

THURSDAY, JUNE 1, 1905.

The Senate met pursuant to adjournment.

The President in the chair.

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

Mr. President, Senators Adams, Alford, Baskin, Blount, Canova, Crane, Crews, Crill, Davis, Faulkner, Gillen, Harris, Humphries, Jackson, Lee, McCreary, Massey, Neel, Newlan, Raney, Sams, Scott, Stockton, Wadsworth, West, Wilson, Zim.—28

A quorum present.

Prayer by the Chaplain.

The Journal was corrected and approved.

CONSIDERATION OF BILLS.

Mr. Adams moved that House Bill No. 167 be taken up out of its order and now considered.

Which was agreed to by a two-thirds vote.

And,

House Bill No. 167:

A bill to be entitled an act to repeal Sections 457, 458, 459, 460, 461, 462, 463, 464, 465, 466 and 467 of the Revised Statutes of Florida, relating to the appointment, privileges, duties and compensation of Fish Commissioner.

Was taken up.

Mr. Adams moved that the rules be waived and House Bill No. 167 be read a second time by its title only.

Which was agreed to by a two-thirds vote,

And House Bill No. 167 was read a second time by its title only.

Mr. Adams moved that the rules be further waived, and that House Bill No. 167 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. 167 was read a third time in full.

Upon call of the roll on House Bill No. 167 the vote was:

Yeas—Mr. President, Senators Adams, Alford, Bailey, Baskin, Blount, Canova, Crews, Gillen, Harris, Humphries, Jackson, Lee, McCreary, Massey, Neel, Raney, Scott, Stockton, Wadsworth, West, Wilson.—22.

Nays—Senators Blount, Crane, Hudson, Newlan, Zim—5.

So House Bill No. 167 was passed, title as stated.

Mr. Adams moved that 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 providing for buildings and other improvements for the Florida Hospital for the Insane.

Was taken up, and read a second time in full.

Mr. Adams moved that the rules be further waived, and that House Bill No. 547 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 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, Crane, Crews, Crill, Davis, Faulkner, Gillen, Harris, Hudson, Humphries, Jackson, Lee, McCreary, Massey, Neel, Newlan, Raney, Sams, Scott, Stockton, Wadsworth, West, Wilson, Zim.—30.

Nays—None.

So House Bill No. 547 was passed, title as stated.

Mr. Adams moved that House Bill No. 424 be taken up out of its order and now considered.

Which was agreed to by a two-thirds vote.

And,

House Bill No. 424:

A bill to be entitled an act to require clerks of the circuit court to make reports to the Comptroller of the tax certificates belonging to the State and penalties in reference thereto.

Was taken up, and read a second time in full.

Mr. Adams moved that the rules be further waived, and that House Bill No. 424 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. 424 was read a third time in full.

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

Yeas—Senators Adams, Alford, Canova, Crane, Gillen, Humphries, Jackson, Newlan, Zim.—9.

Nays—Mr. President, Senators Bailey, Baskin, Blount, Crews, Crill, Davis, Faulkner, Harris, Hudson, Lee, McCreary, Massey, Raney, Sams, Scott, Stockton, Wadsworth, West, Wilson.—20.

So House Bill No. 424 failed to pass.

Mr. Adams moved that House Bill No. 410 be taken up out of its order and now considered.

Which was agreed to by a two-thirds vote.

And

House Bill No. 410:

A bill to be entitled an act to appropriate the sum of \$130, or as much thereof as is necessary, for the preservation of the Battle Flags of the State of Florida.

Was taken up.

Mr. Baskin moved that the rules be waived and that House Bill No. 410 be read a second time by its title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 410 was read a second time by its title only.

Mr. Baskin moved that the rules be further waived, and that House Bill No. 410 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. 410 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, Crane, Crews, Crill, Davis, Gillen, Harris, Hudson, Humphries, Jackson, Lee, McCreary, Massey, Neel, Newlan, Raney, Sams, Scott, Stockton, Wadsworth, West, Wilson, Zim.—29.

Nays—None.

So House Bill No. 410 was passed, title as stated.

Mr. Massey moved that House Bill No. 546 be taken up out of its order and now considered.

Which was agreed to by a two-thirds vote.

And

House Bill No. 546 :

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

Was taken up.

Mr. Massey moved that the rules be waived and House Bill No. 546 be read a second time by its title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 546 was read a second time by its title only.

Mr. Massey moved that the rules be further waived, and that House Bill No. 546 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. 546 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, Crane, Crews, Crill, Davis, Faulkner, Gillen, Harris, Hudson, Humphries, Jackson, Lee, McCreary, Massey, Neel, Newlan, Raney, Sams, Scott, Stockton, Wadsworth, West, Zim.—29.

Nays—None.

So House Bill No. 546 was passed, title as stated.

Mr. Harris moved that Senate Bill No. 377 be taken up out of its order and now considered.

Which was agreed to by a two-thirds vote.

And

Senate Bill No 377 :

A bill to be entitled an act relating to the recording of decrees and orders in chancery in this State.

Was taken up.

Mr. Harris moved that the rules be waived and Senate Bill No. 377 be read a second time by its title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 377 was read a second time by its title only.

Mr. Harris moved that the rules be further waived, and that Senate Bill No. 377 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. 377 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, Crane, Crews, Crill, Davis, Faulkner, Gillen, Harris, Hudson, Humphries, Jackson, Lee, McCreary, Massey, Neel, Raney, Sams, Scott, Stockton, Wadsworth, West, Zim.—28.

Nays—none.

So Senate Bill No. 377 was passed, title as stated.

Mr. Crill moved that House Bill No. 383 be taken up out of its order and now considered.

Which was agreed to by a two-thirds vote.

And

House Bill No. 383:

A bill to be entitled an act to amend Section 26, Chapter 4322, Laws of Florida, entitled an act for the assessment and collection of revenue (as amended by the act of 1897, Chapter 4515, Laws of Florida, Acts of 1899, Chapters 4662, 4663 and 4664 of the Laws of Florida and by the Acts of 1901, Chapters 4885 and 4886 of the Laws of Florida.)

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

The following committee amendment was read:

At end of Section 2 add:

"It shall be unlawful for the county commissioners to lower the assessment of any personal property given in by the owner or assessed by the assessor which shall not have been specified under oath; the county commissioners failing to obey this provision shall be subject to a fine of fifty dollars each, and suspension."

Mr. Crill moved the adoption of the committee amendment.

Which was agreed to.

Mr. Crill moved that the rules be waived and House Bill No. 383 as amended, be read a second time by its title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 383 as amended, was read a second time by its title only.

Mr. Crill moved that the rules be further waived, and that House Bill No. 383 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. 383 as amended, was read a third time in full.

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

Yeas—Senators Adams, Alford, Baskin, Blount, Canova, Crane, Crews, Crill, Davis, Faulkner, Gillen, Harris, Hudson, Humphries, Jackson, Lee, McCreary, Massey, Neel, Newlan, Raney, Sams, Stockton, Wadsworth, West, Zim.—26.

Nays—Mr. President.—1.

So House Bill No. 383 as amended, passed, title as stated.

Mr. Crill moved that House Bill No. 216 be taken up out of its order and now considered.

Which was agreed to by a two-thirds vote.

And,

House Bill No. 216:

A bill to be entitled an act to require the Trustees of the Internal Improvement Fund to deliver to the State Auditor all books, records, vouchers and accounts belonging to the said Internal Improvement Fund; to require the State Auditor to check and audit said books, records, vouchers and accounts and report thereon.

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

Mr. Hudson asked unanimous consent to offer the following amendment to House Bill No. 216:

Section 3. That if the State Auditor shall find it impossible to keep up with the regular duties of his office, as they are now prescribed by law, and at the same time perform the service required of him by the provisions of this act, he is hereby authorized to employ such additional clerical assistance as will enable him to make the examination and report provided for in Section 2 of this act; and the sum of six hundred dollars, or so much thereof as may be necessary, is hereby appropriated for the payment of such clerical assistance.

Then make Section 3 of the bill Section 4, and amend the title by adding the words: "and to appropriate money to carry the provisions of this act into effect."

Mr. Hudson moved the adoption of the amendment.

Objection was made by Mr. Humphries.

Upon call of the roll on House Bill No. 216 the vote was:

Yeas—Mr. President, Senators Adams, Bailey, Baskin, Blount, Canova, Crane, Crews, Crill, Davis, Faulkner, Gillen, Harris, Humphries, Jackson, Lee, McCreary, Massey, Neel, Newlan, Raney, Sams, Scott, Stockton, Wadsworth, West, Zim.—28.

Nays—Senator Alford.—1.

So the bill passed, title as stated.

MESSAGES FROM HOUSE OF REPRESENTATIVES.

The following message from the House of Representatives was read:

House of Representatives,
Tallahassee, Fla., June 1, 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—

Senate substitute for—

Senate Bills Nos. 346 and 320 and House Bill No. 427:

A bill to be entitled an act to fix the pay of members officers and attaches of the Legislature of A. D., 1905, and the expenses of witnesses and others in the services of such Legislature.

With the following amendments to-wit:

The House of Representatives offer the following amendments to committee substitute for Senate Bills Nos. 346, 320 and House Bill No. 427.

1st. In section 2, strike out the words "The Recording Secretary of the Senate and the Reading Clerk of the House of Representatives shall each be entitled to pay for thirty days after the adjournment in order to complete the recording;" and insert in lieu thereof the following: "The Recording Secretary of the Senate shall be entitled to pay for thirty days after the adjournment in order to complete the recording; and the Recording Clerk of the House of Representatives shall be entitled to pay for fifteen days after adjournment in order to complete his work."

2nd. In Sec. 2, after the words "The Sergeant-at-Arms of the Senate and of the House of Representatives, and assistant Sergeant-at-Arms, when employed, shall receive a per diem of \$6.00 each" add the following: "The Ser-

geant-at-Arms of the House of Representatives: shall have fifty dollars for extra services, in addition to his per diem.

And respectfully requests the concurrence of the Senate thereto.

Very respectfully,

J. G. KELLUM,

Chief Clerk of the House of Representatives.

And Committee substitute for Senate Bills Nos. 346 and 320 and House Bill No. 427, contained in the above message, together with amendments of the House of Representatives thereto, was placed before the Senate.

The following amendment of House of Representatives was read:

In Section 2, strike out the words "the Recording Secretary of the Senate and the Recording Clerk of the House of Representatives shall each be entitled to pay for thirty days after the adjournment in order to complete their recording," and insert in lieu thereof the following: "The Recording Secretary of the Senate shall be entitled to pay for thirty days after the adjournment in order to complete the recording, and the Recording Clerk of the House of Representatives shall be entitled to pay for fifteen days after the adjournment in order to complete his work."

Mr. Harris moved that the Senate concur in the amendments of the House of Representatives to the Senate Substitute for Senate Bills Nos. 346 and 320 and House Bill No. 427.

Which was agreed to.

The following amendment of House of Representatives was read:

In Section 2, after the words "The Sergeant-at-Arms of the Senate and of the House of Representatives, and assistant Sergeant-at-Arms when employed shall receive a per diem of \$6.00 each," add the following: "The Sergeant-at-Arms of the House of Representatives shall have fifty dollars for extra services, in addition to his per diem."

Mr. Raney moved that the Senate non-concur in the amendment of the House of Representatives and that it be requested to recede therefrom.

Which was agreed to.

The following message from the House of Representatives was read:

House of Representatives,
Tallahassee, Fla., June 1, 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 refused to recede from its amendment to Senate Joint Resolution No. 168 as follows:

Add, "Provided, however, that the county of Escambia shall refund to the State of Florida, within six months after the next general election, the expenses incurred in advertising, or any other expenses connected with this Resolution."

Very respectfully,

J. G. KELLUM,

Chief Clerk of the House of Representatives.

Mr. Blount moved that the Senate insist upon its amendment to Senate Joint Resolution No. 168 and requests the House of Representatives to appoint a committee of conference thereon; and that a committee of conference be appointed on the part of the Senate.

Which was agreed to.

The President appointed Messrs. Blount, Crill and Wilson on the part of the Senate.

The following message from the House of Representatives was read:

House of Representatives,
Tallahassee, Fla., June 1, 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—

Senate Bill No. 242:

A bill to be entitled an act to provide for the construction and maintenance of roads and bridges in Duval county, Florida.

With the following amendments, to-wit:

Amendment to Senate Bill No. 242:

Amend by striking out all after the enacting clause and insert the following:

Section 1. There shall be a Board of Road Commissioners, who shall have full and complete charge, supervision and control over the location, laying out, opening, construction, improving and maintenance of all public roads and bridges in Duval county, with authority to make all necessary expenditures incident to the performance of their duties. Said Board shall consist of nine members. The first Board shall be elected at the special election provided for in Section three of this act, by the qualified electors of Duval county, five of the members for the term ending the first Tuesday after the first Monday in January, 1907, and the remaining four members for the term ending the first Tuesday after the first Monday in January, 1909, and their successors shall be elected for the term of four years by the qualified electors of Duval county at the general election next preceding the ending of their terms of office. The Governor shall fill, by appointment, all vacancies on said board. The Board shall organize and elect one of their number chairman, and one as secretary, and the secretary shall keep a record of all their minutes and proceedings, which record shall be open to public inspection at all times.

Sec. 2. At the election for bonds hereinafter provided for the electors shall vote upon the proposition to be submitted to them thereat by the County Commissioners whether the road commissioners provided for in this act shall be permanent, and whether as such road commissioners they shall have full and complete charge of all the roads and bridges in Duval county, and all matters pertaining thereto.

Sec. 3. The County Commissioners of Duval county shall, by resolution, provide for the holding and declaring the result of a special election in Duval County to be held on the 20th day of July, A. D. 1905, for the purpose of, by such election, electing the members of the Board of Road Commissioners provided for in this act. Said election shall be held as near as may be in compliance with the general law of the State of Florida regulating the holding of elections, and those persons, and only those persons, who were qualified to vote at the general election held next preceding such special election shall be qualified to participate in said election.

Sec. 4. As soon as practicable after the election pro-

vided for in section 3 of this act the road commissioners and the County Commissioners of Duval county shall meet in joint assembly and organize by the election of a chairman and a secretary, and shall from time to time meet and confer together in joint session until they shall have, by a majority vote of all of said persons, decided as to whether or not the issuance of bonds by the county of Duval, for the purpose of providing means for the construction of roads and bridges, is desirable, and if found desirable, then the amount of bonds reasonably anticipated to be necessary for the construction of good roads throughout the county to meet the pressing demands for good roads; and shall designate, in general terms, the roads necessary to be constructed at once; and if they shall find the issuance of such bonds advisable, they shall certify to the County Commissioners of Duval County the amount of bonds in their opinion necessary to be issued for said purpose, and, in general terms, the roads proposed by them to be constructed with the proceeds of such bonds, and shall recommend the issuance of bonds to such amount as may be deemed necessary, provided that the entire bonded debt of the county for all purposes, including all bonds of said county then outstanding, shall at no time exceed ten per cent of the assessed valuation of property in Duval county, and provided further that in no case shall bonds in excess of the amount of three hundred thousand dollars be issued under this act, and shall, by resolution, fix the denominations of such bonds, the rate of interest, not exceeding five per cent per annum, the time, place and conditions when said bonds and the interest shall become due and payable, and shall recommend a day for the holding of an election at which to submit to the qualified electors of Duval county the proposition to issue bonds for said purpose for their approval or disapproval, and whenever any such joint assembly shall have certified to the County Commissioners action by such a joint assembly, recommending the issuance of bonds, whether such action be taken promptly after the election of road commissioners at the special election provided for in Section three of this act, or at any later date, the County Commissioners shall, by resolution, call an election to be held by the qualified electors of Duval County fixing the time therefor and providing

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for holding such an election, and declaring the amount of bonds proposed to be issued, the rate of interest, and the time of payment of such bonds. Said election shall be held as nearly as may be in compliance with the general laws of the State of Florida regulating the holding of elections, and those persons, and only those persons, who were qualified to vote at the general election held next preceding such special election shall be qualified to participate in said election. At such special election there shall be submitted to the qualified electors of Duval county an opportunity to express their approval or disapproval of the proposition to issue the bonds so proposed to be issued and to have the proceeds thereof used for the construction of the roads as proposed. The ballot shall be on the official form as provided by the general election law of the State, and shall contain the words "for the issuance of bonds for good roads" and "against the issuance of bonds for good roads," and each voter favoring the issuance of such bonds shall make a cross mark in front of the words "for the issuance of bonds for good roads," and those opposed to the issuance of such bonds shall make a cross mark in front of the words "against the issuance of bonds for good roads. The County Commissioners shall meet at the county court house on the Saturday next after the holding of said election, and shall canvass the returns of said election, and shall make announcement thereof, and if a majority of those voting on the subject shall have voted for the issuance of bonds then the County Commissioners of Duval county shall provide for and shall issue as herein provided, bonds of said county to the amount and bearing the rate of interest and payable at the time as so proposed, and shall deliver the same to the road commissioners, to sell the same and use the proceeds thereof for the construction of the roads and bridges so proposed to be opened, constructed or improved. Said bonds shall be, before delivery to said road commissioners, signed by the Chairman of the Board of County Commissioners of Duval County and attested by the Clerk of the Circuit Court for Duval County under the county seal, and the interest coupons attached thereto shall be printed, lithographed or engraved with a facsimile of the signature of the county Treasurer of Duval county, and said bonds shall be disposed of by the Road

Commissioners, at not less than par, to the highest and best bidder on sealed bids after not less than thirty days notice, and when sold and ready for delivery to the purchaser, shall be countersigned by the Chairman of the Board of Road Commissioners. The proceeds of the sales of said bonds shall be kept by the County Treasurer in a separate fund, separate and distinct from the other funds of the county, and said funds shall be paid out only upon a warrant drawn by the Clerk upon the Treasurer and based upon an itemized voucher approved by the Board of Road Commissioners in regular session and signed by the Chairman thereof, and for no purposes other than the necessary expenses incurred in connection with the issuance and sale of said bonds and for the construction, building, repair and maintenance of county roads and bridges.

Sec. 5. For the payment of the bonds issued under this act, and the interest thereon, the entire taxable property of Duval county shall be pledged, and the County Commissioners of Duval county shall levy and collect, annually, such special tax on the taxable property within the limits of Duval county as may be necessary to pay the interest on said bonds, and to provide a sinking fund for the payment of such bonds. Any person dissatisfied with the announcement of the County Commissioners of the result of said election herein provided to be held, shall have the right, within thirty days after such announcement is made, to test by suit for injunction filed within thirty days after such announcement, the right of the County Commissioners of Duval county to issue the bonds proposed to be issued; but no contest of such election as to the validity or legality of such bonds or the sufficiency of the proceedings whereby the issuance of such bonds has been authorized shall be made or raised in any proceeding instituted more than thirty days after the making of such announcement; and the issuance of such bonds, unless enjoined by said proceedings instituted within thirty days from the making of such announcement, shall stand in all respects as valid and legal, and the bonds so issued, regardless of any irregularity in the proceedings, when signed as in this act provided by the Chairman of the Board of County Commissioners, and Clerk of the Circuit Court, and the Chairman of the Road

Commissioners, and delivered to the purchasers, shall constitute a valid claim and bond against the county of Duval for the payment of which, both principal and interest, according to the terms of such bonds, shall stand pledged all the taxable property within Duval county.

Sec. 6. No Road Commissioner, County Commissioner, Clerk or other county official shall be or become personally interested in any contract let for or concerning any material or labor for such work or any part thereof any road or bridge work done, performed of to be done or performed for said county, or in the sale or furnishing of or shall directly or indirectly be or become personally interested therein or have or receive any commission, fee or gratuity in regard thereto, and any person violating any of the provisions of this section shall upon conviction thereof be punished by fine not exceeding one thousand dollars or by imprisonment not exceeding one year, or both, in the discretion of the court.

Sec. 7. The County Commissioners of said county shall levy annually upon all the taxable property of said county, a tax not to exceed the sum of three mills, to be used in the maintenance and repair of roads and bridges in said county, which fund shall be kept separate by the Treasurer and used only for such purposes; that the Board of County Commissioners shall at the election to be held for bonds under this act submit to the qualified electors at the same time and to be voted upon by them, the proposition as to whether the Road Commissioners shall be permanent, and as to whether they shall have charge of all the roads and bridges in said county, including the roads to be constructed under this act, and all matters pertaining thereto, and if a majority of said electors voting shall vote in favor of such proposition, then the moneys arising under such special levy provided for in this section shall be used by them for such purpose under the provisions of this act. Such proposition shall be placed upon the ballot in such form that the electors can vote for or against them. That if a majority of said electors voting shall determine in favor of such proposition, then the said Road Commissioners in each year shall prepare a budget of the necessary expenses to be incurred for the maintenance and repair of roads and bridges in said county and submit the same to the Board of County

Commissioners and such budget shall be the basis of such tax levy.

Sec. 8. No Road Commissioner shall receive any compensation for his services.

Sec. 9. Except as to laying out, opening and constructing of roads and bridges by the expenditure of moneys arising from the sale of bonds as herein provided, the County Commissioners shall continue their jurisdiction over the subject of roads and bridges to the extent of the expenditure of any moneys heretofore levied and applicable to road purposes, except that if the Board of Road Commissioners be voted permanent, then such fund shall be disposed of by them as provided herein.

Sec. 10. The Road Commissioners shall have the right to control and direct the working of the county convicts on the county roads.

Sec. 11. The Clerk of the Circuit Court of said county shall be the auditor for said Board of Road Commissioners, and such auditor shall have full power and authority to audit all accounts approved by the Board for the payment of moneys under this act, and it is made his duty to reject any and all items which are not legal, or which he shall be satisfied are not proper charges against the said county under the provisions of this act, or any contract or work performed to carry out the same. Upon the approval of any voucher by him, or any part thereof, he shall draw his warrant upon the Treasurer for the payment of the same, and the Treasurer shall pay such warrant out of the special fund arising from the proceeds of the sale of the bonds under this act, or tax levied for repairs and maintenance as the case may be. No warrant shall be drawn by the Clerk unless the money is in the hands of the Treasurer to pay the same.

Sec. 12. No roads or bridges built, constructed, repaired or maintained shall be built, constructed, repaired or maintained, or any work done or performed thereon until the same shall have been let to the lowest and most responsible bidder upon advertisement published in some newspaper for the space of thirty days prior to such letting, and the Board of Road Commissioners shall cause such publication to be made upon specifications for such purpose, and shall at a public meeting pass upon all bids and proposals for the performance of such work and let-

ting the same as is herein provided, and in such letting shall require from the contractor or contractors performing such work sufficient bond or other security for its faithful performance according to the specifications and contract to be entered into in that regard.

Sec. 13. The said Board of Road Commissioners immediately after such election has been had and the returns announced, if it shall have been determined as a result of said election that bonds shall be issued for the purposes herein shall proceed to construct the road or roads as shall have been designated by the voters of said county at such election, and shall select and appoint some capable, efficient and qualified person to act as engineer or supervisor of roads and bridges, who shall be appointed by said Board, and whose salary shall not exceed two thousand dollars per annum, whose duty it shall be to advise with said board as to the mode and manner of the construction of said roads and bridges, and the materials best suited for such purposes, and who shall at all times give his full time and attention to the work and construction, repairing and maintaining and the inspection of all work performed, and whose certificate of inspection, proper construction and carrying out of all contracts let for such purposes shall be necessary, and given in writing before the Board shall approve any account rendered for any work performed or materials furnished in and about the construction, maintenance and repair of roads and bridges.

Sec. 14. If at an election held under this act for bonds it shall appear as a result of such election that the vote shall be against the issuance of bonds for road purposes that in such case the provisions of this act shall stand suspended and shall become inoperative, and the powers, duties and functions of the Road Commissioners provided for herein and elected hereunder shall become inoperative unless ten per cent of the qualified voters of said county shall at some future period petition the Board of County Commissioners for a further election to be held hereunder but such election shall not be held until a period of at least six months has elapsed from the first special election for bonds as provided herein.

Sec. 15. It shall be the duty of the Road Commissioners to meet at least once in each month to look after the

building, construction, maintenance and repair of all the roads and bridges in said County; to keep the same in proper repair and condition, and to do and perform all matters and things necessary in that regard, and they are hereby vested with full power and authority to that end. No moneys shall be spent or work authorized except upon and until careful estimate shall have been made and furnished of any and all work to be done or materials furnished and upon the certificate of the engineer to that end, all of which shall be in writing and filed with the clerk as part of the public records subject to inspection.

Sec. 16. That all laws in conflict with the provisions of this act be and the same are hereby repealed.

Sec. 17. That this act shall take effect immediately upon its passage and approval by the Governor.

Amend the title by adding after the word "Florida" the words—"and to provide for the punishment of violators of the provisions thereof."

And respectfully requests the concurrence of the Senate thereto.

Very respectfully,

J. G. KELLUM,

Chief Clerk of the House of Representatives.

And Senate Bill No. 242, contained in the above message, together with amendments of the House of Representatives thereto, was placed before the Senate.

Mr. Stockton moved that the Senate concur in the amendments of the House of Representatives to Senate Bill No. 242.

Which was agreed to.

And Senate Bill No. 242, as amended by the House of Representatives and concurred in by the Senate, was referred to the Committee on Enrolled Bills.

The following message from the House of Representatives was read:

House of Representatives,
Tallahassee, Fla., June 1, 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

laid on the table—

Senate Joint Resolution No. 401:

Be it resolved by the Senate and the House of Representatives jointly, That the Senate and House of Representatives of the State of Florida do hereby jointly determine that a revision of the constitution of the State of Florida is necessary.

Very respectfully,

J. G. KELLUM,

Chief Clerk of the House of Representatives.

The following message from the House of Representatives was read:

House of Representatives,

Tallahassee, Fla., June 1, 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 indefinitely postponed—

Senate Bill No. 140:

A bill to be entitled an act to amend Section three of Chapter 5199, Laws of Florida, being an act "providing for the publication of the acts of the Legislature of a general and permanent nature in newspapers, prescribing the duties of the Secretary of State and the boards of county commissioners, and providing compensation for publishers," approved June 4, 1903.

Very respectfully,

J. G. KELLUM,

Chief Clerk of the House of Representatives.

The following message from the House of Representatives was read:

House of Representatives,

Tallahassee, Fla., June 1, 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—

Senate Bill No. 399:

A bill to be entitled an act to grant rights and franchises to the Manatee Light and Traction company to operate

street cars and electric lighting and power business within the municipality of Bradentown, and for other purposes.

Very respectfully,

J. G. KELLUM,

Chief Clerk of the House of Representatives.

And Senate Bill No. 399 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 1, 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—

Senate Bill No. 394:

A bill to be entitled an act to authorize the Board of Public Instruction of Leon county to borrow money for the enlargement and repair of Leon Academy, to sell the present Academy, or the site of such Academy, or both, and to purchase a new site, and to apply the money borrowed and any excess of the proceeds of sale to such enlargement or repair, or the erection of a new Academy, and to mortgage any such site and improvements, and to provide for the payment of such debt.

Very respectfully,

J. G. KELLUM,

Chief Clerk of the House of Representatives.

And Senate Bill No. 394 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 1, 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 indefinitely postponed—

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.

Very respectfully,

J. G. KELLUM,

Chief Clerk of the House of Representatives.

The following message from the House of Representatives was read:

House of Representatives,
Tallahassee, Fla., June 1, 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 failed to pass—

Senate Bill No. 319:

A bill to be entitled an act to appropriate four thousand dollars to aid the West Florida Fair Association in making a display of the Agricultural resources of the State at the West Florida Fair to be held at DeFuniak Springs in the fall of 1905 and 1906, and to provide for the payment thereof.

Very respectfully,

J. G. KELLUM,

Chief Clerk of the House of Representatives.

The following message from the House of Representatives was read:

House of Representatives,
Tallahassee, Fla., June 1, 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 laid on the table—

Senate Bill No. 88:

A bill to be entitled an act to authorize State Normal Schools to issue State Normal Certificates, and to prescribe the conditions for the issuance thereof and for the acceptance thereof as teachers' certificates.

Very respectfully,

J. G. KELLUM,

Chief Clerk of the House of Representatives.

The following message from the House of Representatives was read:

House of Representatives,
Tallahassee, Fla., June 1, 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 laid on the table—

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."

Very respectfully,

J. G. KELLUM,

Chief Clerk of the House of Representatives.

The following message from the House of Representatives was read:

House of Representatives,
Tallahassee, Fla., June 1, 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—

Senate Concurrent Resolution No. 25:

Relating to asking Congress for a sufficient appropriation to deepen the channel at Carrabelle, Fla.

Very respectfully,

J. G. KELLUM,

Chief Clerk of the House of Representatives.

And Senate Concurrent Resolution No. 25 contained in the above message was referred to the Committee on En-

rolled Bills.

The following message from the House of Representatives was read:

House of Representatives,
Tallahassee, Fla., June 1, 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 indefinitely postponed—

Senate Bill No. 16:

A bill to be entitled an act to make more perfect records of titles to real property in this State.

Very respectfully,

J. G. KELLUM,

Chief Clerk of the House of Representatives.

The following message from the House of Representatives was read:

House of Representatives,
Tallahassee, Fla., June 1, 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—

Senate Concurrent Resolution No. 24:
Relative to publication of road laws.

Very respectfully,

J. G. KELLUM,

Chief Clerk of the House of Representatives.

And Senate Concurrent Resolution No. 24 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 1, 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 laid on the table—

Senate Concurrent Resolution No. 23:

Be it resolved by the Senate, the House of Representatives concurring, That the Board of Commissioners designated by an act passed by the Legislature at this session "to examine into and report upon claims against the State arising from moneys received by the State in account of Indian War Claims," be directed to consider in the investigations made under said act the reports of commission-

ers appointed under previous acts of the legislature, a copy of which reports are spread upon the journals of legislature in adopting this resolution.

Very respectfully,

J. G. KELLUM,

Chief Clerk of the House of Representatives.

The following message from the House of Representatives was read:

House of Representatives,
Tallahassee, Fla., June 1, 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 concurred in Senate amendment to—

House Bill No. 195 as reported in Senate message on said bill.

Very respectfully,

J. G. KELLUM,

Chief Clerk of the House of Representatives.

The following message from the House of Representatives was read:

House of Representatives,
Tallahassee, Fla., June 1, 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 concurred in Senate amendment to—

House Bill No. 526, as given in Senate message on said bill.

Very respectfully,

J. G. KELLUM,

Chief Clerk of the House of Representatives.

The following message from the House of Representatives was read:

House of Representatives,
Tallahassee, Fla., June 1, 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 concurred in Senate amendment to—

House Bill No. 19, as given in Senate message on said bill.

Very respectfully,
J. G. KELLUM,
Chief Clerk of the House of Representatives.

The following message from the House of Representatives was read:

House of Representatives,
Tallahassee, Fla., June 1, 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 laid on the table—

Senate Bill No. 113:

A Bill to be entitled an act to prevent the sale of adulterated or mis-branded food in the State of Florida; to provide for the inspection of, and analysis of foods sold in this State; to define the terms "Food" and "Mis-branded," as used in this act; to authorize the Commissioner of Agriculture to fix or adopt standards of purity for foods, and to publish the same; to provide penalties for the violation of the provisions of this act; to appropriate funds to enforce this act; and to repeal all laws in conflict with the provisions of this act.

Very respectfully,
J. G. KELLUM,
Chief Clerk of the House of Representatives.

The following message from the House of Representatives was read:

House of Representatives,
Tallahassee, Fla., June 1, 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—

Senate Bill No. 351:

A bill to be entitled an act amending the city charter and affecting the government, duties, jurisdiction and enlarging the power of the Board of Commissioners of Pal-

lic Works of the City of Tampa; to provide for the management, care and control of all public parks and buildings situated thereon in the City of Tampa, and to permit the City of Tampa to levy a tax for the purpose of maintaining public parks of the City of Tampa.

Very respectfully,

J. G. KELLUM,

Chief Clerk of the House of Representatives.

And Senate Bill No. 351 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 1, 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—

Senate Bill No. 377:

A bill to be entitled an act relating to the recording of decrees and orders in chancery in this State.

Very respectfully,

J. G. KELLUM,

Chief Clerk of the House of Representatives.

And Senate Bill No. 377 contained in the above message was referred to the Committee on Enrolled Bills.

The following message from the House of Representatives was read:

House of Representatives,
Tallahassee, Fla., May 31, 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 refused to recede from its amendments to—

Senate Bill No. 153:

A bill to be entitled an act to prevent children under the age of fourteen years from working in any factory, workshop or mine in the State of Florida, and affixing penalties for the violation thereof.

As follows:

Add after word "support," in Section 2, "or in the discretion of said board it is best to permit such employment."

Also,

In Section 3, strike out all said section after the words "Section 3" and insert the following: "Any parent, guardian or other person who has the custody or control of any child under the age of fourteen years, who shall employ or cause to be employed to any person, firm of persons, general manager, superintendent, or any person in authority of any corporation, firm of persons, mine, factory, or workshop in this State as expressed in Section 1 of this act, any such child under the age of twelve years, shall be guilty of a misdemeanor and upon conviction therefor, shall be fined not more than one hundred dollars or imprisonment in the county jail not longer than thirty days."

Also,

In line 6 of Section 4 after the words "of any child" add "engaged in any such employment."

Also,

Before the words "Board of Public Instruction" wherever they occur in the bill or title thereof, insert the words "a number of."

Strike out the word "fourteen" wherever it occurs in the title or the body of the bill, and insert in lieu thereof the word "twelve."

Very respectfully,

J. G. KELLUM,

Chief Clerk of the House of Representatives.

Mr. Harris moved that the Senate insist upon its non-concurrence in House amendments to Senate Bill No. 153 and request the House of Representatives to appoint a committee of conference thereon; and that a committee of conference be appointed on the part of the Senate.

Which was agreed to.

The President appointed Messrs. Harris, Stockton and Crane on the part of the Senate.

The following message from the House of Representatives was read:

House of Representatives,
Tallahassee, Fla., June 1, 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—

Senate Substitute for—
House Bill No. 82:

A bill to be entitled an act to provide for the payment to the several counties of the State for the use of armories furnished by such counties for State troops.

Very respectfully,

J. G. KELLUM,

Chief Clerk of the House of Representatives.

And Substitute for House Bill No. 82 contained in the above message was referred to the Committee on Enrolled Bills.

The following message from the House of Representatives was read:

House of Representatives,
Tallahassee, Fla., May 31, 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. 434:

A bill to be entitled an act to require the payment of a license tax by aliens and non-residents taking oysters from natural oyster beds in this State, and prescribing a penalty for their failure to pay such license tax, or otherwise comply with the provisions thereof.

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. 434 contained in the above message was read the first time by its title.

Mr. West moved that the rules be waived and House Bill No. 434 be read a second time by its title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 434 was read a second time by its title only.

Mr. Blount offered the following amendment to House Bill No. 434:

113 S. B.

Amend Section one by striking out from line one (1) the words "aliens or."

Mr. Blount moved the adoption of the amendment.

Which was not agreed to.

Mr. West moved that the rules be further waived, and that House Bill No. 434 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. 434 was read a third time in full.

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

Yeas—Mr. President, Senator Adams, Alford, Bailey, Baskin, Canova, Crane, Crews, Faulkner, Hudson, Jackson, Lee, McCreary, Massey, Neel, Newlan, Raney, Sams, Scott, Stockton, Wadsworth, West, Wilson, Zim—24.

Nays—Blount, Crill, Gillen, Harris, Humphries.—5.
So House Bill No. 434 was passed title as stated.

The following message from the House of Representatives was read:

House of Representatives,
Tallahassee, Fla., June 1, 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—

Senate Bill No. 403:

A bill to be entitled an act to provide for the levy of taxes for the years 1905 and 1906.

With the following amendment:

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

Section 1. That for the purpose of securing an equal and uniform rate of taxation and to pay the appropriations for the current expenses of the State for the years 1905 and 1906, and for interest on the bonded debt for said years, and paying other appropriations by the Legislature, there shall be levied upon the real and personal property of the different counties for the year 1905 a tax of three mills upon the dollar, and for the year 1906 a tax of three mills upon the dollar; and there shall also be levied for each of the years 1905 and 1906 a constitutional school tax of one mill upon the dollar; Provided, That if

the Governor shall discover from the aggregate assessment of the property of the State and from other sources of revenue, the reduction of three mills State tax of either or both of said years will be justified, he is hereby authorized to reduce the same as low as he may deem advisable, and is hereby empowered to instruct the tax collector to collect only such reduced tax as he may fix as aforesaid.

And respectfully requests the concurrence of the Senate thereto.

Very respectfully,

J. G. KELLUM,

Chief Clerk of the House of Representatives.

And Senate Bill No. 403 contained in the above message, together with amendment of the House of Representatives thereto, was placed before the Senate.

Mr. Crill moved that the Senate nonconcur in the amendment of the House of Representatives to Senate Bill No. 403 and that the House of Representatives be requested to recede therefrom.

Which was agreed to.

The following message from the House of Representatives was read:

House of Representatives,
Tallahassee, Fla., May 31, 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. 514:

A bill to be entitled an act exempting physicians and surgeons from payment of license tax.

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. 514 contained in the above message was read the first time by its title.

Mr. Canova moved that the rules be waived and House Bill No. 514 be read a second time by its title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 514 was read a second time by its title only.

Mr. Canova moved that the rules be further waived, and that House Bill No. 514 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. 514 was read a third time in full.

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

Yeas—Senator Adams, Bailey, Blount, Canova, Crews, Crill, Davis, Faulkner, Gillen, Harris, Hudson, Humphries, Jackson, McCreary, Neel, Raney, Sams, Scott, Wadsworth, Wilson, Zim—21.

Neys—Senator Alford, Crane, Stockton, West.—4.

So House Bill No. 514 was passed title as stated.

The following message from the House of Representatives was read:

House of Representatives,
Tallahassee, Fla., June 1, 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 refused to concur in Senate amendment to—

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.

Amendment as follows:

In Section 1 strike out all after the word "escaped" and insert in lieu thereof "shall receive the sum of five cents per mile for the actual distance traveled and in addition thereto the actual and necessary expense paid out for and on account of returning the prisoner to the State of Florida."

Very respectfully,

J. G. KELLUM,

Chief Clerk of the House of Representatives.

Mr. Wilson moved that Senate insist upon its amendment and ask for a committee of conference.

Which was agreed to.

Mr. President appointed Messrs. Massey, Gillen and Crane as the committee on the part of the Senate.

House of Representatives,
Tallahassee, Fla., June 1, 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—

Committee Substitute for House Bill No. 538:

A bill to be entitled an act to authorize the redemption with interest of any tax certificate now held by the State for unpaid taxes for the year 1898 or any previous year.

And respectfully requests the concurrence of the Senate thereto.

Very respectfully,

J. G. KELLUM,

Chief Clerk of the House of Representatives.

And House Committee Substitute for House Bill No. 538 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 1, 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. 556:

A bill to be entitled an act requiring the city council of the city of St. Augustine to hold an election for the purpose of submitting to the qualified voters of said city a proposition to issue bonds for the purpose of erecting, constructing, installing and operating a municipal electric lighting plant; providing for the holding of such election and for the issuance of such bonds should the proposition be approved by the majority of the voters of said city, and prescribing certain duties for the Board of Bond Trustees of said city.

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. 556 contained in the above message was read the first time by its title.

Mr. Zim moved that the rules be waived and House Bill No. 556 be read a second time by its title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 556 was read a second time by its title only.

Mr. Zim offered a substitute for House Bill No. 556

With the following title:

A bill to be entitled an act requiring the city council of the City of St. Augustine to hold an election for the purpose of submitting to the qualified voters of said city a proposition to issue bonds for the purpose of erecting, constructing, installing and operating a municipal electric lighting plant and extension of waterworks; providing for the validity of such election and for the issuance of such bonds should the proposition be approved by a majority of the voters of said city, and prescribing certain duties for the Board of Bond Trustees of said city.

Mr. Zim moved the adoption of the substitute.

Which was agreed to.

Mr. Zim moved that the rules be further waived, and that Senate Substitute for House Bill No. 556 be read a third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Substitute for House Bill No. 536 was read a third time in full.

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

Yeas—Mr. President, Senator Adams, Alford, Bailey, Baskin, Blount, Canova, Crews, Davis, Faulkner, Gillen, Harris, Hudson, Humphries, Jackson, Lee, McCreary, Massey, Neel, Newlan, Raney, Sams, Scott, Stockton, Wadsworth, West, Wilson, Zim.—28.

Nays—None.

So Senate Substitute for House Bill No. 556 was passed title as stated.

House of Representatives,
Tallahassee, Fla., June 1, 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. 429:

A bill to be entitled an act to provide for the levy of taxes for the years 1905 and 1906.

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. 429 contained in the above message was read the first time by its title and referred to the Committee on Finance and Taxation.

House of Representatives,
Tallahassee, Fla., June 1, 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 Concurrent Resolution No. 43:

Relating to legislative proceedings for the remainder of the session.

And respectfully requests the concurrence of the Senate thereto.

Very respectfully,

J. G. KELLUM,

Chief Clerk of the House of Representatives.

And House Concurrent Resolution No. 43 contained in the above message was read the first time.

Mr. Harris moved that House Concurrent Resolution No. 43 be indefinitely postponed.

Which was agreed to.

The following message from the House of Representatives was read:

House of Representatives,
Tallahassee, Fla., June 1, 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. M:

A memorial to the Congress of the United States asking an appropriation of one hundred thousand dollars, for the harbor of and deepening the water approaches to the City of Apalachicola, Franklin county, 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 M contained in the above message was read the first time by its title.

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

Which was agreed to by a two-thirds vote.

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

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

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

Nays—None.

So House Memorial No. M. was passed title as stated.

The following message from the House of Representatives was read:

House of Representatives,
Tallahassee, Fla., June 1, 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. 564:

A bill to be entitled an act to appropriate four thousand dollars to aid the West Florida Fair Association in making a display of the agricultural resources of the State at the West Florida Fair to be held at DeFuniak Springs, Florida, in the fall of 1905 and 1906, and to provide for the payment thereof.

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. 564 contained in the above message was read the first time by its title.

Mr. Neel moved that the rules be waived and House Bill No. 564 be read a second time by its title only.

Which was agreed to by a two-thirds vote,

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

Mr. Neel moved that the rules be further waived, and that House Bill No. 564 be read a third time in full.

Which was agreed to by a two-thirds vote.

And House Bill No. 564 was read a third time in full.

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

Yeas—Senators Adams, Bailey, Blount, Canova, Crane, Crill, Harris, Hudson, Humphries, Jackson, McCreary, Massey, Neel, Newlan, Raney, Sams, Stockton, West, Wilson, Zim—20.

Nays—Mr. President, Senators Alford, Baskin, Crews, Faulkner, Gillen, Lee, Scott, Wadsworth—9.

So House Bill No. 564 was passed title as stated.

The following message from the House of Representatives was read:

House of Representatives,

Tallahassee, Fla., June 1, 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. 436:

A bill to be entitled an act for the protection and preservation of food fishes in the St. Johns river, south of Jacksonville, 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. 436 contained in the above message was read the first time by its title and referred to the Committee on Fisheries.

The following message from the House of Representatives was read:

House of Representatives,
Tallahassee, Fla., June 1, 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 refused to recede from its amendments to—

Senate Bill No. 153:

A bill to be entitled an act to prevent children under the age of fourteen years from working in any factory, workshop, or mine in the State of Florida, and affixing penalties for the violation thereof.

And according to the request of the Senate has appointed as a conference committee Messrs. Roberts, Owen and Robison:

Very respectfully,
J. G. KELLUM,
Chief Clerk of the House of Representatives.

The following message from the House of Representatives was read:

House of Representatives,
Tallahassee, Fla., June 1, 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 refused to recede from its amendments to—

Senate Joint Resolution No. 168:

And according to the request of the Senate has ap-

pointed as a conference committee on the part of the House Messrs. Avery, Owen and Wilson of Jackson.

Very respectfully,

J. G. KELLUM,

Chief Clerk of the House of Representatives.

Mr. Harris moved that when the Senate adjourn at its afternoon session, that it stand adjourned until 8:30 p. m.

Which was agreed to.

By permission—

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

Senate Chamber,
Tallahassee, Fla., May 31, 1905.

Hon. Park M. Trammell,

President of the Senate.

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

An act to amend Article 5 Section 1973, of the Revised Statutes of the State of Florida; relating to the record and conveyances of real estate.

Also,

An act to create a State Board of Accountancy and to prescribe its powers and duties, to provide for the examination of qualified accountants and to provide a penalty for violation of this act.

Also,

An act to enlarge powers of the Board of County Commissioners of the several counties of this State to assess lands benefited, or to be benefited, by public drains and auxiliaries thereto, where the said drains have been constructed, or are now in process of construction, or may be hereafter constructed, by assessing against the said lands the full amount of the actual cost of the construction, maintenance and repair thereof, and also by assessing against said lands any cost incurred necessarily in enlarging or deepening said drains, and authorizing said Boards of County Commissioners to make and enter into any and all contracts necessary for the construction, completion, enlarging, maintenance, and repairing of said drains, and for the collection and enforcement of said assessments.

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.

By permission—

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

Senate Chamber,

Tallahassee, Fla., June 1, 1905.

Hon. Park M. Trammell,

President of the Senate.

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

An act to amend Section 1, Chapter 5347, Laws of Florida, being an act entitled "An Act to amend the charter, affecting the government, powers, duties, jurisdiction, offices, 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."

Also,

An act to prohibit the sale, or the transportation for sale, of any fish caught from the waters of Lake Miccosuki, situated and being in the counties of Jefferson and Leon, beyond the limits of said counties, and to fix a penalty for violation thereof.

Also,

An act providing for the extension of the corporate limits of the City of Jacksonville.

Also,

An act to further protect wild deer and wild turkeys in the county of Polk, and provide a game warden therefor.

Also,

An act to prohibit the catching of fish in Lake Tohopekaliga in Osceola County, State of Florida, with any seine, net or set devices; and providing a penalty therefor.

Also,

A memorial to the Congress of the United States asking for a further survey of Orange Creek and for an appropriation of twenty thousand dollars for the purpose of improving the navigation of Orange Creek by removing obstructions from its mouth.

Have examined the same and find them correctly enrolled.

Very respectfully,
T. M. SCOTT,

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.

By permission—

Mr. Scott introduced the following:

Senate Resolution No. 62:

Resolved by the Senate, That no bills at present on the Calendar with the exception of local bills which have not been referred to a committee of this body shall be further considered until such reference is so made.

Mr. Scott moved the adoption of the resolution.

Mr. McCreary moved the indefinite postponement of the resolution.

Which was not agreed to.

The resolution was not agreed to.

By permission—

Mr. Jackson introduced the following:

Senate Resolution No. 63:

Resolved, That the various orders for printing blanks, letter heads, paper, etc., made by the Senate with the State printer is hereby confirmed by the Senate.

Mr. Jackson moved the adoption of the resolution.

Which was agreed to.

By permission—

Mr. Newlan introduced the following:

Senate Resolution No. 64:

Resolved, That the Secretary be instructed to mail ten copies of the last three days Journal to each Senator.

Mr. Newlan moved the adoption of the resolution.

Which was agreed to.

By Permission—

Mr. Sams, Chairman of the Committee on Fisheries, submitted the following report:

Senate Chamber,
Tallahassee, Fla., June 1, 1905.

Hon. Park M. Trammell,

President of the Senate:

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

House Bill No. 436:

A bill to be entitled an act for the protection and preservation of food fishes in the St. Johns river south of Jacksonville, in the State of Florida.

Beq leave to report that they have examined the same and recommend that it pass.

Very respectfully,
FRANK W. SAMS,
Chairman of Committee.

And House Bill No. 436 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., June 1, 1905.

Hon. Park M. Trammell,

President of the Senate.

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

An act to amend Section 1, Chapter 5347, Laws of Florida, being an act entitled "An Act to amend the charter, affecting the government, powers, duties, jurisdiction, offices, 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.

Also,

An act to prohibit the sale, or the transportation for sale, of any fish caught from the waters of Lake Miccosuki, situated and being in the counties of Jefferson and Leon, beyond the limits of said counties, and to fix a penalty for violation thereof.

Also,

An act providing for the extension of the corporate limits of the City of Jacksonville.

Also,

An act to further protect wild deer and wild turkeys in the county of Polk, and provide a game warden therefor.

Also,

An act to prohibit the catching of fish in Lake Tohopekaliga, in Osceola county, State of Florida, with and seine, net or set devices; and providing a penalty therefor.

Also,

A memorial to the Congress of the United States asking for a further survey of Orange Creek and for an appropriation of twenty thousand dollars for the purpose of improving the navigation of Orange Creek by removing obstructions from its mouth.

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 Section 1, Chapter 5347, Laws of Florida, being an act entitled "An Act to amend the charter, affecting the government, powers, duties, jurisdiction, offices, 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.

Also,

An act to prohibit the sale, or the transportation for sale, of any fish caught from the waters of Lake Miccosuki, situated and being in the counties of Jefferson and Leon, beyond the limits of said counties, and to fix a penalty for violation thereof.

Also,

An act providing for the extension of the corporate limits of the City of Jacksonville.

Also,

An act to further protect wild deer and wild turkeys in the county of Polk, and provide a game warden therefor.

Also,

An act to prohibit the catching of fish in Lake Tohopekaliga, in Osceola county, State of Florida, with any seine, net or set devices; and providing a penalty therefor.

Also,

A memorial to the Congress of the United States asking for a further survey of Orange Creek and for an appropriation of twenty thousand dollars for the purpose of improving the navigation of Orange Creek by removing obstructions from its mouth.

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

By permission—

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

Senate Chamber,

Tallahassee, Fla., May 31st, 1905.

Hon. Park M. Trammell,

President of the Senate:

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

An act to amend Article 5 Section 1973, of the Revised Statutes of the State of Florida; relating to the record and conveyances of real estate.

Also,

An act to create a State Board of Accountancy and to prescribe its powers and duties, to provide for the examination of qualified accountants and to provide a penalty for violation of this act.

Also

An act to enlarge powers of the Board of County Commissioners of the several counties of this State to assess lands benefited, or to be benefited, by public drains and auxiliaries thereto, where the said drains have been constructed, or are now in process of construction or may be hereafter constructed, by assessing against the said lands the full amount of the actual cost of the construction, maintenance and repair thereof, and also by assessing against said lands any cost incurred necessarily in enlarging or deepening said drains, and au-

thorizing said Boards of County Commissioners to make and enter into any and all contracts necessary for the construction, completion, enlarging, maintenance, and repairing of said drains, and for the collection and enforcement of said assessments.

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 Article 5 Section 1973, of the Revised Statutes of the State of Florida; relating to the record and conveyances of real estate.

Also,

An act to create a State Board of Accountancy and to prescribe its powers and duties, to provide for the examination of qualified accountants and to provide a penalty for violation of this act.

Also,

An act to enlarge powers of the Board of County Commissioners of the several counties of this State to assess lands benefited, or to be benefited, by public drains and auxiliaries thereto, where the said drains have been constructed, or are now in process of construction or may be hereafter constructed, by assessing against the said lands the full amount of the actual cost of the construction, maintenance and repair thereof, and also by assessing against said lands any cost incurred necessarily in enlarging or deepening said drains, and authorizing said Boards of County Commissioners to make and enter into any and all contracts necessary for the construction, completion, enlarging, maintenance, and repairing of said drains, and for the collection and enforcement of said assessments.

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

Mr. Baskin moved that House Bill No. 61 be taken up out of its order and now considered.

Which was agreed to by a two-thirds vote.

And,

House Bill No. 61:

A bill to be entitled an act relating to binding witnesses over by justices of the peace and county judges when sitting as committing magistrates, to appear before the grand jury.

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

Upon call of the roll on House Bill No. 61 the vote was:

Yeas, Mr. President, Senators Adams, Bailey, Baskin, Blount, Canova, Crews, Crill, Davis, Faulkner, Harris, Hudson, Jackson, Lee, McCreary, Massey, Neel, Newlan, Raney, Sams, Stockton, Wadsworth, West, Wilson, Zim.—25.

Nays—None.

So the bill passed, titled as stated.

By permission—

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

Senate Chamber.

Tallahassee, Fla., May 31st, 1905.

Hon. Park M. Trammell,

President of the Senate:

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

House Bill No. 469:

A bill to be entitled an act to regulate the holding of political primary elections in the State of Florida for nominating candidates for any office, under the laws of this State and for nominating delegates to political conventions and prescribing a penalty for any violation thereof.

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

Very respectfully,

GEO. P. RANEY,

Chairman of Committee.

And House Bill No. 469 contained in the above report, was placed on the Calendar of bills on second reading.

Mr. Raney moved that House Bill No. 469 be taken up out of its order and now considered.

Which was agreed to by a two-thirds vote.

And,

House Bill No. 469:

A bill to be entitled an act to regulate the holding of political primary elections in the State of Florida for nominating candidates for any office under the laws of this State, and for nominating delegates to political conventions and prescribing a penalty for any violation thereof.

Was taken up.

Mr. Raney moved that the rules be waived and House Bill No. 469 be read a second time by its title only.

Which was agreed to by a two-thirds vote,

And House Bill No. 469 was read a second time by its title only.

Mr. Raney offered the following amendment to House Bill No. 469:

Strike out of Section 31 the words "less than \$25 nor," and the words "less than one month nor," and the words "less than one year nor" and insert at end of section the word "years."

Mr. Raney moved the adoption of the amendment.

Which was agreed to.

Mr. Hudson moved that House Bill No. 469 be indefinitely postponed.

Mr. Hudson withdrew the motion.

Mr. Raney moved that the rules be further waived, and that House Bill No. 469 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. 469 as amended was read a third time in full.

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

Yeas, Senators Adams, Alford, Bailey, Baskin, Blount, Canova, Crews, Crill, Davis, Gillen, Harris, Humphries, Jackson, Lee McCreary, Neel, Newlan, Raney, Sams, Scott, Wadsworth, West, Wilson—23.

Nays, Crane, Faulkner, Hudson, Massey, Zim—5.

So House Bill No. 469 as amended passed title as stated.

Mr. Zim, in explanation of his vote on House Bill No. 469, said:

The unfortunate fact that this important measure, so voluminous in its nature, cannot be passed upon intel-

ligibly from a casual reading thereof, I feel constrained to vote No.

Mr. Stockton was excused from voting.

Mr. Massey made the following explanation of his vote:

"This is a long and important bill. It comes late in the session, and as I have had no opportunity to give the bill the consideration which its importance demands, I vote "No."

Mr. Hudson, in explaining his vote, said:

Mr. President: In explanation of my vote I wish to say that I do not know what is in this bill, and standing now within 24 hours of the end of our session and having had no opportunity to examine the bill, it is impossible for me to ascertain whether it is good or bad or what its effect will be. In a matter of such importance this body should not act hastily. This measure may be a great improvement on our present law; but this is a matter of vital interest and I am unwilling to vote by guess. I therefore vote "No."
(HUDSON.)

By permission—

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

Senate Chamber.

Tallahassee, Fla., May 31, 1905.

Hon. Park M. Trammell,

President of the Senate.

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

An act to amend Article 5 Section 1973, of the Revised Statutes of the State of Florida; relating to the record and conveyances of real estate.

Also,

An act to create a State Board of Accountancy and to prescribe its powers and duties, to provide for the examination of qualified accountants and to provide a penalty for violation of this act.

Also,

An act to enlarge powers of the Board of County Commissioners of the several counties of this State to assess lands benefited, or to be benefited, by public drains and auxiliaries thereto, where the said drains have been constructed, or are now in process of construction or may be hereafter constructed, by assessing

against the said lands the full amount of the actual cost of the construction, maintenance and repair thereof, and also by assessing against said lands any cost incurred necessarily in enlarging or deepening said drains, and authorizing said Boards of County Commissioners to make and enter into any and all contracts necessary for the construction, completion, enlarging, maintenance, and repairing of said drains, and for the collection and enforcement of said assessments.

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

Very respectfully,

T. M. SCOTT,

Chairman of Committee.

By permission—

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

Tallahassee, Fla., June 1, 1905.

Senate Chamber,

Hon. Park M. Trammell,

President of the Senate:

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

An act to amend Section 1, Chapter 5347, Laws of Florida, being an act entitled "An Act to amend the charter, affecting the government, powers, duties, jurisdiction, offices, 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.

Also,

An act to prohibit the sale, or the transportation for sale, of any fish caught from the waters of Lake Miccosuki, situated and being in the counties of Jefferson and Leon, beyond the limits of said counties, and to fix a penalty for violation thereof.

Also,

An act providing for the extension of the corporate limits of the City of Jacksonville.

Also,

An act to further protect wild deer and wild turkeys in the county of Polk, and provide a game warden therefor.

Also,

An act to prohibit the catching of fish in Lake Tohopekaliga, in Osceola county, State of Florida, with and seine, net or set devices; and providing a penalty therefor.

Also,

A memorial to the Congress of the United States asking for a further survey of Orange Creek and for an appropriation of twenty thousand dollars for the purpose of improving the navigation of Orange Creek by removing obstructions from its mouth.

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

Very respectfully,

T. S. DAVIS,
Chairman of Committee.

By Permission—

Mr. Davis, Chairman of the Committee on Commerce and Navigation, submitted the following report:

Senate Chamber,
Tallahassee, Fla., May 30, 1905.

Hon. Park M. Trammell,

President of the Senate:

SIR—Your Committee on Commerce and Navigation to whom was referred—

House Memorial L:

A memorial to Congress asking an appropriation for deepening the Carrabelle Harbor near East Pass in Franklin county, Florida.

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

Very respectfully,

T. S. DAVIS,
Chairman of Committee.

And House Memorial No. L, contained in the above report, was placed on the Calendar of bills on second reading.

By Permission—

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

Senate Chamber,
Tallahassee, Fla., June 1, 1905.

To the Hon. Park M. Trammell, President of the Senate,
and Hon. Albert W. Gilchrist, Speaker of the House of
Representatives:

Your Committee on Conference to which was referred
Senate Joint Resolution No. 168, proposing an amend-
ment to Article V of the Constitution of the State of Flor-
ida, beg leave to report:

That they have duly considered the differences between
the House and the Senate and thereupon advise that the
House do recede from its amendment to said resolution.

W. A. BLOUNT, Chairman,

E. S. CRILL,

C. L. WILSON,

On part of the Senate.

J. CAMPBELL AVERY, JR.,

JAMES N. WILSON,

W. J. OVEN.

On part of the House of Representatives.

Mr. Blount moved the adoption of the report.

Which was agreed to.

Mr. Crill moved that House Bill No. 143 be taken
up out of its order and now considered.

Which was agreed to by a two-thirds vote.

And,

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.

Was taken up, and read a second time in full.

Mr. Crill moved that the rules be further waived,
and that House Bill No. 143 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. 143 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, Crane, Crews, Crill, Davis,
Faulkner, Gillen, Harris, Humphries, Jackson, McCreary,
Newlan, Raney, Sams, Scott, Stockton, Wadsworth,
West, Wilson, Zim—26.

Nays—None.

So House Bill No. 143 was passed, title as stated.

Mr. Crane moved that House Bill No. 17 be taken up out of its order and now considered.

Which was agreed to by a two-thirds vote.

And,

House Bill No. 17:

A bill to be entitled an act to prescribe the compensation to be paid members of the Board of County Commissioners of the several counties of the State of Florida.

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

Mr. Crane moved that the rules be waived and House Bill No. 17 be read a second time by its title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 17 was read a second time by its title only.

Mr. Zim offered the following amendment to House Bill No. 17:

Strike out the words "Provided, that the pay," etc., down to and including the words "\$100.00 per annum."

Mr. Zim moved the adoption of the amendment.

Which was agreed to.

Mr. Stockton moved that House Bill No. 17 as amended, be indefinitely postponed.

The yeas and nays were demanded on the motion of Mr. Stockton to indefinitely postpone House Bill No. 17 as amended.

Upon the call of the roll on the adoption of the motion—

The vote was:

Yeas, Senators Alford, Blount, Crill, Gillen, Harris, Humphries, Raney, Scott, Stockton, Wadsworth, Wilson—11.

Nays, Mr. President, Senators Adams, Bailey, Baskin, Canova, Crane, Crews, Davis, Faulkner, Hudson, Jackson, Lee, McCreary, Massey, Neel, Newlan, Sams, West, Zim—19.

So the motion was not agreed to.

Mr. Crane moved that the following amendment to House Bill No. 17, adopted previously, be rescinded.

Amend by striking out all after the word "Provided" in first section.

Which was agreed to.

Mr. Crane moved that the rules be further waived, and

that House Bill No. 17, 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. 17, as amended, 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, Bailey, Baskin, Canova, Crane, Crews, Davis, Faulkner, Hudson, Jackson, Lee, McCreary, Massey, Neel, Newlan, Sams, Wadsworth, West, Zim—20.

Nays—Senators Alford, Blount, Crill, Gillen, Harris, Humphries, Raney, Scott, Stockton, Wilson—10.

So House Bill No. 17, as amended, was passed title as stated.

Mr. Raney 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., June 1, 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 refused to recede from its amendment to Senate Committee Substitute to Senate Bills Nos. 346 and 320 and House Bill No. 427, as reported in Senate message June 1st.

Very respectfully,

J. G. KELLUM,

Chief Clerk of the House of Representatives.

Mr. Raney moved that the Senate insist upon its refusal to concur in amendment of House of Representatives to Committee Substitute for Senate Bills Nos. 346 and 320 and House Bill No. 427, and asks for a committee of conference thereon.

The President appointed Messrs. Raney, Crill and Crane.

The following message from the House of Representatives was read:

House of Representatives,
Tallahassee, Fla., June 1, 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 refused to recede from its amendments to—

Senate Bill No. 403:

And according to the request of the Senate has appointed as a conference committee on the part of the House Messrs. Watson, Wells, Persons, Wartmann and Melton.

Very respectfully,

J. G. KELLUM,

Chief Clerk of the House of Representatives.

Mr. Crill moved that a committee of five be appointed to confer with a like committee from the House of Representatives with the Senate on Senate Bill No. 403.

Which was agreed to.

And the President appointed Messrs. Crill, Crane, West, Adams and Raney.

A message was received from the Governor.

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

State of Florida,
Executive Department.
Tallahassee, Fla., June 1, 1905.

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

SIR—I have the honor to inform you that I have approved and signed the following acts and resolutions which originated in your honorable body:

“An act fixing the time for holding terms of the Circuit Court in and for the Sixth Judicial Circuit of the State of Florida.”

Also,

“An act to authorize the City of Jacksonville to make donations or payments to hospitals.”

Also,

“An act to fix the salary of the Governor.”

Also,

"An act to authorize the City of Orlando to issue additional bonds to the amount of One Hundred and Fifty Thousand Dollars."

Also,

"An act to authorize the City of Gainesville, in Alachua county, to issue bonds for educational purposes."

Also,

"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."

Also,

"An act authorizing the City of Jacksonville to issue bonds and providing for the payment thereof."

Also,

"An act to amend Section 8 of Article 4, Section 1, of Article 6 and Section 9 of Article 9, of an act entitled 'An act to abolish the present municipal government of the City of Sanford, Orange county, Florida, and organize a city government for the same and to provide its jurisdiction and powers.' Approved May 24, 1893."

Also,

"An act to authorize the sale and disposal of duplicate volumes of books belonging to the Supreme Court Library."

Also,

"An act to repeal Chapter 5291, of the Laws of Florida, Acts of 1903, entitled 'An act to regulate the catching or taking of fish in the waters of Manatee county of the State of Florida and to prohibit the taking or catching of fish except for personal consumption during the period from the twenty-third of November to the thirty-first of December of each and every year, and to regulate the manner and means to be employed in taking fish from said waters and the length, depth and kind of nets that may be employed in the taking of fish from said waters, and to prescribe a limit to the size of mesh of nets allowed to be used for the purpose of catching and taking fish from the waters of said county, and to prohibit the transportation for the purpose of sale of any food fish from the limits of said county from the twenty-third day of November to the thirty-first day of December of each and every year

and to prescribe a penalty for the violation of the provisions of this act."

Also,

"An act for the relief of the estate of John N. Pearce, late sheriff of Leon county, Florida."

Also,

"An act to amend Section 3 of Chapter 4196, Laws of Florida, relative to defining a school year and providing for the opening and closing of school terms."

Also,

"An act to authorize the City of Palatka to build lateral sewers from the main sewers that have been, or may hereafter be laid, by said city along the streets of said city to the lots or pieces of land abutting thereof; to create liens in favor of said city against such lots or pieces of land to which same may be built; to provide for the payment thereof and to provide a penalty for default in such payment."

Also,

"An act empowering County Boards of Public Instruction and Trustees of Special Tax School Districts to establish kindergartens under certain conditions."

Also,

"An act to provide for the levy of a pension tax for each of the years A. D. 1905 and A. D. 1906, and to provide for the payment of pensions, and to provide for the distribution of any surplus arising in said funds for the said years 1905 and 1906."

Also,

"An act to amend Section 1 of Article 1, and Section 3 of Article 1 and Section 9 of Article 2 and Section 7 of Article 3 and Section 1 of Article 5 and Section 1 of Article 6, and to repeal Section 1, Article 7, all of Chapter 5359 of the Laws of Florida, entitled 'An act to organize a municipal government for the town of Perry and to provide for its government,' which became a law without the approval of the Governor."

Also,

"An act defining the duties of the several State Attorneys of this State, and fixing their salaries."

Also,

"An act to provide for service by publication upon unknown parties in interest in property involved in certain

chancery suits and for decrees and other proceedings after such service."

Also,

"An act to appropriate the sum of fifteen thousand dollars annually for two years to aid the Florida State Mid-Winter 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 1, 1905, and March 1, 1906, also between November 1, 1906, and March 1, 1907, and to provide for the payment thereof."

I would further inform you that I have caused the said acts and resolutions to be filed in the office of the Secretary of State.

I have the honor to be,

Very respectfully,

N. B. BROWARD,

Governor.

Mr. Harris moved that the Senate adjourn until 3:30 o'clock p. m. this afternoon.

Which was agreed to.

And the Senate stood adjourned until 3:30 o'clock this afternoon.

AFTERNOON SESSION.

3:30 O'CLOCK .

The Senate met pursuant to adjournment.

The President in the Chair.

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

Present—Mr. President, Senators Adams, Alford, Bailey, Baskin, Blount, Canova, Clarke, Crane, Crews, Crill, Davis, Faulkner, Gillen, Harris, Hudson, Humphries, Jackson, Lee, McCreary, Massey, Neel, Newlan, Raney, Sams, Scott, Stockton, Wadsworth, West, Wilson, Zim.—31.

A quorum present.

By permission—

Mr. West, Chairman of the Committee on Canals and Telegraphs, submitted the following report:

Senate Chamber,
Tallahassee, Fla., June 1, 1905.

Hon. Park M. Trammell,

President of the Senate:

SIR—Your Committee on Canals and Telegraphs to whom was referred—

A communication relative to water routes across the State of Florida,

Have had the same under consideration and report back without recommendation:

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

By permission—

Mr. Humphries introduced the following:

Senate Resolution No. 65:

Resolved, That the roll be called in alphabetical order, and each Senator, as his name is called, be allowed to take up any bill on third reading.

Mr. Humphries moved the adoption of the resolution.

Mr. Scott offered the following amendment to Senate Resolution No. 65:

Between words "all" and "bills" add "local."

Mr. Scott moved the adoption of the amendment.

The yeas and nays were demanded on the amendment of Mr. Scott to Senate Resolution No. 65.

Upon the call of the roll on the adoption of the resolution

The vote was:

Yeas—Senators Adams, Clarke, Crane, Harris, Sams, Scott, Stockton, Wadsworth, Wilson, Zim—10.

Nays—Mr. President, Senators Bailey, Baskin, Blount, Canova, Crews, Crill, Davis, Faulkner, Hudson, Humphries, Jackson, Lee, McCreary, Massey, Newlan, Raney, West—18.

So the amendment was not adopted.

Mr. Stockton moved that Senate Resolution No. 65 be laid on the table.

The yeas and nays were demanded on the motion of Mr. Stockton to lay the resolution on table.

Upon call of the roll on the motion of Mr. Stockton, the vote was:

Yeas—Senators Adams, Alford, Blount, Crane, Harris, Raney, Sams, Scott, Stockton, Wadsworth, West, Wilson, Zim—14.

Nays—Mr. President, Senators Bailey, Baskin, Canova, Crews, Crill, Faulkner, Hudson, Humphries, Jackson, Lee, McCreary, Massey, Neel, Newlan—15.

So the motion was not agreed to.

The yeas and nays were demanded on the adoption of Senate Resolution No. 65.

Upon the call of the roll on the adoption of the Resolution—

The vote was:

Yeas—Mr. President, Senators Bailey, Baskin, Canova, Crews, Crill, Faulkner, Hudson, Humphries, Jackson, Lee, McCreary, Massey, Neel, Newlan—15.

Nays—Senators Adams, Alford, Blount, Clarke, Crane, Harris, Raney, Sams, Scott, Stockton, Wadsworth, West, Wilson, Zim—14.

So the resolution was agreed to.

By permission—

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

Senate Chamber,
Tallahassee, Fla., June 1, 1905.

Hon. Park M. Trammell,

President of the Senate:

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

An act giving the Florida Railroad Commission authority to fix the rates of toll on toll bridges now constructed or to be hereafter constructed over and across the Mantanzas and North rivers in the State of Florida and providing for the maximum rates of toll thereon, the hours during which said toll bridges shall remain open for traffic, and authorizing the said Railroad Commission to prescribe penalties for the violation thereof, and penalties for violation of such rules and regulations made in compliance herewith.

Also,

An act providing for the refunding and payment of any unused and unexpired portion of license tax issued by the

State of Florida, and any county, for the sale of wines, beers, and liquors, in counties where wet and dry elections were held since January 1st, 1902, and are hereafter held in any county in the State of Florida where the result of said election is the discontinuing of the sale of wines, beers and liquors, prior to the expiration of said license; and authorizing the County Commissioners of any county to refund and pay to such party its portion of said license tax so issued for the unexpired and unused portion of the license tax issued by the county in such cases.

Also,

An act to amend Section 680, of the Revised Statutes of the State of Florida, relating to "Parks, streets, etc."

Also,

An act to provide for the privileges of witnesses in investigations and prosecutions for the violation of the statutes against bribery, gaming and gambling and for violation of the statutes against the illegal sale of spirituous, vinous or malt liquors.

Also,

An act authorizing the County Boards of Public Instruction to borrow money for payment of school warrants when there are no funds in the treasury for such purposes and to pay interest for such loans not exceeding eight per cent. per annum.

Also,

A Concurrent Resolution.

Also,

An act to amend Section 22 of Chapter 4522 of the Laws of Florida the same being an act for the assessment and collection of revenue, approved June 1st, 1895.

Also,

An act to grant rights and franchises to the Manatee Light and Traction Company to operate street cars and electric lighting and power business within the municipality of Bradentown, and for other purposes.

Also,

A Concurrent Resolution.

Have examined 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.

By permission—

Mr. Blount, Chairman of the Special Committee on Governor's special message, submitted the following report:

Senate Chamber,
Tallahassee, Fla., June 1, 1905.

Hon. Park M. Trammell,

President of the Senate.

SIR—Your Committee to whom was referred—

The message received from His Excellency, N. B. Broward, Governor, and accompanying documents beg leave to report the following resolution:

Be it resolved, That it is the sense of the Senate that the communication from the Board of State Institutions transmitted by the Governor to the Senate on May 30th, 1905, is, in its language and tone lacking in the courtesy and respect due to the Senate:

That while the Senate is always willing to receive proper communications properly couched, yet it declines to receive and entertain communications not proper and not properly couched; Therefore, the Secretary is directed to send to the Governor a copy of this resolution and to return to him the said communication in order that he may transmit them to the Board of State Institutions.

W. A. BLOUNT,
GEO. P. RANEY,
W. HUNT HARRIS,
J. G. BASKIN,
F. ADAMS.

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

Which was agreed to.

Mr. President appointed the following additional members on the part of the Senate as a conference committee on Senate Bill No. 153: Messrs. Massey and Humphries.

Mr. Raney moved that—

Senate Bill No. 302:

A bill to be entitled an act constituting the Governor, the Attorney-General and the State Treasurer a Board of Commissioners to examine into and report upon claims against the State arising from moneys received by the State on account of Indian War Claims.

Be referred to the Judiciary Committee.

Which was agreed to.

115 S. B.

By permission—

Mr. Sams introduced the following:

Senate Resolution No. 66:

Be it resolved that all bills, except local bills, on the calendar on second reading that have not been referred to committees, shall not be considered by this Senate until they have been so referred and reported by said committees.

Mr. Sams moved the adoption of the resolution.

Which was agreed to.

MESSAGES FROM HOUSE OF REPRESENTATIVES.

The following message from the House of Representatives was read:

House of Representatives,
Tallahassee, Fla., June 1, 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—

Senate substitute for—

House Bill No. 556:

A bill to be entitled an act requiring the city council of the city of St. Augustine to hold an election for the purpose of submitting to the qualified voters of said city a proposition to issue bonds for the purpose of erecting, constructing, installing and operating a municipal electric lighting plant; providing for the holding of such election and for the issuance of such bonds should the proposition be approved by a majority of the voters of said city, and prescribing certain duties for the Board of Bond Trustees of such city.

Very respectfully,

J. G. KELLUM,

Chief Clerk of the House of Representatives.

And Senate substitute for House Bill No. 556 contained in the above message was referred to the Committee on Enrolled Bills.

The following message from the House of Representatives was read:

1895

House of Representatives,
Tallahassee, Fla., June 1, 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 concurred in Senate amendment to House Bill No. 17 as attached to the bill.

Very respectfully,
J. G. KELLUM,

Chief Clerk of the House of Representatives.

The following message from the House of Representatives was read:

Tallahassee, Fla., June 1, 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—

Senate Bill No. 386:

A bill to be entitled an act to extend the time for beginning work upon the Pan-American Railway, and thereupon to confirm to said railway all rights, powers, privilege and grants heretofore conferred upon the same.

Very respectfully,
J. G. KELLUM,

Chief Clerk of the House of Representatives.

And Senate Bill No. 386 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 1, 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—

Senate Bill No. 317:

A bill to be entitled an act for the relief of T. H. Jackson of Liberty county, Florida.

Very respectfully,
J. G. KELLUM,

Chief Clerk of the House of Representatives.

And Senate Bill No. 317 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 1, 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 adopted the report of the conference committee on—

Senate Joint Resolution No. 168:

Proposing amendments to Article V of the Constitution of the State of Florida relative to the Judiciary department.

And recedes from its amendment.

Very respectfully,

J. G. KELLUM,

Chief Clerk of the House of Representatives.

And Senate Joint Resolution No. 168 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 1, 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—

Senate Bill No. 378:

A bill to be entitled an act providing State aid for certain common schools of this State not otherwise receiving State aid.

Together with amendments thereto and respectfully request the concurrence of the Senate thereto.

Very respectfully,

J. G. KELLUM,

Chief Clerk of the House of Representatives.

And Senate Bill No. 378, contained in the above mes-

and, together with amendments of the House of Representatives thereto, was placed before the Senate.

Mr. Trammell (Mr. West in the chair) moved that the Senate concur in the amendments of the House of Representatives to Senate Bill No. 378.

Which was agreed to.

And Senate Bill No. 378, as amended by the House of Representatives and concurred in by the Senate, was referred to the Committee on Enrolled Bills.

The following message --
of Representatives was read:

House of Representatives,
Tallahassee, Fla., June 1, 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—

Senate Bill No. 387:

A bill to be entitled an act creating and providing for a special commission to inspect, examine into and report upon the needs and requirements of the State Hospital for the Insane, to take into consideration the advisability of locating the State Hospital for the Insane either in whole or in part at some other point in this State; to report and recommend such legislation as in their opinion is best suited to the welfare of the insane in this State, and making an appropriation for the actual expenses of such commission.

Very respectfully,

J. G. KELLUM,

Chief Clerk of the House of Representatives.

And Senate Bill No. 387, contained in the above message, was referred to the Committee on Enrolled Bills.

By permission—

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

Senate Chamber,
Tallahassee, Fla., June 1, 1905.

H. Park M. Trammell,
President of the Senate:

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

House Bill No. 302:

A bill to be entitled an act relating to motions for new trials in civil cases.

Beg to report that they have had the same under consideration and recommend that it pass, with the following amendment:

Add to Section "one" at the end thereof the following: It shall not be necessary for a motion for a new trial previously excepted to for a purpose of having the same reviewed by an appellate court.

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

And House Bill No. 302, contained in the above report, was placed on the Calendar of bills on second reading together with the amendments.

The following message from the House of Representatives was read:

House of Representatives,
 Tallahassee, Fla., June 1, 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—

Senate Bill No. 128:

A bill to be entitled an act an act to prescribe the fees of sheriffs in lunacy proceedings.

Very respectfully,
J. G. KELLUM,

Chief Clerk of the House of Representatives.

And Senate Bill No. 128, 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 1, 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—

Senate Bill No. 385:

A bill to be entitled an act to grant a pension to Mrs. Henrietta E. Townsend, of Alachua county, Florida.

Very respectfully,

J. G. KELLUM,

Chief Clerk of the House of Representatives.

And Senate Bill No. 385, 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 1, 1905.

Hon. Par M. Trammell,

President of the Senates

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

Substitute for—

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 trials of crimes.

Very respectfully,

J. G. KELLUM,

Chief Clerk of the House of Representatives.

The following message from the House of Representatives was read:

House of Representatives,
Tallahassee, Fla., June 1, 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 laid on table—

Senate Bill No. 258:

A bill to be entitled an act to regulate appellate procedure and practice.

Very respectfully,

J. G. KELLUM,

Chief Clerk of the House of Representatives.

The following message from the House of Representatives was read:

House of Representatives,
Tallahassee, Fla., June 1, 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 concurred in—

Senate amendment to—

House Bill No. 383:

As stated in Senate message of same date.

Very respectfully,

J. G. KELLUM,

Chief Clerk of the House of Representatives.

The following message from the House of Representatives was read:

House of Representatives,
Tallahassee, Fla., June 1, 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 concurred in—

Senate amendment to—

House Bill No. 469:

As contained in Senate message of even date.

Very respectfully,

J. G. KELLUM,

Chief Clerk of the House of Representatives.

The following message from the House of Representatives was read:

House of Representatives,
Tallahassee, Fla., June 1, 1905.

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

Senate Bill No. 204:

A bill to be entitled an act to enable any county in the State of Florida in which the records, or any material part thereof, concerning the title to property, have been destroyed by fire or other causes, so that a connected

chain of title cannot be taken therefrom, to acquire by condemnation any abstracts, copies, minutes, extracts, maps or plats, made from such records, or copies thereof, for the public use as part of the public records.

Very respectfully,

J. G. KELLUM,

Chief Clerk of the House of Representatives.

And Senate Bill No. 204, 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 1, 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—

Senate Bill No. 241:

A bill to be entitled an act to regulate the transportation of live stock, and to provide penalties for the violation thereof.

Very respectfully,

J. G. KELLUM,

Chief Clerk of the House of Representatives.

And Senate Bill No. 204 contained in the above message was referred to the Committee on Enrolled Bills.

By permission—

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

Senate Chamber.

Tallahassee, Fla., June 1, 1905.

Hon. Park M. Trammell,

President of the Senate:

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

An act giving the Florida Railroad Commission authority to fix the rates of toll on toll bridges now constructed or to be hereafter constructed over and across the Mananzas and North rivers in the State of Florida and providing for the maximum rates of toll thereon, the hours during which said toll bridges shall remain open for traf-

fic, and authorizing the said Railroad Commission to prescribe penalties for the violation thereof, and penalties for violation of such rules and regulations made in compliance herewith.

Also,

An act providing for the refunding and payment of any unused and unexpired portion of license tax issued by the State of Florida, and any county, for the sale of wines, beers, and liquors, in counties where wet and dry elections were held since January 1st, 1902, and are hereafter held in any county in the State of Florida where the result of said election is the discontinuing of the sale of wines, beers and liquors, prior to the expiration of said license; and authorizing the County Commissioners of any county to refund and pay to such party its portion of said license tax so issued for the unexpired and unused portion of the license tax issued by the county in such cases.

Also,

An act to amend Section 680 of the Revised Statutes of the State of Florida, relating to "Parks, streets, etc."

Also,

An act to provide for the privileges of witnesses in investigations and prosecutions for the violation of the statutes against bribery, gaming and gambling and for violation of the statutes against the illegal sale of spirituous, vinous or malt liquors.

Also,

An act authorizing the County Boards of Public Instruction to borrow money for payment of school warrants when there are no funds in the treasury for such purpose and to pay interest for such loans not exceeding eight per cent. per annum.

Also,

A Concurrent Resolution.

Also,

An act to amend Section 22 of Chapter 4522 of the Laws of Florida the same being an act for the assessment and collection of revenue, approved June 1st, 1895.

Also,

An act to grant rights and franchises to the Manatee Light and Traction Company to operate street cars and electric lighting and power business within the municipality of Bradentown, and for other purposes.

Also,

A Concurrent Resolution.

Have examined the same and find them correctly enrolled.

Very respectfully,

T. M. SCOTT,

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 signature of the Speaker and Chief Clerk thereof.

Mr. Humphries moved that House Bill No. 242 be taken up out of its order and now considered.

Which was not agreed to.

The roll call under Senate resolution No. 65 was begun.

Mr. Bailey called up—

House Bill No. 242:

A bill to be entitled an act to prohibit certain games and sports on Sunday.

Which was taken up and read a third time in full.

Mr. Humphries moved that House Bill No. 242 be made a special order for 4 p. m.

The yeas and nays were demanded on the motion of Mr. Humphries to make House Bill No. 242 a special order for 4 o'clock.

Upon the call of the roll upon the adoption of the motion the vote was:

Yeas—Mr. President, Senators Bailey, Baskin, Canova, Clarke, Crews, Gill, Faulkner, Gillen, Hudson, Humphries, Jackson, Lee, McCreary, Newlan, Wilson.—16.

Nays—Senators Adams, Alford, Blount, Crane, Davis, Harris, Raney, Sams, Scott, Stockton, Wadsworth, Zim.—12.

So the motion was not agreed to, it requiring a two-thirds vote.

Mr. Stockton moved that House Bill No. 242 be placed back on the calendar of bills on second reading for amendments.

The yeas and nays were demanded on the motion of Mr. Stockton to place House Bill No. 242 back on the calendar of bills on second reading for amendments.

Upon the call of the roll on this motion the vote was:

Yeas—Alford, Blount, Clarke, Crane, Harris, Raney, Sams, Scott, Stockton, Wadsworth, West, Zim.—12.

Nays—Mr. President, Senators Bailey, Baskin, Canova, Crews, Crill, Faulkner, Gillen, Hudson, Humphries, Jackson, Lee, McCreary, Newlan—14.

So the motion was not agreed to.

Mr. Stockton moved that House Bill No. 242 be indefinitely postponed.

The yeas and nays were demanded on the motion of Mr. Stockton to indefinitely postpone.

Pending roll call—

Mr. Jackson raised the point of order that the motion to indefinitely postpone was out of order.

The chair so ruled.

Mr. Stockton moved that House Bill No. 242 be made a special order for 11:45 o'clock a. m., Friday, June 2, 1905.

The yeas and nays were demanded on the motion of Mr. Stockton to make House Bill No. 242 a special order for 11:45 o'clock a. m. Friday, June 2, 1905.

Upon the call of the roll on the motion the vote was:

Yeas—Senators Blount, Crane, Harris, Raney, Sams, Scott, Stockton, Wadsworth, West, Zim.—10.

Nays—Mr. President, Senators Adams, Alford, Bailey, Baskin, Canova, Crews, Crill, Faulkner, Gillen, Hudson, Humphries, Jackson, Lee, McCreary, Massey, Newlan.—17.

So the motion was not agreed to.

Mr. Stockton moved that House Bill No. 242 be made a special order for Friday, June 2, 1905, at 11:45 a. m.

The yeas and nays were demanded on the motion of Mr. Stockton to make House Bill No. 242 a special order for Friday, June 2, 1905, at 11:44 a. m.

Upon the call of the roll on the motion the vote was:

Yeas—Senators Blount, Harris, Scott, Stockton, Wadsworth, West, Zim.—7.

Nays—Mr. President, Senators Adams, Alford, Bailey, Baskin, Canova, Crane, Crews, Crill, Faulkner, Gillen, Hudson, Humphries, Jackson, Lee, McCreary, Massey, Newlan, Sams.—19.

So the motion was not agreed to.

Mr. Stockton moved that House Bill No. 242 be made a special order for Friday, June 2, 1905.

The yeas and nays were demanded on the motion of Mr. Stockton to make House Bill No. 242 a special order for Friday, June 2, at 11:43 o'clock a. m.

Upon the call of the roll on the motion the vote was:

Yeas—Senators Blount, Clarke, Crane, Harris, Stockton, Wadsworth, West, Zim.—8.

Nays—Mr. President, Senators Adams, Alford, Bailey, Baskin, Canova, Crews, Crill, Hudson, Humphries, Jackson, Lee, McCreary, Newlan.—14.

So the motion was not agreed to.

Mr. Scott stated that he was paired with Mr. Faulkner; that if Mr. Faulkner was present he would vote no, and he (Mr. Scott) would vote aye.

Mr. Harris moved that the Senate do now adjourn.

The yeas and nays were demanded on the motion of Mr. Harris to adjourn.

On the motion the vote was.

Yeas—Senators Blount, Clarke, Crane, Harris, Scott, Stockton, Wadsworth, West, Zim.—9.

Nays—Mr. President, Senators Adams, Alford, Bailey, Baskin, Canova, Crews, Crill, Hudson, Humphries, Jackson, Lee, McCreary, Raney, Sams.—15.

So the motion was not agreed to.

Mr. Stockton moved that House Bill No. 242 be taken up for consideration tomorrow, Friday, June 2, at 11:51 o'clock.

The yeas and nays were demanded on the motion of Mr. Stockton to take up House Bill No. 242 to-morrow, Friday, June 2, 1905, at 11:51 o'clock.

Upon the call of the roll on the motion the vote was:

Yeas—Senators Alford, Blount, Clarke, Crane, Harris, Stockton, Wadsworth, West, Zim.—9.

Nays—Mr. President, Senators Adams, Bailey, Baskin, Canova, Crews, Crill, Gillen, Hudson, Humphries, Jackson, Lee, McCreary, Newlan, Sams.—15.

So the motion was not agreed to.

Mr. Stockton moved that House Bill No. 242 be made a special order for to-morrow, June 2, at 11 o'clock a. m.

The yeas and nays were demanded on the motion of Mr. Stockton that House Bill No. 242 be made a special order for to-morrow, June 2, at 11 o'clock.

Upon call of the roll on the motion the vote was:

Yeas—Senators Alford, Blount, Clarke, Crane, Scott, Stockton, Wadsworth, West, Zim.—9.

Nays—Mr. President, Senators Adams, Bailey, Baskin, Canova, Crews, Crill, Faulkner, Hudson, Humphries, Jackson, Lee, McCreary, Newlan.—14.

So the motion was not agreed to.

Mr. Stockton moved that House Bill No. 242 be made a special order for to-morrow, June 2, at 11:25 o'clock.

The yeas and nays were demanded on the motion of Mr. Stockton that House Bill No. 242 be made a special order for to-morrow at 11:25 o'clock.

Upon the call of the roll on the motion the vote was:

Yeas—Senators Blount, Crane, Scott, Stockton, Wadsworth, West, Zim.—7.

Nays—Mr. President, Senators Adams, Bailey, Baskin, Canova, Crews, Crill, Faulkner, Gillen, Hudson, Humphries, Jackson, Lee, McCreary, Newlan.—15.

So the motion was not agreed to.

Mr. Stockton moved that House Bill No. 242 be made a special order for Friday, June 2, at 10 o'clock a. m.

The yeas and nays were demanded on the motion of Mr. Stockton to make House Bill No. 242 a special order for Friday, June 2, at 10 o'clock.

Upon the call of the roll on the motion the vote was:

Yeas—Senators Blount, Crane, Scott, Stockton, Wadsworth, West, Zim.—7.

Nays—Mr. President Senators Adams, Bailey, Baskin, Canova, Clarke, Crews, Crill, Davis, Faulkner, Gillen, Jackson, Lee, McCreary, Newlan.—14.

So the motion was not agreed to.

Upon call of the roll on the passage of House Bill No. 242 the vote was:

Yeas—Mr. President, Senators Adams, Bailey Baskin, Canova, Clarke, Crews, Crill, Davis, Faulkner, Gillenn, Hudson, Humphries, Jackson Lee, McCreary Massey, Neel, Newlan, Sams, Wilson.—21.

Nays—Senators Alford, Blount, Harris, Raney, Scott, Stockton, Wadsworth, West, Zim.—9.

So the bill passed, title as stated.

Mr. Raney moved that House Bill No. 302 be taken up out of its order and now considered.

Which was agreed to by a two-thirds vote.

And,

House Bill No. 302:

A bill to be entitled an act relating to motions for new trials in civil cases.

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

Mr. Harris moved that the rules be waived and House Bill No. 302 be read a second time by its title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 302 was read a second time by its title only.

The following committee amendment was read:

Add to Section 1, at the end thereof, the following: It shall not be necessary to incorporate in any motion for a new trial any matter in pais previously excepted to for the purpose of having the same reviewed by an appellate court.

Mr. Harris moved the adoption of the amendment.

Which was agreed to.

Mr. Harris moved that the rules be further waived, and that House Bill No. 302 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. 302 as amended, 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, Crill, Davis, Faulkner, Gillen, Harris, Hudson, Humphries, Jackson, Lee, McCreary, Massey, Neel, Newlan, Raney, Sams, Scott, Stockton, Wadsworth, West, Wilson, Zim.—27.

Nays—None.

So House Bill No. 302 as amended, 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., June 1, 1905.

Hon. Park M. Trammell,

President of the Senate:

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

An act giving the Florida Railroad Commission authority to fix the rates of toll on toll bridges now constructed or to be hereafter constructed over and across the Mananzas and North rivers in the State of Florida and providing for the maximum rates of toll thereon, the hours

during which said toll bridges shall remain open for traffic, and authorizing the said Railroad Commission to prescribe penalties for the violation thereof, and penalties for violation of such rules and regulations made in compliance herewith.

Also,

An act providing for the refunding and payment of any unused and unexpired portion of license tax issued by the State of Florida, and any county, for the sale of wines, beers, and liquors, in counties where wet and dry elections were held since January 1st, 1902, and are hereafter held in any county in the State of Florida where the result of said election is the discontinuing of the sale of wines, beers and liquors, prior to the expiration of said license; and authorizing the County Commissioners of any county to refund and pay to such party its portion of said license tax so issued for the unexpired and unused portion of the license tax issued by the county in such cases.

Also,

An act to amend Section 680, of the Revised Statutes of the State of Florida, relating to "Parks, streets, etc."

Also,

An act to provide for the privileges of witnesses in investigations and prosecutions for the violation of the statutes against bribery, gaming and gambling and for violation of the statutes against the illegal sale of spirituous, vinous or malt liquors.

Also,

An act authorizing the County Boards of Public Instruction to borrow money for payment of school warrants when there are no funds in the treasury for such purpose and to pay interest for such loans not exceeding eight per cent. per annum.

Also,

A Concurrent Resolution.

Also,

An act to amend Section 22 of Chapter 4522 of the Laws of Florida the same being an act for the assessment and collection of revenue, approved June 1st, 1895.

Also,

An act to grant rights and franchises to the Manatee Light and Traction Company to operate street cars and electric lighting and power business within the municipality of Bradentown, and for other purposes.

Also,

A Concurrent Resolution.

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 giving the Florida Railroad Commission authority to fix the rates of toll on toll bridges now constructed or to be hereafter constructed over and across the Man-tanzas and North rivers in the State of Florida and providing for the maximum rates of toll thereon, the hours during which said toll bridges shall remain open for traffic, and authorizing the said Railroad Commission to prescribe penalties for the violation thereof, and penalties for violation of such rules and regulations made in compliance herewith.

Also,

An act providing for the refunding and payment of any unused and unexpired portion of license tax issued by the State of Florida, and any county, for the sale of wines, beers, and liquors, in counties where wet and dry elections were held since January 1st, 1902, and are hereafter held in any county in the State of Florida where the result of said election is the discontinuing of the sale of wines, beers and liquors, prior to the expiration of said license; and authorizing the County Commissioners of any county to refund and pay to such party its portion of said license tax so issued for the unexpired and unused portion of the license tax issued by the county in such cases.

Also,

An act to amend Section 680, of the Revised Statutes of the State of Florida, relating to "Parks, streets, etc."

Also,

An act to provide for the privileges of witnesses in investigations and prosecutions for the violation of the statutes against bribery, gaming and gambling and for violation of the statutes against the illegal sale of spirituous, vinous or malt liquors.

Also,

An act authorizing the County Boards of Public Instruction to borrow money for payment of school warrants when there are no funds in the treasury for such purpose and to pay interest for such loans not exceeding eight per cent. per annum.

Also,

A Concurrent Resolution.

Also,

An act to amend Section 22 of Chapter 4522 of the Laws of Florida the same being an act for the assessment and collection of revenue, approved June 1st, 1895.

Also,

An act to grant rights and franchises to the Manatee Light and Traction Company to operate street cars and electric lighting and power business within the municipality of Bradentown, and for other purposes.

Also,

A Concurrent Resolution.

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. Harris moved that when the Senate adjourn at its afternoon session, that it do adjourn until 8:30 p. m.

Which was agreed to.

Mr. Blount 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., June 1, 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--

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.

With following amendment :

Add to Section 1 the following :

“That nothing in this act shall be construed as carrying any land grant.”

And respectfully requests the concurrence of the Senate thereto.

Very respectfully,

J. G. KELLUM,

Chief Clerk of the House of Representatives.

And Senate Bill No. 284, contained in the above message, together with amendments of the House of Representatives thereto, was placed before the Senate.

Mr. Humphries moved that the Senate non-concur in the amendments of the House of Representatives to Senate Bill No. 284.

Which was agreed to.

The following message from the House of Representatives was read :

House of Representatives,
Tallahassee, Fla., June 1, 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. 482 :

A bill to be entitled an act to require the county commissioners in each county to publish the report of the State Auditor or the Assistant State Auditor on the conditions of the several county offices.

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. 482, contained in the above message was read the first time by its title and referred to the Committee on Finance and Taxation.

1822

The following message from the House of Representatives was read:

House of Representatives,
Tallahassee, Fla., June 1, 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. 476:

A bill to be entitled an act to require dealers in fruit trees, or nurserymen to pay a license tax, who are non-residents of 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. 476, contained in the above message was read the first time by its title.

Mr. Alford moved that the rules be waived and House Bill No. 476 be read a second time by its title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 476 was read a second time by its title only.

Mr. Alford moved that the rules be further waived, and that House Bill No. 476 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. 476 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, Crane, Crews, Davis, Gillen, Hudson, Jackson, Lee, McCreary, Neel, Newlan, Sams, West, Wilson, Zim—21.

Nays—Messrs. Raney and Wadsworth—2.

So House Bill No. 476 was passed, title as stated.

The following message from the House of Representatives was read:

1823

House of Representatives,
Tallahassee, Fla., June 1, 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—

Senate Bill No. 400:

A bill to be entitled an act directing the State Board of Pensions to place the name of Wm. Platt, of Jefferson county, Fla., on the Pension Roll at the rate of eight dollars per month.

With the following amendment to-wit:

Strike out all of Section 1 after the word "pensions" in second line on second page of bill.

And respectfully requests the concurrence of the Senate thereto.

Very respectfully,

J. G. KELLUM,

Chief Clerk of the House of Representatives.

And Senate Bill No. 400, contained in the above message, together with amendments of the House of Representatives thereto, was placed before the Senate.

Mr. Bailey moved that the Senate concur in the amendments of the House of Representatives to Senate Bill No. 400.

Which was agreed to.

And Senate Bill No. 400, as amended by the House of Representatives and concurred in by the Senate, was referred to the Committee on Enrolled Bills.

The following message from the House of Representatives was read:

House of Representatives,
Tallahassee, Fla., June 1, 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—

Senate Bill No. 42:

A bill to be entitled an act to prohibit the issuing by any one of checks or orders upon banks or other persons, when the makers of such orders or checks have not suffi-

cient funds on deposit with the drawee to pay such orders; to prescribe a rule of evidence therein, and to provide punishment therefor.

With the following amendments:

In Sec. 1, line 36, strike out the words "given" and the words "issued or delivered" in line 37, and insert in lieu thereof the words "made payable, provided, the same shall not have been transferred by the payee."

In line 38, after the word "same" insert the words "to the payees or then lawful holders thereof if the same shall have been transferred."

And respectfully requests the concurrence of the Senate thereto.

Very respectfully,

J. G. KELLUM,

Chief Clerk of the House of Representatives.

And Senate Bill No. 42, contained in the above message, together with amendments of the House of Representatives thereto, was placed before the Senate.

Mr. Crews moved that the Senate concur in the amendments of the House of Representatives to Senate Bill No. 42.

Which was agreed to.

And Senate Bill No. 42 as amended by the House of Representatives and concurred in by the Senate, was referred to the Committee on Enrolled Bills.

The following message from the House of Representatives was read:

House of Representatives,
Tallahassee, Fla., June 1, 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—

Senate Bill No. 101:

A bill to be entitled an act to amend Chapter 5251 of the Laws of Florida, entitled an act for the preservation of wild deer, birds and other game, and to prescribe the time in which they may be hunted, and to provide that all non-residents of the State shall take out a license before they shall hunt such wild deer, birds or other game, and prescribing a penalty for the violation thereof.

With the following amendment:

Strike out the word "two" in line 29, Section 1, and insert in lieu thereof the following: "Four."

And respectfully requests the concurrence of the Senate thereto.

Very respectfully,
J. G. KELLUM,

Chief Clerk of the House of Representatives.

And Senate Bill No. 101, contained in the above message, together with amendments of the House of Representatives thereto, was placed before the Senate.

Mr. Sams moved that the Senate concur in the amendments of the House of Representatives to Senate Bill No. 101:

Which was agreed to.

And Senate Bill No. 101, as amended by the House of Representatives and concurred in by the Senate, was referred to the Committee on Enrolled Bills.

The following message from the House of Representatives was read:

House of Representatives,
Tallahassee, Fla., June 1, 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 by a constitutional three-fifths majority of all members elected to the House of Representatives—

House Joint Resolution No. 565:

A joint resolution proposing an amendment to section 1, of Article XVII of the Constitution of 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 Joint Resolution No. 565, contained in the above message was read the first time by its title.

Mr. Blount moved that the rules be waived and House

Joint Resolution No. 565 be read a second time by its title only.

Which was agreed to by a two-thirds vote.

And House Joint Resolution No. 565 was read a second time by its title only.

Mr. Blount moved that the rules be further waived, and that House Joint Resolution No. 565 be read a third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Joint Resolution No. 565 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 Alford, Baskin, Canova, Clarke, Crane, Crews, Hudson, Jackson, Lee, Newlan, Raney, Wadsworth, West, Wilson, Zim—16.

Nays—Senators Adams, Blount, Faulkner, Neel, Sams—5.

House Joint Resolution No. 565, not having received the constitutional majority of three-fifths of all the members elected to the Senate, failed to pass.

Mr. Blount gave notice that on tomorrow he would move to reconsider the vote by which House Joint Resolution No. 565 failed to pass.

The following message from the House of Representatives was read:

House of Representatives,
Tallahassee, Fla., June 1, 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. 366:

A bill to be entitled an act making appropriation to pay for expenses incurred by the committees investigating the State Hospital for the Insane at Chattahoochee.

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. 366 contained in the above message, was read the first time by its title and referred to the Committee on Legislative Expenses.

The following message from the House of Representatives was read:

House of Representatives,
Tallahassee, Fla., June 1, 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—

Senate Bill No. 405:

A bill to be entitled an act to organize and establish a county court in and for Jackson county, Florida, and to prescribe the terms thereof.

With the following amendments, to wit:

In Sec. 2, after the words "Second Monday in" in sixth line strike out the word July, and insert in lieu thereof the word "September"; and after the figures 1905 in same line add, if this act shall be ratified by a majority vote of the voters of Jackson county in an election to be held for that purpose as hereinafter provided.

Strike out Section 5 and insert in lieu thereof the following:

Section 5. This act shall not go into effect unless it shall be ratified by a majority vote of the electors voting at an election to be held for the purpose of determining whether or not this act shall become operative in said county; and provisions shall be made for calling such election immediately after the passage and approval of this act.

Very respectfully,

J. G. KELLUM,

Chief Clerk of the House of Representatives.

And Senate Bill No. 405, contained in the above message together with amendments of the House of Representatives thereto, was placed before the Senate.

Mr. Wilson moved that the Senate concur in the amendments of the House of Representatives to Senate Bill No. 405.

Which was agreed to.

And Senate Bill No. 405, as amended by the House of Representatives and concurred in by the Senate, was referred to the Committee on Enrolled Bills.

By permission—

Mr. Raney, Chairman of the Conference Committee on Senate Bill No. 346, submitted the following report:

Senate Chamber,
Tallahassee, Fla., June 1, 1905.

Hon. Park M. Trammell,

President of the Senate:

SIR—Your Conference Committee to whom was referred—

Senate Bill No. 346:

Beg to recommend that the Senate concur in House amendment allowing \$50 to the Sergeant at Arms of the House of Representatives.

GEO. P. RANEY,
Chairman of Senate Committee.

E. L. WARTMANN,
Chairman of Committee on part of the House.

Mr. Bailey moved that the report of the committee be adopted.

Which was agreed to.

Mr. Clarke moved that Senate Bill No. 228 be taken up out of its order and now considered.

Which was agreed to by a two-thirds vote.

And

Senate Bill No. 228:

A bill to be entitled an act requiring State officers to make biennial detail reports, and providing penalties for failure to comply with said requirement.

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

Upon call of the roll on Senate Bill No. 228, the vote was:

Yeas—Mr. President, Senators Alford, Bailey, Baskin, Blount, Clarke, Crews, Davis, Faulkner, Harris, Lee, Massey, Neel, Newlan, Wilson, Zim—16.

Nays—Senators Adams, Canova, Crane, Gillen, Hudson, McCreary, Raney, Sams, Scott, Stockton, West—10.

By permission—

So the bill passed, title as stated.

Mr. Sams introduced the following:

Senate Resolution No. 67:

Whereas, T. J. Appleyard, the worthy and efficient Secretary of this body, has labored faithfully every day and every night until a late hour in his effort to facilitate the work of this body by having the Journals and Calendars printed and ready for the use of this body; and

Whereas, By the accomplishment of this work, the securing the Journals and Calendars, the work of this body has been facilitated and rendered it possible for the Senate to dispatch its business and keep up with its work; therefore be it

Resolved, That the Senate allow to said Secretary the sum of one hundred and fifty dollars additional pay, and the Sergeant at Arms is instructed to insert the same on the pay roll of the Senate.

Mr. Sams moved the adoption of the resolution.

Which was agreed to.

By permission—

Mr. Harris introduced the following:

Senate Resolution No. 68:

Whereas, the Janitor has been to the expense of hiring help for the cleaning and caring of the Senate Chamber, Corridors, several committee rooms, and

Whereas, This expense as a matter of fact, curtails the per diem of the Janitor compared with the other attaches of the Senate, and

Whereas, The keeping open of the Senate Chamber at all times including Sundays, has been cheerfully borne by the Janitor, and he has put in more time than any other attache of the Senate; therefore be it

Resolved, That the Sergeant at Arms of the Senate be and is hereby instructed to put the Janitor on the pay roll for the sum of \$60.00 additional to his per diem to reimburse him for wages paid help and for extra time and labor.

Mr. Harris moved the adoption of the resolution.

Which was not agreed to.

By permission—

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

1830

Senate Chamber,
Tallahassee, Fla., June 1, 1905.

Hon. Park M. Trammell,

President of the Senate:

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

An act giving the Florida Railroad Commission authority to fix the rates of toll on toll bridges now constructed or to be hereafter constructed over and across the Mananzas and North rivers in the State of Florida and providing for the maximum rates of toll thereon, the hours during which said toll bridges shall remain open for traffic, and authorizing the said Railroad Commission to prescribe penalties for the violation thereof, and penalties for violation of such rules and regulations made in compliance herewith.

Also,

An act providing for the refunding and payment of any unused and unexpired portion of license tax issued by the State of Florida, and any county, for the sale of wines, beers, and liquors, in counties where wet and dry elections were held since January 1st, 1902, and are hereafter held in any county in the State of Florida where the result of said election is the discontinuing of the sale of wines, beers and liquors, prior to the expiration of said license; and authorizing the County Commissioners of any county to refund and pay to such party its portion of said license tax so issued for the unexpired and unused portion of the license tax issued by the county in such cases.

Also,

An act to amend Section 680, of the Revised Statutes of the State of Florida, relating to "Parks, streets, etc."

Also,

An act to provide for the privileges of witnesses in investigations and prosecutions for the violation of the statutes against bribery, gaming and gambling and for violation of the statutes against the illegal sale of spirituous, vinous or malt liquors.

Also,

An act authorizing the County Boards of Public Instruction to borrow money for payment of school warrants where there are no funds in the Treasury for such purpose and to pay interest for such loans not exceeding eight per cent. per annum.

Also,
A Concurrent Resolution.

Also,
An act to amend Section 22 of Chapter 4522 of the Laws of Florida the same being an act for the assessment and collection of revenue, approved June 1st, 1895.

Also,
An act to grant rights and franchises to the Manatee Light and Traction Company to operate street cars and electric lighting and power business within the municipality of Bradentown, and for other purposes.

Also,
A Concurrent Resolution.
Beg to report that the same has been presented to the Governor for his approval.

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

Mr. Zim moved that House Bill No. 248 be taken up out of its order and now considered.

Which was agreed to by a two-thirds vote.

And,

House Bill No. 248:

A bill to be entitled an act to authorize corporations not for pecuniary profit to manage, care and provide for children who may be abandoned, neglected, destitute or subjected to perverted training.

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

Mr. Zim moved that the rules be waived and House Bill No. 248 be read a second time by its title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 248 was read a second time by its title only.

Mr. Zim moved that the rules be further waived, and that House Bill No. 248 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. 248 was read a third time in full.

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

Yeas—Senators Adams, Alford, Bailey, Baskin, Canova,

Crews, Crill, Davis, Gillen, Harris, Hudson, Humphries, Lee, McCreary, Massey, Neel, Newlan, Sams, West, Wilson, Zim.—21.

Nays—None.

So House Bill No. 248 was passed, title as stated.

Mr. Baskin moved that House Bill No. 259 be taken up out of its order and now considered.

Which was agreed to by a two-thirds vote.

And,

House Bill No. 259:

A bill to be entitled an act to prohibit any sheriff, constable, bailiff, guard, or other officer having prisoners in their custody, from chaining, handcuffing or fastening white female prisoners to colored prisoners in their custody.

Was taken up.

Mr. Baskin moved that the rules be waived and House Bill No. 259 be read a second time by its title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 259 was read a second time by its title only.

Mr. Baskin moved that the rules be further waived, and that House Bill No. 259 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. 259 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, Canova, Clarke, Crews, Crill, Davis, Gillen, Harris, Hudson, Humphries, Lee, McCreary, Massey, Neel, Newlan, Sams, Scott, Stockton, West, Wilson, Zim.—26.

Nays—None.

So House Bill No. 259 was passed, title as stated.

Mr. Hudson moved that House Joint Resolution No. 93 be taken up out of its order and now considered.

Which was agreed to by a two-thirds vote.

And,

House Joint Resolution No. 93:

A joint resolution proposing an amendment to Article 5 of the Constitution of Florida, relating to the Railroad Commission.

Was taken up and read a second time in full.

Mr. Hudson moved that the rules be further waived, and that House Joint Resolution No. 93 be read a third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Joint Resolution No. 93 was read a third time in full.

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

Yeas—Senators Adams, Alford, Bailey, Baskin, Crews, Gillen, Lee, McCreary, Massey, Neel, Scott, Stockton, West, Zim.—14.

Nays—Blount, Canova, Clarke, Crill, Harris, Hudson, Humphries, Newlan, Raney, Sams.—10.

House Joint Resolution No. 93 not having received the Constitutional majority of three-fifths of all the members elected to the Senate, failed to pass.

Mr. Hudson gave notice that on tomorrow he would move to reconsider the vote by which House Joint Resolution No. 93 failed to pass.

Mr. Clarke moved to reconsider the vote by which Senate Resolution No. 68 failed to pass.

Which was not agreed to.

Mr. Stockton moved that House Bill No. 325 be taken up out of its order and now considered.

Which was agreed to by a two-thirds vote.

And,

House Bill No. 325:

A bill to be entitled an act to regulate the effect of the recording of any mortgage in any county in this State where the record of such mortgage has been destroyed.

Was taken up.

Mr. Stockton moved that the rules be waived and House Bill No. 325 be read a second time by its title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 325 was read a second time by its title only.

Mr. Stockton offered the following amendment to House Bill No. 325:

Strike out the words "six months" wherever they occur and insert in lieu thereof the following: "One year."

Mr. Stockton moved the adoption of the amendment.

Which was agreed to.

Mr. Stockton offered the following amendment to House Bill No. 325:

Strike out the title and insert in lieu thereof the following title, to-wit: A bill to be entitled an act to prescribe the effect of failure to record within a time fixed any mortgage in any county in this State, where the record of the mortgage has been destroyed.

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. 325 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. 325 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—Senators Bailey, Baskin, Blount, Clarke, Davis, Gillen, Hudson, Humphries, McCreary, Massey, Neel, Stockton, Zim.—13.

Nays—Senators Adams, Canova, Lee, Raney, Sams, Wilson.—7.

So House Bill No. 325 as amended, was passed, title as stated.

Mr. Sams moved that House Bill No. 436 be taken up out of its order and now considered.

Which was agreed to by a two-thirds vote.

And

House Bill No. 436:

A bill to be entitled an act for the protection and preservation of food fishes in the St. Johns river south of Jacksonville, in the State of Florida.

Was taken up.

Mr. Sams moved that the rules be waived and House Bill No. 436 be read a second time by its title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 436 was read a second time by its title only.

Mr. Massey moved as this bill is local to a part of the St. Johns river, and there is no evidence before the Senate of its advertisement that the bill be recommitted to the Committee on Fisheries to ascertain and report whether the bill has been advertised according to law.

Which was not agreed to.

Mr. Sams moved that the rules be further waived, and that House Bill No. 436 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. 436 was read a third time in full.

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

Yeas—Senators Adams, Bailey, Baskin, Canova, Clarke, Crews, Crill, Davis, Gillen, Hudson, Humphries, Lee, McCreary, Newlan, Sams, Scott, Stockton, Wilson, Zim.—19.

Nays—Senators Blount, Harris, Massey.—3.

So House Bill No. 436 was passed, title as stated.

By permission—

The Committee on Appropriations introduced:

Senate Bill No. 406:

A bill to be entitled an act making appropriations for deficiencies in the appropriations for the Executive and Judicial departments for six months from July 1st to December 31st, 1905; for the year 1906 and for six months from January 1st to June 30th, 1907.

Which was read the first time by its title.

Mr. Adams moved that the rules be waived and Senate Bill No. 406 be read a second time by its title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 406 was read a second time by its title only.

Mr. Adams moved that the rules be further waived, and that Senate Bill No. 406 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. 406 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, Clarke, Crane, Crews, Davis, Faulkner, Gillen, Hudson, Jackson, Lee, McCreary, Neel, Newlan, Sams, Scott, Wadsworth, West Wilson, Zim.—25.

Nays—None.

So Senate Bill No. 406 was passed, title as stated.

Mr. Blount moved that the Senate adjourn until 8:30 to-night.

Which was agreed to.

And thereupon the Senate stood adjourned until 8:30 to-night.

117 S. B.

1836

NIGHT SESSION,

8:30 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, Senators Adams, Alford, Baskin, Blount, Canova, Clarke, Crane, Crews, Crill, Davis, Faulkner, Gillen, Harris, Hudson, Humphries, Jackson, Lee, McCreary, Massey, Neel, Newlan, Raney, Sams, Scott, Stockton, Wadsworth, West, Zim.—31.

A quorum present.

By permission—

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

Senate Chamber,

Tallahassee, Fla., June 1, 1905.

Hon. Park M. Trammell,

President of the Senate:

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

An act for the relief of Gen. William Miller of Washington county, Florida.

Also,

An act to prescribe the fees of sheriffs in lunacy proceedings.

Also,

An act to permit owners of mill ponds in the State of Florida to prohibit fishing therein and to provide a penalty for persons fishing therein, without first obtaining permission from the owner thereof or his agent.

Also,

An act providing that any common carrier transporting freight shall pay claims for a loss or damage to any shipment received by said common carriers within a certain time from the filing by the shipper of said claim with the 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 said claim.

Also,

An act to define legal holidays in the State of Florida,
Also,

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," approved May 29, 1895.

Also,

An act to repeal all fence laws in township forty-five South of Range twenty-one East; and that part of township forty-six South of Range twenty-one East, which lies on Captiva and Buck Keys.

Also,

An act constituting the Governor, the Attorney-General and the State Treasurer a Board of Commissioners to examine into and report upon claims against the State arising from monies received by the State on account of Indian War Claims.

Also,

An act to declare Estero Creek in Lee County, State of Florida, to be a navigable stream.

Also,

An act for the safe guarding of persons from injury during automobile racing.

Also,

An act to abolish the present municipal government of the City of Miami, in the County of Dade and State of Florida; and to organize and establish a city government for the same; to prescribe its jurisdiction and powers; and to authorize the imposition of penalties for the violation of its ordinances.

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.

By permission—

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

Senate Chamber,

Tallahassee, Fla., June 1, 1905.

Hon. Park M. Trammell,

President of the Senate.

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

A Concurrent Resolution asking Congress to make a sufficient appropriation of money to deepen the channel at Carrabelle Harbor, so as to allow sea-going vessels, and other watercrafts to come up to the docks to take on, and unload cargoes.

Also,

An act providing for the signing of vouchers of pensioners of this State by either clerks of the Circuit Court or Notaries Public.

Also,

An act to provide for the disposition, by the several counties of the State of Florida, of the funds arising from and apportioned to the said several counties from the hire of State Convicts.

Also,

An act to regulate the entering into the pasture of another by the owners of cattle or domestic animals, or by the agent or agents of any such owners.

Also,

An act to amend Section 4 of Chapter 4434, Laws of Florida, the same being an act entitled 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.

Also,

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

Also,

An act to prohibit the shooting of alligators and limpkins on the Ochlawaha River in this State.

Also,

An act granting a pension to William Robert Napier of Putnam county, Florida.

Also,

An act to legalize and confirm the incorporation of the Town of Blountstown, in Calhoun County, Florida, and to declare the same a legally incorporated town.

Also,

An act to repeal Section 350 of Title 6, Chapter 1, of the Revised Statutes of the State of Florida, and Chapter 5229, Acts of 1903, Laws of Florida, relating to agricultural statistics.

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.

MESSAGES FROM HOUSE OF REPRESENTATIVES.

The following message from the House of Representatives was read:

House of Representatives,
Tallahassee, Fla., June 1, 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—

Senate Bill No. 375:

A bill to be entitled an act to amend Sections 26, 28, 30, 32 and 34, of Chapter 5363, Laws of Florida, the same being an act to amend Chapter 4883 of the Laws of Florida, approved May 29, and Chapter 4884 of the Laws of Florida, approved May 22, 1899, being the city charter of the City of Tampa, and to provide for its government, jurisdiction, powers and duties, and relating to the same, and which said charter was approved June 8th, 1903.

Very respectfully,

J. G. KELLUM,

Chief Clerk of the House of Representatives.

And Senate Bill No. 375 contained in the above message referred to the Committee on Enrolled Bills.

The following message from the House of Representatives was read:

House of Representatives,
Tallahassee, Fla., June 1, 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. 425:

A bill to be entitled an act for the protection of shad in this State, to prescribe close season thereon, to prohibit the transportation or possession of such shad during said close season.

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. 425 contained in the above message was read the first time by its title.

Mr. Sams moved that the rules be waived and House Bill No. 425 be read a second time by its title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 425 was read a second time by its title only.

Mr. Sams moved that the rules be further waived, and that House Bill No. 425 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. 425 was read a third time in full.

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

Yeas—Mr. President Adams, Alford, Bailey, Baskin, Blount, Canova, Crews, Crill, Davis, Faulkner, Gillen, Harris, Hudson, Humphries, Jackson, Lee, McCreary, Massey, Neel, Raney, Sams, Scott, Stockton, Wadsworth, West, Wilson, Zim.—28.

Nays—none.

So House Bill No. 425 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., June 1, 1905.

Hon. Park M. Trammell,

President of the Senate:

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

An act for the relief of Gen. William Miller of Washington county, Florida.

Also,

An act to prescribe the fees of sheriffs in lunacy proceedings.

Also,

An act to permit owners of mill ponds in the State of Florida to prohibit fishing therein and to provide a penalty for persons fishing therein, without first obtaining permission from the owner thereof or his agent.

Also,

An act providing that any common carrier transporting freight shall pay claims for a loss or damage to any shipment received by said common carriers within a certain time from the filing by the shipper of said claim with the 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 said claim.

Also,

An act to define legal holidays in the State of Florida.

Also,

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," approved May 29, 1895.

Also,

An act to repeal all fence laws in township forty-five South of Range twenty-one East; and that part of township forty-six South of Range twenty-one East, which lies on Captiva and Buck Keys.

Also.

An act constituting the Governor, the Attorney-General and the State Treasurer a Board of Commissioners to ex-S. J. 7.

amine into and report upon claims against the State arising from monies received by the State on account of Indian War Claims.

Also,

An act to declare Estero Creek in Lee County, State of Florida, to be a navigable stream.

Also,

An act for the safe guarding of persons from injury during automobile racing.

Also,

An act to abolish the present municipal government of the City of Miami, in the County of Dade and State of Florida; and to organize and establish a city government for the same; to prescribe its jurisdiction and powers; and to authorize the imposition of penalties for the violation of its ordinances.

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 for the relief of Gen. William Miller of Washington county, Florida.

Also,

An act to prescribe the fees of sheriffs in lunacy proceedings.

Also,

An act to permit owners of mill ponds in the State of Florida to prohibit fishing therein and to provide a penalty for persons fishing therein, without first obtaining permission from the owner thereof or his agent.

Also,

An act providing that any common carrier transporting freight shall pay claims for a loss or damage to any shipment received by said common carriers within a certain time from the filing by the shipper of said claim with the 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 said claim.

Also,

An act to define legal holidays in the State of Florida.

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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," approved May 29, 1895.

Also,

An act to repeal all fence laws in township forty-five South of Range twenty-one East; and that part of township forty-six South of Range twenty-one East, which lies on Captiva and Buck Keys.

Also,

An act constituting the Governor, the Attorney-General and the State Treasurer a Board of Commissioners to examine into and report upon claims against the State arising from monies received by the State on account of Indian War Claims.

And,

An act to declare Estero Creek in Lee County, State of Florida, to be a navigable stream.

Also,

An act for the safe guarding of persons from injury during automobile racing.

Also,

An act to abolish the present municipal government of the City of Miami, in the County of Dade and State of Florida; and to organize and establish a city government for the same; to prescribe its jurisdiction and powers; and to authorize the imposition of penalties for the violation of its ordinances.

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

Senate Chamber,
Tallahassee, Fla., June 1, 1905.

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

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

A Concurrent Resolution asking Congress to make a sufficient appropriation of money to deepen the channel at Carrabelle Harbor, so as to allow sea-going vessels, and other watercrafts to come up to the docks to take on, and unload cargoes.

Also,

An act providing for the signing of vouchers of pensioners of this State by either clerks of the Circuit Court or Notaries Public.

Also.

An act to provide for the disposition, by the several counties of the State of Florida, of the funds arising from and apportioned to the said several counties from the hire of State Convicts.

Also,

An act to regulate the entering into the pasture of another by the owners of cattle or domestic animals, or by the agent or agents of any such owners.

Also,

An act to amend Section 4 of Chapter 4434, Laws of Florida, the same being an act entitled 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.

Also,

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

Also,

An act to prohibit the shooting of alligators and limpkins on the Ochlawaha River in this State.

Also,

An act granting a pension to William Robert Napier, of Putnam county, Florida.

Also,

An act to legalize and confirm the incorporation of the Town of Blountstown, in Calhoun County, Florida, and to declare the same a legally incorporated town.

Also,

An act to repeal Section 350 of Title 6, Chapter 1, of the Revised Statutes of the State of Florida, and Chapter 5229, Acts of 1903, Laws of Florida, relating to agricultural statistics.

Beg to report that the same has been duly signed by the Speaker and Chief Clerk of the House of Representatives, and is hereby presented to the Senate for the signature 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 Concurrent Resolution asking Congress to make a sufficient appropriation of money to deepen the channel at Carrabelle Harbor, so as to allow sea-going vessels, and other watercrafts to come up to the docks to take on, and unload cargoes.

Also,

An act providing for the signing of vouchers of pensioners of this State by either clerks of the Circuit Court or Notaries Public.

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An act to provide for the disposition, by the several counties of the State of Florida, of the funds arising from and apportioned to the said several counties from the hire of State Convicts.

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Also,

An act granting a pension to William Robert Napier, of Putnam county, Florida.

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An act to legalize and confirm the incorporation of the Town of Blountstown, in Calhoun County, Florida, and to declare the same a legally incorporated town.

Also,

An act to repeal Section 350 of Title 6, Chapter 1, of the Revised Statutes of the State of Florida, and Chapter 5229, Acts of 1903, Laws of Florida, relating to agricultural statistics.

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.

At 8:45.

Mr. Crane, on behalf of the Senators and attaches, presented a beautiful silver service to President Park M. Trammell.

Mr. Trammell, in reply, thanked his associates in well-timed language.

Mr. Harris moved that a recess be taken for five minutes.

Which was agreed to.

At 8:55 p. m.—

The Senate reassembled.

The President in the Chair.

The roll was called and the following Senators answered to their names:

Mr. President, Senators Adams, Alford, Bailey, Baskin, Blount, Canova, Clarke, Crane, Crews, Crill, Davis, Faulkner, Gillen, Harris, Hudson, Humphries, Jackson, Lee, McCreary, Massey, Neel, Newlan, Raney, Sams, Scott, Stockton, Wadsworth, West, Wilson, Zim—31.

A quorum present.

By permission—

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

Senate Chamber,
Tallahassee, Fla., June 1, 1905.

Hon Park M. Trammell,

President of the Senate:

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

A Concurrent Resolution asking Congress to make a sufficient appropriation of money to deepen the channel at Carrabelle Harbor, so as to allow sea-going vessels, and other watercrafts to come up to the docks to take on, and unload cargoes.

Also,

An act providing for the signing of vouchers of pensioners of this State by either clerks of the Circuit Court or Notaries Public.

Also,

An act to provide for the disposition, by the several counties of the State of Florida, of the funds arising from and apportioned to the said several counties from the hire of State Convicts.

Also,

An act to regulate the entering into the pasture of another by the owners of cattle or domestic animals, or by the agent or agents of any such owners.

Also,

An act to amend Section 4 of Chapter 4434, Laws of Florida, the same being an act entitled 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.

Also,

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

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Also,

An act granting a pension to William Robert Napier, of Putnam county, Florida.

Also,

An act to legalize and confirm the incorporation of the Town of Blountstown, in Calhoun County, Florida, and to declare the same a legally incorporated town.

Also,

An act to repeal Section 350 of Title 6, Chapter 1, of the Revised Statutes of the State of Florida, and Chapter 5229, Acts of 1903, Laws of Florida, relating to agricultural statistics.

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

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

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

Senate Chamber,
Tallahassee, Fla., June 1, 1905.

Hon. Park M. Trammell,

President of the Senate:

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

An act for the relief of Gen. William Miller of Washington county, Florida.

Also,

An act to prescribe the fees of sheriffs in lunacy proceedings.

Also,

An act to permit owners of mill ponds in the State of Florida to prohibit fishing therein and to provide a penalty for persons fishing therein, without first obtaining permission from the owner thereof or his agent.

Also,

An act providing that any common carrier transporting freight shall pay claims for a loss or damage to any shipment received by said common carriers within a certain time from the filing by the shipper of said claim with the 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 said claim.

Also,

An act to define legal holidays in the State of Florida.

Also,

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," approved May 29, 1895.

Also,

An act to repeal all fence laws in township forty-five South of Range twenty-one East; and that part of township forty-six South of Range twenty-one East, which lies on Captiva and Buck Keys.

Also,

An act constituting the Governor, the Attorney-General and the State Treasurer a Board of Commissioners to examine into and report upon claims against the State arising from monies received by the State on account of Indian War Claims.

Also,

An act to declare Estero Creek in Lee County, State of Florida, to be a navigable stream.

Also,

An act for the safe guarding of persons from injury during automobile racing.

Also,

An act to abolish the present municipal government of the City of Miami, in the County of Dade and State of Florida; and to organize and establish a city government for the same; to prescribe its jurisdiction and powers; and to authorize the imposition of penalties for the violation of its ordinances.

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

Very respectfully,

T. M. SCOTT,

Chairman of Committee.

Mr. Jackson called up—

Senate Bill No. 307:

A bill to be entitled an act for the relief of James A. Hay.

Mr. Jackson asked permission to withdraw Senate Bill No. 307.

Which was agreed to.

And Senate Bill No. 307 was withdrawn.

Mr. Adams moved that House Bill No. 317 be taken up out of its order and now considered.

Which was agreed to by a two-thirds vote.

And,

House Bill No. 317:

A bill to be entitled an act to empower the State to engage in the life insurance business, to prescribe the powers and duties of the Board of Commissioners of State Institutions in connection therewith, to provide for suits against the State upon insurance politics and provide for the payment thereof.

Was taken up.

Mr. Harris moved that House Bill No. 317 be indefinitely postponed.

The yeas and nays were demanded on the motion of Mr. Harris to indefinitely postpone House Bill No. 317.

Upon the call of the roll on the adoption of the motion.

The vote was:

Yeas—Mr. President, Senators Alford, Blount, Crill, Davis, Harris, Humphries, Lee, Newlan, Raney, Sams, Wadsworth—12.

Nays—Senators Adams, Bailey, Baskin, Canova, Clarke, Crews, Faulkner Gillen, Hudson, Jackson, McCreary, Massey, Neel, Scott, Stockton, West, Wilson, Zim—18.

So the motion was not agreed to.

Mr. Adams moved that the rules be further waived, and that House Bill No. 317 be read a third time in full and put upon its passage.

The yeas and nays were demanded on the motion of Mr. Adams.

Yeas—Senators Adams, Bailey, Baskin, Canova, Clarke, Crews, Faulkner, Gillen, Hudson, McCreary, Massey, Neel, Scott, Stockton, West, Wilson, Zim.—17.

Nays—Mr. President, Senators Alford, Blount, Crill, Davis, Harris, Humphries, Jackson, Lee, Newlan, Raney, Sams, Wadsworth—13.

The motion to waive the rules was not agreed to.

Mr. Massey moved that House Bill No. 317 be made a special order for tomorrow at 10:30 o'clock.

Which was agreed to.

Mr. Hudson gave notice that he would move to reconsider the vote by which House Joint Resolution No. 93 failed to pass the Senate.

Mr. Harris moved that the Senate adjourn until 9:30 o'clock tomorrow.

Which was agreed to.

Thereupon the Senate stood adjourned until tomorrow, June 2, 1905, at 9:30 o'clock a. m.

FRIDAY, JUNE 2, 1905.

The Senate met pursuant to adjournment.

The President in the chair.

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

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

A quorum present.

Prayer by the Chaplain.

The Journal was corrected and approved.

A message was received from the House of Representatives.

MESSAGES FROM HOUSE OF REPRESENTATIVES.

The following message from the House of Representatives was read:

House of Representatives,
Tallahassee, Fla., June 2, 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 concurred in the Senate amendment to—

House Bill No. 195:

As attached to the bill.

Very respectfully,

J. G. KELLUM,

Chief Clerk of the House of Representatives.