLED.

The President announced that he was about to sign—

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.

Also,

An act to authorize and empower the Board of County Commissioners of Citrus County, Florida, to transfer the surplus bonds held in the treasury of said county on account of the fine and forfeiture fund from said fund to road and bridge account to be used in constructing and maintaining permanent hard roads.

Also,

An act to provide for the levy of taxes for the years 1903 and 1904.

The acts were therefore duly signed by the President and Secretary of the Senate, and ordered returned to the

Chairman of the Joint Committee on Enrolled Bills, to convey to the Governor for his approval.

By permission—

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

Senate Chamber,
Tallahassee, Fla., May 22, 1903.

Hon. Frank Adams,

President of the Senate:

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

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.

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 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 commission to such persons.

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

By permission—

Mr. Raney, Chairman of the Special Committee on the part of the Senate to visit and inspect the Florida State College at Tallahassee, submitted the following report, which was ordered spread upon the journal.

Senate Chamber,
Tallahassee, Fla., May 22, 1903.

Hon. Frank Adams,

President of the Senate:

The Joint Committee appointed to visit the Florida State College and report its findings, beg leave to make the following report:

The Committee visited the College on May 19th. We found that the College possessed three handsome buildings situated on a beautiful campus of about twenty acres, which covered the sides and summit of a hill in the western part of Tallahassee. In point of natural advantages, the situation is an ideal place for a college.

The management is skillful and successful. Discipline is excellent, and the faculty is made up of Christian men and women, graduates of the foremost Universities of the country. We believe these people are doing honest and thorough work. The college is a high standard in its classical and literary courses. It offers three lines of study—Classical, literary and scientific—leading to the degrees of B. A., B. L., and B. S. To this has been added a musical department for the benefit of those who wish a musical education, and teachers of the best training and experience from musical centers of New England and the East are employed.

The increase in attendance in the past few years has been remarkable. In the regular college classes pursuing work that leads to a degree are 78 pupils in regular attendance; 110 are pursuing college work irregularly and in connection with other classes; and 70 entered since March for the special teachers course, making, with the number already in attendance in the teachers' class, 101 in the special class for teachers. Before the influx of teachers there were on the roll 256. Of the total enrolled, 110 are local students—the remainder being non-resident students and boarding at either tendance; 110 are persuing college work irregularly. Thus it can be seen that there are 216 students in attendance who do not reside in Tallahassee. The enrollement by years for the past five years is as follows:

Before erection of dormitories.

1889	145
1900	177
1901	206

After erection of dormitories.

1902	256
1903	326

Out of the whole number of forty-five counties of the State, the following are represented among the student body, with the number from each county placed opposite the name of the county.

Alachua	2
Brevard	4
Calhoun	1
Citrus	1
Clay	1
Columbia	1
Dade	2
DeSoto	1
Duval	2
Escambia	1
Franklin	3
Gadsden	27
Hernando	1
Hillsborough	32
Holmes	3
Jackson	7
Jefferson	8
LaFayette	1
Lake	4
Leon	154
Levy	2
Liberty	4
Madison	4
Manatee	1
Marion	7
Orange	1
Pasco	1
Polk	3
Putnam	6
Santa Rosa	3
Sumter	2
Taylor	2

Volusia	1
Wakulla	11
Walton	3
Washington	3
<hr/>	
Total Florida students from thirty-six counties.....	320
From other States.....	6
<hr/>	
Total attendance.....	326

That the appropriations of the last Legislature have been wisely and judiciously expended is clearly patent to one who visits the college and notes the commodious new dormitories with their furnishings, and the many and various improvements which have been made in the last two years. These improvements consists of two new dormitories, one each for the young men and young women. The women's dormitory contains twenty-eight rooms, besides reception hall, dining room and kitchen. The men's dormitory contains a like number of rooms, and in addition two large society halls. At present these society halls are in use as rooms for students, there being eight in one room. The dormitories are fitted with bath and toilet rooms, are comfortably furnished and supplied with steam heat and gas lights. We find that these dormitories were designed for about 120 pupils, and that by placing four students in some of the larger rooms they would accommodate this number, but at present the inmates of the dormitories number about 150. We find that rooms have been rented outside of the college grounds and students have been located in them on account of the lack of room in the dormitories. We find that two tables have to be set for each meal, since the dining rooms will not accommodate all the students at one time. Under these conditions the need for another dormitory is imperative. If the institution is to live and grow there must of necessity be room made for the students in the dormitories. We would recommend that an additional dormitory be provided for, and that this building be of brick, so that it may be placed between the present dormitories without increasing the risk from fire, and that it be designed to accommodate about 120 students. This dormitory should be amply supplied

with dining room, kitchen, pantries, etc., and should be supplied with steam heat, water, and gas.

A school can not live or progress without books. The College is badly in need of reference books, and a better supply of work on our literature and history. We think that a sum of money should be appropriated for books and equipment of the college. We find that while the school is excellently supplied with apparatus, this apparatus has necessarily been stowed away, and there is not room for its proper use. The crowded condition of the laboratories is deplorable. This leads to another need of the college. To preserve the coherence of the school there must be some common place of assembly where the Faculty may reach all the students for a part of each day, and where all may unite in simple religious exercises; where school and community may hear lectures on interesting themes; where the students may exhibit their talent in oratory and in music; and where moral and spiritual power may be sought in prayer and song. We were sorry to see the crowded condition of the students as they were packed and jammed in the seats and aisles of the largest recitation room for a chapel service and roll call. We would earnestly recommend that provisions be made for the erection of a building that would at once serve for a library, for laboratory, for additional recitation rooms, and for an assembly hall, and we recommend that liberal appropriations be made for this purpose.

We notice the lack of any provision for that physical culture without which no course of instruction is complete. A sound mind is not likely to be found in an unsound body. The highest mental development is possible only when the physical development is properly attended. We recommend that an appropriation be made for the erection of a gymnasium upon the college grounds. The citizens of Tallahassee have contributed a sufficient sum for properly equipping such a gymnasium with appliances.

We find that there exists a need of more teachers in the Faculty. The teachers have more students than can properly be managed by so small a corps of instructors and we recommend that an addition of at least three teachers be made to the Faculty of the College.

The patronage from so many counties in the State; the thoroughness and high order of the work being done here; the excellent administration of the affairs of the College; the superior ability and capacity of the Faculty for doing great good for our youth; the niggardly appropriations made to this school in the past; for all these reasons, and because of the crowded conditions in all departments of the College, your committee is unanimously of the opinion that the minimum appropriations, in addition to appropriation for current expenses, should be as follows, for the purposes:

1. For building new brick dormitory.....	\$16,000 00
For furnishing and equipping same.....	4,000 00
2. For assembly hall, containing recitation rooms, library, laboratories, etc.....	35,000 00
For heating, seating and equipping same....	5,000 00
3. For books, repairs and equipment.....	5,000 00
4. For building for systematic physical train- ing and exercise	7,000 00
5. For extra teachers, per annum.....	3,600 00

We believe that our findings justify the above recommendations. At this time the enrollment is 326, and it would thus seem that the Florida State College is one of the most popular of the State institutions. With the encouragement of an appropriation commensurate with its patronage, we believe that the school will continue to grow and be an important factor in the education of our people.

Tallahassee, Fla., May 22, 1903.

T. M. SCOTT,
GEO. P. RANEY,
Senators.

J. M. RIVERS,
T. P. HORNE,
J. L. ROBINSON,

Members of the House of Representatives.

By permission—

Mr. Raney, Chairman of the Special Committee on behalf of the Senate, to visit the State Normal and Industrial School at Tallahassee, submitted the following report, which was ordered spread on the Journal:

Senate Chamber,
Tallahassee, Fla., May 22, 1903.

Hon. Frank Adams,

President of the Senate:

The joint committee appointed to visit the State Normal and Industrial College have the honor to report that they have performed the duty assigned them, and found that the work being done by the school in its several departments is of a fine character, and the management of the school appears to be in every respect commendable, and the institution is worthy of the highest encouragement and best support of the public.

We find particularly that this institution is in need of a college building to cost about twenty-five thousand dollars, and respectfully recommend that the sum stated be appropriated for such a building.

All of which is respectfully submitted.

T. M. SCOTT,
GEO. P. RANEY,
On Part of Senate.
T. P. HORNE,
J. M. RIVERS,
J. L. ROBINSON,
On Part of the House.

By permission—

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

Senate Chamber,
Tallahassee, Fla., May 22, 1903.

Hon. Frank Adams,

President of the Senate:

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

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.

Also,

An act to authorize and empower the Board of County Commissioners of Citrus County, Florida, to transfer the surplus bonds held in the treasury of said county on account of the find and forfeiture fund from said fund to road and bridges account to be used in constructing and maintaining permanent hard roads.

Also,

An act to provide for the levy of taxes for the years 1903 and 1904.

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

Very respectfully,

C. L. WILSON,

Chairman of Committee.

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

Senate Chamber,
Tallahassee, Fla., May 22, 1903.

Hon. Frank Adams,

President of the Senate:

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

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.

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

Very respectfully,

C. L. WILSON,

Chairman of Committee.

By permission—

Mr. Williams, Chairman of the committee of conference on the part of the Senate on Senate Bill No. 206, submitted the following report:

Senate Chamber,
Tallahassee, Fla., May 22, 1903.

Hon. Frank Adams,

President of the Senate:

SIR—Your Committee on Conference, appointed to confer with a similar committee on the part of the House of Representatives, in the difference between the two houses on—

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.

Beg leave to report as follows:

That the House recede from the following amendment to said bill, viz:

Provided, however, That nothing in this act shall apply to ports where seagoing vessels of more than one hundred tons in net burden load and unload in the bay and do not go up to the docks or wharves to receive or discharge cargo.

Very respectfully

ARTHUR T. WILLIAMS,
FRANK W. SAMS,
Conferees on Part of Senate.
W. J. CARLETON,
W. D. FINLAYSON,

Conferees on Part of House of Representatives.

Mr. Williams moved the adoption of the report.
Which was agreed to.

By Permission—

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

Senate Chamber,
Tallahassee, Fla., May 22, 1903.

Hon. Frank Adams,

President of the Senate:

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

Senate Bill No. 354:

A bill to be entitled an act to extend the time for the commencement of work upon the West Florida Gulf Coast Railroad.

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

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

And Senate Bill No. 354, contained in the above report, was placed on the calendar of bills on second reading.

The Senate resumed consideration of—

BILLS ON SECOND READING.

House Bill No. 121:

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; turpentine and cross tie purposes and to prescribe a penalty for any violations of the provisions of this act.

Was taken up.

Mr. Scott moved that House Bill No. 121 be recommitted to the Committee on Forestry.

Which was agreed to.

And the bill so referred.

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.

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:

Strike out the words "Empowered and directed" in line 2, Section 1, and insert in lieu the following: "And empowered."

Mr. Carson moved the adoption of the committee amendment.

Which was agreed to.

The following committee amendment was read:

And strike out the words "Any one year" in Section 1, line 9, and insert in lieu thereof the following: "In aggregated loan at any one time."

Mr. Carson moved the adoption of the committee amendment.

Which was agreed to.

And Senate Bill No. 173, as amended, was ordered referred to the Committee on Engrossed Bills.

Senate Bill No. 309:

A bill to be entitled an act to create a commission to re-cast, perfect and codify the school laws of Florida, and to submit the same to the next Legislature for enactment.

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:

Strike out the words "per diem and" in second line of Section 3, and after the word "expenses" in lines 2 and 3 of Section 3 insert the following: "And no other compensation," and strike out all of section 4, and make section 5 section 4.

Mr. Carson moved the adoption of the committee amendment.

Which was agreed to.

And Senate Bill No. 309, as amended, was ordered referred to the Committee on Engrossed Bills.

Senate Bill No. 344:

A bill to be entitled an act to prescribe the time for holding the terms of the Circuit Courts in and for the First, Third, Fourth, Fifth, Sixth, Seventh and Eighth Judicial Circuits of the State of Florida.

Was taken up.

Mr. Blount moved that Senate Bill No. 344 be placed on table subject to call.

Which was agreed to.

Mr. Blount moved that the rules be waived and House Bill No. 492 be taken up out of its order and now considered.

Which was agreed to by a two-thirds vote.

Also,

House Bill No. 492:

A bill to be entitled an act to prescribe the time for holding the terms of the Circuit Court in and for the First, Third, Fourth, Fifth, Sixth, Seventh and Eighth Judicial Circuits of the State of Florida.

Was taken up and read a second time in full.

Mr. Blount offered the following amendment to House Bill No. 492:

Amend the title by inserting in the fourth line thereof the word "Second" after the word "First."

Mr. Blount moved the adoption of the amendment.

Which was agreed to.

Mr. Blount offered the following amendment to House Bill No. 492:

Amend Section 1 by adding the word "Second" after the word "First" on the fifth line.

Mr. Blount moved the adoption of the amendment.

Which was agreed to.

Mr. Blount offered the following amendment to House Bill No. 492:

Amend by inserting as Section 2, the following:

Section 2. The Spring term of the Circuit Court of the Second Judicial Circuit shall commence at the county site of Liberty county, on the third Monday in March.

At the county site of Calhoun county, on the fourth Monday in March.

At the county site of Franklin county on the first Monday after the fourth Monday in March.

At the county site of Gadsden county on the second Monday after the fourth Monday in March, and may continue in session two weeks.

At the county site of Jefferson county on the fourth Monday after the fourth Monday in March, and may continue in session two weeks.

At the county site of Wakulla county on the sixth Monday after the fourth Monday in March.

At the county site of Leon county on the seventh Monday after the fourth Monday in March, and may continue in session until the business is disposed of.

The fall term of the said court shall commence at the county site of Liberty county on the first Monday in October.

At the county site of Calhoun county, on the second Monday in October.

At the county site of Franklin county on the third Monday in October.

At the county site of Gadsden county on the fourth Monday in October, and may continue in session two weeks.

At the county site of Wakulla county on the second Monday after the fourth Monday in October.

At the county site of Jefferson county on the third Monday after the fourth Monday in October, and may continue in session two weeks.

At the county site of Leon county on the fifth Monday after the fourth Monday in October, and may continue in session until the business is disposed of.

Mr. Blount moved the adoption of the amendment.
Which was agreed to.

Mr. Blount offered the following amendment to House Bill No. 492:

Amend by striking out Section 2, and inserting in lieu thereof:

Section 3. The spring term of the circuit court of the Third Judicial Circuit shall be commenced in the county of Hamilton on the fourth Monday in January; in the county of Taylor on Tuesday after the first Monday in April; in the county of Madison on the second Monday in April; in the county of Columbia on the fourth Monday in April; in the county of Suwannee on the second Monday in May; in the county of Lafayette on Tuesday after the fourth Monday in May of each year.

The fall term of the said court shall be commenced in the county of Hamilton on the fourth Monday in August; in the county of Taylor on Tuesday after the first Monday in October; in the county of Madison on the second Monday in October; in the county of Columbia on the fourth Monday in October; in the county of Suwannee on the second Monday in November; in the county of Lafayette on Tuesday after the fourth Monday in November of each year.

Mr. Blount moved the adoption of the amendment.
Which was agreed to.

Mr. Blount offered the following amendment to House Bill No. 492:

Amend by striking out section numbering of Section 3, and insert in lieu thereof, Section 4.

Mr. Blount moved the adoption of the amendment.

Which was agreed to.

Mr. Blount offered the following amendment to House Bill No. 492:

Amend by striking out section numbering in Section 4, and insert in lieu thereof Section 5.

Mr. Blount moved the adoption of the amendment.

Which was agreed to.

Mr. Blount offered the following amendment to House Bill No. 492:

Amend by striking out section numbering of Section 5, and insert in lieu thereof Section 6.

Mr. Blount moved the adoption of the amendment.

Which was agreed to.

Mr. Blount offered the following amendment to House Bill No. 492:

Amend by striking out section numbering of Section 6, and insert in lieu thereof, Section 7.

Mr. Blount moved the adoption of the amendment.

Which was agreed to.

Mr. Blount offered the following amendment to House Bill No. 492:

Amend by striking out section numbering of Section 7, and inserting in lieu thereof Section 8.

Mr. Blount moved the adoption of the amendment.

Which was agreed to.

Mr. Blount offered the following amendment to House Bill No. 492:

Amend by striking out section numbering of Section 8, and inserting in lieu thereof section 9.

Mr. Blount moved the adoption of the amendment.

Which was agreed to.

Mr. McCreary moved that House Bill No. 492 be made a special order for Saturday May 23, at 10:15 o'clock a. m.

Which was agreed to.

Mr. MacWilliams moved that Senate Bill No. 289 be made a special order for Monday next, at 11 o'clock a. m.

Which was agreed to.

Senate Bill No. 300.

A bill to be entitled an act to prescribe the time of

holding the terms of the circuit court in the Fourth Judicial Circuit.

Was taken up.

Mr. Stockton asked permission to withdraw Senate Bill No. 300.

Which was granted.

And Senate Bill No. 300 was withdrawn.

Senate Bill No. 63:

A bill to be entitled an act to fix the time for holding the terms of the circuit courts of the seventh judicial circuit.

Was taken up.

Mr. Dinick asked permission to withdraw Senate Bill No. 63.

Which was granted.

And Senate Bill No. 63 was withdrawn.

Mr. Blount moved that the rules be waived and Senate Bill No. 344 be taken up out of its order and now considered.

Which was agreed to by a two-thirds vote.

And,

Senate Bill No. 344:

A bill to be entitled an act to prescribe the time for holding the terms of the circuit courts in and for the First, Third, Fourth, Fifth, Sixth, Seventh and Eighth Judicial Circuit of the State of Florida.

Was taken up.

Mr. Blount asked permission to withdraw Senate Bill No. 344:

Which was granted.

And Senate Bill No. 344 was withdrawn.

Senate Bill No. 333:

A bill to be entitled an act for testing the legality of election held to determine whether intoxicating liquors, wines or beers shall be sold and to prohibit collateral contests thereof in prosecution of crime.

Was taken up.

Mr. Blich asked permission to withdraw Senate Bill No. 333.

Which was granted.

And Senate Bill No. 333 was withdrawn.

Mr. Blich moved that the rules be waived and that

House Bill No. 490 be taken up out of its order and now considered.

Which was agreed to by a two-thirds vote.

And—

House Bill No. 490:

A bill to be entitled an act to provide for testing the legality of elections held to determine whether intoxicating liquors, wines or beer shall be sold and to prohibit collateral contests thereof in prosecution of crime.

Was taken up and read a second time in full.

And House Bill No. 490 was placed on the calendar of bills on third reading.

Senate Bill No. 325:

A bill to be entitled an act amending Chapter 4573 of the Laws of Florida, entitled an act to amend Section 939 of the Revised Statutes of Florida, relating to the examination and licensing of pilots by Pilot Commissioners, approved June 3d, 1897.

Was taken up and read a second time in full.

Mr. Stockton moved that the rules be waived and Senate Bill No. 325 be placed on calendar of bills on third reading without being engrossed.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 325 was placed on the calendar of bill so nthird reading.

House Bill No. 48:

A bill to be entitled an act to provide for and regulate temporary vacancies by teachers in the public schools of Florida.

Was taken up and read a second time in full.

And House Bill No. 48 was placed on the calendar of bills on third reading.

House Bill No. 253:

A bill to be entitled an act prohibiting foreign corporations from hereafter controlling, managing or operating railroads in this State under and by virtue of their foreign charters or franchises, or without obtaining charters and franchises under and pursuant to the laws of the State of Florida; to provide measures for the enforcement of this act, and affixing penalties for the violation thereof.

Was taken up.

Mr. Kirk moved that House Bill No. 253 be recommitted to the Judiciary Committee.

Which was agreed to.

And House Bill No. 253 was so referred.

House Bill No. 118:

A bill to be entitled an act for the relief of John Y. Detwiler for services as Fish Commissioner.

Was taken up and read a second time in full.

And House Bill No. 118 was placed on the calendar of bills on third reading.

House Bill No. 454:

To be entitled an act for the relief of representative of Allison J. Tinslay.

Was taken up and read a second time in full.

And House Bill No. 454 was placed on the calendar of bills on third reading.

House Bill No. 150:

A bill to be entitled an act for the relief of J. H. Williams, for services as stenographer in the circuit court of Duval county, Florida.

Was taken up and read a second time in full.

And House Bill No. 150 was placed on the calendar of bills on third reading.

House Bill No. 171:

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

Was taken up and read a second time in full.

And House Bill No. 171 was placed on the calendar of bills on third reading.

House Bill No. 228:

A bill to be entitled an act to provide for taking the census of incorporated towns and cities, in the State of Florida.

Was taken up and read a second time in full.

And House Bill No. 228 was placed on the calendar of bills on third reading.

House Bill No. 244:

A bill to be entitled an act to prevent the selling or giving cigarettes, cigarette tobacco or cigarette papers to minors, and providing a penalty for the same.

Was taken up and read a second time in full.

Mr. Harris moved that House Bill No. 224 be re-committed to the Judiciary Committee.

Which was agreed to.

And House Bill No. 244 was so referred.

House Bill No. 266:

A bill to be entitled an act to pay defendant's witnesses in criminal cases.

Was taken up and read a third time in full.

And House Bill No. 266 was placed on the calendar of bills on third reading.

House Bill No. 308:

A bill to be entitled an act to amend Section 2606 of the Revised Statutes of the State of Florida, relating to the intermarriage of white and colored persons.

Was taken up and read a second time in full.

And House Bill No. 308 was placed on the calendar of bills on third reading.

Senate Bill No. 315:

A bill to be entitled an act to declare the sale of stocks of merchandise, or more than one-half thereof, under certain conditions, fraudulent and void, as against creditors of the seller.

Was taken up.

Mr. Stockton asked permission to withdraw Senate Bill No. 315:

Which was granted.

And Senate Bill No. 315 was withdrawn.

Senate Bill No. 150:

A bill to be entitled an act to amend section 11 of chapter 4323, Laws of Florida, being 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.

Was taken up.

Mr. Blitchasked permission to withdraw Senate Bill No. 150.

Which was granted.

And Senate Bill No. 150 was withdrawn.

House Bill No. 254:

A bill to be entitled an act to amend Section 11 of Chapter 4325, Laws of Florida, being 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.

Was taken up.

Mr. Blich moved that House Bill No. 254 be made a special order for Wednesday next at 10:30 a. m.

Which was agreed to.

Senate Joint Resolution No. 303:

A joint resolution ratifying the action of the city council of the city of Miami in declining to accept a dedication (in case any was intended) as a public park, of the Bay Front Land in that city, east of Biscayne Drive, and North of Fourteenth street.

Was taken up.

Mr. Dimick asked permission to withdraw Senate Joint Resolution No. 303.

Which was granted.

And Senate Joint Resolution No. 303 was withdrawn.

House Bill No. 146:

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

Was taken up and read a second time in full.

And House Bill No. 146 was placed on the calendar of bills on third reading.

House Bill No. 185:

A bill to be entitled an act to provide for the reimbursement of the owners of property by the several counties of the State of Florida from the money derived from the hire of State prisoners and county prisoners, upon the due proof of the larceny of such property, and upon conviction or convictions for such larceny in a court of competent jurisdiction.

Was taken up and read a second time in full.

And House Bill No. 185 was placed on the calendar of bills on third reading.

House Bill No. 270:

A bill to be entitled an act to provide for the payment of damages for crops destroyed by animals running at large.

Was taken up and read a second time in full.

Mr. Raney moved that House Bill No. 270 be indefinitely postponed.

Which was agreed to.

House Bill No. 306:

A bill to be entitled an act to enable the circuit judges

to amend their minute-entries in term time or vacation.

Was taken up and read a second time in full.

Mr. Raney moved that House Bill No. 306 be indefinitely postponed.

Which was agreed to.

House Bill No. 361:

A bill to be entitled an act providing that foreign executors and administrators may defend suits in this State.

Was taken up and read a second time in full.

Mr. Raney moved that House Bill No. 361 be indefinitely postponed.

Which was agreed to.

House Bill No. 325:

A bill to be entitled an act to provide for the cancellation of certain illegal tax sale certificates held and owned by the State of Florida.

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

The following committee amendment was read:

In line 4, after the word "certificate," insert the words "now or hereafter."

Mr. Carson moved the adoption of the committee amendment.

Which was agreed to.

And House Bill No. 325, as amended, was placed on calendar of bills on third reading.

A message was received from the House of Representatives.

Senate Bill No. 232:

A bill to be entitled an act to authorize sheriffs who may have sold any real estate under and by virtue of any execution issuing out of any of the courts of this State, to put the purchaser of said real estate at said sale in possession of the real estate so sold.

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:

Add at the end of Section 1 the following:

"If any person other than the defendant in execution in possession shall claim that he does not hold under such deeds subsequent to the judgment, the sheriff shall not

turn such person out of possession until ordered to do so on application of the purchaser."

Mr. Carson moved the adoption of the committee amendment.

Which was agreed to.

And Senate Bill No. 232, as amended, was ordered referred to the Committee on Engrossed Bills.

Senate Bill No. 341:

A bill to be entitled an act to amend Section 609, Chapter 3, of the Revised Statutes of the State of Florida.

Was taken up and read a second time in full.

Mr. Blount offered the following amendment to Senate Bill No. 341:

Amend the title by adding at the end thereof the words "Relating to the erection by counties of court houses and jails."

Mr. Blount moved the adoption of the amendment.

Which was agreed to.

And Senate Bill No. 341, as amended, was ordered referred to the Committee on Engrossed Bills.

Mr. Sams moved that the rules be waived and House Bill No. 118, now on third reading, be taken up out of its order and now considered.

Which was agreed to by a two-thirds vote.

And,

House Bill No. 118:

A bill to be entitled an act for the relief of John Y. Detwiler, for service as fish commissioner.

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

Upon call of the roll on House Bill No. 118 the vote was:

Yeas—Mr. President, Messrs. Blount, Brown, Carson, Crews, Crill, Dimick, Gillen, Harris, Kirk, McCreary, Neel, Raney, Sams, Scott, Stockton, Wadsworth, Wilson of the 7th.—18.

Nays—None.

So the bill passed, title as stated.

By permission—

Mr. Harris offered the following:

Senate Resolution No. 47:

Resolved, That after May 23, 1903, all bills on table

subject to call be placed at the foot of the calendar under bills on second and third reading, as the case may be.

Mr. Harris moved the adoption of the resolution.

Which was agreed to.

Mr. Stockton 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 THE HOUSE OF REPRESENTATIVES.

The following message from the House of Representatives was read:

House of Representatives,
Tallahassee, Fla., May 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. 545:

A bill to be entitled an act to repeal Chapter 4649 of the Laws of Florida, the same being an act to establish the municipality of Belleair, provide for its government and prescribe its jurisdiction and powers.

And respectfully request the concurrence of the Senate therein.

Very respectfully,

WM. FORSYTH BYNUM,
Chief Clerk House of Representatives.

And House Bill No. 545, 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 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. 464:

A bill to be entitled an act to amend Section 19 of Chapter 4328, Laws of Florida, Acts of 1895, being an act entitled an act to provide for the registration of all legally qualified voters in the several counties of the State and to provide for general and special elections and for the returns of elections.

And respectfully requests the concurrence of the Senate therein.

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

And House Bill No. 464, contained in the above message, was read the first time by its title and referred to the Committee on Privileges and Elections.

The following message from the House of Representatives was read:

House of Representatives,
Tallahassee, Fla., May 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. 435:

A bill to be entitled an act to amend Section 7 of Chapter 5014 of the Laws of Florida, the same being an act entitled an act to regulate the holding of political primary elections in the State of Florida, for nominating candidates for any office under the laws of this State, and for nominating delegates to political conventions.

And respectfully requests the concurrence of the Senate therein.

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

And House Bill No. 435, contained in the above message, was read the first time by its title and referred to the Committee on Privileges and Elections.

The following message from the House of Representatives was read:

House of Representatives,
Tallahassee, Fla., May 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—

Senate Bill No. 244:

A bill to be entitled an act regulating and providing for the establishment and maintenance of ferries across river where the operation of ferries on regular schedules and at frequent intervals appear to be necessary to public convenience.

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

And Senate Bill No. 244, 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 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—

Senate Bill No. 78:

A bill to be entitled an act to amend Section 2 of Chap-

ter 4147 of the Laws of Florida, entitled "An Act to regulate the carrying of fire arms, approved June the 2d, 1893. With amendments thereto.

And respectfully requests the concurrence of the Senate therein.

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

And Senate Bill No. 78, contained in the above message, as amended by the House of Representatives, was placed before the Senate.

Mr. Wilson of the 7th moved that the Senate concur in amendments of House of Representatives to Senate Bill No. 78.

Which was agreed to.

And Senate Bill No. 78, as amended by the House of Representatives and concurred in by the Senate, was referred to the Committee on Enrolled Bills.

The following message from the House of Representatives was read:

House of Representatives,
 Tallahassee, Fla., Dec. 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 concurred in Senate amendments to—

House Bill No. 27:

And,

Have declined to recede from House amendments to—

Senate Bill No. 37:

And have appointed Messrs. Dorman, Gilchrist, McNamee and Baker a committee of conference on part of the House.

And respectfully request the concurrence of the Senate therein.

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

The following message from the House of Representatives was read:

House of Representatives,
Tallahassee, Fla., May 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 receded from House amendment to Senate Bill No. 206, by adopting the report of the Committee on Conference.

Very respectfully,

WM. FORSYTH BYNUM,
Chief Clerk House of Representatives.

And Senate Bill No. 206 was referred to the Committee on Enrolled Bills.

Senate Bill No. 138:

A bill to be entitled an act requiring the clerks of the circuit courts of the State of Florida to transfer certain papers in cases where change of venue has been had in cases transferred.

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

A bill to be entitled an act in relation to the entry of orders, judgments and decrees, and the transmission of files and copies of orders, judgments or decrees, and of original orders, judgments or decrees in cases of change of venue in civil causes, and declaring the effect of such entries, and the taxing of costs in such cases.

The substitute was then read a second time in full.

Mr. Gillen moved the adoption of the committee substitute.

Which was agreed to.

Mr. Raney moved that the rules be waived and substitute for Senate Bill No. 138 be placed on the calendar of bills on third reading without being engrossed.

Which was agreed to by a two-thirds vote.

And substitute for Senate Bill No. 138 was placed on calendar of bills on third reading.

Mr. Williams moved that the Senate reconsider the vote

by which the report of the conference committee on Senate Bill No. 206 was adopted.

Mr. Williams moved that the rules be waived and the motion to reconsider be now taken up.

Which was agreed to by a two-thirds vote.

And the motion to reconsider was taken up.

The motion to reconsider was agreed to.

House Bill No. 260:

A bill to be entitled an act to dispense with words of limitation in the conveyance of real estate.

Together with the Judiciary Committee substitute therefor.

Was taken up.

Mr. Harris moved that the rules be waived and House Bill No. 260 be read a second time by its title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 260 was read a second time by its title only.

The Judiciary Committee

Substitute for House Bill No. 260—

A bill to be entitled an act to dispense with words of limitation in the conveyance of real estate.

Was taken up.

Mr. Harris moved that the rules be waived and that Senate substitute for House Bill No. 260 be read a second time by its title.

Which was agreed to by a two-thirds vote.

And Senate substitute for House Bill No. 260 was read a second time by its title.

And Senate Substitute for House Bill No. 260 was placed on the calendar of bills on third reading.

House Bill No. 346:

A bill to be entitled an act regulating the hunting of deer, turkeys and other game in LaFayette county.

Was taken up and read a second time in full.

And House Bill No. 346 was placed on the calendar of bills on third reading.

House Bill No. 241:

A bill to be entitled an act to amend section 2411, of chapter IV of the Revised Statutes of the State of Florida, prescribing the form of indenture of apprenticeship and the covenants thereof.

Was taken up and read a second time in full.

Mr. Raney moved that House Bill No. 241 be indefinitely postponed.

Which was agreed to.

House Bil No. 89:

A bill to be entitled an act to amend Chapter 5035 of the Laws of Florida, entitled an act to provide for the construction and maintainance of drains by the several counties of the State of Florida, and to provide for assessments of the costs thereof against the property benefitted thereby, and further to provide for the collection and enforcement of such assessments, and to legalize all contracts for all drains which heretofore may have been entered into.

Was taken up and read a second time in full.

And House Bill No. 89 was placed on the calendar of bills on third reading.

Mr. MacWilliams moved that the Senate adjourn until 9 o'clock a. m. tomorrow.

Which was agreed to.

Thereupon the Senate sttd adjourned until 9 o'clock a. m., Saturday, May 23, 1903.

SATURDAY, MAY 23, 1903.

Senate met pursuant to adjournment.

The President in the chair.

The roll being called, 31 Senators answered to their names, showing a quorum present.

Mr. Bailey being absent.

Prayer by the Chaplain.

The reading of the Journal was dispensed with.

The Journal as corrected was approved.

INTRODUCTION OF BILLS.

By Mr. Raney:

Senate Bill No. 380:

A bill to be entitled an act to provide for the payment of stenographers.

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