

THURSDAY, MAY 11, 1905.

The Senate met pursuant to adjournment.

The roll being called, the following members answered to their names:

Mr. President, Messrs. Adams, Alford, Bailey, Baskin, Blount, Canova, Carter, Clarke, Crane, Crews, Crill, Faulkner, Gillen, Harris, Hudson, Humphries, Jackson, Lee, McCreary, Neel, Newlan, Raney, Sams, Scott, Stockton, Wadsworth, West, Wilson, Zim.—30.

A quorum present.

Prayer by the Chaplain.

The Journal was corrected and approved.

INTRODUCTION OF BILLS.

By Mr. West:

Senate Bill No. 281:

A bill to be entitled an act relating to the drainage and reclamation of the swamp and overflowed lands in Florida; to create a Board of Drainage Commissioners, prescribing its powers and duties, authorizing the establishment of drainage districts, establishing a drainage system, the building of canals, levees, dikes and reservoirs for the purposes of drainage, irrigation and commerce, the assessment of lands to be drained and benefitted, the collection of necessary funds by assessment of benefits and taxation, providing for the management and maintenance thereof and for the exercise of the right of eminent domain, and for the sale and uses of said lands for the purpose of drainage, reclamation and improvement aforesaid.

Which was read the first time by its title and referred to the Committee on Drainage and Reclamation of Lands.

Mr. West moved that 200 copies of Senate Bill No. 281 be printed, and the bill returned to the committee.

Which was agreed to.

By Mr. Stockton:

Senate Joint Resolution No. 282:

A joint resolution proposing an amendment to Section 1 of Article 3 of the Constitution of the State of Florida.

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

By Mr. Stockton :

Senate Bill No. 283 :

A bill to be entitled an act to increase the pay of bailiffs of the courts of the State of Florida.

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

By Mr. Humphries :

Senate Bill No. 284 :

A bill to be entitled an act for the extension of the time limit for completing first ten miles of the Alafia, Manatee and Gulf Coast Railway.

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

By Mr. Adams :

Senate Joint Resolution No. 285 :

A joint resolution proposing an amendment to Article XVI of the Constitution of the State of Florida, relating to the drainage, reclamation and improvement of the swamp and overflowed lands, the creation of a Board of Drainage Commissioners, prescribing its powers and duties, authorizing the establishment of drainage districts, a drainage system, the building of canals, levees, dikes and reservoirs for purposes of drainage, irrigation and commerce, the assessment of lands to be drained, reclaimed, improved and benefitted by means thereof, the collection of necessary funds by assessment of benefits and taxation and providing for the management and maintenance thereof, and for the exercise of the right of eminent domain, and for the sale and uses of said lands for the purposes of drainage, reclamation and improvement of said swamp and overflowed lands within the State of Florida.

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

Mr. Adams moved that 200 copies of Senate Joint Resolution No. 285 be printed and the resolution returned to the committee.

Which was agreed to.

By Mr. Hudson :

Senate Joint Resolution No. 286 :

A joint resolution proposing amendments to Section 30 of Article XVI of the Constitution of the State of Florida. Which was read the first time by its title and referred to the Committee on Constitutional Amendments.

By Mr. Crews :

Senate Memorial No. 287 :

A memorial to our Senators and Representatives in Congress in reference to a duty on Egyptian or long staple cotton, or the importation thereof.

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

SPECIAL ORDERS.

Senate Bill No. 110 :

A bill to be entitled an act to amend Section 1394 of the Revised Statutes of the State of Florida, relating to compensation of clerks of circuit courts as clerk and recorder.

Was taken up, the hour set for its consideration having arrived.

Mr. Wilson moved that further consideration of Senate Bill No. 110 be deferred until 4 o'clock this afternoon.

Which was agreed to.

House Concurrent Resolution No. 14 :

Instructing the Trustees of the Improvement Fund to institute legal proceedings to compel a settlement of said indebtedness by railroads and canal companies.

Was taken up and read a second time, the time set for its consideration having arrived.

Mr. Hudson moved the adoption of the resolution.

Mr. Adams moved that further consideration of House Concurrent Resolution No. 14 be deferred until 4:30 p. m. Monday, May 15th.

Which was agreed to.

RESOLUTIONS ON SECOND READING.

Senate Concurrent Resolution No. 16 :

Relative to separation of white and colored prisoners in State prison.

Was taken up and read a second time.
 Mr. Crews moved the adoption of the resolution.
 Which was agreed to.

ORDERS OF DAY.

The notice of Mr. Raney to move to reconsider the vote by which Senate Joint Resolution No. 66 failed to pass yesterday was taken up.

Mr. Raney moved that the vote by which Senate Joint Resolution No. 66 failed to pass be reconsidered.

Which was agreed to by a two-thirds vote.

And,

Senate Joint Resolution No. 66:

A joint resolution proposing to amend Section 9 of Article V of the Constitution of the State of Florida, relating to the salaries of justices of the Supreme Court and circuit judges.

Was again placed before the Senate.

Mr. Raney moved that Senate Joint Resolution No. 66 be laid on the table subject to call.

Which was agreed to.

ON TABLE SUBJECT TO CALL.

Senate Bill No. 59:

A bill to be entitled an act to amend Chapter 4032, Laws of Florida, the same being an act in relation to obtaining money, or any other personal property, under false promises, or for violation of contracts, and providing penalties therefor, and to prescribe a rule of evidence in such cases.

Was taken up.

Mr. Crews asked permission to withdraw Senate Bill No. 59.

Which was granted.

And Senate Bill No. 59 was withdrawn.

A message was received from the House of Representatives.

Mr. Crews moved that Senate Bill No. 120 be taken up out of its order and now considered.

Which was agreed to by a two-thirds vote.

And,

Senate Bill No. 120:

A bill to be entitled an act to amend Section 1 of Chapter 5139, Laws of Florida, the same being an act to

amend Section 2 of Chapter 4147 of the Laws of Florida, entitled "An Act to regulate the carrying of fire arms," approved June 2, 1893.

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

Upon call of the roll on Senate Bill No. 120, the vote was:

Yeas—Mr. President, Messrs. Alford, Bailey, Baskin, Blount, Canova, Carter, Crane, Crews, Crill, Faulkner, Hudson, Humphries, Jackson, Lee, Neel, Newlan, Sams, Stockton, West, Zim.—21.

Nays—Messrs. Adams, Clarke, Gillen, Harris, McCreary, Raney, Scott, Wadsworth, Wilson—9.

So the bill passed, title as stated.

REPORT OF COMMITTEES.

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

Senate Chamber,

Tallahassee, Fla., May 11, 1905.

Hon. Park M. Trammell,

President of the Senate.

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

Senate Bill No. 5:

A bill to be entitled an act to create a State School Book Commission and a County School Book Commission, and to procure for use in the public schools of the State of Florida a uniform series of text books, and to define the duties and powers of said commission, to make preparations for carrying this act into effect and providing penalties for violation of same.

Also,

Senate Bill No. 112:

A bill to be entitled an act to create a State School Book Commission, and to procure for use in the public schools of the State of Florida, a uniform series of text books, and to define the duties and powers of said commission, to make preparations for carrying this act into effect and providing penalties for violation of same.

Have had the same under consideration and beg to report them back to the Senate without recommendation.

Very respectfully,

GUY GILLEN,

Chairman of Committee.

And Senate Bills Nos. 5 and 112, contained in the above report, was placed on the Calendar of Bills on second reading.

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

Senate Chamber,
Tallahassee, Fla., May 11, 1905.

Hon. Park M. Trammell,

President of the Senate:

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

Senate Bill No. 183:

A bill to be entitled an act to prohibit certain State educational institutions from maintaining preparatory, sub-collegiate, sub-freshman and academic departments, regulating the course of study to be maintained by said institutions and providing that diplomas of certain high schools shall entitle the holder thereof to admission in the Freshman class of the several State educational institutions.

Have examined the same and find it correctly engrossed.

Very respectfully,

S. W. CLARKE,

Chairman of Committee.

And Senate Bill No. 183, contained in the above report, was placed on the Calendar of Bills on third reading.

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

Senate Chamber,
Tallahassee, Fla., May 11, 1905.

Hon. Park M. Trammell,

President of the Senate:

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

Senate Bill No. 143:

A bill to be entitled an act to grant rights and fran-

chises to the Manatee Light and Traction Company, to operate street cars and electric lighting and power business within the municipality of Manatee, and for other purposes.

Have examined the same and find it correctly engrossed.

Very respectfully,

S. W. CLARKE,

Chairman of Committee.

And Senate Bill No. 143, contained in the above report, was placed on the Calendar of bills on third reading.

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

Senate Chamber.

Tallahassee, Fla., May 11, 1905.

Hon. Park M. Trammell,

President of the Senate:

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

Senate Bill No. 206:

A bill to be entitled an act to prohibit the transportation for sale of food fish caught from the waters in Sumter county, beyond the limits of said county, and to fix a penalty for the violation thereof.

Have examined the same and find it correctly engrossed.

Very respectfully,

S. W. CLARKE,

Chairman of Committee.

And Senate Bill No. 206, contained in the above report, was placed on the Calendar of Bills on third reading.

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

Senate Chamber,

Tallahassee, Fla., May 11, 1905.

Hon. Park M. Trammell,

President of the Senate:

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

Senate Bill No. 182:

A bill to be entitled an act empowering county boards of public instruction and trustees of special tax school

districts to establish kindergartens under certain conditions.

Have examined the same and find it correctly engrossed.

Very respectfully,

S. W. CLARKE,

Chairman of Committee.

And Senate Bill No. 182, contained in the above report, was placed on the Calendar of Bills on third reading.

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

Senate Chamber,

Tallahassee, Fla., May 11, 1905.

Hon. Park M. Trammell,

President of the Senate:

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

Senate Bill No. 152:

A bill to be entitled an act to amend Section 19, Chapter 4338, Laws of Florida, entitled "An Act to provide for establishing, working and repairing and maintaining the public roads and bridges of the several counties of this State, and to provide penalties for failure thereof,"

Have examined the same and find it correctly engrossed.

Very respectfully,

S. W. CLARKE,

Chairman of Committee.

And Senate Bill No. 152, contained in the above report, was placed on the Calendar of bills on third reading.

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

Senate Chamber,

Tallahassee, Fla., May 11, 1905.

Hon. Park M. Trammell,

President of the Senate:

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

Senate Bill No. 142:

A bill to be entitled an act for the protection of shad in the State of Florida, and prescribing a penalty for any violation thereof.

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Have examined the same and find it correctly engrossed.

Very respectfully,

S. W. CLARKE,

Chairman of Committee.

And Senate Bill No. 142, contained in the above report, was placed on the Calendar of Bills on third reading.

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

Senate Chamber,

Tallahassee, Fla., May 11, 1905.

Hon. Park M. Trammell,

President of the Senate:

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

Senate Bill No. 126:

A bill to be entitled an act providing that common carriers shall pay claims for a loss of or damage to, any shipment received by the said common carrier, within a certain time from the filing by the shipper of said claim with the said common carrier and when under certain conditions they fail so to pay said claim, the said common carrier shall pay interest on the said claim at the rate of twenty-five per cent. per annum, and under certain conditions shall be allowed judgment for the said interest in addition to the said claims.

Have examined the same and find it correctly engrossed.

Very respectfully,

S. W. CLARKE,

Chairman of Committee.

And Senate Bill No. 126, contained in the above report, was placed on the Calendar of Bills on third reading.

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

Senate Chamber,

Tallahassee, Fla., May 11, 1905.

Hon. Park M. Trammell,

President of the Senate:

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

Senate Bill No. 114:

A bill to be entitled an act providing for the division

of Holmes County, and the formation of the County of Bloxham.

Also,

Senate Bill No. 155:

A bill to be entitled an act providing for the division of Holmes County, and the formation of the County of Bloxham.

Have had the same under consideration and return said bills to the Senate without recommendation.

Very respectfully,

FRANK W. SAMS,
Chairman of Committee.

And Senate Bills Nos. 114 and 156, contained in the above report, was placed on the Calendar of Bills on second reading.

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

Senate Chamber,

Tallahassee, Fla., May 11, 1905.

Hon. Park M. Trammell,

President of the Senate:

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

House Bill No. 257:

A bill to be entitled an act declaring the town of Umattilla, in the county of Lake, State of Florida, to be a legally incorporated town, and the officers thereof legally elected and qualified and the ordinances and rules thereof valid and legal.

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

Very respectfully,

FRANK W. SAMS,

Chairman of Committee.

And House Bill No. 257, contained in the above report, was placed on the Calendar of Bills on second reading.

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

Senate Chamber,

Tallahassee, Fla., May 11, 1905.

Hon. Park M. Trammell,

President of the Senate.

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

Senate Bill No. 231 :

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 cider, and the sale or offering to sell the same so labeled, tagged, branded or marked, and fixing a penalty for violation thereof.

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

Very respectfully,

J. B. CREWS,

Chairman of Committee.

And Senate Bill No. 234, contained in the above report, was placed on the Calendar of Bills on second reading.

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

Senate Chamber,

Tallahassee, Fla., May 11, 1905.

Hon. Park M. Trammell,

President of the Senate.

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

Senate Bill No. 260 :

A bill to be entitled an act making it a violation of law to assist in procuring or buying wines, beers or other intoxicating liquors in counties or precincts where local option exists, and prescribing a penalty therefor.

Have had the same under consideration and return said bill to the Senate without recommendation.

Very respectfully,

J. B. CREWS,

Chairman of Committee.

And Senate Bill No. 260, contained in the above report, was placed on the Calendar of Bills on second reading.

Mr. West, Chairman of the Committee on Corporations, submitted the following report :

Senate Chamber,

Tallahassee, Fla., May 11, 1905.

Hon. Park M. Trammell,

President of the Senate.

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

Senate Bill No. 235:

A bill to be entitled an act relating to the powers of building and loan associations, and to provide for the regulation of their business.

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

Very respectfully,
T. F. WEST,
Chairman of Committee.

And Senate Bill No. 235, contained in the above report, was placed on the Calendar of Bills on second reading.

Mr. West, Chairman of the Committee on Corporations, submitted the following report:

Senate Chamber,
Tallahassee, Fla., May 11, 1905.

Hon. Park M. Trammell,
President of the Senate.

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

Senate Bill No. 265:

A bill to be entitled an act to amend Sections 88, 95 and 105, of an act entitled an act to provide for the creation of the city of Pensacola, now known as the provisional municipality of Pensacola, and for the government of said city of Pensacola, and to provide for its officers and their terms of office, and to provide for the support and maintenance of said government and improvement of said city.

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

Very respectfully,
T. F. WEST,
Chairman of Committee.

And Senate Bill No. 265, contained in the above report, was placed on the Calendar of Bills on second reading.

Mr. Adams, Chairman of the Committee on Appropriations, submitted the following report:

Senate Chamber,
Tallahassee, Fla., May 11, 1905.

Hon. Park M. Trammell,
President of the Senate.

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

Senate Bill No. 44:

A bill to be entitled an act to provide for an additional public building for the use of the State officers at the capital.

Also,

Senate Bill No. 190:

A bill to be entitled an act to establish a place where the blind can obtain work, and further to regulate the school for the blind, and other schools of this State.

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

Very respectfully,
F. ADAMS,
Chairman of Committee.

And Senate Bills Nos. 44 and 190, contained in the above report, was placed on the Calendar of Bills on second reading.

Mr. Adams, Chairman of the Committee on Appropriations, submitted the following report:

Senate Chamber,
Tallahassee, Fla., May 11, 1905.

Hon. Park M. Trammell,
President of the Senate.

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

House Bill No. 65:

A bill to be entitled an act requiring teachers' summer training schools, and making appropriations therefor.

Also,

House Bill No. 143:

A bill to be entitled an act making appropriations for the payment of the interest on the bonded debt of the State.

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

Very respectfully,
F. ADAMS,
Chairman of Committee.

And House Bills. Nos. 65 and 143, contained in the above report, was placed on the Calendar of Bills on second reading.

By permission—

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

Senate Chamber,

Tallahassee, Fla., May 11, 1905.

Hon. Park M. Trammell,

President of the Senate.

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

An act to amend Sections 54, 55, 70 and 84, and to repeal Section 81 of Chapter 5337 of the Laws of Florida, entitled "An act to incorporate the City of Bradentown, and to provide for its government and to provide for and declare its jurisdiction and powers," approved May 19th, 1903.

Also,

An act to amend Sections 2434, 2435, 2436 and 2437 of the Revised Statutes of 1892, relating to breaking and entering a dwelling house, other building, ship, vessel or railroad car, and entering without breaking a dwelling house, other building, ship or vessel.

Also,

An act to provide for the purchase, safe-keeping and maintenance of bloodhounds for use in the pursuit of criminals.

Also,

An act to amend an act entitled an act to provide for the creation of the City of Pensacola, now known as the provisional municipality of Pensacola, and for the government of said City of Pensacola, and to provide for its officers and their terms of office and to provide for the support and maintenance of said government of said city, approved May 27, 1895, and to confer further powers upon said city.

Have examined the same and find them correctly enrolled.

Very respectfully,

T. M. SCOTT,

Chairman of Committee

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

Mr. Wilson moved that Senate Bill No. 150 be taken up out of its order and now considered.

Which was agreed to by a two-thirds vote,

And

Senate Bill No. 150:

A bill to be entitled an act to authorize the town of Marianna to issue bonds for municipal purposes, and to provide for the payment of same, and the interest thereon.

Was taken up, together with the substitute of the Committee on City and County Organizations.

The Committee Substitute was read, with the following title:

A bill to be entitled an act to authorize the town of Marianna to issue bonds for municipal purposes, and to provide for the payment of interest thereon.

Mr. Wilson moved the adoption of the Committee Substitute.

Which was agreed to.

Mr. Wilson moved that the rules be waived and that Substitute for Senate Bill No. 150 be read a second time by its title only.

Which was agreed to by a two-thirds vote.

And Substitute for Senate Bill No. 150 was read a second time by its title only.

Mr. Wilson moved that the rules be further waived and that Substitute for Senate Bill No. 150 be read a third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Substitute for Senate Bill No. 150 was read a third time in full.

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

Yeas—Mr. President, Senators Adams, Alford, Bailey, Baskin, Blount, Canova, Carter, Clarke, Crews, Crill, Faulkner, Gillen, Harris, Hudson, Humphries, Jackson, Lee, McCreary, Neel, Newlan, Raney, Sams, Scott, Stockton, Wadsworth, West, Wilson, Zim—29.

Nays—none.

So Substitute for Senate Bill No. 150 was passed, title as stated.

Mr. Harris moved that House Bill No. 132 be taken up out of its order and now considered.

Which was agreed to by a two-thirds vote.

And

House Bill No. 132:

A bill to be entitled an act to define what shall constitute a lawful fence in township fifty-one and fifty-two south, range twenty-six east.

Was taken up.

Mr. Harris moved that the rules be waived and House Bill No. 132 be read a second time by its title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 132 was read a second time by its title only.

Mr. Harris moved that the rules be further waived, and that House Bill No. 132 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. 132 was read a third time in full.

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

Yeas—Mr. President, Senators Adams, Alford, Bailey, Baskin, Blount, Canova, Carter, Crane, Crews, Crill, Faulkner, Gillen, Harris, Hudson, Humphries, Jackson, Lee, McCreary, Neel, Raney, Scott, Stockton, Wadsworth, Wilson, Zim—26.

Nays—none.

So House Bill No. 132 was passed, title as stated.

By permission—

Mr. Scott, Chairman of the Joint Committee on Enrolled Bills, submitted the following report:

Senate Chamber,

Tallahassee, Fla., May 11, 1905.

Hon. Park M. Trammell,

President of the Senate.

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

An act to amend Sections 54, 55, 70 and 84, and to repeal Section 81 of Chapter 5337 of the Laws of Florida, entitled "An act to incorporate the City of Bradentown, and to provide for its government and to provide for and declare its jurisdiction and powers," approved May 19th, 1903.

Also,

An act to amend Sections 2434, 2435, 2436 and 2437 of the Revised Statutes of 1892, relating to breaking and entering a dwelling house, other building, ship, vessel or railroad car, and entering without breaking a dwelling house, other building, ship or vessel.

Also,

An act to provide for the purchase, safe-keeping and maintenance of bloodhounds for use in the pursuit of criminals.

Also,

An act to amend an act entitled an act to provide for the creation of the City of Pensacola, now known as the provisional municipality of Pensacola and for the government of said City of Pensacola, and to provide for its officers and their terms of office and to provide for the support and maintenance of said government of said city, approved May 27, 1895, and to confer further powers upon said city.

Have examined the same and find them correctly enrolled.

Very respectfully,
T. M. SCOTT,
Chairman of Committee.

The acts contained in the above report were ordered 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. Baskin moved that House Bill No. 151 be taken up out of its order and now considered.

Which was agreed to by a two-thirds vote.

And,

House Bill No. 151:

A bill to be entitled an act authorizing the city of Ocala, Marion County, Florida, to combine certain offices of the city of Ocala, and granting to said city the right to fix the term of office of its officers and defining the power of the city council in relation to the issuance of scrip and borrowing money.

Was taken up.

Mr. Baskin moved that the rules be waived and House Bill No. 151 be read a second time by its title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 151 was read a second time by its title only.

Mr. Baskin moved that the rules be further waived, and that House Bill No. 151 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. 151 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. Alford, Bailey, Baskin, Blount, Canova, Carter, Crane, Crews, Crill, Faulkner, Hudson, Humphries, Jackson, Lee, McCreary, Neel, Newlan, Raney, Sams, Scott, Stockton, Wadsworth, West, Wilson, Zim.—26.

Nays—None.

So House Bill No. 151 was passed, title as stated.

Mr. Baskin moved that House Bill No. 152 be taken up out of its order and now considered.

Which was agreed to by a two-thirds vote.

And,

House Bill No. 152:

A bill to be entitled an act authorizing and empowering the city of Ocala to make assessments upon real estate and personal property within its corporate limits, and prescribing the duties and powers of the city council in relation thereto, and providing for the enforcement of the collection of taxes.

Was taken up.

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

Which was agreed to by a two-thirds vote.

And House Bill No. 152 was read a second time by its title only.

Mr. Baskin moved that the rules be further waived, and that House Bill No. 152 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. 152 was read a third time in full.

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

Yeas—Mr. President, Messrs. Adams, Alford, Bailey, Baskin, Blount, Canova, Carter, Clarke, Crane, Crews, Crill, Faulkner, Gillen, Harris, Hudson, Humphries,

Jackson, Lee, McCreary, Neel, Newlan, Raney, Sams, Scott, Stockton, Wadsworth, West, Wilson, Zim—30.

Nays—None.

So House Bill No. 152 was passed, title as stated.

Mr. Baskins asked permission to withdraw Senate Bills Nos. 96 and 97.

Which was granted.

And Senate Bills Nos. 96 and 97 were withdrawn.

By Permission—

Mr. Scott, Chairman of the Joint Committee on Enrolled Bills, submitted the following report:

Senate Chamber,
Tallahassee, Fla., May 11, 1905.

Hon. Park M. Trammell,

President of the Senate.

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

An act to amend Sections 54, 55, 70 and 84, and to repeal Section 81 of Chapter 5337 of the Laws of Florida, entitled "An act to incorporate the City of Bradentown, and to provide for its government and to provide for and declare its jurisdiction and powers," approved May 19th, 1903.

Also,

An act to amend Sections 2434, 2435, 2436 and 2437 of the Revised Statutes of 1892, relating to breaking and entering a dwelling house, other building, ship, vessel or railroad car, and entering without breaking a dwelling house, other building, ship or vessel.

Also,

An act to provide for the purchase, safe-keeping and maintenance of bloodhounds for use in the pursuit of criminals.

Also,

An act to amend an act entitled an act to provide for the creation of the City of Pensacola, now known as the provisional municipality of Pensacola, and for the government of said City of Pensacola, and to provide for its officers and their terms of office and to provide for the support and maintenance of said government of said city, approved May 27, 1895, and to confer further powers upon said city.

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,
T. M. SCOTT,
Chairman of Committee.

ENROLLED.

The President announced that he was about to sign—

An act to amend Sections 54, 55, 70 and 84, and to repeal Section 81 of Chapter 5337 of the Laws of Florida, entitled "An act to incorporate the City of Bradentown, and to provide for its government and to provide for and declare its jurisdiction and powers," approved May 19th, 1903.

Also,

An act to amend Sections 2434, 2435, 2436 and 2437 of the Revised Statutes of 1892, relating to breaking and entering a dwelling house, other building, ship, vessel or railroad car, and entering without breaking a dwelling house, other building, ship or vessel.

Also,

An act to provide for the purchase, safe-keeping and maintenance of bloodhounds for use in the pursuit of criminals.

Also,

An act to amend an act entitled an act to provide for the creation of the City of Pensacola, now known as the provisional municipality of Pensacola, and for the government of said City of Pensacola, and to provide for its officers and their terms of office and to provide for the support and maintenance of said government of said city, approved May 27, 1895, and to confer further powers upon said city.

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

Mr. Carter moved that House Bill No. 210 be taken up out of its order and now considered.

Which was agreed to by a two-thirds vote.

And,

House Bill No. 210:

A bill to be entitled an act to amend Section four (4), of Chapter 4657, Laws of Florida, being an act to incorporate the town of Williston, in the county of Levy, approved June 2, 1897.

Was taken up.

Mr. Carter moved that House Bill No. 210 be indefinitely postponed.

Which was agreed to.

Mr. Stockton moved that the rules be waived and that the Senate take up bills on third reading.

Which was agreed to by a two-thirds vote.

And the Senate proceeded to consider-

BILLS ON THIRD READING.

Senate Bill No. 104:

A bill to be entitled an act to repeal Chapter 4030, approved June 8, 1891, same being "An act to provide for the payment of attorneys' fees in garnishment before justices of the peace and county judges."

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

Upon call of the roll on Senate Bill No. 104, the vote was:

Yeas—Mr. President, Messrs. Adams, Alford, Bailey, Canova, Carter, Clarke, Crane, Faulkner, Gillen, Hudson, Jackson, McCreary, Neel, Newlan, Sams, Scott, Stockton, Wadsworth, Zim.—20.

Nays—Messrs. Blount, Crews, Crill, Harris, Humphries, Lee, Raney, West, Wilson.—9.

So the bill passed, title as stated.

By permission—

Mr. Scott, Chairman of the Joint Committee on Enrolled Bills, submitted the following report:

Senate Chamber,

Tallahassee, Fla., May 11, 1905.

Hon. Park M. Trammell,

President of the Senate:

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

An act to amend Sections 54, 55, 70 and 84, and to repeal Section 81 of Chapter 5337 of the Laws of Florida,

entitled "An act to incorporate the City of Bradentown, and to provide for its government and to provide for and declare its jurisdiction and powers," approved May 19th, 1903.

Also,

An act to amend Sections 2434, 2435, 2436 and 2437 of the Revised Statutes of 1892, relating to breaking and entering a dwelling house, other building, ship, vessel or railroad car, and entering without breaking a dwelling house, other building, ship or vessel.

Also,

An act to provide for the purchase, safe-keeping and maintenance of bloodhounds for use in the pursuit of criminals.

Also,

An act to amend an act entitled an act to provide for the creation of the City of Pensacola, now known as the provisional municipality of Pensacola, and for the government of said City of Pensacola, and to provide for its officers and their terms of office and to provide for the support and maintenance of said government of said city, approved May 27, 1895, and to confer further powers upon said city.

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

Very respectfully,

T. M. SCOTT,

Chairman of Committee.

BILLS ON THIRD READING.

Mr. Clarke moved that Senate Bill No. 54 be taken up out of its order and now considered.

Which was agreed to by a two-thirds vote.

And

Senate Bill No. 54:

A bill to be entitled an act to grant to riparian owners standing and growing trees between the lands of such owners and the channel of navigable streams and waters.

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

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

Yeas—Messrs. Adams, Canova, Clarke, Crane, Gillen, Neel, Sams, Scott, Stockton.—9.

Nays—Mr. President, Messrs. Alford, Bailey, Blount, Carter, Crews, Crill, Hudson, Humphries, Jackson, Lee, McCreary, Raney, West Zim.—15.

So Senate Bill No. 54 failed to pass.

Mr. Raney moved that Senate Bill No. 246 be taken up out of its order and now considered.

Which was agreed to by a two-thirds vote,

And

Senate Bill No. 246:

A bill to be entitled an act authorizing the city of Tallahassee, in Leon county, State of Florida, to impose a license tax upon the business or occupation of keeping a livery, sale or feed stable, within the limits of said city, or of keeping or using horses or mules for the purpose of conveying passengers or carrying freight within the limits of said city, and to fix the amount of such license.

Was taken up.

Mr. Raney moved that the rules be further waived, and Bill No. 246 be read a second time by its title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 246 was read a second time by its title only.

Mr. Raney moved that the rules be further waived, and that Senate Bill No. 246 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. 246 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. Adams, Alford, Bailey, Blount, Canova, Carter, Clarke, Crane, Crews, Crill, Faulkner, Gillen, Hudson, Humphries, Jackson, Lee, McCreary, Neel, Newlan, Raney, Sams, Stockton, West, Zim.—25.

Nays—None.

So Senate Bill No. 246 was passed, title as stated.

Mr. Humphries asked that the Sergeant-at-Arms be excused until Monday.

The request was granted.

Mr. Humphries moved that Senate Bill No. 195 be taken up out of its order and now considered.

Which was agreed to by a two-thirds vote.

And

Senate Bill No. 195:

A bill to be entitled an act to legalize the election held in the city of Arcadia on the 6th day of April, A. D. 1905, to determine by an affirmative vote of two-thirds of the electors voting at the said election, whether or not the bonds proposed by an ordinance, entitled "An Ordinance to provide for the issuing of bonds by the city of Arcadia, and for the expenditure and disbursing of funds received from the sale of bonds," passed by the council of said city on the 7th day of February, A. D. 1905, and approved by the mayor of said city on the 8th day of February, A. D. 1905, should be authorized and issued, and to declare and render valid and legal said election and notice thereof, and the result as shown by the returns thereof and declare and render legal and valid said ordinance and to authorize the issue of bonds as provided by said ordinance.

Was taken up.

Mr. Humphries moved that the rules be waived and Senate Bill No. 195 be read a second time by its title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 195 was read a second time by its title only.

Mr. Humphries moved that the rules be further waived, and that Senate Bill No. 195 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. 195 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. Adams, Alford, Bailey, Blount, Canova, Carter, Clarke, Crane, Crews, Crill, Faulkner, Hudson, Humphries, Jackson, Lee, McCreary, Neel, Newlan, Raney, Sams, Stockton, West, Zim.—24.

Nays—None.

So Senate Bill No. 195 was passed, title as stated.

Mr. Lee moved that House Bill No. 76 be taken up out of its order and now considered.

Which was agreed to by a two-thirds vote.

And

House Bill No. 76:

A bill to be entitled an act to amend Section 9 of Chapter 4776, Laws of Florida, approved May 20, 1899, entitled 47 S. B.

"An act to provide for establishing, working, repairing and maintaining the public roads and bridges of Lake county, of this State."

Was taken up.

Mr. Lee moved that the rules be waived and House Bill No. 76 be read a second time by its title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 76 was read a second time by its title only.

Mr. Lee moved that the rules be further waived, and that House Bill No. 76 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. 76 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. Adams, Alford, Bailey, Baskin, Blount, Carter, Crane, Crews, Crill, Faulkner, Gillen, Hudson, Humphries, Jackson, Lee, McCreary, Neel, Newlan, Raney, Sams, Stockton, West, Zim—24.

Nays—None.

So House Bill No. 76 was passed, title as stated.

Mr. Crane moved that the Senate adjourn until 4 o'clock.

Which was agreed to.

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

AFTERNOON SESSION.

4 O'CLOCK.

The Senate met pursuant to adjournment.

The President in the chair.

The roll being called, the following Senators answered to their names:

Mr. President, Messrs. Adams, Alford, Bailey, Baskin, Blount, Canova, Carter, Clarke, Crane, Crews, Crill, Faulkner, Gillen, Harris, Hudson, Humphries, Jackson, Lee, McCreary, Neel, Newlan, Raney, Sams, Scott, Stockton, Wadsworth, West, Wilson, Zim.—30.

A quorum present.

By permission--

Mr. Scott, Chairman of the Joint Committee on Enrolled Bills, submitted the following report:

Senate Chamber,

Tallahassee, Fla., May 11, 1905.

Hon. Park M. Trammell,

President of the Senate.

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

A Memorial to Congress asking for an appropriation for the Caloosahatchee river.

Also,

An act to legalize the incorporation of the town of Daytona Beach, in the County of Volusia, and to declare the incorporation of the town of Daytona Beach valid and of full force and effect.

Also,

An act to declare legal the incorporation of the town of Reddick, in the County of Marion, State of Florida, incorporated under the general laws for incorporating cities and towns and legalizing same.

Also,

An act relative to the posting of lands.

Have examined the same and find them correctly enrolled.

Very respectfully,

T. M. SCOTT,

Chairman of Committee.

The acts contained in the above report were ordered referred to the Joint Committee on Enrolled Bills, to be conveyed to the House of Representatives for the signature of the Speaker and Chief Clerk thereof.

Mr. Adams moved that the rules be waived and that the Senate take up messages from the House of Representatives.

Which was agreed to by a two-thirds vote.

And the Senate proceeded to consider—

MESSAGES FROM HOUSE OF REPRESENTATIVES.

The following message from the House of Representatives was read:

House of Representatives,
Tallahassee, Fla., May 11, 1905.

Hon. Park M. Trammell,

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. 163:

A bill to be entitled an act providing for the creation of St. Lucie county, in the State of Florida, and for the organization and government thereof.

And respectfully requests the concurrence of the House of Representatives thereto.

Very respectfully,

J. G. KELLUM,

Chief Clerk of the House of Representatives.

And House Bill No. 163 contained in the above message was read the first time by its title.

Mr. Hudson moved that the rules be waived, and that House Bill No. 163 be placed on calendar of bills on second reading without reference to a committee.

Which was agreed to by a two-thirds vote.

And House Bill No. 163 was placed on calendar of bills on second reading.

Mr. Sams moved that House Bill No. 163 be made a special order for Tuesday, May 16, at 11 a. m.

Which was agreed to.

Mr. Sams moved that the petition, etc., in reference to the formation of the new county of St. Lucie be printed in the Journal.

Which was agreed to.

(These petitions, etc., will appear in Monday's Journal).

The following message from the House of Representatives was read:

House of Representatives,

Tallahassee, Fla., May 12, 1905.

Hon. Park M. Trammell,

President of the Senate,

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

House Memorial No. H:

A memorial to the Congress of the United States asking that the Congress of the United States shall as early as

convenient construct and place in commission a first class battleship to be called "The Florida," and that when said battleship shall be so constructed and placed in commission the name of said battleship shall be "The Florida."

And respectfully requests the concurrence of the Senate thereto.

Very respectfully,

J. G. KELLUM,

Chief Clerk of the House of Representatives.

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

The following message from the House of Representatives was read:

House of Representatives,
Tallahassee, Fla., May 10, 1905.

Hon. Park M. Trammell,

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. 162:

A bill to be entitled an act to extend the powers of the Railroad Commissioners so as to give them power and authority to regulate charges of telegraph companies for the transmission of messages by telegraph; to apply the powers given to said commissioners by law over railroad companies to all persons or companies owning, controlling or operating a line or lines of telegraph, and to make the penalties prescribed against railroads for violating commissioners' rules apply to the companies and persons herein named whose line or lines is or are wholly or in part in this State, and for other purposes.

And respectfully requests the concurrence of the Senate thereto.

Very respectfully,

J. G. KELLUM,

Chief Clerk of the House of Representatives.

And House Bill No. 162 contained in the above message was read the first time by its title and referred to the Committee on Judiciary.

The following message from the House of Representatives was read:

House of Representatives,
Tallahassee, Fla., May 11, 1905.

Hon. Park M. Trammell,
President of Senate.

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

House Bill No. 195:

A bill to be entitled an act to provide for the payment of mileage to sheriffs when required to go beyond the limits of the State.

And respectfully requests the concurrence of the Senate thereto.

Very respectfully,

J. G. KELLUM,

Chief Clerk of the House of Representatives.

And House Bill No. 195 contained in the above message was read the first time by its title and referred to the Committee on Finance and Taxation.

The following message from the House of Representatives was read:

House of Representatives,
Tallahassee, Fla., May 11, 1905.

Hon. Park M. Trammell,
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. 96:

A bill to be entitled an act fixing the time of holding elections for Special Tax School Districts in the State of Florida.

And respectfully requests the concurrence of the Senate thereto.

Very respectfully,

J. G. KELLUM,

Chief Clerk of the House of Representatives.

And House Bill No. 96 contained in the above message was read the first time by its title and referred to the Committee on Education.

By permission—

Mr. Scott, Chairman of the Joint Committee on Enrolled Bills, submitted the following report:

Senate Chamber,
Tallahassee, Fla., May 11, 1905.

Hon. Park M. Trammell,

President of the Senate.

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

A memorial to Congress asking for an appropriation for the Caloosahatchee river.

Also,

An act to legalize the incorporation of the town of Daytona Beach, in the County of Volusia, and to declare the incorporation of the town of Daytona Beach valid and of full force and effect.

Also,

An act to declare legal the incorporation of the town of Reddick, in the County of Marion, State of Florida, incorporated under the general laws for incorporating cities and towns and legalizing same.

And,

An act relative to the posting of lands.

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,

T. M. SCOTT,
Chairman of Committee.

ENROLLED.

The President announced that he was about to sign—

A memorial to Congress asking for an appropriation for the Caloosahatchee river.

Also,

An act to legalize the incorporation of the town of Daytona Beach, in the County of Volusia, and to declare the incorporation of the town of Daytona Beach valid and of full force and effect.

Also,

An act to declare legal the incorporation of the town of Reddick, in the County of Marion, State of Florida, incor-

porated under the general laws for incorporating cities and towns and legalizing same.

Also,

An act relative to the posting of lands.

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

Senate Chamber,

Tallahassee, Fla., May 11, 1905.

Hon. Park M. Trammell,

President of the Senate.

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

Senate Joint Resolution No. 217:

Joint resolution proposing amendment to Section 10 of the Declaration of Rights of the Constitution of the State of Florida relating to the trial of crimes.

Have considered the same and herewith submit a substitute and recommend that such substitute do pass.

Very respectfully,

W. A. BLOUNT,

Chairman of Committee.

And Senate Joint Resolution No. 217, contained in the above report, together with the substitute therefor, was placed on the Calendar of Bills on second reading.

By permission—

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

Senate Chamber,

Tallahassee, Fla., May 11, 1905.

Hon. Park M. Trammell,

President of the Senate.

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

Senate Joint Resolution No. 256:

Proposing an amendment to Section nine (9) of Article Sixteen (16) of the Constitution of the State of Florida relating to criminal prosecutions as amended in 1894.

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

Very respectfully,

W. A. BLOUNT,
Chairman of Committee.

And Senate Joint Resolution No. 256, contained in the above report, was placed on the Calendar of Bills on second reading.

By permission—

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

Tallahassee, Fla., May 11, 1905.

Hon. Park M. Trammell,

President of the Senate.

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

Senate Joint Resolution No. 236:

A joint resolution proposing an amendment to Section 3 of Article 7 of the Constitution of the State of Florida.

Have examined the same and recommend that it do not pass.

Very respectfully,

W. A. BLOUNT,
Chairman of Committee.

And Senate Joint Resolution No. 236, contained in the above report, was placed on the Calendar of Bills on second reading.

By permission—

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

Senate Chamber,

Tallahassee, Fla., May 11, 1905.

Hon. Park M. Trammell,

President of the Senate.

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

Senate Joint Resolution No. 216:

A joint resolution relative to the calling of a convention to revise the constitution.

Have examined the same and recommend that it do not pass.

Very respectfully,

W. A. BLOUNT,
Chairman of Committee.

And Senate Joint Resolution No. 216, contained in the above report, was placed on the Calendar of Bills on second reading.

By permission—

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

Senate Chamber,

Tallahassee, Fla., May 11, 1905.

Hon. Park M. Trammell,

President of the Senate.

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

Senate Joint Resolution No. 72:

Joint resolution proposing an amendment to Article three of the Constitution of the State of Florida relative to the Legislative Department.

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

Very respectfully,

W. A. BLOUNT,
Chairman of Committee.

And Senate Joint Resolution No. 72, contained in the above report, was placed on the Calendar of Bills on second reading.

By permission—

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

Senate Chamber,

Tallahassee, Fla., May 11, 1905.

Hon. Park M. Trammell,

President of the Senate.

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

Senate Joint Resolution No. 270:

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

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

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

And Senate Joint Resolution No. 270, contained in the above report, was placed on the Calendar of Bills on second reading.

By permission—

Mr. Scott, Chairman of the Joint Committee on Enrolled Bills, submitted the following report:

Senate Chamber,

Tallahassee, Fla., May 11, 1905.

Hon. Park M. Trammell,

President of the Senate.

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

A Memorial to Congress asking for an appropriation for the Caloosahatchee river.

Also,

An act to legalize the incorporation of the town of Daytona Beach in the County of Volusia, and to declare the incorporation of the town of Daytona Beach valid and of full force and effect.

Also,

An act to declare legal the incorporation of the town of Reddick, in the County of Marion, State of Florida, incorporated under the general laws for incorporating cities and towns and legalizing same.

And,

An act relative to the posting of lands.

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

Very respectfully,

T. M. SCOTT,
Chairman of Committee.

SPECIAL ORDERS.

Senate Bill No. 110:

A bill to be entitled an act to amend Section 1394 of the Revised Statutes of the State of Florida, relating to compensation of clerks of circuit courts as clerk and recorder.

Was taken up, having been read a second time previously in full, and committee amendments adopted, the time set for its consideration having arrived.

Mr. Wilson offered the following amendment to Senate Bill No. 110:

In line 8, page 2, of printed bill, strike out the figures "10" and insert in lieu thereof the following: "8."

Mr. Wilson moved the adoption of the amendment.

Which was agreed to.

Mr. Wilson offered the following amendment to Senate Bill No. 110:

In line 16, page 2, printed bill, strike out the figures "50," and insert in lieu thereof the figures "40."

Mr. Wilson moved the adoption of the amendment.

Which was agreed to.

Mr. Wilson offered the following amendment to Senate Bill No. 110:

In line 23, page 2, printed bill, strike out the figures "10," and insert in lieu thereof the following figure "8."

Mr. Wilson moved the adoption of the amendment.

Which was agreed to.

Mr. Wilson offered the following amendment to Senate Bill No. 110:

Strike out lines 41, 42, 43, 44, 45 and 46, and insert in lieu thereof the following: "Moneys, receiving into registry and paying out, on first \$500.00 per cent., 01; each subsequent \$100.00, per cent., 01/2."

Mr. Wilson moved the adoption of the amendment.

Which was agreed to.

Mr. Wilson offered the following amendment to Senate Bill No. 110:

In line 48, page 3, printed bill, strike out the figures "75" and insert in lieu thereof the figures "45."

Mr. Wilson moved the adoption of the amendment.

Which was agreed to.

Mr. Wilson offered the following amendment to Senate Bill No. 110:

In line 49, page 3, strike out the figures "75" and insert in lieu thereof the figures "40."

Mr. Wilson moved the adoption of the amendment.

Which was agreed to.

Mr. Wilson offered the following amendment to Senate Bill No. 110:

In line 52, page 4, printed bill, strike out the figures "10" and insert in lieu thereof the figure "8."

Mr. Wilson moved the adoption of the amendment.

Which was agreed to.

Mr. Wilson offered the following amendment to Senate Bill No. 110:

In line 65, page 4, printed bill, strike out the figures "25" and insert in lieu thereof the following: "20."

Mr. Wilson moved the adoption of the amendment.

Which was agreed to.

Mr. Wilson offered the following amendment to Senate Bill No. 110:

Strike out the words "and recording" and the figures "\$3.90" in lines 67 and 68, printed bill, and insert in lieu thereof the following: "1.50."

Mr. Wilson moved the adoption of the amendment.

Which was agreed to.

Mr. Wilson offered the following amendment to Senate Bill No. 110:

Strike out the figures "50" in line 66, page 4, printed bill, and insert in lieu thereof the following: "40."

Mr. Wilson moved the adoption of the amendment.

Which was agreed to.

And Senate Bill No. 110, as amended, was ordered referred to the Committee on Engrossed Bills.

The Senate resumed consideration of—

BILLS ON THIRD READING.

Senate Bill No. 144:

A bill to be entitled an act to provide for the appointment of assistant coroners in certain counties of this State; to define their duties, and to fix their compensation.

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

Upon call of the roll on Senate Bill No. 144 the vote was:

Yeas—Mr. President, Senators Adams, Alford, Bailey, Blount, Canova, Carter, Crane, Crews, Crill Faulkner, Gillen, Harris, Hudson, Humphries, Jackson, Lee, McCreary, Neel, Newlan, Raney, Sams, Stockton, Wadsworth, West, Wilson, Zim—27.

Nays—Baskin, Clarke—2.

So the bill passed, title as stated.

Senate Bill No. 115:

A bill to be entitled an act authorizing the payment of interest on school warrants.

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

Upon call of the roll on Senate Bill No. 115 the vote was:

Yeas—Mr. President, Senators Adams, Bailey, Baskin, Blount, Canova, Clarke, Crane, Crews, Faulkner, Gillen, Harris, Humphries, Neel, Newlan, Raney, Sams, Wadsworth, West, Zim—20.

Nays—Alford, Carter, Jackson, Lee, McCreary, Scott—6.

So the bill passed, title as stated.

Senate Bill No. 133:

A bill to be entitled an act making it unlawful to play base ball, or foot ball, or horse racing, or fishing, or hunting, or work on Sunday in this State.

Was taken up.

Mr. Crews moved that Senate Bill No. 133 be laid on the table subject to call.

Which was agreed to.

Senate Bill No. 33:

A bill to be entitled an act providing for and requiring the teaching of the elementary principles of agriculture, and the elements of civil government, in all the common schools of the State of Florida; to provide a penalty in case any county board of education fails to provide for the teaching of the same, and requiring all teachers to stand a satisfactory examination upon said subjects.

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

Upon call of the roll on Senate Bill No. 33 the vote was:

Yeas—Mr. President, Senators Adams, Alford, Bailey, Baskin, Canova, Carter, Clarke, Crane, Crews, Faulkner, Gillen, Hudson, Humphries, Jackson, Lee, Newlan, Scott, Stockton, Wadsworth, Zim—21.

Nays—Messrs. Blount, Harris, McCreary, Neel, Raney, Sams, West, Wilson.—8.

So the bill passed, title as stated.

Senate Bill No. 145:

A bill to be entitled an act to require record of instruments relied on as color of title.

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

Upon call of the roll on Senate Bill No. 145 the vote was:

Yeas—Mr. President, Senators Adams, Alford, Bailey, Baskin, Blount, Canova, Carter, Clarke, Crews, Crill, Faulkner, Gillen, Harris, Hudson, Humphries, Jackson, Lee, McCreary, Neel, Newlan, Raney, Sams, Scott, Stockton, Wadsworth, West, Wilson, Zim.—29.

Nays—none.

So the bill passed, title as stated.

Senate Joint Resolution No. 57:

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

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

Upon call of the roll on Senate Bill No. 57 the vote was:

Yeas—Mr. President, Messrs. Adams, Alford, Bailey, Baskin, Blount, Canova, Carter, Clarke, Crane, Crews, Crill, Faulkner, Gillen, Harris, Humphries, Jackson, Lee, McCreary, Neel, Newlan, Raney, Sams, Scott, Stockton, Wadsworth, West, Wilson, Zim.—29.

Nays—None.

Senate Joint Resolution No. 57 having received the constitutional majority of three-fifths of all the members elected to the Senate was passed, title as stated.

Senate Bill No 146:

A bill to be entitled an act to define the effect of the record of deeds or mortgages, unacknowledged or defectively acknowledged.

Was taken up.

Mr. Blount moved that Senate Bill No. 146 be laid on the table subject to call.

Which was agreed to.

Mr. Crane moved that Senate Bill No. 12 be taken up out of its order and now considered.

Which was agreed to by a two-thirds vote.

And,

Senate Bill No. 12:

A bill to be entitled an act to appropriate the sum of fifteen thousand dollars annually for two years to aid the Florida State Midwinter Fair Association in making a display of the agricultural, mineral, industrial, horticultural, forestry, live stock and other resources of the State of Florida; to encourage and promote immigration from other States of the United States, also foreign countries, and to influence competition among the various producers, that will tend to improve the character of all products known to the State of Florida, the said fair to be held in the City of Tampa, Florida, between November 1st, 1905, and March 1, 1906; also between November 1, 1906, and March 1, 1907, and to provide for the payment therefor.

Was taken up and read a second time in full.

Mr. Crane moved that the rules be waived and Senate Bill No. 12 be placed on calendar of bills on third reading without being engrossed.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 12 was placed on calendar of bills on third reading

Mr. Blount moved that Senate Bill No. 176 be taken up out of its order and now considered.

Which was agreed to by a two-thirds vote.

And

Senate Bill No 176:

A bill to be entitled an act to provide for the incorporation, powers, duties and liabilities of trust and security companies.

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

The following committee amendment was read:

Strike out Section 7 and insert in place thereof:

"Section 7. That said company shall through its board of directors appoint three persons of good character and standing, residents of the State of Florida, and approved by the Comptroller of said State, who shall not be officers or directors of said company, as its trustees; and shall, if its capital stock be one hundred thousand (\$100,000) dollars or more, deposit with said trustees the sum of one hundred thousand (\$100,000) dollars, or if its capital stock be less than one hundred thousand (\$100,000) dollars, the sum of fifty thousand (\$50,000) dollars in cash

or market value of bonds, stocks or other securities to be kept by them in some place of safety to which no other person shall have access except as hereinafter provided, and to which no part of said trustees shall have access except in the presence of all. Said securities shall be held subject to the payment of any judgment or decree which may be rendered against said company. Should the aggregate market value of the securities so held, at any time, exceed in value the said sum of one hundred thousand (\$100,000) dollars or fifty thousand (\$50,000) dollars as the case may be, said company may withdraw with the consent of the trustees such excess, and should the aggregate market value of such securities fall below said sum of one hundred thousand (\$100,000) dollars or fifty thousand (\$50,000) dollars as the case may be, said company shall, within thirty days thereafter, deliver to said trustees additional securities sufficient to make good said sum. Said trustees shall at all times keep prepared and ready for inspection, a list of the securities so held by them, which said list shall be by them certified to be correct, and they shall allow said list to be, at all reasonable times, inspected by any person to whom said company is liable absolutely or conditionally, or by any court or officer who shall have appointed said company to any still existing fiduciary position, or who shall have approved any still existing obligation upon which said company is surety. Said company may at any time withdraw any part of the securities in the hands of the trustees, but before doing so must, except in cases of excess, as hereinbefore provided, deliver to said trustees other securities of equal market value to those to be drawn; the trustees shall determine the value of all such substituted securities. Upon the death or disability or refusal to act of any trustee, the directors, with the approval of the Comptroller, shall fill the vacancy. The company shall agree with the trustees upon their compensation.

Mr. Blount moved the adoption of the committee amendment.

Which was agreed to.

The following committee amendment was read:

Strike out Section 9 and insert in place thereof the following:

"Section 9. The capital stock of such company shall not be less in any case than fifty thousand (\$50,000) dol-

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lars, shall be divided into shares of not less than one hundred (\$100) dollars each, and shall be paid in cash or bonds of the United States, or of any solvent State of the United States, or of any solvent city in any State, or in the stock or bonds of any solvent corporation or in the obligations of the stockholders fully secured by any of the securities mentioned."

Mr. Blount moved the adoption of the committee amendment.

Which was agreed to.

The following committee amendment was read:

Insert as Section 14 the following:

"Section 14 Any company now organized under the general incorporation laws of this State for the purpose of doing a trust and security business shall be authorized to avail itself of the benefits of this act upon compliance with the provisions thereof."

Mr. Blount moved the adoption of the committee amendment.

Mr. Blount offered the following amendment to the amendment to Senate Bill No. 176:

Insert as-Section 14, the following:

Section 14. All banking and trust corporations heretofore organized under the general banking acts of this State, now transacting business therein are hereby admitted to the benefits and made subject to the provisions of this act, provided such companies shall file with the Secretary of State a certificate of their assent hereto and their charters are not inconsistent herewith. All such companies not assenting hereto as aforesaid shall, from and after the passage of this act, be prohibited from engaging in such trust business or using the word trust as a part of the name of such corporation.

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

Which was agreed to.

Mr. Blount moved the adoption of the amendment as amended.

Which was agreed to.

Mr. Blount offered the following amendment to Senate Bill No. 176:

Amend by striking out Section 6 and substituting therefor the following:

Section 6. That all deposits exceeding \$100.00 made by

any court with said company shall bear interest during the time of said deposit at the rate of 3 per cent. per annum, unless otherwise directed by the court and agreed to by the company.

Mr. Blount moved the adoption of the amendment.

Which was agreed to.

The following committee amendment was read:

Make Section 14 read "Section 15."

Mr. Blount moved the adoption of the committee amendment.

Which was agreed to.

And Senate Bill No. 176, as amended, was ordered referred to the Committee on Engrossed Bills.

Mr. Harris moved that Senate Bill No. 214 be taken up out of its order and now considered.

Which was agreed to by a two-thirds vote

And

Senate Bill No. 214:

A bill to be entitled an act to require a statement of the time and place of the killing or injury of live stock, and the amount claimed therefor, and of the character of the stock killed or injured on the commencement of actions against railroad companies or any person operating a railroad in this State, and regulating the practice in such cases.

Mr. Raney offered the following amendment to Senate Bill No. 214:

Add the following:

Section 2. A copy of such statement shall be incorporated in, or annexed to, and shall be served on the defendant with and as a part of the Summons ad Respondendum in the action.

Mr. Raney moved the adoption of the amendment.

Which was agreed to.

Mr. Raney offered the following amendment to Senate Bill No. 214:

Insert after word "place," in 8th line of Section 1 the following words: At which to the best of plaintiff's belief.

Mr. Raney moved the adoption of the amendment.

Which was agreed to.

And Senate Bill No. 214, as amended, was ordered referred to the Committee on Engrossed Bills.

Pending further consideration—

Mr. Scott moved that 200 copies of Senate Bill No. 214 be printed and that Senate Bill No. 214 be made a special order for 4:30 o'clock Monday, May 15.

Which was agreed to.

By permission—

Mr. McCreary introduced

Senate Bill No. 288:

A bill to be entitled an act for the relief of the representatives of Allison J. Tinsley.

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

By permission—

Mr. Clarke introduced—

Senate Bill No. 289:

A bill to be entitled an act requiring the State Board of Health to prescribe and regulate the weight of uniforms to be worn by all employes and servants of corporations and other persons doing business in this State, and who shall compel their employes and servants to be dressed in uniforms; to require all such corporations and other persons to observe such regulations; and to provide a penalty for the violation of the provisions of this act.

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

By permission—

Mr. Humphries introduced—

Senate Bill No. 290:

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

to the Committee on Judiciary.

Which was read the first time by its title and referred

Mr. Zim moved that Senate Bill No. 14 be taken up out of its order and now considered.

Which was agreed to by a two-thirds vote.

And

Senate Bill No. 14:

A bill to be entitled an act to provide for the extension, improvement and the erecting of necessary buildings for the Florida State School for the Blind, Deaf and Dumb, and to make an appropriation therefor.

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

The following committee amendment was read:

In Section 3, in the fourth line, after "Governor," strike out all thereafter down to and including "State," in the seventh line, and substitute therefor the following: "From the State at large."

Mr. Zim moved the adoption of the committee amendment.

Which was agreed to.

The following committee amendment was read:

In Section 7, after "appropriated," in the fifth line, strike out the balance of the paragraph and insert the following: "Upon itemized accounts approved by the commissioners or a majority of them, and duly audited by the Comptroller."

Mr. Zim moved the adoption of the committee amendment.

Which was agreed to.

The following committee amendment was read:

Add to Section 6 the following:

Provided, however, That no money hereby appropriated shall be available for any of the purposes of this act until twelve acres of the Genovar land adjacent to and north of the land now occupied by said school shall have been conveyed in fee simple by proper deed, free from all incumbrances, to the State, to be held, used and enjoyed for the purposes of said school; such conveyance to be without expense to the State.

Mr. McCreary moved the adoption of the committee amendment:

Pending discussions on amendments—

Mr. Adams moved that Senate Bill No. 14 be recommitted to the Committee on Appropriations.

Mr. Adams withdrew the motion.

Mr. Adams offered the following amendment to Senate Bill No. 14:

Strike out the words "one hundred thousand" and insert "seventy-five thousand," in line 1, Section 1.

Mr. Adams moved the adoption of the amendment.

Mr. Raney moved that Senate Bill No. 14, as amended, be recommitted.

Which was agreed to.

Mr. Stockton moved that Senate Bill 198 be taken up out of its order and now considered.

Which was agreed to by a two-thirds vote.

And

Senate Bill No. 198:

A bill to be entitled an act in aid of the Confederate Soldiers' and Sailors' Home at Jacksonville, Florida.

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

Upon call of the roll on Senate Bill No. 198 the vote was:

Yeas—Mr. President, Senators Adams, Alford, Bailey, Baskin, Blount, Canova, Carter, Crews, Faulkner, Harris, Hudson, Humphries, Lee, McCreary, Neel, Newlan, Sams, Scott, Stockton, West, Wilson—22.

Nays—none.

So the bill passed, title as stated.

By permission—

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

Senate Chamber,
Tallahassee, Fla., May 11, 1905.

Hon. Park M. Trammell,

President of the Senate:

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

Senate Bill No. 272:

A bill to be entitled an act for the relief of A. H. D'Alemberte, ex-tax collector for Escambia county, Fla.

Also,

Senate Bill No. 288:

A bill to be entitled an act for the relief of the representatives of Allison J. Tinsley.

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

Very respectfully,

J. H. HUMPHRIES,
Chairman of Committee.

And Senate Bills Nos. 272 and 288, contained in the above report, was placed on the Calendar of Bills on second reading.

Mr. Stockton moved that the Senate adjourn until 9:30 o'clock a. m. tomorrow.

Which was agreed to.

Thereupon the Senate stood adjourned until tomorrow, Friday, May 12, 1905, at 9:30 o'clock a. m.