

Upon call of the roll on House Bill No. 426 the vote was:

Yeas—Mr. President, Messrs. Bailey, Blich, Blount, Brown, Butler, Carson, Crews, Crill, Dimick, Faulkner, Gillen, Harr's, McCaskill, McCreary, Neel, Peacock, Stockton, Wadsworth, Whidden, Williams, Wilson of 7th, Wilson of 4th.—23.

Nays—None.

So the bill passed, title as stated.

By permission—

Mr. Neel introduced—

Senate Bill No. 411:

A bill to be entitled an act to amend section 660 and section 661 of chapter 1, of the Revised Statutes, same being an act to provide for the incorporation of cities towns and municipalities.

Which was read the first time by its title.

Mr. Neel moved that the rules be waived and that Senate Bill No. 411 be placed on calendar of bills on second reading without reference to committee.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 411 was placed on calendar of bills on second reading tomorrow.

Mr. Palmer moved to adjourn until 10 o'clock a. m.,

Which was agreed to.

Thereupon the Senate stood adjourned until 10 o'clock a. m. June 3, 1903.

WEDNESDAY, JUNE 3, 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. Law being absent.

Senator Miller was excused from attendance.

Prayer by the Chaplain.

The reading of the Journal was dispensed with.

The Journal as corrected was approved.

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

Senate Chamber,
Tallahassee, Fla., June 3, 1903.

Hon. Frank Adams,

President of the Senate:

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

Senate Bill No. 408:

A bill to be entitled an act making appropriations for the expenses of the State Government for six months of the year 1903, and for the year 1904, and for six months of the year 1905.

Have carefully examined the same and find it correctly engrossed.

Very respectfully,

N. A. BLITCH,
Chairman of Committee.

And Senate Bill No. 408, contained in the above report, was placed on the calendar of bills on second reading.

By permission:

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

Senate Chamber,
Tallahassee, Fla., June 3, 1903.

Hon. Frank Adams,

President of the Senate:

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

Senate Bill No. 335:

A bill to be entitled an act to prohibit the placing of impure food of any kind on tables for consumption by guests or boarders in any hotel or boarding house in this State.

Have carefully examined the same and find it correctly engrossed.

Very respectfully,

N. A. BLITCH,
Chairman of Committee.

And Senate Bill No. 385, contained in the above report, was placed on the calendar of bills on second reading.

Mr. Harris moved that the rules be waived and Senate Bill No. 388 be taken up out of its order and now considered.

Which was agreed to by a two-thirds vote.

And—

Senate Bill No. 388:

A bill to be entitled an act to empower the town of Fort Myers, Florida, to make its own assessment of real and personal property, for the purposes of taxation, within the incorporated limits of said town, regardless of the assessment made by the State or county, and to determine the method of fixing the valuation thereof, and also the manner of collecting the taxes thereon, and to grant certain other powers and privileges to said town.

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

Upon call of the roll on Senate Bill No. 388 the vote was:

Yeas—Mr. President, Messrs. Bailey, Bitch, Blount, Brown, Carson, Crews, Crill, Dimick, Faulkner, Harris, McCaskill, MacWilliams, Neel, Palmer, Peacock, Rouse, Sams, Scott, Stockton, Wadsworth, Whidden, Williams, Wilson of the 7th.—24.

Nays—None.

So the bill passed, title as stated.

Mr. McCreary moved that the rules be waived and House Bill No. 592 be taken up out of its order and now considered.

Which was agreed to by a two-thirds vote.

And—

House Bill No. 592:

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

Was taken up, having been read a third time and informally passed at yesterday's session.

Mr. McCreary asked permission to amend House Bill No. 592 on third reading.

Which was granted.

Mr. McCreary offered the following amendment to House Bill No. 592:

Strike out first two lines of the bill and insert in lieu thereof the following:

Section 1. That Section 1 of an act entitled an act to pay defendant's witnesses in criminal cases, approved June 2, 1903, be and the same is hereby amended to read as follows:

Mr. McCreary moved the adoption of the amendment.

Which was agreed to.

Mr. McCreary offered the following amendment to House Bill No. 592:

Strike out all of title after the words "to be entitled" and insert in lieu thereof the following: An act to amend an act entitled an act to pay defendant's witnesses in criminal cases, approved June 2, 1903.

Mr. McCreary moved the adoption of the amendment.

Which was agreed to.

Upon call of the roll on House Bill No. 592, as amended, the vote was:

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

Nays—None.

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

Mr. Wilson of the 7th moved that the rules be waived and Senate Bill No. 408 be taken up out of its order and now considered.

Which was agreed to by a two-thirds vote.

And—

Senate Bill No. 408:

A bill to be entitled an act making appropriations for the expenses of the State Government for six months of the year 1903, and for the year 1904, and for six months of the year 1905.

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

Upon call of the roll on Senate Bill No. 408 the vote was:

Yeas—Mr. President, Messrs. Bailey, Blount, Brown, Butler, Carson, Crews, Crill, Dimick, Gillen, McCaskill, McCreary, MacWilliams, Miller, Neel, Raney, Sams, Scott, Stockton, Wilson of the 7th, Wilson of the 4th.—20,

Nays—Messrs. Blich, Harris, Palmer, Rouse, Wadsworth, Williams.—6.

So the bill passed, title as stated.

Mr. President—In explanation to my vote I desire to say that I shall vote against the appropriation bill for the following reasons:

First—The appropriation for higher education is far beyond what this State should expend for that purpose, in view of its present financial condition and the crying needs of the lower grade of public schools of the State.

Second.—The first duty of the State is to provide for the primary grades, or common schools and not expend such a tremendous amount in support of higher education for the benefit of a favored few and at the expense of those who are not able to receive even a common school education.

I approve of higher education after the lower grades have been provided for.

Third—This bill will increase the tax rate of the State far in excess of what it should be.

Fourth—The money derived from the Indian War Claim should have been retained for the purpose of education. Instead it was used for the purpose of paying a portion of the State debt which was drawing 3 per cent., while the large school debt of most of the counties is drawing 8 per cent.

I approve of the several appropriations for the executive and judicial departments, also for the Deaf, Dumb and Blind Institute.

With the above explanation I vote no.

W. HUNT HARRIS.

Mr. Scott moved that the rules be waived and House Bill No. 19 be taken up out of its order and now considered.

Which was agreed to by a two-thirds vote.

And,

House Bill No. 19:

A bill to be entitled an act to regulate the sale of all syrups and adulterations thereof within this State and for other purposes.

Was taken up and read a second time in full.

Mr. Scott moved that the rules be further waived and

that House Bill No. 19 be read a third time and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 19 was read a third time in full.

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

Yeas—Mr. President, Messrs. Bailey, Blitch, Blount, Brown, Butler, Dimick, Faulkner, Gillen, Harris, Kirk, McCaskill, McCreary, MacWilliams, Miller, Neel, Peacock, Raney, Rouse, Sams, Scott, Stockton, Wadsworth, Williams, Wilson of the 4th.—25.

Nays—Messrs. Crews and Wilson of the 7th.—2.

So the bill passed, title as stated.

The following message from the House of Representatives was read:

House of Representatives,
Tallahassee, Fla., June 3, 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—

Substitute for House Bill No. 322:

A bill to be entitled an act affecting the government, powers, duties and jurisdiction of the city of Jacksonville, a municipal corporation existing in Duval county, Florida; prescribing a mode of amending its charter, and a mode of granting, enlarging, or extending franchises; providing for the municipal officers thereof, prescribing their terms of office and providing for their election and appointment.

And respectfully request the concurrence of the Senate therein.

Very respectfully,

WM. FORSYTH BYNUM,
Chief Clerk House of Representatives.

And House Bill No. 322, contained in the above message, was read the first time by its title.

Mr. Stockton offered the following amendment to House Bill No. 322:

Amend House Bill No. 322 as follows:

A bill to be entitled an act amending the charter, and affecting the government, powers, duties, jurisdiction, officers, boards and elections of the city of Jacksonville, extending and enlarging the powers of the city government and providing a method whereby the city charter may be hereafter amended by ordinance approved by the electors of the city.

Mr. Stockton moved the adoption of the amendment.

Which was agreed to.

Mr. Stockton moved that the rules be waived and House Bill No. 322 be read a second time by its title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 322 was read a second time by its title only.

Mr. Stockton offered the following amendment to House Bill No. 322:

Amend House Bill No. 322 as follows:

Strike out all after the enacting clause and insert the following:

Section 1. The number, powers, duties, terms of office and time and manner of election or appointment of any and all boards and officers of the city of Jacksonville, whether created by or recognized in State legislation or city ordinance, excepting only the legislative powers and duties of the City Council, may be amended and changed, and any and all the boards and offices, whether created by or recognized in State legislation or city ordinance, may be abolished, and new boards and offices created by ordinance adopted by the affirmative vote of not less than two-thirds of all the members of the City Council and approved by the Mayor or passed over his veto, and at a special municipal election approved by the affirmative vote of a majority of all the electors qualified to vote at such election, or, if two-thirds or more of all the qualified electors shall have voted on the proposition, then by a majority of the votes cast upon such proposition; provided, that three times a week for eight weeks next preceding such special election such ordinance or ordinances shall have been published in the city, and provided further, that such election shall not be held within sixty days of any general State or city election or of any primary election held for the nomination of candidates for State or municipal offices, and provided, further, that the city

electors shall be given an opportunity at such election to vote separately upon each amendment, and upon the proposed change as to each office to be effected thereby; and provided further, that this act shall not deprive the City Council under existing State legislation of the power to create or abolish any office not created by or recognized in State legislation or by ordinance approved by the vote of the electors of the city.

Sec. 2. No franchise or right to use any street for the purpose of operating along or across the same any water works or electric business, or any street railroad operated in connection with any electric business competing with the city electric business, shall be granted, enlarged or extended by the city authorities of the city of Jacksonville. No franchise, right or authority to use any street for the purpose of operating along or across the same any street railroad, telephone, gas or other business requiring the use of tracks, mains, pipes or wires in any street shall be given or granted by the city authorities of the city of Jacksonville for any term exceeding thirty years, or without reserving the right and requiring the grantee of such franchise or right, as a condition precedent to the taking effect of the grant, to give any grant to the municipality the right at and after the expiration of such term, to purchase the street railroad, telephone, gas or other property used under or in connection with such franchise or right, or such part of such property as the municipality may desire to purchase, at a valuation of the property, real and personal, which valuation shall be fixed by arbitration, as may be provided by law. And any ordinance giving or granting any such franchise or right to use any street for the purpose of operating along or across the same, any street railroad, telephone, gas or other business requiring the use of tracks, mains, pipes or wires in any street, shall take effect only upon the approval of the ordinance granting such franchise or right by the affirmative vote of a majority of all the votes cast by the electors at a municipal election, general or special, at which the question of such approval shall have been submitted to the electors in such way that they shall have an opportunity to vote for or against such approval, and such election shall be held after the publication, at least three times each week for not less than four weeks in a daily

newspaper published in the city of Jacksonville, of the ordinance providing for such grant or franchise, and no franchise shall be granted for the construction or operation of any railroad along any street otherwise than by ordinance passed by the City Council and approved by the electors at an election held in the manner herein provided.

All expenses of holding any special election to approve such ordinance shall be paid by the person or corporation applying therefor.

Sec. 3. The Mayor and City Council are hereby authorized by ordinance to build, acquire, maintain and operate street railways and telephones within the limits of the city of Jacksonville, provided that no indebtedness therefor shall be incurred until after such ordinance shall have been approved by the electors in the manner provided in Section 1 of this act.

Sec. 4. The Tax Assessor of the city of Jacksonville shall carefully estimate the value of all franchises taxable by the city, including all municipal franchises granted by the city of Jacksonville for the use of its streets, and shall assess the full value of the same against the owners of said franchise on the city tax assessment rolls under the descriptive designation, "Franchises Within the Limits of the City of Jacksonville." The Tax Assessor in the making of such assessments shall consider as indications of the value of the franchise the amount and profitableness of the business done, the value of the tangible property, and the value of the entire property, including the franchise; and the City Council, sitting as an equalizing board, in considering any application for the reduction of such assessment shall receive and require evidence of the total value of the franchise as indicated by a comparison of the value of the entire property, including franchise, with the other property, and the amount of stock, bonds and other evidences of value shall receive due consideration.

And the city shall have a lien prior to all other liens for the taxes assessed on account of franchises upon all property used in connection with such franchises. And if the grantee or assignee of any franchise granted by the city of Jacksonville shall fail to pay to the City Tax Collector any tax levied by the city on account of any such

franchise within six months after the same shall have been payable and demand shall have been made, such franchise shall stand forfeited to the city, and such forfeiture shall be adjudged in the manner provided by Chapter 4052 of the Laws of Florida, for declaring forfeited franchises for a violation of the terms and conditions of the franchise.

The city shall have a lien superior to all other liens for all taxes assessed on account of personal property when the assessments are so made as to describe with reasonable certainty the property assessed, as, for instance, when the property assessed is described as "stock of goods, wares and merchandise in store at No. 100 East Bay Street," but such lien shall not be valid as against purchasers of goods in usual quantities in the usual course of business.

Sec. 5: The Mayor and City Council of the city of Jacksonville are hereby authorized by ordinance to regulate, require and provide for the construction, maintenance and repair of bridges or viaducts, and of tunnels and subways along and across streets, over and across or under railroad tracks, wherever and whenever a crossing or passing along said street by persons and vehicles on the same grade as the railroad tracks may be dangerous to life and by ordinance to require those owning, using or operating such railroad tracks to construct, maintain or keep in repair any such bridge or viaduct, tunnel or subway, and any culverts or drains which may be deemed necessary to the proper drainage of territory in the vicinity thereof; or, at the option of any such company, to cease using, abandon and take up such tracks; or may regulate the grade and use of such tracks in such way and at such times as may render such free from danger to life and property. Whenever the Mayor and City Council shall by ordinance regulate, require and provide for the construction, maintenance or repair of any such bridge, viaduct, tunnel or sub-way, culvert or drain, the Mayor and City Council shall have power and authority in and by said ordinance to require the company, or companies, operating upon or across such streets, to pay the whole or any part of the cost thereof, and when more than one such company is liable, may apportion such cost among the several companies interested in proportion to the

dangers of operation by and the benefits accruing to each therefrom, the proportion to be fixed in and by such ordinance; and whenever a street railroad company operates a track or tracks across or through such bridge or viaduct, tunnel or subway, such street railroad company shall be required to contribute to the cost with the other companies, each in proportion to the dangers and benefits as may be ascertained by the Mayor and City Council and fixed in such ordinance, after the parties shall have had an opportunity to be heard thereon. The Mayor and City Council shall in and by said ordinance fix a time within which such persons or corporations shall indicate their intention to comply with the provisions of such ordinance, and enter into a contract with the city, to be prepared by the city, contracting and agreeing to promptly, and, within the time prescribed by ordinance, pay for such bridge or viaduct, tunnel or subway. Any person or corporation failing to comply with the provisions of such ordinance, whether as to contracting for or otherwise complying with the provisions of the ordinance within the time reasonably prescribed therefor, shall thereby forfeit any and all rights it may have to run upon or across or maintain its tracks upon or across such streets, and it shall thereupon be the duty of the city authorities to remove from such street the track or tracks and other property of the company upon such street, and the rights and franchises of such person or corporation to use such street, for such purposes, shall be adjudged forfeited in the manner prescribed by law for the adjudication of the forfeiture of such franchises for breach of the conditions of the grant of such franchises.

Sec. 6. The City Executive Board having the management of the water and electric plants of the city, shall extend, enlarge and improve those properties from time to time as may be necessary to meet all demands for water and electricity, and shall use for that purpose such parts of the profits of said property as may be necessary. Said board shall have full power, by the affirmative vote of a majority of all of its members, to enter into contracts covering terms of years for the furnishing of power, light or water, for use in connection with the operation of street railway or manufacturing institutions or

for any purpose reasonably requiring such term contract. Said board shall, so far as practicable, furnish electric lights to all citizens desiring the same, and shall not fix a minimum charge exceeding one dollar per month, provided the reasonable cost of making connection and installation is paid. The city shall not sell, lease or otherwise part with the control or management of the waterworks or electric light plant, but shall continue perpetually the maintenance, control and operation thereof in the interest of its citizens.

Sec. 7. No contract for the expenditure of money by the city shall be valid until such contract shall have been endorsed by the City Comptroller to the effect that the expenditure contemplated has been duly authorized, and that provision has been made for the payment of the moneys provided therein to be paid. Any officer who shall incur or create without authority of law any indebtedness of the city, or pay out or cause to be paid out any moneys, the property of the city, and any officer who shall create any such indebtedness of the city for any purpose required by law to be provided for in the budget, which indebtedness is in excess of the amount provided for in the budget, shall be responsible therefor to the city personally and upon his official bond, and shall protect and hold harmless the city against the loss on account of any such indebtedness or expenditure.

Sec. 8. The city authorities shall have audited, quarterly, the accounts of all officers handling city monies during their terms of office, and after the expiration of the term of office in case of the City Attorney, unless and until he shall have completed the collection of all matters in his hands for collection and accounted therefor to the City Treasurer, provided that any person retiring from such office shall have the right by an arrangement, mutually satisfactory to him and his successor, and approved by the City Council by resolution, to turn over all such matters to his successor and have his accounts finally audited. The results of such auditing shall be reported to the Mayor and to the City Council.

Sec. 9. Excepting as to the Bond Trustees, the terms of office of all officers not elected by the electors, until

otherwise provided under the provisions of Section 1 of this act, shall begin on the first day of January 1904, and biennially thereafter, and the fiscal year and budget for each year shall begin the first day of January in each year.

Sec. 10. Unless and until otherwise provided in compliance with the provisions of Section 1 of this act, the members of the Board of Bond Trustees shall be elected at the times and in the manner and for the terms as provided in the city ordinance creating such board as one of the executive boards of the city, which ordinance was passed by the City Council and approved by the electors of the city, and the members of said board in office when this act shall take effect shall hold office as though election as in said ordinance, provided for the full term therein fixed, so that the terms of said members shall expire one in October 1903, and thereafter one at each annual occurrence of the date for election in the following order:

Philip Walter in 1903; George R. Foster in 1904; J. R. Tysen in 1905; B. F. Dillon in 1906; A. W. Cockrell, Jr., in 1907; B. H. Barnett in 1908; J. D. Baker in 1909; L. Furchgott in 1910; A. B. Campbell in 1911; and vacancies occurring otherwise than by expiration of terms shall be filled as provided by said ordinance.

Sec. 11. Whenever the city shall pave any street the Mayor and City Council shall have authority by ordinance to provide for the issuance of paving certificates of indebtedness for such amount not exceeding the amount due the city from lot owners, bearing interest at a rate not exceeding six per cent. and payable in monthly installments, and may provide from the acceptance from lot owners of the amounts chargeable to them in thirty-six monthly installments, with interest payable monthly at such rate not less than the rate paid by the city as may be fixed by ordinance, but upon failure to pay the amount of any such installment within three months after the same shall be due, the whole amount of principal then unpaid upon any bill shall become due and payable with interest at the rate of eight per cent. per annum from the date of completion of the pavement.

Sec. 12. All elections held under this act shall be held in accordance with the laws requiring municipal elections of the city.

Sec. 13. All laws and parts of laws in conflict with this Act are, to the extent that they conflict herewith hereby repealed.

Sec. 14. This act shall take effect from and after its passage and approval by the Governor, or upon its becoming a law without his approval.

Mr. Stockton moved the adoption of the amendment.

Which was agreed to.

Mr. Stockton moved that the rules be further waived and that House Bill No. 322 as amended be read a third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 322 as amended was read a third time in full.

Upon call of the roll upon the passage of the bill as amended the vote was:

Yeas—Mr. President, Messrs. Bailey, Blicht, Brown, Butler, Faulkner, McCaskill, McCreary, Neel, Palmer, Scott, Stockton, Williams.—13.

Nays—Messrs. Blount, Crill, Dimick, Harris, Kirk, MacWilliams, Miller, Raney, Rouse, Sams, Wadsworth, Whidden, Wilson of 7th, Wilson of 4th.—14.

So the bill failed to pass.

Mr. Harris moved that the vote by which House Bill No. 322 as amended failed to pass be reconsidered.

Which was agreed to.

And

House Bill No. 322:

A bill to be entitled an act affecting the government jurisdiction, powers and duties of the municipality of the city of Jacksonville, in the County of Duval and State of Florida, and its officers, boards and employes, prescribing a mode of amending its charter, declaring the manner of its granting franchises, creating new offices, prescribing the duties of certain officers and boards, and providing for the time and manner for appointment and election of the same, and repealing section one (1) of chapter 4872, Laws of Florida.

Was again placed before the Senate.

Mr. Harris moved that House Bill No. 322 as amended be placed back on second reading.

Which was agreed to.

And House Bill No. 322 as amended was placed on calendar of bills on second reading.

Mr. Harris moved that the rules be waived and that House Bill No. 322 as amended be taken up out of its order and now considered.

Which was agreed to by a two-thirds vote.

Mr. Harris offered the following amendment to House Bill No. 322:

Strike out Section 4.

Mr. Harris moved the adoption of the amendment.

Which was agreed to.

Mr. Harris offered the following amendment to House Bill No. 322:

Make Sections 5, 6, 7, 8, 9, 10, 11, 12, 13 and 14 read Sections 4, 5, 6, 7, 8, 9, 10, 11, 12 and 13.

Mr. Harris moved the adoption of the amendment.

Which was agreed to.

Mr. Harris moved that the rules be waived, and House Bill No. 322 as amended be read a third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 322 as amended was read a third time in full.

Upon call of the roll upon passage of the bill as amended the vote was.

Yeas—Mr. President, Messrs. Bailey, Blich, Blount, Brown, Butler, Carson, Crews, Crill, Dimick, Faulkner, Gillen, Harris, McCaskill, McCreary, Miller, Neel, Palmer, Peacock, Raney, Rouse, Scott, Stockton, Wadsworth—24.

Nays—MacWilliams, Wilson of 4th.—2.

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

MESSAGES FROM THE HOUSE OF REPRESENTATIVES.

The following message from the House of Representatives was read:

House of Representatives,
Tallahassee, Fla., June 2, 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. 507:

A bill to be entitled an act to amend Section 1793 of the Revised Statutes of the State of Florida, relative to the rights of married women to dispose of their real and personal property by last will and testament, so as to limit such right under certain circumstances.

And respectfully requests the concurrence of the Senate therein.

Very respectfully,

WM. FORSYTH BYNUM,

Chief Clerk House of Representatives.

And House Bill No. 507, 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., June 3, 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. 444:

A bill to be entitled an act to create a commission for the purpose of investigating claims against the State of Florida for services rendered, supplies and transportation furnished during the last Seminole Indian War, prescribing the powers of such commission, providing for the payment of its expenses and salary, and providing for the payment of such claims as may be adjudged valid as against the State of Florida.

And respectfully request the concurrence of the Senate therein.

Very respectfully,

WM. FORSYTH BYNUM,

Chief Clerk House of Representatives.

And House Bill No. 444, 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., June 3, 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. 580:

A bill to be entitled an act to provide for the levy and collection of a tax to create a pension fund.

And respectfully requests the concurrence of the Senate therein.

Very respectfully,

WM. FORSYTH BYNUM,
Chief Clerk House of Representatives.

And House Bill No. 580, 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., June 3, 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. 594:

A bill to be entitled an act to provide for the registration of voters before the holding of primary elections.

And respectfully request the concurrence of the Senate therein.

Very respectfully,

WM. FORSYTH BYNUM,
Chief Clerk House of Representatives.

And House Bill No. 594, contained in the above message, was read the first time by its title.

Mr. Williams moved that the rules be waived and House Bill No. 594 be placed on the calendar of bills on second reading without reference to committee.

Which was agreed to by a two-thirds vote.

And House Bill No. 594, was placed on the calendar of bills on second reading.

The following message from the House of Representatives was read:

House of Representatives,
Tallahassee, Fla., June 3, 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. 259:

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

And respectfully request the concurrence of the Senate therein.

Very respectfully,

WM. FORSYTH BYNUM,
Chief Clerk House of Representatives.

And House Bill No. 259, contained in the above message, was read the first time by its title.

Mr. MacWilliams moved that the rules be waived and House Bill No. 259 be placed on the calendar of bills on second reading without reference to committee.

Which was agreed to by a two-thirds vote.

And House Bill No. 259 was placed on the calendar of bills on second reading.

The following message from the House of Representatives was read:

House of Representatives,
Tallahassee, Fla., June 3, 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 Concurrent Resolution No. 29 :

To the Congress of the United States relative to the deepening of the channel at Punta Gorda.

And respectfully requests the concurrence of the Senate therein.

Very respectfully,

WM. FORSYTH BYNUM,
Chief Clerk House of Representatives.

Mr. Harris moved that the rules be waived and that House Concurrent Resolution No. 29 be read a second time.

Which was agreed to by a two-thirds vote.

And—

House Concurrent Resolution No. 29 was read a second time in full.

Mr. Harris moved the adoption of the resolution.

Which was agreed to.

The following message from the House of Representatives was read :

House of Representatives,
Tallahassee, Fla., June 3, 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. 410 :

A bill to be entitled an act to amend Section 2 of an act to fix the pay of the members, officers and attaches of the Legislature of A. D., 1903, approved May 30, 1903.

With amendments thereto.

And respectfully request the concurrence of the Senate therein.

Very respectfully,

WM. FORSYTH BYNUM,
Chief Clerk House of Representatives.

And Senate Bill No. 410, contained in the above message, together with the amendments of the House of Representatives thereto, was placed before the Senate.

Mr. Williams moved that the Senate non-concur in the

amendment of the House of Representatives to Senate Bill No. 410.

Which was agreed to.

Mr. Williams moved that the House of Representatives be requested to recede from their amendments to Senate Bill No. 410, and also to agree to a conference thereon.

Which was agreed to.

The President appointed Messrs. Williams, Carson and Kirk on the conference committee on the part of the Senate.

The following message from the House of Representatives was read:

House of Representatives,
Tallahassee, Fla., June 3, 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. 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 Provisions for Telegraph Companies to Occupy Roads."

With amendments.

After the word telegraph in line 2, page 2, add the following words, to-wit:

"And Telephone."

In line 4 of title, after the word telegraph add "And telephone."

And respectfully request the concurrence of the Senate therein.

Very respectfully,

WM. FORSYTH BYNUM,
Chief Clerk House of Representatives.

And Senate Bill No. 275, contained in the above message, together with the amendments of the House of Representatives thereto, was placed before the Senate.

Mr. Wilson of the 4th moved that the Senate concur in the amendments of the House of Representatives to Senate Bill No. 275.

Which was agreed to.
 And Senate Bill No. 275, as amended by the House of Representatives, and concurred in by the Senate, was referred to the Committee on Enrolled Bills.

REPORTS OF COMMITTEES.

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

Senate Chamber,
 Tallahassee, Fla., June 3, 1903.

Hon. Frank Adams,

President of the Senate:

SIR—Your Committee on Judiciary to whom was referred—

House Bill No. 460:

A bill to be entitled an act to prohibit the cutting of the ears of any hog, sheep, beef or other domestic animal before the same has been dressed, and to prescribe a penalty therefor.

Also,

House Bill No. 506:

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

Also,

House Bill No. 552:

A bill to be entitled an act in relation to the trial of replevin suits now pending or hereafter brought in this State, for the purpose of recovering possession of goods, wares or merchandise.

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

Very respectfully,

GEO. P. RANEY,
 Chairman of Committee.

And House Bills Nos. 460, 506 and 552, contained in the above report, were placed on the calendar of bills on second reading.

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

Senate Chamber,
Tallahassee, Fla., June 3, 1903.

Hon. Frank Adams,

President of the Senate:

SIR—Your Committee on Judiciary to whom was referred—

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 to provide a penalty for same.

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

In the title of the bill after the word "minors" insert the words "under eighteen years of age."

In line 3, of Section 1, after the word "minor" insert the words "under eighteen years of age."

Very respectfully,

GEO. P. RANEY,
Chairman of Committee.

And House Bill No. 244 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., June 3, 1903.

Hon. Frank Adams,

President of the Senate:

SIR—Your Committee on Judiciary to whom was referred—

House Bill No. 204:

A bill to be entitled an act to prohibit the false labeling, tagging, branding or marking of any wrapper, box, bottle, case or package used in shipping or the handling by any person in Florida of any drugs, medicine, liquor, wines, beers or ciders, and the sale or offering to sell the same so labeled, tagged, branded or marked, and fixing a penalty for violation thereof.

Beg leave to report that they have carefully considered

the same, and recommend that the bill do pass with the following amendment:

After the word "shall," in line 2 of Section 1 insert the word "knowingly," and after the word "shall" in line 4 of Section 1 insert the word "knowingly."

Very respectfully,

GEO. P. RANEY,
Chairman of Committee.

And House Bill No. 204, 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. June 3, 1903.

Hon. Frank Adams,

President of the Senate:

SIR—Your Committee on Judiciary to whom was referred—

House Bill No. 458:

A bill to be entitled an act fixing the compensation of physicians and citizens serving upon commissions of lunacy.

Also,

House Bill No. 473:

A bill to be entitled an act to require commission merchants, produce merchants and other persons selling produce on commission in this State, to make out and mail to the shipper or consignor of produce, certain reports within a certain time for 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 House Bills Nos. 458 and 473 contained in the above report were placed on the calendar of bills on second reading

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

Senate Chamber,
Tallahassee, Fla., June 3, 1903.

Hon. Frank Adams,

President of the Senate:

SIR—Your Committee on Judiciary to whom was referred—

House Bill No. 191:

A bill to be entitled an act regulating the sale of cigarettes and cigarette paper by requiring a license therefor, and providing a penalty thereof.

Also,

House Bill No. 239:

A bill to be entitled an act to repeal Chapter 4075 of the Laws of the State of Florida, being an act entitled an act for the relief of the persons imprisoned for the non-payment of fines and costs of court, imposed by sentence of any court of this State.

Also,

House Bill No. 341.

A bill to be entitled an act to require litigants in the circuit courts of the State to furnish one copy of each pleading filed by them to their opponents or the attorneys or solicitors of their opponents and to prohibit the taking from the clerk's office of the courts in which causes are pending the original pleadings or papers filed therein.

Also,

House Bill No. 367:

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

Also,

House Bill No. 401:

A bill to be entitled an act to amend Sections 25 and 26 of Chapter 4322, Laws of Florida, approved June 1st, 1895, relating to the assessment and collection of revenue.

Also,

House Bill No. 415:

A bill to be entitled an act to amend Section 7, Chapter 4951, Laws of Florida, being an act entitled an act concerning the admission of certain evidence in certain cases, where original instruments concerning land cannot be produced, and the records thereof have been burned and providing for the purchase of certain papers by Boards of County Commissioners, providing for the punishment of forgeries of certain papers and prescribing a maximum charge for certain copies or abstracts in certain cases by persons and corporations doing business of furnishing abstracts of title.

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

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

And House Bills Nos. 191, 239, 341, 367, 401 and 415 contained in the above report were placed on the calendar of bills on second reading.

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

Senate Chamber,
 Tallahassee, Fla., June 3, 1903.

Hon. Frank Adams,

President of the Senate:

SIR—Your Committee on Judiciary to whom was referred—

House Bill No. 548:

A bill to be entitled an act to amend section 5 of chapter 4122, Laws of Florida, approved June 2, 1893, being an act prescribing the qualifications of jurors, the manner of selecting and drawing the same and fixing the number which shall constitute a grand jury.

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

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

And House Bill No. 548 contained in the above report, was placed on the calendar of bills on second reading.

Mr. McCreary moved that the rules be waived and that House Bill No. 555 be taken up out of its order and now considered.

Which was agreed to by a two-thirds vote.

And,

House Bill No. 555:

A bill to be entitled an act to amend Chapter 5104, the Laws of Florida, entitled an act to enlarge the powers, authority and privileges of the municipality of the city of Gainesville, Florida, approved May 31st, 1901.

Was taken up.

Mr. McCreary moved that the rules be waived and that House Bill No. 555 be read a second time by its title only.

And House Bill No. 555 was read a second time by its title.

Mr. McCreary offered the following amendment to House Bill No. 555:

Strike out the word "properties" in line 7 of amended section and insert in lieu thereof the following: "professions."

Mr. McCreary moved the adoption of the amendment.

Which was agreed to.

Mr. McCreary offered the following amendment to House Bill No. 555:

After the words "a majority of the" in line 9 of amended section 1, strike out the words "owners of real estate or heads of families owning real estate situated in the city actually voting" and insert in lieu thereof the following: "qualified voters of the city actually voting, who pay taxes upon realty, or who are the heads of families whose wives pay taxes upon realty, or who have paid taxes upon personal property for two years preceding such election for bonds."

Mr. McCreary moved the adoption of the amendment.

Which was agreed to.

Mr. McCreary offered the following amendment to House Bill No. 555:

Insert as section 2:

Section 2. The City Council shall provide, by ordinance, for the election of a Board of Bond Trustees, not exceeding five or less than three in number, to be elected by the City Council, who shall be freeholders of said city, and which said Board of Bond Trustees shall have

charge of the sale of all bonds issued by said city and the disbursement of the proceeds thereof under regulations to be prescribed by ordinance. The City Council shall provide by ordinance for requiring bond and surety from said Bond Trustees and other officers of said city who may have charge of the sale of said bonds or the proceeds thereof

Mr. McCreary moved the adoption of the amendment.

Which was agreed to.

Mr. McCreary offered the following amendment to House Bill No. 555:

Insert Section 3 to read as follows:

Section 3. At their first regular meeting in July, 1903, the City Council shall establish in said city a municipal court for the trial of all offenses against the ordinances of said city and shall prescribe the qualifications of the judge of said municipal court; provided, however, that said judge shall hold no other municipal office in said city and that he shall be elected annually at the same time and in the same manner as are all other municipal officers, except that it shall be the duty of the City Council at their first regular meeting in July 1903, to elect said municipal judge, who shall hold said office until the next regular municipal election. The said judge shall keep a docket of all cases brought before him, and in the event of the appeal of any cases tried by him shall make up and certify to such appellate court the record of the cause so appealed. The compensation of the judge of the said municipal court shall be two hundred dollars per annum and he shall give bond in the sum of five hundred dollars for the faithful performance of all duties pertaining to such office.

Mr. McCreary moved the adoption of the amendment.

Which was agreed to.

Mr. McCreary offered the following amendment to House Bill No. 555:

Insert Section 5 to read as follows:

Section 5. This act shall take effect immediately upon its passage and approval by the Governor.

Mr. McCreary moved the adoption of the amendment.

Which was agreed to.

Mr. McCreary offered the following amendment to House Bill No. 555:

By adding to title the following:

To provide for the election of a Board of Bond Trustees and establish a municipal court, to provide for the election of a municipal judge and fix his compensation.

Mr. McCreary moved the adoption of the amendment.

Which was agreed to.

Mr. McCreary moved that the rules be further waived and that House Bill No. 555, as amended, be read a third time and put upon its passage.

Which was read the first time by its title.

And House Bill No. 555, as amended, was read a third time in full.

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

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

Nays—None.

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

By permission—

Mr. Crill introduced—

Senate Bill No. 412:

A bill to be entitled an act to provide for the levy of a pension tax for each of the years A. D. 1903 and A. D. 1904, and to provide for the payment of pensions.

Which was read the first time by its title.

Mr. Crill moved that the rules be waived and Senate Bill No. 412 be read a second time by its title only.

Which was agreed to by a two-thirds vote.

Mr. Crill moved that the rules be further waived and that Senate Bill No. 412 be read a third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 412 was read a third time in full.

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

Yeas—Mr. President, Messrs. Bailey, Bitch, Blount, Brown, Butler, Carson, Crews, Crill, Gallea, Harris, Kirk, McCaskill, McCreary, MacWilliams, Miller, Neel,

Palmer, Peacock, Raney, Rouse, Sams, Scott, Wadsworth, Whidden, Williams, Wilson of the 7th.—27.

Nays—None.

So the bill passed, title as stated.

Mr. Miller moved that the rules be waived and House Bill No. 416 be taken up out of its order and now considered.

Which was agreed to by a two-thirds vote.

And,

House Bill No. 416:

A bill to be entitled an act to provide for the registration of county warrants by the county treasurers and their payment in consecutive order of registration.

Was taken up and read a second time in full.

Mr. Miller offered the following amendment to House Bill No. 416:

At the end of Section 2, add the following:

Provided, nothing in this act shall be construed as requiring counties to pay interest on warrants after presentation to the treasurer.

Mr. Miller moved the adoption of the amendment.

Which was agreed to.

Mr. Miller moved that the rules be further waived and that House Bill No. 416, as amended, be read a third time and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 416, as amended, was read a third time in full.

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

Yeas—Messrs. Bailey, Blich, Brown, Dimick, Faulkner, Harris, Kirk, McCaskill, Miller, Neel, Palmer, Rouse, Sams, Wadsworth, Williams, Wilson of the 7th, Wilson of the 4th.—17.

Nays—Messrs. Carson, Crews, Crill.—3.

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

Mr. Raney moved that the rules be waived and House Bill No. 201 be taken up out of its order and now considered.

Which was agreed to by a two-thirds vote.

And,

House Bill No. 201:

A bill to be entitled an act to regulate sales of real

estate and the consummation thereof, had upon application of administrators, executors and guardians, and validating such sales heretofore made.

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:

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

Section 1. That hereafter in ordering any sale of real estate belonging to the estate of a decedent, or a minor, the court may direct that the executor, administrator or guardian, as the case may be, or a commissioner to be appointed by the court, may make sale and execute the deed consummating the same, and that such sale may be public or private as such executor, administrator, guardian or commissioner may decide.

Mr. Raney moved the adoption of the committee amendment.

Which was agreed to.

The following committee amendment was read:

Strike out Section 2 and insert in lieu thereof the following.

Section 2. Any sale of real estate heretofore made by any executor, administrator, guardian or commissioner, and any deed made by them respectively under an order of the circuit court or county judge is hereby made as valid and effectual as if the law had authorized such sale and deed to be made under such order by the executor, guardian, or commissioner conducting the same.

Mr. Raney moved the adoption of the committee amendment.

Which was agreed to.

Mr. Raney moved that the rules be further waived and that House Bill No 201, as amended, be read a third time and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 207, as amended, was read a third time in full.

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

Yeas—Mr. President, Messrs. Bailey, Blitch, Blount, Brown, Butler, Carson, Crews, Crill, Faulkner, Gillen, Harris, McCaskill, McCreary, MacWilliams, Miller, Neel,

Palmer, Raney, Rouse, Stockton, Wadsworth, Williams, Wilson of the 7th, Wilson of the 4th.—25.

Nays—None.

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

Mr. Palmer moved that the rules be waived and House Memorial No. 564 be taken up out of its order and now considered.

Which was agreed to by a two-thirds vote.

And—

House Memorial No. 564:

A bill to be entitled Memorial to Congress asking for an appropriation to dredge and improve the canal and harbor of St. Petersburg, Hillsborough county, Florida, on Tampa Bay.

Was taken up.

Mr. Palmer move. That the rules be waived and House Memorial No. 564 be read a second time by its title only.

Which was agreed to by a two-thirds vote.

And House Memorial No. 564 was read a second time by its title only.

Mr. Palmer moved that the rules be further waived and that House Memorial No. 564 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. 564 was read a third time in full.

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

Yeas—Mr. President, Messrs. Bailey, Blicht, Blount, Brown, Butler, Carson, Crews, Crill, Faulkner, Gillen, Harris, Kirk, McCaskill, McCreary, Miller, Neel, Palmer, Raney, Rouse, Sams, Stockton, Wadsworth, Williams, Wilson of the 7th.—25.

Nays—None.

So the Memorial passed, title as stated.

Mr. Blount moved that the rules be waived and Senate Bill No. 376 be taken up out of its order and now considered.

Which was agreed to by a two-thirds vote.

And,

Senate Bill No. 376:

A bill to be entitled an act to transfer certain moneys

from the Indian War Claims Fund to the State School Fund.

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

Upon call of the roll on Senate Bill No. 376 the vote was:

Yeas—Mr. President, Messrs. Bailey, Blich, Blount, Brown, Butler, Carson, Crews, Crill, Dimick, Faulkner, Gillen, Harris, Kirk, McCaskill, MacWilliams, Miller, Neel, Palmer, Raney, Rouse, Sams, Wadsworth, Williams, Wilson of the 7th, Wilson of the 4th.—26.

Nays—None.

So the bill passed, title as stated.

Mr. Brown moved that the rules be waived and House Bill No. 460 be taken up out of its order and now considered.

Which was agreed to by a two-thirds vote.

And,

House Bill No. 460:

A bill to be entitled an act to prohibit the cutting off the ears and head of any hog, sheep, beef or other domestic animal before the same has been dressed, and to prescribe a penalty therefor.

Was taken up.

Mr. Brown, moved that the rules be waived and House Bill No. 460 be read a second time by its title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 460 was read a second time by its title only.

Mr. Brown moved that the rules be further waived and that House Bill No. 460 be read a third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 460 was read a third time in full.

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

Yeas—Mr. President, Messrs. Bailey, Blich, Blount, Brown, Butler, Carson, Crews, Crill, Dimick, Faulkner, Gillen, Harris, McCreary, MacWilliams, Miller, Neel, Palmer, Raney, Rouse, Sams, Scott, Stockton, Wadsworth, Williams, Wilson of the 7th, Wilson of the 4th.—27.

Nays—None.

So the bill passed, title as stated.

Mr. Harris moved that the rules be waived and House Bill No. 159 be taken up out of its order and now considered.

Which was agreed to by a two-thirds vote.

And,

House Bill No. 159:

A bill to be entitled an act to promote good roads, declaring how they shall be constructed, making them systems of internal improvements and drainage.

Was taken up.

Mr. Butler moved that the rules be waived and House Bill No. 159 be read a second time by its title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 159 was read a second time by its title only.

Mr. Harris moved that the rules be further waived and that House Bill No. 159 be read a third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 159 was read a third time in full.

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

Yeas—Mr. President, Messrs. Bailey, Brown, Butler, Crews, Harris, McCaskill, McCreary, Neel, Stockton, Williams, Wilson of the 7th, Wilson of the 4th.—13.

Nays—Messrs. Blitch, Blount, Carson, Crill, Dimick, Miller, Palmer, Peacock, Raney, Rouse, Sams, Scott, Wadsworth.—13.

So the bill failed to pass.

Mr. Butler moved that the rules be waived and House Bill No. 451 be taken up out of its order and now considered.

Which was agreed to by a two-thirds vote.

And,

House Bill No. 451:

A bill to be entitled an act for the proper naming of all trees, seeds, plants and vines sold or offered for sale in this State.

Was taken up.

Mr. Butler moved that the rules be waived and House Bill No. 451 be read a second time by its title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 451 was read a second time by its title only.

Mr. Butler moved that the rules be further waived and that House Bill No. 451 be read a third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 451 was read a third time in full.

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

Yeas—Mr. President, Messrs. Bailey, Blich, Blount, Brown, Butler, Carson, Crews, Crill, Dimick, Gillen, Harris, Kirk, McCaskill, McCreary, MacWilliams, Miller, Peacock, Rouse, Sams, Scott, Stockton, Wadsworth, Whidden, Williams, Wilson of the 7th, Wilson of the 4th.—27.

Nays—None.

So the bill Passed, title as stated.

Mr. Miller moved that the rules be waived and House Bill No. 373 be taken up out of its order and now considered.

Which was agreed to by a two-thirds vote.

And,

House Bill No. 373:

A bill to be entitled an act to repeal Chapter 4876, Laws of Florida, entitled an act to incorporate the town of Vernon, in Washington county, Florida, and to provide for the election of municipal officers," approved June 1st. 1899.

Was taken up.

Mr. Miller moved that the rules be waived and House Bill No. 373 be read a second time by its title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 373 was read a second time by its title only.

Mr. Miller moved that the rules be further waived and that House Bill No. 373 be read a third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 373 was read a third time in full.

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

Yeas—Mr. President, Messrs. Bailey, Blich, Blount, Brown, Butler, Carson, Crews, Crill, Gillen, McCaskill,

McCreary, MacWilliams, Miller, Neel, Peacock, Raney, Rouse, Sams, Scott, Stockton, Wadsworth, Williams, Wilson of the 7th, Wilson of the 4th.—25.

Nays—None.

So the bill passed, title as stated.

At 12:35 o'clock—

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

Which was agreed to.

And the doors were closed.

At 12:55 o'clock the doors were opened.

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

Messrs. Law and Whidden being absent.

Mr. Carson moved to adjourn until 3 o'clock this afternoon.

Which was agreed to.

Thereupon the Senate stood adjourned until 3 o'clock this afternoon.

AFTERNOON SESSION, 3 O'CLOCK.

Senate met pursuant to adjournment.

Mr. Carson, Pro Tem., in the chair.

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

Messrs. Law and Miller being absent.

By permission—

Mr. McCreary, Chairman of the Committee on Public Printing, submitted the following report:

Which was ordered spread upon the Journal.

Senate Chamber.

Tallahassee, Fla., June 3, 1903.

Hon. Frank Adams,

President of the Senate:

SIR—Your committee on public printing have made an investigation of the method of letting contracts for State printing; the manner in which such work is done, have ascertained the expenditures of the State in this direction

for a series of years, and carefully examined and compared the various bids submitted for printing upon and from which the existing contract was awarded, and other matters connected with this department, and submit the following report and recommendations suggesting such changes as might result in increased benefit and economy to the State:

For the four years preceding the current year the net amount of the warrants drawn for public printing exclusive of newspaper advertising was as follows:

1899	Executive or Department Printing.....	\$ 5,042 75
	Legislative Printing	7,101 42
	Special for Agricultural Department...	305 35
		<hr/>
		\$12,449 52
1900	Executive or Department Printing.....	\$ 5,912 93
	Printing Supreme Court Reports.....	379 20
	Special for Agricultural Department...	260 75
		<hr/>
		\$ 6,552 88
1901	Executive or Department Printing.....	\$ 5,063 45
	Legislative Printing	6,975 86
	Printing Supreme Court Reports.....	509 02
	Special Supt. Public Instruction.....	85 75
	Special for Agricultural Department...	452 87
		<hr/>
		\$13,086 95
1902	Executive or Department Printing.....	\$ 6,414 26
	Reprinting Supreme Court Reports.....	1,191 09
	Special Supt. Public Instruction.....	343 80
	Special Agricultural Department.....	639 38
		<hr/>
		\$ 8,588. 03

Making a total for the four years of 1899, 1900, 1901 and 1902 of \$40,677.38, or an average of \$10,169.34 annually. It will be seen that there is a natural increase in this branch of public expenditure, and from such information as can be ascertained, the increase will be very marked for the current year, especially in classes A and B, viz: Department or Executive Printing and Legislative Printing.

The necessity for a more perfect system of securing bids and awarding contracts, and most especially for a closer supervision of completed work, is very apparent. Upon examination of Sections 480-490, inclusive, Chapter III, Title 7, Part, Revised Statutes, relating to Public Printing, it would not seem that further legislation is needed, but rather a more careful compliance with the laws as they exist, and a greater degree of attention given the necessarily numerous details embraced in this branch of public work. Possibly it would be of advantage to place the supervision of legislative printing under the care of the Secretary of the Senate and the Chief Clerk of the House of Representatives, or such other officers as the Legislature may direct, and whose duty it shall be to report to the Board of Commissioners of State Institutions.

To arrive at a more clear idea of the basis on which the annual expenditures referred to were made, a copy was obtained from the Secretary of the Board of State Institutions of the accepted bid under which the present contract exists, together with the originals of the four other bids submitted at the same time, and which were rejected. A carefully tabulated statement and comparison of all these bids was made. It is clearly seen that it is not without some difficulty that an absolutely fair result can be arrived at by the Board of Commissioners of State Institutions, or the most satisfactory proposal made by a possible bidder or contractor without a more definite idea of exactly what is to be ordered, and in what quantity.

As an example, in Class A, on page 9, of specifications, "Form 20 a, 5,000 registration books," bids varied from that of \$25 by the successful bidder to a total on the part of the other bidders of respectively \$1,000, \$1,000, \$925 and \$1,100. On inquiry at the office of the Secretary of State it was ascertained that none of these books have been ordered, and that there is no necessity for such order and that the supply on hand is amply sufficient under existing conditions for a large number of years. If this item alone is considered it is but proper to say that if it were entirely excluded the accepted bid could still be considered lowest. The item quoted is, however, not alone in striking difference of bids, several of the bidders, if

not all, evidently having some idea of certain stocks on hand, but assuredly a majority of them did not have that full information contemplated in Section 483, Chapter III, Title 7, Part 1, Revised Statutes.

On comparison of the bids submitted, it is evident that under the present specifications and insufficient estimate of work desired, and until useless specifications are eliminated, an injustice could most easily be done, and an increased expenditure be entailed upon the State.

A certain amount of dissatisfaction must and does exist among former bidders, as well as possible bidders, and this dissatisfaction could easily result in financial loss to the State in the prevention of proper competition for this work.

Without reference to points emphasized above in Class A, with the exception of the items of envelopes, letter and note heads, the figures in the various bids are totals, and the basis for acceptance or rejection easily determined, and the relative percentage of bids examined be altered but little in either maximum or minimum quantities. The various bids for this class of stationery are in such form that estimates may be easily made. It is not apparent, however, why, with the large quantities used, bids should be asked for or orders given for less than the maximum quantity set forth in specifications. The prices of all bidders for this branch of work in Class A seems to be excessive. The use of tinted or lithographed envelopes, which must be printed out of the State, contrary to law, should be discontinued. The use of other lithographed stationery, also done out of the State, could better be discontinued or very greatly curtailed at great saving to the State. The better class of modern typographical work renders to a great degree unnecessary the use of lithograph work.

In Class B is embraced all legislative printing, including reports of all State officials, journals, calendars and bills of the Senate and House, and all bids on this class are per printed page. There is not a marked difference in the bids examined on this class between the lowest bidders. It is in this department most especially that quality of paper and work should be scrutinized and made to follow printed specifications. The publications of the different departments, the journals, calendars and

bills, as at present furnished, do not present that grade of mechanical execution or quality of paper, in all cases, as called for in specifications, or of that degree of excellence that should pertain to the printing of the State. Nor has the delivery of calendars and journals been made as called for in specifications.

It appears also that certain departments are permitted separate and distinct appropriations for printing, which does not seem advisable or consistent with the laws of the State providing that all work shall be done by the lowest bidder. It is further noted that in bound reports of at least one of the departments, there is a duplication of reports which seems to be unnecessary. In the reports of all the departments it is evident that an improved system of proof reading would be advisable.

Class C includes only the printing of the Supreme Court Reports, on which bids are also made per printed page.

Your Committee on Public Printing, in view of all the foregoing facts, respectfully recommend the investigation upon the part of the Board of Commissioners of State Institutions of the advisability of the establishment of a Bureau of State Printing, which shall have complete control of this branch of work, and ascertain as near as possible the cost of establishing and operating a State Printing Plant, and secure all possible information relative thereto, and that their findings be reported at the next session of the Legislature.

Pending the submission of that report your committee make the following recommendations relative to the awarding of contracts for public printing:

First—That prior to preparing specifications, an inventory be made of stock on hand, and therefrom an estimate be made of the amount of work under each specification desired during life of contract.

Second—More definite specifications.

Third—The elimination of specifications for printing no longer used or being unnecessary either from a sufficiency of such printing in stock, or from the discontinuance of the use of certain forms and classes of work.

Fourth—The opening of all bids at the time specified, and, if desired by them, in the presence of the bidders.

Fifth—Greater care and attention in seeing that public work is properly done, and that paper, press work, binding, and other mechanical work is done according to contract.

Sixth—The complete segregation, so far as the awarding of contracts is concerned, of the three different classes of work, and even preferably awarding different classes to different bidders, conditions being equal.

Seventh—That all work in all classes and all departments be subject to award, and that competition for same be open to all bidders in this State.

Eighth—The provision of penalties for work not done in accordance with contract and in reasonable time, and in the Legislative work in specified time.

Ninth—The prevention of duplication in the work of the departments.

H. H. McCREARY,
Chairman of Committee.

By permission—

Mr. Kirk, Chairman of the Committee on Claims, submitted the following report:

Senate Chamber,
Tallahassee, Fla., June 3, 1903.

Hon. Frank Adams,

President of the Senate:

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

House Bill No. 459:

A bill to be entitled an act authorizing and directing the payment to certain persons named herein to be paid, for services rendered and for provisions and medicines furnished small pox patients in Marion county, Florida, during the years 1899 and 1900, and making an appropriation therefor.

Have had the same under consideration and recommend that it do pass, with the following amendments:

Strike out all after the word appropriated in line three

of Section 2, and insert in lieu thereof the words "To be paid out of the State Board of Health Fund."

Very respectfully,

B. F. KIRK,

Chairman of Committee.

And House Bill No. 459, contained in the above report, together with amendments thereto, was placed on the calendar of bills on second reading.

Mr. Blich moved that the rules be waived and Senate Bill No. 381 be taken up out of its order and now considered.

Which was agreed to by a two-thirds vote.

And,

Senate Bill No. 381:

A bill to be entitled an act to require the minutes of the proceedings of the Railroad Commission of the State of Florida to be published in three newspapers in said State.

Was taken up and read a second time in full.

Mr. McCreary offered the following amendment to Senate Bill No. 381:

After the words "Pensacola, Florida," insert the following: "And one newspaper published in the city of Gainesville, Fla., the said newspaper to have been continuously published for a period of at least two years.

Mr. McCreary moved the adoption of the amendment.

Which was agreed to.

Mr. Harris offered the following amendment to Senate Bill No. 381.

Add after the words City of Pensacola the words Fort Myers and Key West.

Mr. Harris moved the adoption of the amendment.

Which was not agreed to.

Mr. MacWilliams offered the following amendment to Senate Bill No. 381:

Add after the word "Gainesville," "and St. Augustine" in McCreary amendment.

Mr. MacWilliams moved the adoption of the amendment.

Which was not agreed to.

Mr. Kirk offered the following amendment to Senate Bill No. 381:

Strike out all "newspapers," in line 3, section 1, down to and including Jacksonville, in line 4, and strike all after amendment that have been adopted and insert "published in each county in the State."

Mr. Kirk moved the adoption of the amendment.

Which was agreed to.

Mr. Wilson of the 4th offered the following amendment to Senate Bill No. 381:

Strike out words "Be it enacted by the Legislature of the State of Florida."

Mr. Wilson of the 4th moved the adoption of the amendment.

Which was not agreed to.

Mr. McCreary offered the following amendment to Senate Bill No. 381:

After the word State, in amendment offered by Mr. Kirk, insert "said newspapers to have been published for a period of at least two years."

Mr. McCreary moved the adoption of the amendment.

Mr. Crews offered the following amendment to the amendment to Senate Bill No. 381:

Strike out two years and insert "one year."

Mr. Crews moved the adoption of the amendment.

Which was not agreed to.

The amendment of Mr. McCreary was not agreed to.

Mr. McCreary moved that Senate Bill No. 381 be indefinitely postponed.

Which was not agreed to.

And Senate Bill No. 381 as amended was ordered referred to the Committee on Engrossed Bills.

Mr. Neel moved that the rules be waived and Senate Bill No. 411 be taken up out of its order and now considered.

Which was agreed to by a two-thirds vote.

And,

Senate Bill No. 411:

A bill to be entitled an act to amend section 660 and section 661 of chapter one (1) of the Revised Statutes, same being an act to provide for the corporation of cities towns and municipalities.

Was taken up and read a second time in full.

Mr. Neel moved that the rules be further waived and

that Senate Bill No. 411 be read a third time and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 411 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. Blount, Brown, Butler, Carson, Crews, Crill, Dimick, Fulkner, Gillen, Harris, Kirk, McCaskill, Miller, Neel, Raney, Rouse, Sams, Scott, Stockton, Wadsworth, Whidden, Williams, Wilson of 7th, Wilson of 4th.—25.

Nays—None.

So the Bill passed, title as stated.

A message was received from the House of Representatives.

Mr. Crews moved that the rules be waived and House Bill No. 267 be taken up out of its order and now considered.

Which was agreed to by a two-thirds vote.

And,

House Bill No. 267:

A bill to be entitled an act to prohibit the breakage and rough handling of baggage by railroads and their employees in this State.

Mr. Crews moved that the rules be waived and House Bill No. 267 be read a second time by its title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 267 was read a second time by its title only.

Mr. Crews offered the following amendment to House Bill No. 267:

Strike out the word "twenty-five" in line next to the last on page three of said bill and insert in lieu thereof the following: "Five."

Mr. Crews moved the adoption of the amendment.

Which was agreed to.

Mr. Crews moved that the rules be waived and House Bill No. 267 be read a second time by its title only.

Which was not agreed to.

BILLS ON THIRD READING.

Senate Bill No. 331:

A bill to be entitled an act to empower the county commissioners of Hillsborough county to appoint an additional fish and game warden in and for said county.

Was taken up.

Mr. Palmer asked permission to withdraw Senate Bill No. 331:

Which was granted.

And Senate Bill No. 331 was withdrawn.

Mr. Palmer moved that the rules be waived and House Bill No. 181 now on second reading be taken up out of its order and now considered.

Which was agreed to by a two-thirds vote.

And,

House Bill No. 181:

A bill to be entitled an act to amend section 16 of chapter 4466 of the Laws of Florida, entitled an act to incorporate the Citizens' Bank and Trust Company and to confer certain rights and privileges thereon.

Was taken up.

Mr. Palmer moved that the rules be waived and House Bill No. 181 be read a second time by its title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 181 was read a second time by its title only.

Mr. Palmer moved that the rules be further waived, and that House Bill No. 181 be read a third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill 181 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. Carson, Dimick, Faulkner, Gillen, Neel, Palmer, Rouse, Scott, Wadsworth. Williams Wilson of 7th.—12.

Nays—Messrs. Blich, Blount, Brown, Crill, Harris, McCreary, MacWilliams, Raney, Sams, Whidden, Wilson, of 4th.—12.

So the bill failed to pass.

Mr. Scott moved that the rules be waived and Senate

Bill No. 305 be taken up out of its order and now considered.

Which was agreed to by a two-thirds vote.

And,

Senate bill No. 305:

A bill to be entitled an act to provide for the inspection and analysis of and to regulate the sale of illuminating oils, kerosene, petroleum, gasoline, naphtha and similar hydrocarbons used for illuminating and heating purposes in this State and to prohibit the sale of fraudulent adulterated or dangerously inflammable illuminating oils; to fix the penalties for the violation of the provisions of this act and to provide for the collection of an inspection fee from the manufacturers or dealers in illuminating oils kerosene, petroleum, coal oil, gasoline, naphtha and similar hydro-carbons used for illuminating and heating purposes, and to repeal all laws or parts of laws in conflict with this act

Was taken up.

Mr. Scott asked permission to withdraw Senate Bill No. 305.

Which was granted.

And Senate Bill No. 305 was withdrawn.

Mr. Scott moved that the rules be waived and Senate Bill No. 291 be taken up out of its order and now considered.

Which was agreed to by a two-thirds vote.

And,

Senate Bill No. 291:

A bill to be entitled an act to regulate the sale of all syrups and adulterations thereof within this State, and for other purposes.

Was taken up.

Mr. Scott asked permission to withdraw Senate Bill No. 291.

Which was granted.

And Senate Bill No. 291 was withdrawn.

Mr. Scott moved that the rules be waived and House Bill No. 396 be taken up out of its order and now considered.

Which was agreed to by a two-thirds vote.

And,

House Bill No. 396:

A bill to be entitled an act to prohibit the shipping of spirituous, vinous or malt liquors, wines or beer for delivery or sale into counties and election districts where prohibition, under the local option law, is in force, without having a bona fide order and bona fide consignee therefor; also prohibiting delivery of such liquors, wine or beer under such conditions, and prescribing a penalty for violation thereof.

Was taken up and read a second time in full.

Mr. Scott moved that the rules be further waived, and that House Bill No. 396 be read a third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 396 was read a third time in full.

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

Yeas—Messrs. Blich, Blount, Brown, Butler, Carson, Crews, Faulkner, McCaskill, Neel, Peacock, Scott, Stockton, Williams, Wilson of the 7th.—14.

Nays—Messrs. Dimick, Gillen, Harris, Kirk, McCreary, MacWilliams, Palmer, Raney, Rouse, Sams, Wadsworth, Whidden, Wilson of the 4th.—13.

So the bill passed, title as stated.

SPECIAL ORDER.

House Bill No. 547:

A bill to be entitled an act to prevent and prohibit adulteration of spirits of turpentine and naval stores, and to provide for the appointment and duties of a supervising inspector of naval stores, and to prescribe forfeitures and penalties for violating, and methods for the enforcement of the provisions of this act.

Was taken up, the hour of 4 o'clock p. m., the time for its consideration having arrived, having previously been read a second time and amended.

And House Bill No. 547, as amended, was placed on calendar of bills on third reading.

The Senate resumed consideration of—

BILLS ON THIRD READING.

House Bill No. 133 :

A bill to be entitled an act relating to the publication of libels in newspapers, magazines and other periodicals in the State.

Was taken up.

Mr. Raney moved that House Bill No. 133 be indefinitely postponed.

Mr. Raney withdrew the motion.

The bill was then read the third time in full as amended and put upon its passage.

Upon call of the roll on House Bill No. 133, as amended, the vote was :

Yeas—Mr. President Messrs. Bitch, Brown, Butler, Carson, Crews, Criff, Faulkner, Harris, McCaskill, McCreary, MacWilliams, Miller, Raney, Rouse, Sams, Scott, Wadsworth, Whidden, Wilson of the 7th.—20.

Nays—Messrs. Dimick, Stockton, Wilson of the 4th.—3.
So the bill, as amended, passed, title as stated.

Mr. Sams moved that the rules be waived and House Bill No. 547 be taken up out of its order and now considered.

Which was agreed to by a two-thirds vote.

And,

House Bill No. 547 :

A bill to be entitled an act to prevent and prohibit adulteration of spirits of turpentine and naval stores, and to provide for the appointment and duties of a supervising inspector of naval stores, and to prescribe forfeitures and penalties for violating, and methods for the enforcement of the provisions of this act.

Was taken up and read a third time in full.

Mr. Blount moved that House Bill No. 547 be placed back on second reading.

Which was agreed to.

Mr. Blount moved that the rules be waived and House Bill No. 547 be taken up out of its order and now considered.

Which was agreed to by a two-thirds vote.

And,

House Bill No. 547 :

A bill to be entitled an act to prevent and prohibit adul-

teration of spirits of turpentine and naval stores, and to provide for the appointment and duties of a supervising inspector of naval stores, and to prescribe forfeitures and penalties for violating, and methods for the enforcement of the provisions of this act.

Was taken up.

Having previously been read a second time.

Mr. Blount offered the following amendment to House Bill No. 547:

Strike out the words following the words "to the," on line 45, page 11, printed bill, to the end of the section, and insert in lieu thereof the following:

"County Treasurer of the county in which the convention is had as a part of the fine and forfeiture fund."

Mr. Blount moved the adoption of the amendment.

Which was agreed to.

Mr. Blount offered the following amendment to House Bill No. 547:

Strike out the words "School fund as aforesaid," on lines 50 and 51, page 11, printed bill, and insert in lieu thereof the following:

"Fine and forfeiture fund."

Mr. Blount moved the adoption of the amendment.

Which was agreed to.

Mr. Blount moved that the rules be further waived and that House Bill No. 547, as amended, be read a third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 547, as amended, was read a third time in full.

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

Yeas—Mr. President, Messrs. Bailey, Blicht, Blount, Brown, Butler, Crews, Dimick, Gillen, Harris, Kirk, McCreary, MacWilliams, Miller, Neel, Peacock, Raney, Rouse, Sams, Scott, Wadsworth, Whidden, Wilson of the 7th.—23.

Nays—Messrs. Carson, Faulkner, McCaskill, Palmer, Stockton, Williams, Wilson of the 4th.—7.

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

Mr. Crill stated that he was paired with Mr. Law; that if Mr. Law was present he would vote yea and he (Mr. Crill) would vote nay.

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

Which was agreed to by a two-thirds vote.

MESSAGES FROM HOUSE OF REPRESENTATIVES.

The following message from the House of Representatives was read:

House of Representatives,
Tallahassee, Fla., June 3, 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. 383:

A bill to be entitled an act for the assessment and collection of revenue, with amendments thereto attached.

Very respectfully,

WM. FORSYTH BYNUM,
Chief Clerk House of Representatives.

And Senate Bill No. 383, contained in the above message, together with the amendments of the House of Representatives thereto, was placed before the Senate.

House amendments Nos. 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12 and 13 were read.

Mr. Crill moved the adoption of the amendments.

Which was agreed to.

House amendments Nos. 14 and 15 was read.

Mr. Crill moved that the Senate non-concur in amendments Nos. 14 and 15 and that a conference committee be asked for.

Which was agreed to.

The President appointed Messrs. Crill, Blount and Carson as the committee on the part of the Senate.

The following message from the House of Representatives was read:

House of Representatives,
Tallahassee, Fla., June 3, 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 amendments to—

Senate Bill No. 110:

A bill to be entitled an act to amend Section 2 of an act to fix the pay of the members, officers and attaches of the Legislature of A. D., 1903, approved May 30, 1903.

Very respectfully,

WM. FORSYTH BYNUM,
Chief Clerk House of Representatives.

And Senate Bill No. 410, 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., June 3, 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 the first amendment of the Senate to—

House Bill No. 363:

Strike out the title of the bill and insert in lieu thereof:

“A bill to be entitled an act providing for the payment of attorneys fees and cost in certain cases where cattle or other stock is killed or injured at phosphate mines or plants.”

And declined to concur in second amendment:

“Provided, however, That unless the amount so recovered by the party suing exceeds the amount tendered by the party being sued in payment for the said stock or damages, then and in that event, the plaintiff shall not be entitled to any attorney's fees, and the cost in the suit shall be taxed against him.”

Senate amendments to House Bill No. 383:

To be entitled an act providing that the court allow the plaintiffs a reasonable attorney's fees in certain cases where cattle or stock are killed or injured at phosphate mines or plants.

And respectfully request the Senate to recede therefrom.

Very respectfully,

WM. FORSYTH BYNUM,
Chief Clerk House of Representatives.

Mr. Wilson of the 7th moved that the Senate insist on its amendment to House Bill No. 363, and request a committee of conference thereon.

Which was agreed to.

By permission—

Mr. McCreary offered the following:

Senate Resolution No. 52:

Whereas, The Committee on Public Printing and State Prisons and Convicts were empowered by resolution on April 9 to employ a clerk for service of both committees, and this appointment was not actually made until April 22, and

Whereas, The said clerk has since this time performed expere and valuable services in the securing of important data, which is embodied in the report of the Committee on Public Printing, and said report being of special value to the State, therefore,

Be it resolved, That the Senate allow to L. J. Brumby, clerk of said committees, payment from April 9, the date of the adoption of aforesaid resolution and that the Sergeant-at-Arms is hereby directed to enter such date on the pay roll of the Senate.

Mr. McCreary moved the adoption of the resolution.

Which was agreed to.

REPORTS OF COMMITTEES.

By permission—

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

Senate Chamber,
Tallahassee, Fla., June 3, 1903.

Hon. Frank Adams,

President of the Senate:

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

An act declaring the town of Esto, in the county of Holmes, to be a legally incorporated town.

Also,

An act authorizing the Railroad Commission to apply to the Interstate Commerce Commission, for relief in certain cases.

Also,

An act to amend Chapter 4601, Laws of Florida, approved June 5, 1897, being entitled an act to amend Section 720 of the Revised Statute of the State of Florida, in reference to contracting of territorial limits of cities and towns.

Also,

An act to make valid and effectual, deeds to real estate heretofore or hereafter made, by a husband direct to his wife.

Also,

An act to create the first taxing district of Brevard county, and to authorize the issue of bonds and levy of taxes to build permanent highways in said district.

Have carefully examined the same and find it correctly enrolled.

Very respectfully,

C. L. WILSON,
Chairman of Committee.

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

By permission—

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

Senate Chamber,

Tallahassee, Fla., June 3, 1903.

Hon. Frank Adams,

President of the Senate:

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

An act to abolish the municipality of the town of Fort Meade, and to declare null and void all tax sales heretofore made by said town, wherein the said town was purchaser.

Also,

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.

Also,

An act to amend Section 2 of Chapter 4323 (No. 3), 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, and approved April 20th, 1895.

Also,

An act to prohibit the shooting of wild ducks in the State of Florida between the hours of sunset and sunrise.

Have carefully 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.

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

Senate Chamber,

Tallahassee, Fla., June 3, 1903.

Hon. Frank Adams,

President of the Senate:

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

House Bill No. 456:

A bill to be entitled an act to amend Section 1 of Chapter 4788 of the Laws of Florida, approved June 3rd, 1899.

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

After the word "Florida" in the title of said bill, add the words "being an act to prohibit fishing in the fresh water lakes of this State with seines or nets or by any set device, or by shooting or gigging."

Strike out of lines 9 and 10 on page 2 of said bill the words "less than sixty days nor."

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

Very respectfully,

GEO. P. RANEY,
Chairman of Committee.

And House Bill No. 456, contained in the above report, together with the amendments thereto, was placed on the calendar of bills on second reading.

By permission—

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

Senate Chamber,
Tallahassee, Fla., June 3, 1903.

Hon. Frank Adams,

President of the Senate:

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

Senate Bill No. 284:

A bill to be entitled an act to establish a criminal court of record in the county of Dade.

Also,

Senate Bill No. 285:

A bill to be entitled an act to repeal chapter 4434, Laws of Florida being an act to organize a county court in and for the county of Dade, to prescribe its jurisdiction and powers, to provide for the appointment of a prosecuting attorney, and for compensation of the judge of said court, approved May 22nd, 1895.

Also,

House Bill No. 429:

A bill to be entitled an act to repeal chapter 4434, Laws of Florida, being an act to organize a County Court in and for the County of Dade; to prescribe its jurisdiction and powers; to provide for the appointment

of a prosecuting attorney and for the compensation of the Judge of said Court, approved May 22, 1895.

Also,

House Bill No. 430:

A bill to be entitled an act to establish a Criminal Court of Record in the County of Dade.

Also,

House Bill No. 432:

A bill to be entitled an act to prescribe the limitations of liens of judgements hereafter obtained in actions at law and to prescribe the limitations of liens of judgements at law not existing.

Also,

House Bill No. 448:

A bill to be entitled an act to regulate the fees of the inspectors of beeves, hogs and sheep.

Also,

House Bill No. 496:

A bill to be entitled an act to prohibit any person in this State from changing his or her name except as prescribed by law, or from assuming a false name, and to prescribe a penalty therefor.

And,

House Bill No. 510:

A bill to be entitled an act to punish the larceny of hogs.

Also,

House Bill No. 529:

A bill to be entitled an act to authorize the preparation and publication of a digest of the civil decisions of the Supreme Court of Florida, making an appropriation for the same and authorizing its sale and distribution.

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

Very respectfully,

GEO. P. RANEY,

Chairman of Committee.

And Senate Bills Nos. 284 and 285, and House Bills Nos. 429, 430, 432, 448, 496, 510 and 529, contained in the above, report, were placed on the calendar of bills on second reading.

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

Senate Chamber,
Tallahassee, Fla., June 3, 1903.

Hon. Frank Adams,

President of the Senate:

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

An act declaring the town of Esto, in the county of Holmes, to be a legally incorporated town.

Also,

An act authorizing the Railroad Commission to apply to the Interstate Commerce Commission, for relief in certain cases.

Also,

An act to amend Chapter 4601, Laws of Florida, approved June 5, 1897, being entitled an act to amend Section 720 of the Revised Statutes of the State of Florida, in reference to contracting of territorial limits of cities and towns.

Also,

An act to make valid and effectual, deeds to real estate, heretofore or hereafter made, by a husband direct to his wife.

Also,

An act to create the first taxing district of Brevard county, and to authorize the issue of bonds and levy of taxes to build permanent highways in said district.

Have examined the same and find them 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, to be conveyed to the House of Representatives for the signatures 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., June 3, 1903.

Hon. Frank Adams,

President of the Senate:

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

An act to abolish the municipality of the town of Fort Meade, and to declare null and void all tax sales heretofore made by said town, wherein the said town was purchaser.

Also,

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.

Also,

An act to amend Section 2 of Chapter (No. 3), 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, and approved April 20th, 1895.

Also,

An act to prohibit the shooting of wild ducks in the State of Florida, between the hours of sunset and sunrise.

Have examined the same and find them 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, to be conveyed to the House of Representatives for the signatures 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., June 3, 1903.

Hon. Frank Adams,

President of the Senate:

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

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."

Also,

House Concurrent Resolution, relative to express charges on perishable fruits shipped from this State.

Also,

An act to provide liens for material men, mechanics, artisans, and laborers, and to provide the manner in which such liens shall be acquired and to provide the remedy for the enforcement of such liens.

Also,

An act to prohibit the fraudulent use and willful waste of electricity, gas, or water, and the fraudulent or willful tampering with or injury of meters intended to measure electricity, gas or water.

Also,

An act requiring the captains of steamboats and barges transporting freight on any of the rivers in this State to place such freight in a dry and convenient place and to prevent throwing same near the waters edge where it may be damaged by the waters from said river.

Also,

An act to prohibit any person from causing or procuring any person to cut, box, take or anywise use or remove timber on the lands of another without consent, and prescribing a penalty for violation thereof.

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 conveyed to the House of Representatives for the signatures 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., June 3, 1903.

Hon. Frank Adams,

President of the Senate:

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

An act to provide for the investigation of diseases among domestic animals, and to prevent the spread of contagious diseases among such.

Also,

An act to organize a municipal government for the town of Mayo and to provide for its government.

Also,

An act to prohibit the shooting of alligators in the Tamoka River, in this State.

Also,

An act to establish the Florida Agricultural Institute and to provide for the location, support, functions and control of the same.

Also,

An act for the relief of the sureties on the bonds given by R. D. Kirk, as Tax Collector of Hernando county.

Also,

An act fixing the time of holding elections for special tax school districts in Marion county.

Also,

An act to provide for the employment at labor by the County Commissioners, of any person held in jail under a charge of misdemeanor, but not convicted.

Also,

An act to provide for the revision and consolidation of the public statutes of this State.

Also,

An act concerning receipts of warehousemen, wharfingers, timber and lumber inspectors, and other bailees of like character.

Also,

An act to prohibit carrying or giving away any vinous, malt, spirituous or alcoholic liquors on election days, and prescribing a penalty therefor.

Have examined the 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 conveyed to the House of Representatives for the signatures 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., June 3, 1903.

Hon. Frank Adams,

President of the Senate:

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

An act to amend Chapter 5035 of the Laws of Florida, entitled "An act to provide for the construction and maintenance of drains by the several counties of the State of Florida, and to provide for assessments of the costs thereof against the property benefitted thereby, and further to provide for the collection and enforcement of such assessments, and to legalize all contracts for drains which heretofore may have been entered into and assessments made by the County Commissioners of any county in the State of Florida under Chapter 4807, of the Laws of Florida, approved May 3d, 1901.

Also,

An act to provide for the restoration to a state of judicial sanity of persons who have been previously adjudged insane.

Also,

An act disqualifying butchers as beef inspectors.

Also,

An act to amend Section 2865, Revised Statutes of the State of Florida, relating to compensation of witnesses summoned in two or more cases.

Also,

An act declaring Parrott Creek, in the County of Holmes, navigable.

Also,

An act to amend Section 4 of Chapter 4322, Laws of Florida, being an act for the assessment and collection of revenue, approved June 1st, 1895.

Have examined the 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 conveyed to the House of Representatives for the signatures 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., June 3, 1903.

Hon. Frank Adams,

President of the Senate:

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

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.

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 was referred to the Joint Committee on Enrolled Bills, to be conveyed to the House of Representatives for the signatures of the Speaker and Chief Clerk thereof.

Mr. Kirk moved that the rules be waived and House Bill No. 470 be taken up out of its order and now considered.

Which was agreed to by a two-thirds vote.

And,

House Bill No. 470:

A bill to be entitled an act to amend Chapter 4938 of the Laws of Florida, entitled "an act to amend Section 22 of Chapter 4338 of the Laws of Florida, entitled an act to provide for and 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.

Mr. Kirk moved that the rules be waived and House Bill No. 470 be read a second time by its title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 470 was read a second time by its title only.

Mr. Kirk offered the following amendment to House Bill No. 470:

After the word "Provided," in line 9, page 3, insert the following:

Every able bodied male person over the age of eighteen years and under the age of forty-five years who does not pay a tax for the purpose of keeping in repair the public roads and bridges of such county shall be subject to and liable to work on the roads and bridges in such county for not more than eight days in each year provided further.

Mr. Kirk moved the adoption of the amendment.

Which was agreed to.

Mr. Kirk moved that the rules be further waived and that House Bill No. 470, as amended, be read a third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 470, as amended, was read a third time in full.

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

Yeas—Mr. President, Messrs. Bailey, Blich, Blount, Brown, Butler, Carson, Crews, Dimick, Faulkner, Harris, Kirk, McCaskill, McCreary, MacWilliams, Miller,

Peacock, Raney, Scott, Williams, Wilson of the 4th.—21.

Nays—Messrs. Crill, Neel, Sams, Wadsworth.—4.

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

Mr. Dimick moved that the rules be waived and House Bill No. 465 be taken up out of its order and now considered.

Which was agreed to by a two-thirds vote.

And,

House Bill No. 465:

A bill to be entitled an act to regulate the catching of fish in the St. Lucie river, in the counties of Brevard and Dade, State of Florida, to define the limit in which fishing shall be prohibited on the St. Lucie River Inlet by land marks, and to provide a penalty for the violation thereof.

Was taken up.

Mr. Dimick moved that the rules be waived and House Bill No. 465 be read a second time by its title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 465 was read a second time by its title only.

Mr. Dimick moved that the rules be further waived and that House Bill No. 465 be read a third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 465 was read a third time in full.

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

Yeas—Mr. President, Messrs. Bailey, Blich, Brown, Butler, Carson, Crews, Dimick, Faulkner, McCaskill, McCreary, MacWilliams, Peacock, Raney, Scott, Stockton, Wadsworth, Whidden, Williams, Wilson of the 4th.—20.

Nays—Messrs. Blount and Crill—2.

So the bill passed, title as stated.

Mr. Stockton moved that the rules be waived and Senate Bill No. 336 be taken up out of its order and now considered.

Which was agreed to by a two-thirds vote.

And,

Senate Bill No. 336:

A bill to be entitled an act in relation to the offering of special inducements in the nature of premiums to attract trade; and requiring those selling or furnishing for a

valuable consideration stamps, tickets, or other devices to be used to attract trade to redeem in cash such stamps, tickets or other devices, and fixing and requiring the payment of special license tax by those dealing in or using such stamps, tickets or other devices, or giving or offering premiums, prizes, or other similar inducements to attract trade.

Was taken up.

Mr. Stockton moved that the rules be waived and that Senate Bill No. 336 be read a second time by its title, together with committee amendment thereto.

Which was agreed to by a two-thirds vote.

The committee amendments were read.

Mr. Stockton moved the adoption of the committee amendments.

Which was agreed to.

And Senate Bill No. 336, as amended, was ordered referred to the Committee on Engrossed Bills.

By Permission—

Mr. Blount, Chairman of the Conference Committee on Senate Bill No. 19, submitted the following report:•

Senate Chamber.
Tallahassee, Fla., June 3, 1903.

Hon. Frank Adams,

President of the Senate:

SIR—Your Committee on Conference, to whom was referred the points of difference on—

Senate Bill No. 19:

A bill to be entitled an act to prescribe a penalty for receiving money or goods under promise to perform certain labor and refusing to perform the same.

Beg leave to report as follows, viz:

Your committee recommends that the House recede from the following amendment, viz:

“Without first returning or offering to return the mon-

ey, goods, wares or merchandise so received as advances or bounty."

Very respectfully,

W. A. BLOUNT,
Chairman of Committee.
AUSTIN T. WILLIAMS,
W. HUNT HARRIS,
Conferees on part of Senate.

Mr. Harris moved the adoption of the report of the committee.

Which was agreed to.

By permission—

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

Senate Chamber,
Tallahassee, Fla., June 3, 1903.

Hon. Frank Adams,

President of the Senate:

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

An act declaring the town of Esto, in the County of Holmes, to be a legally incorporated town.

Also,

An act authorizing the Railroad Commission to apply to the Interstate Commerce Commission for relief in certain cases.

Also,

An act to amend Chapter 4601, Laws of Florida, approved June 5, 1897, being entitled an act to amend Section 720 of the Revised Statutes of the State of Florida, in reference to contracting of territorial limits of cities and towns.

Also,

An act to make valid and effectual deeds to real estate heretofore or hereafter made, by a husband direct to his wife.

Also,

An act to create the first taxing district of Brevard county, and to authorize the issue of bonds and levy of taxes to build permanent highways in said district.

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

Also,

An act authorizing the Railroad Commission to apply to the Interstate Commerce Commission for relief in certain cases.

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Also,

An act to create the first taxing district of Brevard county, and to authorize the issue of bonds and levy of taxes to build permanent highways in said district.

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., June 3, 1903.

Hon. Frank Adams,

President of the Senate:

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

An act to abolish the municipality of the town of Fort Meade, and to declare null and void all tax sales heretofore made by said town, wherein the said town was purchaser.

Also,

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.

Also,

An act to amend Section 2 of Chapter 4323 (No. 3), 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, and approved April 20th, 1895.

Also,

An act to prohibit the shooting of wild ducks in the State of Florida between the hours of sunset and sunrise.

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.

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Senate Chamber,
Tallahassee, Fla., June 3, 1903.

Hon. Frank Adams,

President of the Senate:

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

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."

Also,

House Concurrent Resolution; relative to express charges on perishable fruits shipped from this State.

Also,

An act to provide liens for material men, mechanics, artisans, and laborers, and to provide the manner in which such liens shall be acquired and to provide the remedy for the enforcement of such liens.

Also,

An act to prohibit the fraudulent use and willful waste of electricity, gas or water, and the fraudulent or willful tampering with or injury of meters intended to measure electricity, gas or water.

Also,

An act requiring the captains of steamboats and barges transporting freight on any of the rivers in this State to place such freight in a dry and convenient place and to prevent throwing same near the waters edge where it may be damaged by the waters from said river.

Also,

An act to prohibit any person from causing or procuring any person to cut, box, take or anywise use or remove timber on the lands of another without consent, and prescribing a penalty for violation thereof.

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.

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State to place such freight in a dry and convenient place and to prevent throwing same near the waters edge where it may be damaged by the waters from said river.

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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., June, 3, 1903.

Hon. Frank Adams,

President of the Senate:

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

An act to provide for the investigation of diseases among domestic animals, and to prevent the spread of contagious diseases among such.

Also,

An act to organize a municipal government for the town of Mayo and to provide for its government.

Also,

An act to prohibit the shooting of alligators in the Tamoka River, in this State.

Also,

An act to establish the Florida Agricultural Institute and to provide for the location, support, functions and control of the same.

Also,

An act for the relief of the sureties on the bonds given by R. D. Kirk, as tax collector of Hernando county.

Also,

An act fixing the time of holding elections for special tax school districts in Marion county.

Also,

An act to provide for the employment at labor by the county commissioners of any person held in jail under a charge of misdemeanor, but not convicted.

Also,

An act to provide for the revision and consolidation of the public statutes of this State.

Also,

An act concerning receipts of warehousemen, wharfingers, timber and lumber inspectors, and other bailees of like character.

Also,

An act to prohibit carrying or giving away any vinous, malt, spirituous or alcoholic liquors on election days, and prescribing a penalty therefor.

Be it reported 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 provide for the investigation of diseases among domestic animals, and to prevent the spread of contagious diseases among such.

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Also,

An act to provide for the employment at labor by the county commissioners of any person held in jail under a charge of misdemeanor, but not convicted.

Also,

An act to provide for the revision and consolidation of the public statutes of this State.

Also,

An act concerning receipts of warehousemen, wharfingers, timber and lumber inspectors, and other bailees of like character.

Also,

An act to prohibit carrying or giving away any vinous, malt, spirituous or alcoholic liquors on election days, and prescribing a penalty therefor.

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

By permission—

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

Senate Chamber,
Tallahassee, Fla., June, 3, 1903.

Hon. Frank Adams,

President of the Senate:

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

An act to amend chapter 5035 of the Laws of Florida, entitled "an act to provide for the construction and maintenance of drains by the several counties of the State of Florida, and to provide for assessments of the costs thereof against the property benefitted thereby, and further to provide for the collection and enforcement of such assessments, and to legalize all contracts for drains which heretofore may have been entered into and assessments made by the County Commissioners of any county in the State of Florida under chapter 4807, of the Laws of Florida, approved May 3rd, 1901.

Also,

An act to provide for the restoration to a state of judicial sanity of persons who have been previously adjudged insane.

Also,

An act disqualifying butchers as beef inspectors.

Also,

An act to amend section 2865 Revised Statutes of the State of Florida, relating to compensation of witnesses summoned in two or more cases.

Also,

An act declaring Parrott Creek in the county of Holmes, navigable

Also,

An act to amend Section 4 of Chapter 4322, Laws of Florida, being an act for the assessment and collection of revenue, approved June 1st, 1895.

Leg 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 chapter 5035 of the Laws of Florida, entitled "an act to provide for the construction and maintenance of drains by the several counties of the State of Florida, and to provide for assessments of the costs thereof against the property benefitted thereby, and further to provide for the collection and enforcement of such assessments, and to legalize all contracts for drains which heretofore may have been entered into and assessment made by the County Commissioners of any county in the State of Florida under chapter 4807, of the Laws

Also,

An act to provide for the restoration to a state of judicial sanity of persons who have been previously adjudged insane.

Also,

An act disqualifying butchers as beef inspectors.

Also,

An act to amend Section 2865 Revised Statutes of the State of Florida, relating to compensation of witnesses summoned in two or more cases.

Also,

An act declaring Parrott Creek in the county of Holmes, navigable

Also,

An act to amend section 4 of chapter 1322 Laws of Florida, being an act for the assessment and collection of revenue, approved June 1st, 1895.

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

By permission—

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

Senate Chamber,
Tallahassee, Fla., June 3, 1903.

Hon. Frank Adams,

President of the Senate:

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

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.

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 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.

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

Mr. Wilson of the 4th moved that the rules be waived and House Bill No. 311 be taken up out of its order and considered.

Which was agreed to by a two-thirds vote.

And,

House Bill No. 311:

A bill to be entitled an act to amend Section 1012 of the Revised Statutes of the State of Florida, relating to time writs of process shall be made returnable.

Was taken up.

Mr. Wilson of the 4th moved that the rules be waived and House Bill No. 311 be read a second time by its title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 311 was read a second time by its title only.

Mr. Wilson of the 4th moved that the rules be further waived and that House Bill No. 311 be read a third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 311 was read a third time in full.

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

Yeas—Mr. President, Messrs. Bailey, Blicht, Blount, Brown, Butler, Carson, Crews, Dimick, Faulkner, Harris, McCaskill, McCreary, MacWilliams, Miller, Peacock, Raney, Scott, Wilson of the 4th.—19.

Nays—None.

So the bill passed, title as stated.

By Permission—

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

Senate Chamber,
Tallahassee, Fla., June 3, 1903.

Hon. Frank Adams,

President of the Senate:

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

An act declaring the town of Esto, in the County of Holmes, to be a legally incorporated town.

Also,

An act authorizing the Railroad Commission to apply to the Interstate Commerce Commission for relief in certain cases.

Also,

An act to amend Chapter 4601, Laws of Florida, approved June 5th, 1897, being an act to amend Section 720 of the Revised Statutes of the State of Florida, in reference to contracting of territorial limits of cities and towns.

Also,

An act to make valid and effectual deeds to real estate heretofore or hereafter made, by a husband direct to his wife.

Also,

An act to create the first taxing district of Brevard county, and to authorize the issue of bonds and levy of taxes to build permanent highways in said district.

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

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Senate Chamber,
Tallahassee, Fla., June 3, 1903.

Hon. Frank Adams,

President of the Senate:

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

An act to abolish the municipality of the town of Fort Meade, and to declare null and void all tax sales heretofore made by said town, wherein the said town was purchaser.

Also,

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.

Also,

An act to amend Section 2 of Chapter 4323 (No. 3), 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, and approved April 20th, 1895.

Also,

An act to prohibit the shooting of wild ducks in the State of Florida between the hours of sunset and sunrise.

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

Senate Chamber,
Tallahassee, Fla., June 3, 1903.

Hon. Frank Adams,

President of the Senate:

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

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."

Also,

House Concurrent Resolution; relative to express charges on perishable fruits shipped from this State.

Also,

An act to provide liens for material men, mechanics, artisans, and laborers, and to provide the manner in which such liens shall be acquired and to provide the remedy for the enforcement of such liens.

Also,

An act to prohibit the fraudulent use and willful waste of electricity, gas or water, and the fraudulent or willful tampering with or injury of meters intended to measure electricity, gas or water.

Also,

An act requiring the captains of steamboats and barges transporting freight on any of the rivers in this State to place such freight in a dry and convenient place and to prevent throwing same near the waters edge where it may be damaged by the waters from said river.

Also,

An act to prohibit any person from causing or procuring any person to cut, box, take or anywise use or remove timber on the lands of another without consent, and prescribing a penalty for violation thereof.

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

Senate Chamber,
Tallahassee, Fla., June 3, 1903.

Hon. Frank Adams,

President of the Senate:

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

An act to provide for the investigation of diseases among domestic animals, and to prevent the spread of contagious diseases among such.

Also,

An act to organize a municipal government for the town of Mayo and to provide for its government.

Also,

An act to prohibit the shooting of alligators in the Tamoka River, in this State.

Also,

An act to establish the Florida Agricultural Institute and to provide for the location, support, functions and control of the same.

Also,

An act for the relief of the sureties on the bonds given by R. D. Kirk, as tax collector of Hernando county.

Also,

An act fixing the time of holding elections for special tax school districts in Marion county.

Also,

An act to provide for the employment at labor by the county commissioners of any person held in jail under a charge of misdemeanor, but not convicted.

Also,

An act to provide for the revision and consolidation of the public statutes of this State.

Also,

An act concerning receipts of warehousemen, wharfingers, timber and lumber inspectors, and other bailees of like character.

Also,

An act to prohibit carrying or giving away any vinous, malt, spirituous or alcoholic liquors on election days, and prescribing a penalty therefor.

Be it reported that the same has been presented to the Governor for his approval.

Very respectfully,

C. L. WILSON,

Chairman of Committee.

By Permission—

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

Senate Chamber,
Tallahassee, Fla., June 3, 1903.

Hon. Frank Adams,

President of the Senate:

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

An act to amend chapter 5035 of the Laws of Florida, entitled "an act to provide for the construction and maintenance of drains by the several counties of the State of Florida and to provide for the 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 drains which heretofore may have been entered into and assessment made by the County Commissioners of any county in the State of Florida under chapter 4807, of the Laws of Florida, approved May 3rd, 1901.

Also,

An act to provide for the restoration to a state of judicial sanity of persons who have been previously adjudged insane.

Also,

An act disqualifying butchers as beef inspectors.

Also,

An act to amend Section 2865 Revised Statutes of the State of Florida, relating to compensation of witnesses summoned in two or more cases.

Also,

An act declaring Parrott Creek in the county of Holmes, navigable.

Also,

An act to amend section 4 of chapter 4322 Laws of Florida, being an act for the assessment and collection of revenue, approved June 1st, 1895.

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

Senate Chamber,
Tallahassee, Fla., June 3, 1903.

Hon. Frank' Adams,

President of the Senate:

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

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.

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

Very respectfully,

C. L. WILSON,
Chairman of Committee.

Mr. Brown moved that the rules be waived and House Bill No. 459 be taken up out of its order and now considered.

Which was agreed to by a two-thirds vote.

And,

House Bill No. 459:

A bill to be entitled an act authorizing and directing the payment to certain persons named herein to be paid for services rendered and for provisions and medicines furnished small pox patients in Marion county, Florida, during the years 1899 and 1900, and making an appropriation therefor.

Was taken up.

Mr. Brown moved that the rules be waived and House Bill No. 459 be read a second time by its title, together with committee amendment thereto.

Which was agreed to by a two-thirds vote.

And House Bill No. 459 was read a second time by its title only.

Was taken up with the amendments of the Committee on Claims.

The committee amendment was read.

Mr. Brown moved the adoption of the committee amendment.

Which was agreed to.

Mr. Brown moved that the rules be further waived and that House Bill No. 459 as amended be read a third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 459, as amended, was read a third time in full.

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

Yeas—Mr. President, Messrs. Bailey, Blicht, Blount, Brown, Butler, Carson, Crews, Crill, Dimick, Faulkner, Harris, McCaskill, McCreary, MacWilliams, Mifler, Neel, Peacock, Rouse, Sams, Scott, Stockton, Wilson of the 4th.—23.

Nays—None.

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

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

Which was not agreed to.

Mr. Harris moved to adjourn until 8:15 o'clock to-night.

Which was agreed to.

Thereupon the Senate stood adjourned until 8:15 o'clock tonight.

EVENING SESSION, 8:15 O'CLOCK P. M.

The 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. Neel being absent.

By permission—

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

Senate Chamber,
Tallahassee, Fla., June 3, 1903.

Hon. Frank Adams,

President of the Senate:

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

Senate Bill No. 336:

A bill to be entitled an act to require the payment of a license tax from all persons, firms or corporations known as trading stamp companies or similar devices, doing business in this State, and a license tax from all merchants using trading stamps, and providing a penalty for failure to pay such license.

Have carefully examined the same and find it correctly engrossed.

Very respectfully,

N. A. BLITCH,
Chairman of Committee.

And Senate Bill No. 336, contained in the above report, was placed on the calendar of bills on third reading.

Mr. Blitch moved that the rules be waived and that Senate Bill No. 363 be taken up out of its order and now considered.

Which was agreed to by a two-thirds vote.

And,

Senate Bill No. 363:

A bill to be entitled an act to amend Section 1411 of the Revised Statutes of the State of Florida, relating to form of subpoena to answer.

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

Upon call of the roll on Senate Bill No. 363, the vote was:

Yeas—Mr. President, Messrs. Bailey, Blitch, Brown, Butler, Carson, Crews, Dimick, Faulkner, Gillen, Harris, Kirk, McCaskill, McCreary, Raney, Rouse, Sams, Wadsworth, Whidden, Williams, Wilson of the 4th.—21.

Nays—None.

So the bill passed, title as stated.

Mr. Bailey moved that the rules be waived and House Bill No. 594 be taken up out of its order and now considered.

Which was agreed to by a two-thirds vote.

And,

House Bill No. 594:

A bill to be entitled an act to provide for the registra-

tion of voters before the holding of primary elections.

Mr. Williams moved that the rules be further waived, and that House Bill No. 594 be read a third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 594 was read a third time in full.

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

Yeas—Mr. President, Messrs. Bailey, Blitch, Blount, Brown, Butler, Crews, Crill, Dimick, Faulkner, Gillen, Harris, Kirk, McCaskill, McCreary, MacWilliams, Miller, Palmer, Raney, Rouse, Sams, Stockton, Wadsworth, Whidden, Williams, Wilson of the 4th.—26.

Nays—None.

So the bill passed, title as stated.

Mr. Stockton called up—

Senate Bill No. 121:

A bill to be entitled an act to amend Section 1224, of Chapter 4, of the Revised Statutes of the State of Florida, prescribing the form of indenture of apprenticeship and the covenant thereof.

Mr. Stockton asked permission to withdraw Senate Bill No. 121.

Which was granted.

Mr. Stockton called up—

Senate Bill No. 120:

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

Mr. Stockton asked permission to withdraw Senate Bill No. 120.

Which was granted.

Mr. Harris called up—

Senate Bill No. 349:

A bill to be entitled an act to promote good roads, declaring how they shall be constructed, making them systems of internal improvement and drainage.

Mr. Harris asked permission to withdraw Senate Bill No. 349.

Which was granted.

And Senate Bill No. 349 was withdrawn.

Mr. Harris called up—

Senate Bill No. 359:

A bill to be entitled an act to prescribe the manner and mode of taking food fish from the salt waters of Florida, and the time in which they may be taken, and regulating the seines, nets, their length, and size of meshes, authorizing the County Commissioners to lessen or increase the size of said meshes, and prescribing a penalty for the violation thereof.

Mr. Harris asked permission to withdraw Senate Bill No. 359.

Which was granted.

And Senate Bill No. 359 was withdrawn.

Mr. Harris called up—

Senate Bill No. 405:

A bill to be entitled an act to establish a State Medical Examining and Licensing Board, and to control the practice of medicine and surgery.

Mr. Harris asked permission to withdraw Senate Bill No. 405.

Which was granted.

And Senate Bill No. 405 was withdrawn.

Mr. Harris called up—

Senate Bill No. 398:

A bill to be entitled an act to create and establish a State Bureau of Vital Statistics for the State of Florida, under the immediate control and supervision of the State Board of Health of Florida, with the State Health Officer as State Registrar; to provide for the collection of the vital statistics of the State of Florida; to provide for printing the necessary blanks, books and records for this purpose, collecting the same by local registrars and sub-registrars, with compensation for such service, and providing penalties for failure to observe and comply with the requirements of this act.

Mr. Harris asked permission to withdraw Senate Bill No. 398.

Which was granted.

And Senate Bill No. 398 was withdrawn.

Mr. Gillen called up—

Senate Joint Resolution No. 408:

A joint resolution proposing an amendment of Section ten (10) of Article nine (9) of the Constitution of the State of Florida.

Mr. Gillen asked permission to withdraw Senate Joint Resolution No. 403.

Which was granted.

And Senate Joint Resolution No. 403 was withdrawn.

Mr. Gillen called up—

Senate Bill No. 137:

A bill to be entitled an act to create a commission to investigate all claims against the Indian War Claims Fund and report conclusions of law and fact to the Governor and provide for the compensation and expenses of such commission, and providing the duties of the Governor in the premises.

Mr. Gillen asked permission to withdraw Senate Bill No. 137.

Which was granted.

And Senate Bill No. 137 was withdrawn.

Mr. Gillen called up—

Senate Bill No. 136:

A bill to be entitled an act to authorize the judges of the circuit courts of the State of Florida to employ a stenographer for their respective circuits, and define their duties and fix their compensation.

Mr. Gillen asked permission to withdraw Senate Bill No. 136.

Which was granted.

And Senate Bill No. 136 was withdrawn.

Mr. Gillen called up—

Senate Bill No. 353:

A bill to be entitled an act prohibiting the Railroad Commission of the State of Florida from employing special counsel in any case instituted or defended by them.

Mr. Gillen asked permission to withdraw Senate Bill No. 353.

Which was granted.

And Senate Bill No. 353 was withdrawn.

Mr. Blount moved that the rules be waived and House Memorial No. 590 be taken up out of its order and now considered.

Which was agreed to by a two-thirds vote.

And,

House Memorial No. 590:

A memorial to the Congress of the United States rela-

tive to the location and construction of a graving dock in the harbor of Pensacola, Florida.

Was taken up.

Mr. Blount moved that the rules be waived and that House Memorial No. 590 be read a second time by its title only.

Which was agreed to by a two-thirds vote.

And House Memorial No. 590 was read a second time by its title.

Mr. Blount moved that the rules be further waived and that House Memorial No. 590 be read a third time and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Memorial No. 590 was read a third time in full.

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

Yeas—Mr. President, Messrs. Bailey, Blicht, Blount, Brown, Butler, Carson, Crews, Crill, Faulkner, Gillen, Kirk, McCaskill, McCreary, MacWilliams, Miller, Palmer, Raney, Rouse, Sams, Stockton, Wadsworth, Whidden, Williams, Wilson of the 4th.—26.

Nays—None.

So the bill passed, title as stated.

Mr. Brown moved that the rules be waived and House Bill No. 456 be taken up out of its order and now considered.

Which was agreed to by a two-thirds vote.

And,

House Bill No. 456:

A bill to be entitled an act to amend Section 1, of Chapter 4788, of the Laws of Florida, approved June 3, 1899.

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

The committee amendment was read.

Mr. Raney moved the adoption of the committee amendment.

Which was agreed to.

Mr. Crews offered the following amendment to House Bill No. 456:

Provided this shall not apply to Bradford County.

Mr. Crews moved the adoption of the amendment.

Which was not agreed to.

Mr. McCreary offered the following amendment to House Bill No. 456:

Strike out the words "or by any set trap," in lines 7 and 8, on second page.

Mr. McCreary moved the adoption of the amendment. Which was not agreed to.

Mr. McCreary offered the following amendment to House Bill No. 456:

After the words "lakes of fresh water" in line 13, page 3, insert the following: "Provided, That nothing in this act shall be construed to prohibit the fishing with seines, traps or otherwise for home consumption, picnics, or upon one's own land, or upon land leased from the owner."

Mr. McCreary moved the adoption of the amendment. Which was not agreed to.

Mr. Brown moved that the rules be further waived, and that House Bill No. 456 be read a third time in full and put upon its passage.

The yeas and nays were demanded.

On the motion to waive the rules.

Upon call of the roll the vote was:

Yeas—Messrs. Bailey, Blount, Brown, Butler, Crill, Dimick, Harris, Kirk, McCaskill, MacWilliams, Miller, Palmer, Raney, Sams, Whidden, Williams.—16.

Nays—Mr. President, Messrs. Blich, Carson, Crews, Faulkner, Giller, McCreary, Peacock, Rouse, Scott, Stockton, Wadsworth, Wilson of the 4th.—13.

So the motion to waive the rules was not agreed to.

Mr. Harris moved that House Bill No. 456 be made a special order for Thursday, June 4, at 9:30 o'clock a. m.

Which was agreed to.

A message was received from the House of Representatives.

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

Which was agreed to by a two-thirds vote.

MESSAGES FROM HOUSE OF REPRESENTATIVES.

The following message from the House of Representatives was read:

House of Representatives,
Tallahassee, Fla., June 3, 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 all the Senate amendments to—

House substitute for—
Senate Bill No. 127:

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

And House substitute for Senate Bill No. 127, 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., June 3, 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. 373:

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

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

And Senate Bill No. 373, 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., June 3, 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. 133:

Also,

The House of Representatives has concurred in Senate amendments to House Bill No. 476.

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., June 3, 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. 201:

Also,

Concurred in Senate amendments to House Bill No. 447.

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., June 3, 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 declined to recede from House amendments to—

Senate Bill No. 333, and appointed Messrs. McNamice of Hillsborough, West of Santa Rosa and Wilson of Hernando such Committee on part of the House.

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., June 3, 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 the first, second and third Senate amendments and—

Declined to concur in the fourth and fifth amendments to House Bill No. 555—

And request the Senate to recede therefrom, and appointed:

Messrs. Rivers of Alachua, Willard of Alachua, and Jewell of Orange, such committee on part of the House.

And respectfully request the concurrence of the Senate therein.

Very respectfully,

WM. FORSYTH BYNUM,
Chief Clerk House of Representatives.

Mr. McCreary moved that the Senate insist on its amendments to House Bill No. 555.

Which was agreed to.

Mr. Palmer called up—

House Bill No. 505:

A bill to be entitled an act to amend section 2263 of the Revised Statutes of the State of Florida, requiring the stopping of passenger cars and locomotive engines at railroad crossings, so that the same will be applicable to freight trains, street cars and street car track crossings, and providing penalties for a violation thereof.

Mr. Palmer moved that the rules be waived and that House Bill No. 505 be read a second time by its title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 505 was read a second time by its title only.

Mr. Palmer moved that House Bill No. 505, be returned to the House of Representatives for correction.

Which was agreed to.

Mr. Carson called up—

House Bill No. 249:

A bill to be entitled an act to amend section 10 and 11 of Chapter 4888, Laws of Florida, being an act to provide for the issue, custody, redemptions, sales and transfer of tax sale certificates, and the issue of tax deeds, and prescribing the duties of certain officers in connection therewith.

And House Bill No. 249, was read a third time in full, and put upon its passage as amended.

Upon call of the roll on House Bill No. 249, as amended, the vote was:

Yeas—Mr. President, Messrs. Bailey, Blich, Blount, Brown, Butler, Carson, Crews, Crill, Dimick, Faulkner, Gillen, Harris, McCaskill, McCreary, MacWilliams, Miller, Peacock, Raney, Rouse, Sams, Scott, Whidden, Williams.—24.

Nays—Mr. Wilson of 4th.—1.

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

Mr. Carson called up—

House Bill No. 517:

A bill to be entitled an act providing for the garnishment of municipal corporations, and public and quasi-public corporations.

Mr. Crews moved that the rules be waived and that House Bill No. 517 be read a second time by its title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 517 was read a second time by its title.

Mr. Crews moved that the rules be further waived and that House Bill No. 517 be read a third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 517 was read a third time in full.

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

Yeas—Mr. President, Messrs. Bailey, Carson, Crews, Faulkner, Gillen, McCreary.—7.

Nays—Messrs. Blich, Blount, Brown, Butler, Crill, Dimick, Harris, Kirk, MacWilliams, Miller, Raney, Rouse, Sams, Scott, Stockton, Whidden, Williams, Wilson of 4th.—18.

So the bill failed to pass.

Mr. Crill called up—
Senate Bill, No. 366:

A bill to be entitled an act providing for the examination of banks and banking companies, organized under the laws of this state.

And Senate Bill No. 366, was read a second time in full.

Mr. Dimick moved that Senate Bill No. 362, be indefinitely postponed.

Which was agreed to.

Mr. Dimick called up—

House Bill No. 566:

A bill to be entitled an act empowering the Board of County Commissioners of Citrus county to establish the salt water boundary line of Citrus county. To appoint one or more persons as salt water fish and oyster wardens, and making it unlawful for non-residents to catch or take fish or oysters from the salt waters of the county and prescribing a penalty therefor.

And House Bill No. 556 was read a second time in full.

Mr. Blich offered the following amendment to House Bill No. 566:

Strike out the words, "Be it Enacted by the Legislature of the Senate of Florida."

Mr. Blich moved the adoption of the amendment.

The yeas and nays was demanded, on the motion to strike out the enacting clause.

Upon call of the roll the vote was:

Yeas—Mr President, Messrs. Blich, Blount, Carson, Crews, Gillen, Harris, McCreary, MacWilliams, Miller, Raney, Rouse, Scott, Stockton, Wadsworth, Whidden, Williams, Wilson of the 4th.—18.

Nays—Messrs. Bailey, Brown, Butler, Crill, Dimick, Faulkner, Kirk, Sams.—8.

So the amendment was agreed to.

Mr. Faulkner called up—

Senate Bill No. 159:

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

Mr. Faulkner moved that the rules be waived and that Senate Bill No. 159 be read a second time by its title only.

Which was agreed to by a two-thirds vote

And Senate Bill No. 159 was read a second time by its title.

Mr. Faulkner offered the following amendment to Senate Bill No. 159.

Strike out the words "Tax payers in section one of the bill," and insert in lieu thereof the following: "Confederate Soldiers or widows of such soldiers who are not drawing a pension and) whose property is of less value than \$1,000."

Mr. Faulkner moved the adoption of the amendment.

Which was agreed to.

Mr. Scott offered the following amendment to Senate Bill No. 159:

Strike out the words "Be it enacted by the Legislature of the State of Florida."

Mr. Scott moved the adoption of the amendment.

Which was agreed to.

Mr. Harris called up—

House Joint Resolution No. 329:

A joint Resolution proposing an amendment to Section 6 of Article 16 of the Constitution of the State of Florida, relating to the Supreme Court, and the publication of all laws enacted by the Legislature of Florida.

And House Joint Resolution No. 329, was read a second time in full.

Mr. Harris moved that the rules be waived and that House Joint Resolution No. 329 be read a third time and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Joint Resolution No. 329 was read a third time in full.

Mr. Harris asked unanimous consent to amend the bill on third reading.

Which was granted.

Mr. Harris offered the following amendment to House Joint Resolution No. 329:

Strike out the word "October" in line 8, and insert in lieu thereof the following: "November."

Mr. Harris moved the adoption of the amendment.

Which was agreed to.

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

Yeas—Mr. President, Messrs. Bailey, Blicht, Blount,

Brown, Butler, Carson, Crews, Crill, Dimick, Faulkner, Gillen, Harris, Kirk, McCreary, MacWilliams, Miller Peacock, Raney, Sams, Scott, Stockton, Wadsworth, Whidden, Williams, Wilson of the 4th—26.

Nays—None.

So House Joint Resolution No. 329, having received the constitutional majority of three-fifths of all the members elected to the Senate, passed as amended, title as stated.

Mr. Butler moved that the Judiciary Committee be requested to return to the Senate House Bill No. 529.

Which was agreed to.

Mr. Kirk called up—

House Bill No. 64:

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

Mr. Bailey moved that House Bill No. 64 be indefinitely postponed.

Which was agreed to.

Mr. McCreary called up—

Senate Bill No. 391:

A bill to be entitled an act to define the time of occupational licenses issued to dealers in intoxicating liquors, wines or beer, in counties where an election has been or shall be held under the provisions of Article XIX of the Constitution of the State of Florida, and laws passed thereunder.

And Senate Bill No. 391 was read a second time in full, together with a committee substitute therefor, with the following title:

A bill to be entitled an act to require the return of the pro-rata portion of license tax paid by any dealer in spirituous, vinous or malt liquors in any county or election district where an election is held under the provisions of Article BIX of the Constitution of the State of Florida, and the sale of such spirituous, vinous or malt liquors is prohibited after the issuing of such license.

The substitute was then read a second time in full.

Mr. Raney moved the adoption of the substitute.

Which was agreed to.

Mr. McCreary moved that the rules be further waived, and that committee substitute for Senate Bill No. 391 be read a third time and put upon its passage.

Which was agreed to by a two-thirds vote.

And committee substitute for Senate Bill No. 391 was read a third time in full.

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

Yeas—Mr. President, Messrs. Bailey, Blount, Brown, Butler, Carson, Crews, Crill, Dimick, Kirk, McCreary, MacWilliams, Miller, Peacock, Raney, Sams, Stockton, Whidden, Williams, Wilson of the 4th—20.

Nays—Mr. Blitch—1.

So the bill passed, title as stated.

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

Which was agreed to.

Thereupon the Senate stood adjourned until 9 o'clock a. m. June 4, 1903.

CONFIRMATIONS.

To be Trustees of the South Florida Military College: For four years—C. C. Wilson, A. W. Gilchrist and R. O. Cresap. For two years—E. S. Crill, W. A. Blount and P. O. Knight.

Pilot Commissioners for the Port of Cedar Key, Fla., John L. Englis, W. R. Bryll, R. A. Alford, J. P. Wallace, and John H. Brown.

Pilot Commissioners for the port of Pensacola, Florida—T. E. Welles, J. M. Muldon and J. H. Harvell.

Commissioners of Pilotage for the port of St. Andrews Bay Florida—W. B. Spiva, A. Alexandra, A. E. Register, W. E. Spiva and J. R. Thompson.

To be Harbor Master in and for the port of Fernandina, Florida—Thomas S. Davis, vice Thomas S. Davis, resigned.

To be Fish Commissioners in and for the State of Florida—John Y. Detwiler, John G. Ruge and C. R. Walker.

To be Trustees for the Florida State College, situated at Tallahassee, Florida—General William Miller.

To be Trustees of the University of Florida—For four years—C. A. Carson, F. M. Simonton, F. L. Stringer and Geo. W. Wilson. For two years—J. R. Parrott, F. E. Harris and E. D. Beggs.

To be Commissioners on Uniformity of Legislation—
Robert W. Williams, John C. Avery and Louis C. Massey.

Commissioner of Pilotage for the port of Apalachicola—A. L. Wing, of Apalachicola.

THURSDAY, JUNE 4, 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. Law being absent.

Prayer by the Chaplain.

The reading of the Journal was dispensed with.

The Journal as corrected was approved.

Mr. Neel called up—

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 to provide a penalty for same.

And House Bill No. 244 was read a second time in full.

The committee amendment was read.

Mr. Raney moved the adoption of the committee amendment.

Which was agreed to.

By Permission—

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

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

Hon. Frank Adams,

President of the Senate:

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

An act to provide for the education and industrial training of the blind, deaf and dumb of the State of Florida.