

Nays—Mr. President, Senators Bailey, Baskin, Crane, Crews, Faulkner, Hudson, Humphries, Jackson, Scott, Wadsworth, Zim—12.

The motion of Mr. Harris was agreed to.

Thereupon the Senate stood adjourned until tomorrow, Tuesday, May 30th, at 10 o'clock a. m.

TESDAY, MAY 30, 1905.

The Senate met pursuant to adjournment.

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.

Prayer by the Chaplain.

The Journal was corrected and approved.

The following was read and ordered spread on the Journal:

To the Members of the Senate and House of Representatives, Tallahassee, Florida:

Kind Friends—The telegram informing me of the passage of the appropriation bill introduced in my behalf, was a happy realization of a long cherished hope that there would be some recognition by the State of my husband's faithful services; not only on many battlefields, but his unwavering devotion during the time of dire peril when for ten weary years her people suffered a most grievous thralldom that tried the souls of the bravest men, and women, too. The laurels he won I proudly wear—a precious legacy, treasured in the sanctuary of a loyal, loving heart.

The provision you have made for me, in his beloved name, will be a comfort in life's decline, and my soul now chants a "Te Deum Laudamus." God bless you. May your names be recorded in the Lamb's book of life, is the fervent prayer of your friend,

MRS. J. J. DICKISON.

May 29, 1905.

The following communication was read and referred to the Committee on Canals and Telegraphs:
 To the Honorable, the Senate of Florida in Session
 A. D. 1905:

Your petitioner aware of the great value to some 70,000,000, or more, of the inhabitants of the great area, whose waters flow into the Atlantic and Gulf of Mexico, viz., every State east of the Rocky Mountains; and having in their possession the history, description and approximate cost of this great waterway, desire and respectfully request that your honorable body appoint a special committee, who shall fully investigate this great work, described below, and the authorities quoted, and that they cause to be published in proper form, the matter bearing upon the subject placed in their hands by your petitioner, and being satisfied of its great importance to every State in this area described. That they, your committee, be instructed, at proper times and opportunities, to forward the published matter bearing upon this work to the Legislatures of these States, requesting that they appoint similar committees assenting to combined action, shall at proper dates and place hold a convention of their members, which convention shall decide as to whether their Legislatures shall instruct the Representatives of their States in the next Federal Congress to urge the construction of this great work, as a national work.

Respectfully,

ROBERT GAMBLE.

INTRODUCTION OF RESOLUTIONS.

Mr. Harris introduced the following:

Senate Resolution No. 55:

Be it resolved that all bills now on the Calendar that have been unfavorably reported by any committee, as well as all bills that may hereafter be unfavorably reported by committees, shall have the same effect as if they had been indefinitely postponed.

Mr. Harris moved the adoption of the resolution.

The yeas and nays were demanded on Senate Resolution No. 55 of Mr. Harris.

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

Yeas—Senators Blount, Canova, Clarke, Crane, Crill, Davis, Harris, Lee, Massey, Newlan, Raney, Sams, Scott, Stockton, Wadsworth, Wilson—16.

Nays—Mr. President, Senators Adams, Alford, Bailey, Crews, Faulkner, Gillen, Hudson, Humphries, Jackson, McCreary, Neel, West, Zim—14.

So the resolution was agreed to.

Mr. Hudson introduced the following:

Senate Concurrent Resolution No. 21:

Be it resolved by the Senate, the House of Representatives concurring, That the Secretary of State be directed to have one copy each of the Journals of the Senate, House of Representatives, Messages and documents, and session laws of the Legislature, 1905, bound for each member of the Senate and House of Representatives, Secretary of the Senate and Chief Clerk of the House of Representatives.

Which was read the first time.

Mr. Hudson moved that the rules be waived and the resolution be read a second time.

Which was agreed to by a two-thirds vote.

Mr. Hudson moved the adoption of the resolution.

Which was agreed to.

Mr. Baskin introduced the following:

Senate Resolution No. 56:

Resolved. That beginning with this morning, that no Senator shall be permitted to speak more than once on any one subject, without the unanimous consent of the Senate, and then not for a longer period than five minutes.

Mr. Baskin moved the adoption of the resolution.

Which was agreed to.

Mr. Humphries introduced the following:

Senate Resolution No. 57:

Resolved by the Senate, That the Secretary of State, be and he is hereby requested, and directed to have the rooms now occupied by the Railroad Commission, and the rooms occupied by the Adjutant-General vacated before the coming of the next Legislature, that the same may be used by the Senate committees during the legislative session of 1907, that a copy of this resolution be delivered to the Secretary of State.

Mr. Humphries moved the adoption of the resolution.

Which was agreed to.

Mr. Gillen introduced the following:

Senate Resolution No. 57:

Resolved by the Senate, that the resolution passed by the Senate relative to bills unfavorably reported by the committees shall not apply to special orders on bills on third reading.

Mr. Gillen moved the adoption of the resolution.

Mr. Stockton moved that the vote by which Senate Resolution No. 55 was adopted be reconsidered.

Mr. Clarke moved to lay the motion of Mr. Stockton on the table.

The yeas and nays were demanded on the motion of Mr. Clarke to lay on table Mr. Stockton's motion to reconsider Senate Resolution No. 55.

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

Yeas—Senators Clarke, Harris, Lee—3.

Nays—Mr. President, Senators Adams, Alford, Bailey, Baskin, Blount, Canova, Crane, Crews, Crill, Faulkner, Gillen, Hudson, Humphries, Jackson, McCreary, Massey, Neel, Newlan, Raney, Sams, Scott, Stockton, Wadsworth, West, Wilson, Zim—27.

So the motion of Mr. Clarke was not agreed to.

The motion of Mr. Stockton, to reconsider the vote by which Senate Resolution No. 55 was adopted, be reconsidered, was agreed to.

And Senate Resolution No. 55 was again placed before the Senate.

Mr. McCreary moved to lay Senate Resolution No. 55 on the table.

Which was agreed to.

Mr. Gillen withdrew Senate Resolution No. 57.

Mr. Adams introduced the following:

Senate Resolution No. 58:

Whereas, There are a great number of bills entirely local, on the Calendar, and whereas the session is drawing rapidly to a close; therefore be it

Resolved, That the Senate shall meet tonight at 8:30.

Resolved further, That only local bills shall be considered at said night session.

Mr. Adams moved the adoption of the resolution.

Which was agreed to.

A message was received from the House of Representatives.

INTRODUCTION OF BILLS.

By Committee on Claims:

Senate Bill No. 393:

A bill to be entitled an act for the relife of the estate of George L. King.

Which was read the first time by its title.

Mr. Humphries moved that the rules be waived and Senate Bill No. 393 be read a second time by its title only.

Which was agreed to by a two thirds-vote.

And Senate Bill No. 393 was read a second time by its title only.

Mr. Humphries moved that the rules be further waived, and that Senate Bill No. 393 be placed on calendar of bills on third reading without reference to a committee.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 393 was placed on Calendar of bills on third reading.

By Mr. Raney:

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.

Which was read the first time by its title.

Mr. Raney moved that the rules be waived and Senate Bill No. 394 be placed on calendar of bills on second reading without reference to a committee.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 394 was placed on calendar of bills on second reading.

SPECIAL ORDER.

House Bill No. 472:

A bill to be entitled an act to prohibit the formation of combinations on the part of manufacturers of ice in the State of Florida for the purpose of controlling prices, or
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of maintaining an agreed price, or of preventing the shipment of ice for sale from one place to another in said State, or for the purpose of any agreement in the nature of a trust; declaring all such agreements and combinations unlawful, prescribing penalties for violations of this act, and making it unlawful for any dealer in ice to refuse or fail to give purchasers full weight.

Was taken up, the hour having arrived for its consideration, the bill having been previously read a second time and Judiciary Committee amendment adopted.

Mr. Scott offered the following substitute for House Bill No. 472:

A bill to be entitled an act to prohibit the agreements on the part of manufacturers of ice in the State of Florida, for the purpose of preventing the shipment of ice for sale from one place to another in said State; declaring such agreements unlawful, prescribing penalties for the violations of this act, and making it unlawful for any dealer in ice to knowingly and wilfully refuse or fail to give purchasers full weight.

Be it Enacted by the Legislature of the State of Florida:

Section 1. All agreements on the part of manufacturers of ice within the State of Florida, for the purpose of preventing the shipment of ice from one point to another within this State for the purpose of sale is hereby declared to be unlawful and is hereby prohibited.

Section 2. Any manufacturer of ice within the State of Florida, who violates the provisions of Section one (1) of this act, or any one of such provisions, shall be punished by fine not exceeding five hundred dollars, or by imprisonment not exceeding three months, or by both such fine and imprisonment in the discretion of the court.

Section 3. Any dealer in ice who knowingly and wilfully refuse or fails to give any purchaser of ice full and correct weight shall on conviction be punished by a fine of not more than one hundred dollars, or by imprisonment for not more than sixty days, or by both such fine and imprisonment in the discretion of the court, provided, however, before any one shall be punished for light weight in ice he shall be allowed to show that the said ice may have melted.

Mr. Scott moved the adoption of the amendment.

The yeas and nays were demanded on the adoption of the substitute of Mr. Scott for House Bill No. 472.

Upon the call of the roll the vote was:

Yeas—Mr. President. Senators Alford, Bailey, Baskin, Blount, Clarke, Crane, Crill, Davis, Harris, Hudson, Humphries, Jackson, Massey, Raney, Sams, Scott, Stockton, Wadsworth, West, Wilson, Zim.—22.

Nays—Senators Adams, Canova, Crews, Faulkner, Gillen, Lee, McCreary, Neel, Newlan.—9.

So the substitute was adopted.

Mr. Gillen moved that the rules be waived and substitute for House Bill No. 472 be read a second time by its title only.

Which was agreed to by a two-thirds vote.

And substitute for House Bill No. 472 was read a second time by its title only.

Mr. Gillen moved that the rules be further waived, and that substitute for House Bill No. 472 be read a third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And substitute for House Bill No. 472 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, Crane, Crews, Faulkner, Gillen, Humphries, Jackson, McCreary, Massey, Neel, Stockton, West—14.

Nays—Senators Bailey, Baskin, Blount, Canova, Clarke, Crill, Davis, Harris, Hudson, Lee, Newlan, Raney, Sams, Scott, Wadsworth, Zim.—16.

So substitute for House Bill No. 472 failed to pass.

By permission—

Mr. Baskin introduced the following:

Senate Resolution No. 59:

Resolved by the Senate that no local bill shall be considered by the Senate until tonight's session.

Mr. Baskin 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., May 30, 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. 516:

A bill to be entitled an act for the relief of General William Miller, of Washington 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 Bill No. 516, contained in the above message, was read the first time by its title and referred to the Committee on Pensions.

The following message from the House of Representatives was read:

House of Representatives,
Tallahassee, Fla., May 30, 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. 348:

A bill to be entitled an act to require railroad companies in the State of Florida to provide scales or weighing devices at certain points, and to provide for a guarantee by the receiving company of the correctness of the weight stated in the bill of lading for car loads.

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. 348, contained in the above message, was read the first time by its title and referred to the Committee on Railroads.

The following message from the House of Representatives was read:

House of Representatives,
Tallahassee, Fla., May 30, 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. 354:

A bill to be entitled an act for the relief of Hillsborough county.

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. 354, contained in the above message, was read the first time by its title and referred to the Committee on Claims.

The following message from the House of Representatives was read:

House of Representatives,
Tallahassee, Fla., May 30, 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. 547:

A bill to be entitled an act providing for the buildings and other improvements for the Florida Hospital for the Insane.

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. 547, contained in the above message was read the first time by its title and referred to the Committee on Appropriations.

The following message from the House of Representatives was read:

House of Representatives,
Tallahassee, Fla., May 30, 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. 420.

A bill to be entitled an act to provide for the cancellation of void, illegal, or imperfect tax certificates now or hereafter to be held by the State, and to provide compensation for the clerks making such cancellation.

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. 420, contained in the above message, was read the first time by its title and referred to the Committee on Judiciary.

The following message from the House of Representatives was read:

House of Representatives,
Tallahassee, Fla., May 30, 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. L:

A memorial to Congress asking an appropriation for deepening the Carrabelle Harbor near East Pass, in 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 No. L, contained in the above message, was read the first time by its title and referred to the Committee on Commerce and Navigation.

The following message from the House of Representatives was read:

House of Representatives,
Tallahassee, Fla., May 30, 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. 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.

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

The following message from the House of Representatives was read:

House of Representatives,
Tallahassee, Fla., May 30, 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. 552:

A bill to be entitled an act to provide for the effect of the record of deeds and mortgages of realty as notice, and to provide for the relinquishment of dower.

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. 552, contained in the above message, was read the first time by its title and referred to the Committee on Judiciary.

The following message from the House of Representatives was read :

House of Representatives,
Tallahassee, Fla., May 30, 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. 544:

A bill to be entitled an act to organize a municipal government for the town of Sermons and to provide for its government.

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

Mr. Wadsworth moved that the rules be waived and House Bill No. 544 be read a second time by its title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 544 was read a second time by its title only.

Mr. Wadsworth moved that the rules be further waived and that House Bill No. 544 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. 544 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, Orane, Crews, Crill, Davis, Faulkner, Gillen, Harris, Hudson, Humphries, Jackson, Lee, McCreary, Massey, Neel, Newlan, Roney, Sams, Scott, Stockton, Wadsworth, West, Wilson, Zim—29.

Nays—none.

So House Bill No. 544 was passed, title as stated.

The following message from the House of Representatives was read:

House of Representatives,
Tallahassee, Fla., May 30, 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. 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 to repeal all laws in conflict with this act.

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. 546, contained in the above message, was read the first time by its title and referred to the Committee on Judiciary.

The following message from the House of Representatives was read:

House of Representatives,
Tallahassee, Fla., May 30, 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 herewith returns—

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.

With the amendments ree-ngrossed.

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. 153, 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 non-concur in the amendments of the House of Representatives to Senate Bill No. 153, 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 30, 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. 290:

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

Very respectfully,

J. G. KELLUM,

Chief Clerk of the House of Representatives.

And Senate Bill No. 290, 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 30, 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. 324:

A bill to be entitled an act to authorize the city of Jacksonville to make donations or payments to Hospitals.

Very respectfully,

J. G. KELLUM,

Chief Clerk of the House of Representatives.

And Senate Bill No. 324, 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 30, 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. 21:

Be it resolved by the Senate, the House of Representatives concurring, That the Secretary of State is authorized to have enclosed a portion of the space under the stairway for the use of the State Treasurer, whose office room is now wholly inadequate for State purposes.

Very respectfully,

J. G. KELLUM,

Chief Clerk of the House of Representatives.

And Senate Concurrent Resolution No. 21, 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 30, 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. 322:

A bill to be entitled an act to fix the salary of the Governor.

Very respectfully,

J. G. KELLUM.

Chief Clerk of the House of Representatives.

And Senate Bill No. 322, 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 30, 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. 173:

A bill to be entitled an act defining the duties of the several State Attorneys of this State and fixing their salaries.

Very respectfully,

J. G. KELLUM.

Chief Clerk of the House of Representatives.

And Senate Bill No. 173, 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 30, 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. 379:

A bill to be entitled an act to authorize the City of Orlando to issue additional bonds to the amount of one hundred and fifty thousand dollars.

Very respectfully,

J. G. KELLUM,

Chief Clerk of the House of Representatives.

And Senate Bill No. 379, 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 30, 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. 18:

Relating to the publication of Supreme Court Reports.
With the following amendments, to-wit:

Strike out the words "that volume forty-five" in line 2, page 1, and all of lines 3, 4, 5 and 6 on page 1; also the word "forty-five" in line 11 and 12 on page 2.

Also,

Insert before the word "Supreme" in line 20, page 2, the following: "Volumes forty-six, forty-seven and forty-eight."

And respectfully requests the concurrence of the Senate thereto.

Very respectfully,

J. G. KELLUM,

Chief Clerk of the House of Representatives.

And Senate Concurrent Resolution No. 18, contained in the above message, together with amendments of the House of Representatives thereto, was placed before the Senate.

Mr. Harris moved that the Senate concur in the amendments of the House of Representatives to Senate Concurrent Resolution No. 18.

Which was agreed to.

And Senate Concurrent Resolution No. 18, as amended by the House of Representatives and concurred in by the Senate, was referred to the Committee on Enrolled Bills.

REPORTS OF COMMITTEES.

Mr. Newlan, Chairman of the Committee on Game submitted the following report:

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

Hon. Park M. Trammell,

President of the Senate:

SIR—Your Committee on Game to whom was referred: House Bill No. 537:

A bill to be entitled an act to prohibit the shooting of alligators and limpkins on the Ocklawaha river in this State.

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

Very respectfully,
J. R. NEWLAN,
Chairman of Committee.

And House Bill No. 537, contained in the above report, was placed on the calendar of bills on second reading.

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

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

Hon. Park M. Trammell,

President of the Senate:

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

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 amend Section one of Article one, and Section three of Article one, and Section nine of Article two and Section seven of Article three, and Section one of Ar-

ticle five, and Section one of Article six, and to repeal Section one, 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 provide for its government, which became a law without the approval of the Governor.

Also,

An act empowering County Boards of Public Instruction and trustee of Special Tax School Districts to establish kindergardens under conditions.

Also,

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

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 thereon; 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 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 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 24th, 1893.

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 were referred to the Joint Committee on Enrolled Bills.

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

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

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

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

Senate Bill No. 385:

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

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

Very respectfully
G. M. LEE,
Chairman of Committee.

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

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

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

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

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

House Bill No. 509:

A bill to be entitled an act granting a pension to William Robert Napier, of Putnam county, Florida.

Have had the same under consideration and return the same without recommendation.

Very respectfully,
G. M. LEE,
Chairman of Committee.

And House Bill No. 509, contained in the above report, was placed on the calendar of bills on second reading.

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

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

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

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

An act to incorporate the town of Laurel Hill, in the County of Walton, to prescribe its jurisdiction and powers, its officers and terms thereof and for all other purposes requisite for the complete organization of such town.

Also,

An act to authorize the town of Marianna to issue bonds for municipal purposes, and to provide for the payment of interest thereon.

Also,

An act regulating the width of tires of certain kinds of vehicles used in making a business of hauling wood or other heavy loads over paved hard or other improved roads in counties now having, or that may hereafter have paved, hard or improved roads and prescribing the time and mode of procedure in which this act is to go into effect and providing a penalty for its violation.

Also,

An act to legalize the incorporation of the town of Citra, in Marion County, Florida, and to declare the incorporation and ordinances of the town of Citra valid and of full force and effect.

Also,

An act for the relief of H. S. Mattox, B. G. McDonnell and C. S. Mattox.

Also,

An act to prohibit the shooting of alligators in Spruce Creek in this State.

Also,

An act amending Sections 26 and 36 of Chapter 5361 of the Laws of Florida, entitled "An act to repeal Chapter 4648 of the Laws of Florida, entitled 'An act to define the boundaries of the town of St. Petersburg, Florida; to abolish the town of St. Petersburg, Florida, and to establish a municipality under the name of the City of St. Petersburg; to provide for its government and prescribe its jurisdiction and powers, and to extend to said municipality certain powers and privileges.'"

Also,

An act authorizing the town of Dade City to establish a fire limit.

94 S. B.

Also,

An act to repeal Chapter 4559 of the Revised Statutes, Laws of Florida, Acts of 1897, entitled an act to prohibit the catching or taking of fish with gill nets or seines from the waters of the Homosassa River and its tributaries.

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

Tallahassee, Fla., May 30, 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 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 amend Section one of Article one, and Section three of Article one, and Section nine of Article two and Section seven of Article three, and Section one of Article five, and Section one of Article six, and to repeal Section one, 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 provide for its government, which became a law without the approval of the Governor.

Also,

An act empowering County Boards of Public Instruction and trustee of Special Tax School Districts to establish kindergardens under conditions.

Also,

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

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 thereon; 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 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 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 24th, 1893.

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

Senate Chamber,

Tallahassee, Fla., May 30, 1905.

Wm. Park M. Trammell,

President of the Senate:

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

Senate Bill No. 373:

A bill to be entitled an act to provide for the safe keeping of public records for incorporated cities and towns within the limits of this State.

Also,

Senate Bill No. 374:

A bill to be entitled an act to provide for the protection

and preservation of the public's right, title and interest in and to all public property within the limits of all incorporated cities and towns of this State, and to provide for the removal of nuisances, obstruction, and prepestures from parks, streets, alleys or other public property of such cities and towns.

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

Very respectfully,

F. W. SAMS,

Chairman of Committee.

And Senate Bill No. 373 and 374, contained in the above report, was placed on the calendar of bills on second reading.

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

Senate Chamber,

Tallahassee, Fla., May 30, 1905.

Hon. Park M. Trammell,

President of the Senate:

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

Senate Bill No. 372:

A bill to be entitled an act to provide for the publication of receipts and disbursements of incorporated cities and towns within the limits of the State of Florida, and to provide a penalty therein.

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

Very respectfully,

F. W. SAMS,

And Senate Bill No. 372, contained in the above report, was placed on the Calendar of Bills on second reading.

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

Senate Chamber,

Tallahassee, Fla., May 30, 1905.

Hon. Park M. Trammell,

President of the Senate:

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

An act to incorporate the town of Laurel Hill, in the

County of Walton, to prescribe its jurisdiction and powers, its officers and terms thereof and for all other purposes requisite for the complete organization of such town.

Also,

An act to authorize the town of Marianna to issue bonds for municipal purposes, and to provide for the payment of interest thereon.

Also,

An act regulating the width of tires of certain kinds of vehicles used in making a business of hauling wood or other heavy loads' over paved hard or other improved roads in counties now having, or that may hereafter have paved, hard or improved roads and prescribing the time and mode of procedure in which this act is to go into effect and providing a penalty for its violation.

Also,

An act to legalize the incorporation of the town of Citra, in Marion County, Florida, and to declare the incorporation and ordinances of the town of Citra valid and of full force and effect.

Also,

An act for the relief of H. S. Mattox, B. G. McDonnell and C. S. Mattox.

Also,

An act to prohibit the shooting of alligators in Spruce

Also,

An act amending Sections 26 and 36 of Chapter 5361 of the Laws of Florida, entitled "An act to repeal Chapter 4618 of the Laws of Florida, entitled 'An act to define the boundaries of the town of St. Petersburg, Florida; to abolish the town of St. Petersburg, Florida, and to establish a municipality under the name of the City of St. Petersburg; to provide for its government and prescribe its jurisdiction and powers, and to extend to said municipality certain powers and privileges.'"

Also,

An act authorizing the town of Dade City to establish a fire limit.

Also,

An act to repeal Chapter 4559 of the Revised Statutes, the catching or taking of fish with gill nets or seines from the waters of the Homosassa River and its tributaries.

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 incorporate the town of Laurel Hill, in the County of Walton, to prescribe its jurisdiction and powers, its officers and terms thereof and for all other purposes requisite for the complete organization of such town.

Also.

An act to authorize the town of Marianna to issue bonds for municipal purposes, and to provide for the payment of interest thereon.

Also.

An act regulating the width of tires of certain kinds of vehicles used in making a business of hauling wood or other heavy loads over paved hard or other improved roads in counties now having, or that may hereafter have paved, hard or improved roads and prescribing the time and mode of procedure in which this act is to go into effect and providing a penalty for its violation.

An act to legalize the incorporation of the town of Citra, in Marion County, Florida, and to declare the incorporation and ordinances of the town of Citra valid and of full force and effect.

Also.

An act for the relief of H. S. Mattox, B. G. McDonnell and C. S. Mattox.

Also.

An act to prohibit the shooting of alligators in Spruce Creek in this State.

Also.

An act amending Sections 26 and 36 of Chapter 5361 of the Laws of Florida, entitled "An act to repeal Chapter 4648 of the Laws of Florida, entitled 'An act to define the

boundaries of the town of St. Petersburg, Florida; to abolish the town of St. Petersburg, Florida, and to establish a municipality under the name of the City of St. Petersburg; to provide for its government and prescribe its jurisdiction and powers, and to extend to said municipality certain powers and privileges."

Also,

An act authorizing the town of Dade City to establish a fire limit.

Also,

An act to repeal Chapter 4559 of the Revised Statutes, Laws of Florida, Acts of 1897, entitled an act to prohibit the catching or taking of fish with gill nets or seines from the waters of the Homosassa River and its tributaries.

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

Senate Chamber,

Tallahassee, Fla., May 30, 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 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 amend Section one of Article one, and Section three of Article one, and Section nine of Article two and Section seven of Article three, and Section one of Article five, and Section one of Article six, and to repeal Section one, 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 provide for its government, which became a law without the approval of the Governor.

Also,

An act empowering County Boards of Public Instruction and trustee of Special Tax School Districts to establish kindergardens under conditions.

Also,

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

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 thereon; 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 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 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 24th, 1893.

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 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 amend Section one of Article one, and Section three of Article one, and Section nine of Article two and Section seven of Article three, and Section one of Article five, and Section one of Article six, and to repeal Section one, 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 provide for its government, which became a law without the approval of the Governor.

Also,

An act empowering County Boards of Public Instruction and trustee of Special Tax School Districts to establish kindergardens under conditions.

Also,

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

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 thereon; to create leins 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 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 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 24th, 1893.

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

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

Hon. Park M. Trammell,

President of the Senate:

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

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.

Have examined the same and find it correctly engrossed.

Very respectfully,

S. W. CLARKE,
Chairman of Committee.

And Senate Bill No. 319, contained in the above report, was placed on the Calendar of Bills on third reading.

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

Senate Chamber,
Tallahassee, Fla., May 30, 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 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 amend Section one of Article one, and Section three of Article one, and Section nine of Article two and Section seven of Article three, and Section one of Article five, and Section one of Article six, and to repeal Section one, 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 provide for its government, which became a law without the approval of the Governor.

Also,

An act empowering County Boards of Public Instruction and trustee of Special Tax School Districts to establish kindergardens under conditions.

Also,

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

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 thereon; to create leins 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 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 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 24th, 1893.

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., May 30, 1905.

Hon. Park M. Trammell,

President of the Senate:

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

An act to incorporate the town of Laurel Hill, in the County of Walton, to prescribe its jurisdiction and powers, its officers and terms thereof and for all other purposes requisite for the complete organization of such town.

Also,

An act to authorize the town of Marianna to issue bonds for municipal purposes, and to provide for the payment of interest thereon.

Also,

An act regulating the width of tires of certain kinds of vehicles used in making a business of hauling wood or other heavy loads over paved hard or other improved roads in counties now having, or that may hereafter have paved, hard or improved roads and prescribing the time and mode of procedure in which this act is to go into effect and providing a penalty for its violation.

Also,

An act to legalize the incorporation of the town of Citra, in Marion County, Florida, and to declare the incorporation and ordinances of the town of Citra valid and of full force and effect.

Also,

An act for the relief of H. S. Mattox, B. G. McDonnell and C. S. Mattox.

Also,

An act to prohibit the shooting of alligators in Spruce Creek in this State.

Also,

An act amending Sections 26 and 36 of Chapter 5361 of the Laws of Florida, entitled "An act to repeal Chapter 4648 of the Laws of Florida, entitled 'An act to define the boundaries of the town of St. Petersburg, Florida;' to boundaries of the town of St. Petersburg, Florida; to abolish a municipality under the name of the City of St. Petersburg; to provide for its government and prescribe its jurisdiction and powers, and to extend to said municipality certain powers and privileges."

Also.

An act authorizing the town of Dade City to establish a fire limit.

Also,

An act to repeal Chapter 4559 of the Revised Statutes, Laws of Florida, Acts of 1897, entitled an act to prohibit the catching or taking of fish with gill nets or seines from the waters of the Homosassa River and its tributaries.

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

Very respectfully,

T. M. SCOTT,

Chairman of Committee.

Mr. West, Chairman of the Special Committee to investigate the charge that certain persons were connected with State printing contract in violation of law, submitted the following report:

Senate Chamber,

Tallahassee, Fla., May 30, 1905.

Hon. Park M. Trammell,

President of the Senate.

SIR—Your Committee appointed in compliance with Senate Resolution No. 46, as amended, relative to the alleged rumors that members of the Board of State Institutions were interested in the Capital Publishing Company, and with the State Printer in his contract with the State, beg leave to report that the said Committee has taken the testimony of all witnesses suggested and made a thorough examination and find that while there were rumors to the effect that members of the Board of State Institutions were interested in the printing contract, we find that there is absolutely no foundation for said rumors and nothing in the testimony to indicate that any member or members of said Board are now, or have heretofore been interested in said printing concern or any other printing business.

Respectfully submitted,

T. F. WEST,

Chairman of Committee;

W. HUNT HARRIS,

S. W. CLARKE.

Mr. West moved that the testimony accompanying the report be spread on the Journal.

Which was agreed to.
(The testimony will appear in Friday's Journal.)

Rising to a question of personal privilege, Mr. Harris said:

Mr. President, I rise to a point of personal privilege. On yesterday the gentleman from the 30th District read a document which was compiled from information obtained from information and documents out of the Comptroller's office. In this statement appeared an item of about \$71,000.00 was paid in cash to S. I. Wailes. I stated that no money had been paid for services in connection with the land department, but that Colonel Wailes was paid in land only. To support my assertion, I ask that the following communication be spread upon the Journal as a part of my remarks, viz:

(Copy.)

Wm. M. McIntosh, Jr., Secretary and Treasurer.	Francis P. Fleming, Gov., Ex-Officio President.
W. D. Barnes, Comptroller.	
F. J. Pons, State Treasurer.	
W. B. Lamar, Attorney-General.	
L. B. Wombwell, Commissioner and Salesman, Trustees, Board of Trustees of the Internal Improvement Fund of the State of Florida.	
Tallahassee, Fla., May 12, 1890.	

Col. S. I. Wailes,

Washington, D. C.

DEAR SIR—In response to your request that the Trustees of the Internal Improvement Fund of the State of Florida inquire into and report as to whether or not any money had ever been paid to you as State Agent for procuring an adjustment of the claims of the State of Florida for lands granted by the act of Congress, of Sept. 28, 1850, and acts amendatory thereto. I am directed by the Board of Trustees to say that a careful investigation has been made into the records of the Board, as well as of the contract entered into between the Trustees and S. I. Wailes, dated April 13, and October 19, 1878, and it appears that at no time since you were appointed State Agent has any money been paid to you by the Board of Trustees of the Internal Improvement Fund of the State of Florida, or any of its officers or authorized agents;

and it further appears that all payments to you under your contracts of April 13 and October 19, 1878, have been made in lands at the regular schedule prices enforced at the time of such payments. The basis of the statement that you had received money from the Trustees under your contracts is found in the report of the Treasurer of this Board made Jan. 1, 1883, for the year 1881, wherein it appears that the following amounts are entered as payments to you.

S. I. Wailes.				\$2,122.00
"				829.94
"				1,016.50
"	\$2,855.45	\$16,913.66	\$10,096.52	5,642.34
"	240.00	1,703.93	126.48	43.20
"	209.14	983.41	25.60	38.08
"	148.20	76.80	228.00	
Total				<u>\$43,452.00</u>

In the absence of an explanation such entries are calculated to convey the impression that the sum of \$43,452.00 was really paid to you in money, when in fact no cash payments were made. By reference to the books of the Salesman and Treasurer of the Board for the period covered by such entries it has been ascertained that as entries of land were made in the Land Office by you on account of the commissions due you under your contracts, the certificates of entry were turned over to the Treasurer of the Board, who charged himself with the amount thereof in dollars and cents just as though he had received money therefor, and in order to offset such debit entries the Treasurer credited himself by entries of corresponding amounts as having been paid to you under your contracts and omitted to make any explanations of the matter in his report, presuming no doubt that the matter was so well understood that no explanation was necessary.

The practice of entering up lands conveyed to you under your contracts in this way has long since been discontinued by the Treasurer of the Board.

Trusting that this matter has been explained to your entire satisfaction, I am,

(Signed) W. M. McINTOSH, JR.,

Secretary Board of Trustees of the Internal
Improvement Fund of the State of
Florida.

(Seal.)

Therefore, we see from the above communication that the information furnished the gentleman from the 30th District was not correct.

W. HUNT HARRIS.

BILLS ON SECOND READING.

Senate Bill No. 220:

A bill to be entitled an act requiring railroad, steamship, steamboat and other transportation companies operating in this State to accept for passage tickets sold for transportation over such railroad, steamship, steamboat and other transportation lines; and making such tickets transferable.

Was taken up.

Mr. Jackson asked permission to withdraw House Bill No. 220.

Which was granted.

And House Bill No. 220 was withdrawn.

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

Which was agreed to by a two-thirds vote.

And

Senate Bill No. 61:

A bill to be entitled an act requiring any person, firm or corporation operating any railroad in this State to construct and maintain good and sufficient stock guards.

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

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

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

Nays—Senators Blount, Canova, Clarke, Crill, Harris, Raney, Sams.—7.

So the bill passed, title as stated.

House Bill No. 38:

A bill to be entitled an act to amend Section 3024 of the Revised Statutes of Florida relating to coronors fees.

Was taken up and read a second time in full.

And House Bill No. 38 was ordered placed on calendar of bills on third reading.

House Memorial No. F:

A Memorial to the Congress of the United States asking that the soldiers serving in the Seminole Indian wars in the State of Florida in the years 1835 to 1842, and the Seminole Indian wars in the State of Florida during the years 1856 to 1858, and their widows, be granted a pension of \$12.00 per month in lieu of \$8.00 per month as now received by them.

Was taken up.

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

Which was agreed to by a two-thirds vote.

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

Mr. Baskin moved that the rules be further waived, and that House Memorial No. F. be read a third time in full and out upon its passage.

Which was agreed to by a two-thirds vote.

And House Memorial No. F. 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, Clarke, Crane, Crews, Crill, Davis, Faulkner, Gillen, Harris, Hudson, Humphries, Lee, McCreary, Massey, Neel, Newlan, Raney, Sams, Scott, Stockton, Wadsworth, Wilson, Zim.—29.

Nays—none.

So House Memorial No. F. was passed, title as stated.

A message was received from the Governor.

Senate Bill No. 133:

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

The Committee on Judiciary reported unfavorably.

Was taken up.

95 S. B.

Mr. Canova asked permission to withdraw Senate Bill No. 133.

Which was granted.

And Senate Bill No. 133 was withdrawn.

House Bill No. 223:

A bill to be entitled an act to amend Section 19 of 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 29th, 1895.

Was taken up and read a second time, together with the

amendments of the committee on Public Roads and Highways.

The following committee amendment was read:

In line three of page three, before the word "fund," the last in the section referred to, strike out the word "building" and substitute the word "road."

Mr. Sams moved the adoption of the committee amendment.

Which was agreed to.

Mr. Sams moved that the rules be waived and House Bill No. 223 be read a second time by its title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 223 was read a second time by its title only.

Mr. Sams moved that the rules be further waived, and that House Bill No. 223, 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. 223, 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, Clarke, Crane, Crews, Crill, Davis, Faulkner, Gillen, Hudson, Humphries, Jackson, Lee, McCreary, Massey, Neel, Newlan, Raney, Sams, Scott, Stockton, Wilson, Zim.

—27.

So House Bill No. 223, as amended, was passed, title as stated.

Mr. Wilson moved that House Bill No. 251 be taken up out of its order and now considered.

Which was agreed to by a two-thirds vote.

And,

House Bill No. 251:

A bill to be entitled 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 owners thereof or his agent.

Was taken up.

Mr. Humphries moved that the rules be waived and House Bill No. 251 be read a second time by its title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 251 was read a second time by its title only.

Mr. Wilson moved that the rules be further waived, and that House Bill No. 251 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. 251 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, Crill, Davis, Faulkner, Gillen, Hudson, Jackson, Lee, Massey, Neel, Newlan, Sams, Scott, Stockton, Wilson, Zim.—24.

Nays—Senator McCreary.—1.

So House Bill No. 251 was passed, title as stated.

Mr. McCreary offered the following explanation of his vote upon House Bill No. 251:

Mr. President:—As I understand this bill to be a step in the direction of a no fence law, I vote "no."

Senate Bill No. 175:

A bill to be entitled an act to permit owners of mill ponds, and the lands upon which same is located, to prohibit fishing therein, and to provide a penalty for persons fishing therein without the consent of the owner thereof or his agent.

Was taken up.

Mr. Wilson asked permission to withdraw Senate Bill No. 175,

Which was granted.

And Senate Bill No. 175 was withdrawn.

House Bill No. 150:

A bill to be entitled an act to amend Section 4, of Chapter 4338, Laws of Florida, relating to establishing, working and repairing and maintaining public roads and bridges of the several counties.

Was taken up and read a second time, together with the amendments of the committee on

The following committee amendment was read:

In line 9, page 4, before the words "such circuit judge," strike out the word "of" and substitute the word "by."

Mr. Clarke moved the adoption of the committee amendment.

Which was agreed to.

And House Bill No. 150, as amended, was ordered placed on calendar of bills on third reading.

Senate Bill No. 199:

A bill to be entitled an act to define sick and funeral benefit insurance, limit the amount of risks to be taken, and to prescribe the terms on which sick and funeral benefit companies or corporations and life insurance companies or corporations may engage in the business of sick and funeral benefit insurance in this State, to provide penalties for violation thereof, and to repeal Chapter 5222, Acts of 1903, Laws of Florida.

Was taken up.

Mr. Stockton asked permission to withdraw Senate Bill No. 199.

Which was not agreed to.

And Senate Bill No. 199 was withdrawn.

Mr. Stockton moved that House Bill No. 312 be taken up out of its order and now considered.

Which was agreed to by a two-thirds vote.

And

House Bill No. 312:

A bill to be entitled an act to define sick and funeral benefit insurance, limit the amount of risks to be taken and to receive the terms on which sick and funeral benefit companies or corporations and life insurance companies or corporations may engage in the business of sick and funeral benefit insurance in this State, to provide penalties for violation thereof and to repeal Chapter 5222, Acts of 1903, Laws of Florida.

Was taken up.

Mr. Stockton moved that the rules be waived and that House Bill No. 312 be read a second time by its title only.

Which was agreed to by a two-thirds vote,

And House Bill No. 312 was read a second time by its title only.

Which was agreed to by a two-thirds vote,

Mr. Stockton moved that the rules be further waived, and that House Bill No. 312 be read a third time in full and put upon its passage.

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

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

So House Bill No. 312 was passed, title as stated.

Senate Bill No 231:

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

Was taken up.

Mr. Trammell (Mr. Crane in the chair) asked permission to withdraw Senate Bill No. 231.

Which was granted.

And Senate Bill No. 231 was withdrawn.

Mr. Trammell (Mr. Crane in the chair) moved that House Bill No. 402 be taken up out of its order and now considered.

Which was agreed to by a two-thirds vote.

And

House Bill No. 402:

A bill to be entitled 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 to pay said claim, the said 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.

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

Mr. Raney asked unanimous consent to offer an amendment to House Bill No. 402.

The amendment was read for information, as follows:

Add to Section two the following at the end thereof:

Nor shall this act be construed to impose any liability upon any such initial or receiving persons, firm or corporation for loss of or damage to any shipment, or part of shipment, sustained through the negligence or wrong of any such other person, firm or corporation, unless such initial or receiving person, firm or corporation shall have undertaken to be liable for the loss or damage sustained through the negligence or wrong of such other person, firm or corporation.

Objection was made to the amendment on third reading.

Mr. Raney then moved that House Bill No. 402 be placed back on the Calendar of Bills on second reading for amendments.

Which was not agreed to.

Upon call of the roll on House Bill No. 402 the vote was:

Yeas—Mr. President, Senators Adams, Bailey, Baskin, Canova, Crane, Crews, Davis, Faulkner, Hudson, Humphries, Jackson, Lee, McCreary, Neel, Newlan, Scott, Stockton, Wadsworth, West, Wilson, Zim—22.

Nays—Senators Blount, Crill, Harris, Raney, Sams—5.

So the bill passed, title as stated.

Senate Bill No. 190:

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

Was taken up.

Mr. Lee asked permission to withdraw Senate Bill No. 190.

Which was granted.

And Senate Bill No. 190 was withdrawn.

Senate Bill No. 44:

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

Was taken up.

Mr. Harris asked permission to withdraw Senate Bill No. 44.

Which was granted.

And Senate Bill No. 44 was withdrawn.

House Bill No. 96:

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

Was taken up and read a second time in full.

Mr. Stockton moved that House Bill No. 96 be indefinitely postponed.

Which was agreed to.

Mr. Canova moved that Senate Joint Resolution No. 217 be taken up out of its order and now considered.

Which was agreed to by a two-thirds vote.

And

Senate Joint Resolution No. 217:

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

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

Upon call of the roll on Senate Joint Resolution No. 217 the vote was:

Yeas—Mr. President, Senators Bailey, Baskin, Blount, Canova, Crane, Crews, Crill, Faulkner, Harris, Hudson, Humphries, Lee, McCreary, Neel, Newlan, Stockton, Wadsworth, West, Wilson, Zim—21.

Nays—Raney, Sams—2.

Substitute for Senate Joint Resolution No. 217 having received the constitutional majority of three-fifths of all the members elected to the Senate, was passed, title as stated.

Mr. Harris moved that Senate Bill No. 244 be taken up out of its order and now considered.

Which was agreed to by a two-thirds vote.

And

Senate Bill No. 244:

A bill to be entitled an act making it unlawful to employ females in any house or place where intoxicating liquors are sold.

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

Upon call of the roll on Senate Bill No. 244 the vote was:

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

Nays—none.

So the bill passed, title as stated.

By permission—

Mr. West introduced—

Senate Bill No. 395:

A bill to be entitled an act requiring the county commissioners of the various counties in this State to levy and assess such millage for taxes for school purposes, within their various counties, as may be necessary to meet the itemized estimate now required by law to be made up by the Boards of Public Instruction in the various counties in this State.

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

By permission—

Mr. Blount introduced—

Senate Bill No. 396:

A bill to be entitled an act to provide for the submission by the county commissioners of Escambia county to the voters of that county, at the next general election, of the question of the establishment of a court of record therein.

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

Mr. Neel moved that the Senate adjourn until 4 o'clock this afternoon.

Which was agreed to.

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

AFTERNOON SESSION.

4 O'CLOCK P. M.

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, 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 Committee on Enrolled Bills, submitted the following report:

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

Hon. Park M. Trammell,

President of the Senate.

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

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

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.

By permission—

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

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

Hon. Park M. Trammell,

President of the Senate:

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

House Bill No. 516:

A bill to be entitled an act for the relief of General William Miller, of Washington county, Florida.

Have had same under consideration and report it without recommendation.

Very respectfully,
G. M. LEE,
Chairman of Committee.

And House Bill No. 516, contained in the above report, was placed on the Calendar of Bills on second reading.

By permission—

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

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

Hon. Park M. Trammell,

President of the Senate:

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

House Bill No. 540:

A bill to be entitled an act providing for the signing of vouchers of pensioners of this State by either clerks of the circuit court or notaries public.

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

Very respectfully,
G. M. LEE,
Chairman of Committee.

And House Bill No. 540, contained in the above report, was placed on the Calendar of Bills on second reading.

By permission—

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

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

Hon. Park M. Trammell,

President of the Senate:

SIR—Your Committee on Claims to whom was referred—

Senate Bill No. 382:

A bill to be entitled an act for the relief of A. D. McEannon, of Escambia county, Florida.

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

Very respectfully,

JOSEPH H. HUMPHRIES,
Chairman of Committee.

And Senate Bill No. 382, contained in the above report, was placed on the Calendar of Bills on second reading.

By permission—

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

Senate Chamber,

Tallahassee, Fla., May 30, 1905.

Hon. Park M. Trammell,

President of the Senate.

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

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

Have examined the same and find them correctly enrolled.

Very respectfully,

T. M. SCOTT,

Chairman of Committee.

And the act contained in the above report was referred to the Joint Committee on Enrolled Bills, to be conveyed to the House of Representatives for the signature of the Speaker and Chief Clerk thereof.

By permission—

Mr. Crill, Chairman of the Committee on Finance and Taxation, submitted the following report:

Senate Chamber,

Tallahassee, Fla., May 30, 1905.

Hon. Park M. Trammell,

President of the Senate:

SIR—Your Committee on Finance and Taxation to whom was referred—

Senate Bill No. 396:

A bill to be entitled an act to provide for the submission by the county commissioners of Escambia county to the voters of that county at the next general election of the question of the establishment of a court of record therein.

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

Very respectfully,

E. S. CRILL,

Chairman of Committee.

And Senate Bill No. 396, contained in the above report, was placed on the Calendar of Bills on second reading.

By permission—

Mr. Crill, Chairman of the Committee on Finance and Taxation, submitted the following report:

Senate Chamber,

Tallahassee, Fla., May 30, 1905.

Hon. Park M. Trammell,

President of the Senate:

SIR—Your Committee on Finance and Taxation, to whom was referred—

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.

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

Very respectfully.

J. S. CRILL,

Chairman of Committee.

And House Bill No. 424, contained in the above report, was placed on the Calendar of Bills on second reading.

By permission—

Mr. Crane, Chairman of the Committee on Public Roads and Highways, submitted the following report:

Senate Chamber,

Tallahassee, Fla., May 30, 1905.

Hon. Park M. Trammell,

President of the Senate:

SIR—Your Committee on Public Roads and Highways, to whom was referred—

Senate Bill No. 381:

A bill to be entitled an act to amend Section 29, Chapter 4338, Laws of Florida, entitled "An act to provide for establishing, working 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.

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

Very respectfully,

J. E. CRANE,

Chairman of Committee.

And Senate Bill No. 381, contained in the above report, was placed on the Calendar of Bills on second reading.

By permission—

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

Senate Chamber,

Tallahassee, Fla., May 30, 1905.

Hon. Park M. Trammell,

President of the Senate.

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

House Joint Resolution No. 93:

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

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

Very respectfully,

W. A. BLOUNT,

Chairman of Committee.

And Senate Joint Resolution No. 93, contained in the above report, was placed on the Calendar of Bills on second reading.

By permission—

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

Senate Chamber,

Tallahassee, Fla., May 30, 1905.

Hon. Park M. Trammell,

President of the Senate.

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

Senate Joint Resolution No. 282:

Proposing an amendment to Section one (1) of Article 3 of the Constitution of the State of Florida.

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

Very respectfully,

W. A. BLOUNT,
Chairman of Committee.

And Senate Joint Resolution No. 252, contained in the above report, was placed on the Calendar of Bills on second reading.

By permission—

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

Senate Chamber,

Tallahassee, Fla., May 30, 1905.

Hon. Park M. Trammell,

President of the Senate:

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

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

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 defining the duties of the several State Attorneys of this State and fixing their salaries.

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. Davis, on behalf of the committee to visit and inspect the Florida East Coast Line Canal and Transportation Company, submitted the following report, which was ordered spread on the Journal.

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

Hon. Park M. Trammell,

President of the Senate:

SIR—We, the undersigned three of the members of the Joint Committee of four, two on the part of the Senate and two on the part of the House, appointed to visit and report upon the condition of the Florida Coast Line Canal and Transportation Company, also to report what progress had been made by said company since the last session of the Legislature, submit this statement as a matter of personal privilege and in reply to a so-called supplementary report made by Hon. C. S. Noble, a member of said committee, and a member of the House of Representatives.

Mr. Noble in said so-called supplementary report first states that the report of the Joint Committee heretofore submitted is approximately correct. We presume that in his using the word approximately, he intends to convey that the report of the Joint Committee is very nearly correct, but in no part of his so-called supplementary report does he show in any way, manner or particular where such joint report is incorrect. He then goes on to state that the Joint Committee in making its investigation disregarded its duty and slightly performed the investigation. If he had been familiar with the laws governing and appertaining to the F. C. L. C. & T. Co., he would know that the State of Florida, through its Trustees of the I. I. Fund had accepted every part of that canal as complete in accordance with the specifications required by law, south of the 126 mile post, and said Trustees had after its acceptance of that part of said canal lying south of the 126 mile post, conveyed to the Canal Company after inspection by the State Engineer, lands granted to said Canal Company in accordance with law, and the part of said canal that was proper to investigate was that part commencing at St. Augustine and going to the 126 mile post, but that the Canal Company being desirous of a complete, thorough investigation, sought, asked and wished to obtain an investigation of its entire waterway, a distance of about three hundred and twenty miles.

Mr. Noble in said so-called supplementary report, states,
1st—"The manner in which the investigation was rushed

from St. Augustine to Miami prevented what your subscriber would term an investigation, and it became little more than a sight-seeing committee." This is absolutely untrue and we do not use any stronger language than this for the reason that we do not know any, for, as a matter of fact, two of the subscribers made frequent soundings and measurements all through the canal; and at no place did those soundings and measurements show a non-compliance with the law, to wit: That the canal was five feet deep and fifty feet in width, except at such places as were noted or explained in the Joint Committee's report. And during all of these soundings and measurements, Mr. Noble remained away from the part of the boat where the soundings and measurements were being taken, and he did not observe same and seemed to take no interest therein, as a matter of fact, many times he was in his berth and apparently asleep.

He further states in his so-called supplementary report that what he terms a hasty investigation, implying slightly, "was not due to the canal management entirely." This language if it means anything, implies that the Canal Company was in part agreeable to a hasty investigation and was seemingly interested in part in such kind of an investigation, when as a matter of fact, the committee not to lose any time in traversing such waterways, that had been accepted by the United States Government and the State of Florida, did travel at night. But in so traveling at night, no part of the canal work was slightly investigated. Mr. Noble was informed when he thought the committee were traveling too fast, by Mr. George F. Miles, the General Manager of said Canal Company, that they would furnish him with a separate launch and a man to accompany him at the expense of the Company, to enable him to take as long a time and make as thorough investigation as in his judgment he thought should be made, but that Mr. Noble declined to accept this proposition.

It is not true, as stated by Mr. Noble that "So much valuable canal construction was passed by in the dark hours of the night," for, as a matter of fact, it was only through the open waterways and the Juniter and Bake Worth Canal that your subscribers traveled at night. It is equally not true that the launch upon which your com-

mittee traversed said canal was traveling day and night, for later on in Mr. Noble's report it is found that such is not true for he states that the launch arrived at West Palm Beach at 10 p. m. and left there the next morning. But it is true that your committee slept on the launch and some on the floor and others in bunks, but Mr. Noble took very good care to select a most desirable bunk to sleep in on that launch.

Mr. Noble has deemed it proper to go outside of the directions contained in the resolution under which your committee were required to investigate the said Canal Company. But the result of his investigation is reported in said so-called supplementary report with the same consistent inaccuracies as when he attempts to relate the manner of the investigation by your subscribers as members of the Joint Committee of said canal. And these inaccuracies are now pointed out by your subscribers not for the purpose of their relevancy to said investigation but to demonstrate the amount of credibility that should be given to the so-called supplementary report by Mr. Noble. This Canal Company was never created by special act of the Legislature, but was incorporated under Sub-Chapter 5, Articles 1, 2 and 3, page 730, Revised Statutes, which is a general act providing for the incorporation of railroad and canal companies. It was incorporated in January 1881 and was authorized by its charter to cut a waterway from Matanzas River to the Indian River. At a subsequent time, the Company applied under said general act for additional powers and asked to be granted the right to cut the waterway from the Indian River to Biscayne Bay and later application was made for a further amendment to its charter under the general act for the power and authority to cut a waterway from the Matanzas River to the St. Johns River. This comprised the power granted by the State of Florida under the general act for this company to carry out its corporate purposes. But at no time, and there is no law that required this company to cut an open waterway from the St. Johns River to Biscayne Bay, yet we are assured it is the intention of the company to cut a continuous waterway from the St. Johns River to Key West. This company has never made any contract to cut any such waterway ex-

cept from St. Augustine to Biscayne Bay as provided in the act of 1889, Chapter 3996, page 299.

Mr. Noble has stated in the so-called supplementary report that "The Company was required to file a diagram showing the amount and character of work to be done as a basis for ascertaining the amount of grant of lands to which the Company may be entitled for said improvements. This information was not furnished at that time (in 1881), or has it ever been furnished. No plats or diagrams have been filed with the Secretary of State as usually required in such cases." This statement shows so completely the lack of knowledge of existing law governing the canal companies that a reference to Section 2238 of the Revised Statutes, which prescribes the requirements, is only necessary to show how unreasonable is such assertion. And for the benefit of Mr. Noble we quote said Section:

"223. The proposed charter of a railroad or canal company, in addition to the general requirements, shall state the place from and to which the railroad or canal is to be constructed, or maintained and operated, the length of the same, as near as may be, and the name of each county in the State through or into which it is made or intended to be made."

We beg to inform him that he will not find, in our judgment, anything therein contained which requires canal companies to file specifications, plans, designs, profiles, etc. Among the many inaccuracies stated by Mr. Noble in his so-called supplementary report, it is alleged by inference, if not as a matter of fact, that the report of the Engineers sent to inspect the canal work, that their reports were colored by reason of the fact that the Canal Company paid for the services of the Engineer in making such inspection, when as a matter of fact the minutes of the Trustees of the I. I. Fund, Volume 4, page 113 show, that the bill of Colonel John Bradford for inspecting the Florida Coast Line Canal amounting to \$150.00, was read and ordered paid by the Trustees. And again on page 386 of said Volume 1, this item appears:

"The following bills were read and ordered paid" among others, John Bradford for inspecting East Coast Canal, \$150.00."

The first above mentioned quotation was signed by F. P. Fleming as President, the latter by H. L. Mitchell, President.

Another inaccuracy Mr. Noble attempts to show that there are twenty-five miles to be cut. The subscribers can state positively there are between six and seven miles only yet to be cut, and that they traveled this distance in teams. The other cuts mentioned by Mr. Noble in his so-called supplementary report are only such cuts as the Canal Company think it would be wise at some future time to make.

In reference to that part of Mr. Noble's report pertaining to the expenditure by the Canal Company in employing attorneys, your subscribers are unable to state anything in relation thereto. But your subscribers well knowing that the Board of I. I. Fund at present, as well as in the past, has been composed of men of honor and integrity without superiors in the State of Florida, and we have no hesitancy in saying that the Canal Company or no other person or corporation could employ attorneys to go before such a Board to change any actions which the Board deemed wise and proper to take. And we, in behalf of the line of honorable men who have composed that Board in the past, unhesitatingly put our stamp of disapproval on the insinuation by Mr. Noble reflecting discredit upon the past official acts of the Trustees of the I. I. Fund.

And your committee would further state that they have never at any time laid great stress upon the amount of brains or ability possessed by them and trust that the Legislature may pardon their egotism when they express the hope that the combined intelligence and integrity of Dr. Sprague of the House and Senators Davis and Adams of the Senate may approach that possessed by Hon. C. S. Noble, the statesman par excellence and above reproach, from Lake.

Your Committee used practically one week in this work. All the time that we felt was necessary, and have stated in simple language the truth about the canal as we found it. And submit that we might have enlarged further on the facts as stated in our report if we had employed the stenographer asked for by Mr. Noble without our knowledge and granted to the committee without our desire or need. We did not need the stenographer; did

not ask for one, and no bill should be paid for services that were not rendered. In this connection, since Mr. Noble goes out of his way to score some members of the Committee for desiring to reach Miami on Friday night, we regret that he did not add in his so-called supplementary report the fact that the launch stood in readiness to leave St. Augustine at 7:30 a. m., but did not leave till several hours later, awaiting the arrival of the said Noble, who stated when he did arrive that he had been visiting the Deaf, Dumb and Blind Institute.

Your Committee feels further absolved from responsibility in the premises, when accused of neglect of duty, and submit that the fault, if any there be, is to be found with the appointment made by the presiding officers of the Legislature, since if we, your committee, were not sufficiently, mentally and morally, equipped to cope successfully with the task assigned, as did the statesman from Lake, that others should have been appointed, because there are men in both branches of the Florida Legislature who are able, willing and faithful, and that are at least his equal, and they should have been appointed.

Respectfully submitted,

T. S. DAVIS,

Chairman;

F. ADAMS,

On part of Senate;

G. F. SPRAGUE,

On part of House.

By permission—

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

Senate Chamber,

Tallahassee, Fla., May 30, 1905.

Hon. Park M. Trammell,

President of the Senate:

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

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

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

Very respectfully,

T. M. SCOTT,

Chairman of Committee.

Senate Joint Resolution No. 270:

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

Was taken up.

Mr. Blount moved that the rules be waived and Senate Joint Resolution No. 270 be read a second time by its title only.

Which was agreed to by a two-thirds vote.

And Senate Joint Resolution No. 270 was read a second time by its title.

Mr. Blount moved that the rules be further waived, and that Senate Joint Resolution No. 270 be read a third time in full and put upon its passage.

And Senate Joint Resolution No. 270 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, Crill, Davis, Gillen, Harris, Hudson, Humphries, Lee, McCreary, Newlan, Ranney, Sams, Scott, Wadsworth, West, Wilson, Zim—24.

Nays—Senators Crane, Massey.—2.

Senate Joint Resolution No. 270, having received the constitutional majority of three-fifths of all the members elected to the Senate was passed, title as stated.

Senate Joint Resolution No. 256:

A joint resolution proposing an amendment to Section nine (9) of Article sixteen (16) of the Constitution of the State of Florida, relating to criminal prosecutions, as amended in 1894.

Was taken up.

Mr. Faulkner moved that the rules be waived and Senate Joint Resolution No. 256 be read a second time by its title only.

Which was agreed to by a two-thirds vote.

And Senate Joint Resolution No. 256 was read a second time by its title only.

Mr. Faulkner moved that the rules be further waived, and that Senate Joint Resolution No. 256 be read a third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Joint Resolution No. 256 was read a third time in full.

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

Yeas—Mr. President, Senators Adams, Bailey, Baskin, Blount, Canova, Crill, Davis, Faulkner, Gillen, Harris, Hudson, Lee, McCreary, Newlan, Sams, Wadsworth, West, Wilson.—19.

Nays—None.

Senate Joint Resolution No. 256 not having received the constitutional majority of three-fifths of all the members elected to the Senate, failed to pass.

Mr. Davis introduced the following:

Senate Resolution No. 60:

Whereas, the Senate of Florida has learned with profound regret of the death of Hon. Bert G. Dyal, a member of the House of Representatives.

Therefore, be it resolved, That the President of the Senate appoint a committee of three to draft suitable resolutions relative to the deceased, and that the hour from 11 to 12 o'clock m., May 31, be devoted to the consideration of same.

Mr. Davis moved the adoption of the resolution.

Which was agreed to.

In accordance with the above resolution the President appointed Messrs. Davis, Adams and Hudson as the committee.

The following communication from the Governor and accompanying report was read and ordered spread on the journal:

State of Florida,
Executive Department,
Tallahassee, Fla., May 30, 1905.

Hon. Park M. Trammell,

President of the Senate:

SIR—I have the honor to transmit herewith the accompanying communication of the Board of Commissioners of State Institutions, who deem it proper that a reply be made to the report of the committee appointed under House Concurrent Resolution No. 5 to visit, investigate and report on the Florida Hospital of the Insane.

Respectfully submitted,

N. B. BROWARD,

Governor.

(The report will be published in full in Thursday's journal.)

Mr. Stockton moved that 100 copies of the report be in pamphlet form be printed for the use of the Senate. Which was agreed to.

Senate Joint Resolution No. 216:

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

Was taken up.

Mr. Newlan asked permission to withdraw Senate Joint Resolution No. 216.

Which was granted.

And Senate Joint Resolution No. 216 was withdrawn.

Mr. Neel moved that House Bill No. 217 be taken up out of its order and now considered.

Which was agreed to by a two-thirds vote.

And,

House Bill No. 217:

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

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

Mr. Newland moved that the rules be further waived, and that House Bill No. 217 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. 217 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, Crill, Faulkner, Harris, Hudson, Humphries, Jackson, Lee, McCreary, Massey, Neel, Newlan, Raney, Sams, Scott, Stockton, Wadsworth, West, Zim.—28.

Nays—None.

So House Bill No. 217 was passed, title as stated.

Senate Joint Resolution No. 236:

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

Was taken up.

Mr. Crane asked permission to withdraw Senate Joint Resolution No. 236.

Which was granted.

And Senate Joint Resolution No. 236 was withdrawn.

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

State of Florida,
Executive Department,
Tallahassee, May 30, 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 act, which originated in your honorable body:

“An act to enact the General Statutes of the State of Florida and to provide for the printing, sale and distribution thereof and making an appropriation for the compensation of the Commissioners appointed to revise the Statutes.”

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

I have the honor to be,

Very respectfully,

N. B. BROWARD,
Governor.

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

State of Florida,
Executive Department,
Tallahassee, May 30, 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 memorial, which originated in your honorable body:

“An act to amend an act entitled, ‘An act to revoke and abolish the present municipal government of the town of New Smyrna, and organize a city government for the town,’ being Chapter 5358 of the Laws of Florida.”

Also,

“An act to legalize and validate the election held at Perry, Taylor county, Florida, on the Tenth (10) day of May, A. D. 1905, under ordinance No. 10, of the town council of the said town of Perry, Taylor county, Florida, for the purpose of deciding whether or not the said town of Perry should issue fifteen thousand dollars (\$15,000.00) worth of bonds for the purpose of establishing a system of water works in said town.”

Also,

"An act to provide for the registration of all legally qualified voters in the city of Pensacola, Florida; and to define the qualifications of such voters."

And,

"An act to make it unlawful for live stock to run at large within the corporate limits of the town of Melbourne, Brevard county, Florida, and to provide for the impounding and sale of stock so running at large."

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

I have the honor to be,

Yours respectfully,

N. B. BROWARD,
Governor.

Mr. Adams, rising to a question of personal privilege, said:

Mr. President:—

I rise to a point of personal privilege:

This morning, the gentleman from the 24th District arose on a question of personal privilege and made the following statement:

"On yesterday the gentleman from the 30th District read a document which was compiled from information obtained from information and documents out of the Comptroller's office. In this statement appeared an item of about \$71,000.00 was paid in cash to S. I. Wailes. I STATED THAT NO MONEY HAD BEEN PAID FOR SERVICES IN CONNECTION WITH THE LAND DEPARTMENT BUT THAT COL. WAILES WAS PAID IN LAND ONLY."

and in support of his assertion, he presented a letter written by the Secretary of the Trustees, May 12, 1890, over fifteen years ago.

The several contracts of the Trustees of the Internal Improvement Fund of Florida with S. I. Wailes provide that he shall be paid as follows:

(1) "Twenty per cent. of all monies paid over to the State on account of swamp lands purchased from the United States prior to the third day of March, 1857, under the acts of March 2nd, 1855 and March 3rd, 1857."

(2) "Twenty per cent. of all warrants or certificates issued to the State under said acts."

(3) "Eight per cent. on all lands patented to the State which were selected prior to 1861."

(4) Two cents per acre for every acre of land patented to the State that was selected since the war.

These contracts certainly contemplate the payment of money and although a part of the compensation provided for was invested by Mr. Wailes in land at the market price it should be evident that the compensation was computed and adjusted on a cash basis.

Under one of his contracts the amount due S. I. Wailes in dollars and cents for obtaining patents for lands at two cents per acre was computed by the Commissioner of Agriculture at \$111,372.21. Under another contract his commissions at 8 per cent. purchased 65,618.50 acres of land, and under the contract for obtaining swamp land indemnity certificates his commissions at 20 per cent. enabled him to acquire 18,658.24 acres of land.

As to the total amount of the "twenty per cent. of all moneys paid over to the State on account of swamp lands purchased from the United States prior to the third day of March 1857, I am unable to state for the reason that I have not sufficient time to thoroughly investigate the subject.

The gentleman from the 24th District asserts positively that:

"No money had been paid for services in connection with the Land Department but that Col. Wailes was paid in land only"

and in conclusion, I deem it sufficient to say that as late as 1903, the sum of five thousand and one dollars and forty cents. (5,001.40) was paid in actual cash to S. I. Wailes. The payment was made by check No. 135 of the Trustees of the Internal Improvement Fund of the State of Florida on the Capital City Bank of the City of Tallahassee, dated June 8th, 1903, and the receipt thereof was acknowledged by S. I. Wailes in words and figures as follows:

Tallahassee, Fla., June 8, 1903.

"Received of the Trustees of the Internal Improvement Fund the sum of five thousand, one and forty one-hundredths (5,001.40) dollars in full and final settlement of any and all claims for services of any kind whatsoever which I have rendered to the Trustees of the Internal Im-

provement Fund or to the Internal Improvement Fund of Florida under agreements with the said Trustees or otherwise; and in full settlement of any and all claims for services that may have been rendered in connection with lands that have not yet been approved or patented to the State, and all services for securing indemnity, whether in land or money.

This receipt being intended to be a full and final settlement of all contracts, services, claims and all demands past, present or future with reference thereto, against the Trustees of the Internal Improvement Fund, or against the Internal Improvement Fund of Florida.

(Signed.) S. I. WAILES.

The following items appear among the disbursements by the Trustees of the Internal Improvement Fund of Florida, as shown by the printed reports of the Treasurer of said Trustees, in the Journals of the Legislatures of 1881 and 1883. The pages below refer to the printed reports.

1879.

May—S. I. Wailes, guides in South Florida examination of lands; page 134..... \$300.00

1880—By amount paid in lands in 1879 to S. I. Wailes on account of services; page 136 13,155.70

1881.

Feb. 28—By amount paid in lands in 1880 to S. I. Wailes on account of services; page 136 11,642.97

Feb. 28—S. I. Wailes adjusting land claims; page 161 2,122.09

Mch. 31—S. I. Wailes, adjusting land claims; page 162 829.94

Apr. 30—S. I. Wailes, adjusting land claims; page 162 1,016.50

May 31—S. I. Wailes, adjusting land claims; page 162 3,855.43

June 30—S. I. Wailes, adjusting land claims; page 163 16,913.66

July 31—S. I. Wailes, adjusting land claims; Page 163 10,096.52

Sept. 30—S. I. Wailes 5,642.34

Nov. 3—Paid S. I. Wailes; page 164..... 240.00

Dec. 16—S. I. Wailes, part compensation for services—	
Land Entries, Certificate 10,576, page 167	1,703.93
10,577, page 167	126.48
10,578, page 167	43.30
10,579, page 167	209.14
10,580, page 167	983.41
1882.	
May 25—Paid S. I. Wailes, services procuring patents—	
Entry No. 10,980, page 169	85.98
Entry 10,981, page 169	148.28
June 17—Paid S. I. Wailes, entry 11,062, p. 169	76.80
Aug. 1—S. I. Wailes, services selecting—	
Land entry (112087), page 174	228.95
	\$71,119.43

Agricultural Department, State of Florida,
 Commissioner's Office,
 Tallahassee, May 23rd, 1935.

Hon. Frank Adams,
 Senate Chamber,
 Tallahassee, Fla.

DEAR SIR—In reply to your request for a statement of all lands conveyed by the State to Sydney I. Wailes on account of services, I have the honor to report as follows:

Acres.

The number of acres deeded on account of Sydney I. Wailes, Agent of the State, to procure patents to swamp and overflowed lands at Washington, D. C., under contracts with the Trustees of the Internal Improvement Fund of April 13th and October 10th, 1878

Number of acres in the swamp land indemnity certificates assigned to Sydney I. Wailes by the Trustees of the Internal Improvement Fund under contract with the said Trustees of April 13th, 1878, (these are all that I am able to find from the minutes or reports of the said Trustees or from the records in this office) ..

Number of acres deeded on account of Sydney I. Wailes in procuring school list No. 9,

State of Florida, in deed No. 2536, dated Jany. 18, 1892	140.00
<hr/>	
Making a total of	243,361.04

This office has never kept an account with Sydney I. Wailes for swamp indemnity lands. All lists and proofs for same were filed with the Commissioner of the General Land Office at Washington, D. C., and it has always been the custom of the Trustees to assign the scrip direct to said Wailes as soon as they received it, for his commissions, without special notice to this office. The minutes of the Trustees should show commissions paid on this account. This office does not show any cash commissions paid to Sydney I. Wailes. Any such amounts should appear of record in the minutes of the Trustees of the Internal Improvement Fund. I hand you herewith a detailed statement of all land accounts kept with Sydney I. Wailes in this office.

Very respectfully,
B. E. McLIN,
Commissioner of Agriculture.

Mr. Crane moved that Senate Bill No. 235 be taken up out of its order and now considered.

Which was agreed to by a two-thirds vote.

And,

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.

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

Upon call of the roll on Senate Bill No. 235, the vote was:

Yeas—Mr. President, Senators Adams, Alford, Bailey, Baskin, Blount, Crane, Crews, Crill, Davis, Faulkner, Gilen, Hudson, Humphries, Jackson, McCreary, Massey, Neel, Newlan, Raney, Sams, Scott, Stockton, Wadsworth, West, Wilson, Zim—27.

Nays—Mr. Harris—1.

So the bill passed title as stated.

Senate Joint Resolution No. 72:

A Joint Resolution proposing an amendment to Article 3 of the Constitution of the State of Florida, relative to the legislative department.

Was taken up and read a second time in full.

Mr. Crill moved that the rules be further waived, and that Senate Joint Resolution No. 72 be read a third time in full and report upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Joint Resolution No. 72 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, Crane, Crews, Crill, Davis, Faulkner, Gillen, Harris, Hudson, Humphries, Jackson, McCreary, Massey, Neel, Newlan, Raney, Sams, Scott, Stockton, Wadsworth, West, Zim—27.

Nays—None.

Senate Joint Resolution No. 72 having received the constitutional majority of three-fifths of all the members elected to the Senate, was passed, title as stated.

Senate Bill No. 288:

A bill to be entitled an act for the relief of the repre-

Was taken up.

sentatives of Allison J. Tinsley.

Mr. McCreary asked permission to withdraw Senate Bill No. 288:

Which was granted.

And Senate Bill No. 288 was withdrawn.

Mr. McCreary moved that House Bill No. 401 be taken up out of its order and now considered.

Which was agreed to by a two-thirds vote.

And

House Bill No. 401:

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.

Was taken up and read a second time in full.

Mr. Humphries moved that the rules be further waived, and that House Bill No. 401 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. 401 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, Bailey, Baskin, Blount, Crews, Davis, Harris, Hudson, Humphries, Jackson, McCreary, Massey, Newlan, Scott, West, Zim—17.

Nays—Senators Adams, Crane, Crill, Faulkner, Neel, Raney, Sams, Stockton, Wadsworth, Wilson—10.

So House Bill No. 401 was passed, title as stated.

Senate Bill No. 272:

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

Was taken up.

Mr. Blount asked permission to withdraw Senate Bill No. 272.

Which was agreed to.

And Senate Bill No. 272 was withdrawn.

Mr. Blount moved that House Bill No. 369 be taken up out of its order and now considered.

Which was agreed to by a two-thirds vote.

And

House Bill No. 369:

A bill to be entitled an act to define legal holidays in the State of Florida.

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

The following committee amendment was read:

In Section 1, line 7, strike out the words "May 30th, Memorial Day."

Mr. Blount moved the adoption of the committee amendment.

Which was agreed to.

Mr. Blount moved that the rules be further waived, and that House Bill No. 369 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. 369, 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, Blount, Clarke, Crane, Crews, Crill, Davis, Faulkner, Gillen, Harris, Hudson, Humphries, Jackson, McCreary, Massey, Neel, Raney, Sams, Scott, Stockton, Wadsworth, West, Wilson, Zim—27.

Nays—None.

So House Bill No. 369, as amended, was passed, title as stated.

Senate Bill No. 267:

A bill to be entitled an act to provide for the assessment, levy and collection of revenue for the city of Pensacola, approved May 22, 1901.

Was taken up.

Mr. Blount asked permission to withdraw Senate Bill No. 267.

Which was agreed to.

And Senate Bill No. 267 was withdrawn.

Mr. Blount moved that Senate Bill No. 391 be taken up out of its order and now considered.

Which was agreed to by a two-thirds vote.

And,

Senate Bill No. 391:

A bill to be entitled an act to secure the prompt payment of State and county taxes.

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

The following committee substitute was read:

A bill to be entitled an act to induce the prompt payment of State and county taxes.

Mr. Blount moved the adoption of the committee substitute.

Which was agreed to.

Mr. Blount moved that the rules be waived and substitute for Senate Bill No. 391 be read a second time by its title only.

Which was agreed to by a two-thirds vote.

And substitute for Senate Bill No. 391 was read a second time by its title only.

Mr. Blount moved that the rules be further waived, and that Substitute for Senate Bill No. 391 be read a third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Substitute for Senate Bill No. 391 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, Blount, Crane, Crill, Davis, Faulkner, Gillen, Harris, Hudson, Humphries, McCreary, Massey, Sams, Stockton, West, Wilson—19.

Nays—Senators Baskin, Clarke, Crews, Lee, Neel, Raney, Scott, Wadsworth, Zim—9.

So Substitute for Senate Bill No. 391 was passed, title as stated.

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.

Was taken up.

Mr. Humphries moved that the rules be waived and Senate Bill No. 284 be read a second time by its title.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 284 was read a second time by its title only.

Mr. Humphries moved that the rules be further waived, and that Senate Bill No. 284 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. 284 was read a third time in full.

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

Yeas—Senator Adams, Alford, Bailey, Baskin, Canova, Clarke, Crews, Crill, Davis, Gillen, Harris, Humphries, Jackson, Lee, McCreary, Massey, Neel, Sams, Scott, Wadsworth, Zim—21.

Nays—Mr. President, Stockton, Wilson—3.

So Senate Bill No. 284 was passed title as stated.

House Bill No. 187:

A bill to be entitled an act fixing the time of holding elections for Special Tax School District in Manatee county.

Was taken up.

Mr. Humphries moved that the rules be waived and House Bill No. 187 be read a second time by its title only.

Which was agreed to by a two-thirds vote.

97 S. B.

And House Bill No. 187 was read a second time by its title only.

Mr. Humphries moved that the rules be further waived, and that House Bill No. 187 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. 187 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, Crill, Davis, Faulkner, Gillen, Harris, Humphries, Jackson, Lee, McCreary, Massey, Neel, Sams, Scott, Stockton, Wadsworth, West, Wilson, Zim—28.

Nyas—None.

So House Bill No. 187 was passed, title as stated.

House Bill No. 199:

A bill to be entitled an act to prescribe the per diem of sheriffs for attendance on courts.

Was taken up together with the amendments of the Committee on Finance and Taxation.

Mr. Crill moved that he rules be waived and House Bill No. 199 be read a second time by its title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 199 was read a second time by its title only.

The following committee amendment was read:

Strike out the word "and" in line 4, Section one.

Mr. Crill moved the adoption of the committee amendment.

Which was agreed to.

The following committee amendment was read:

In line 4, Section one, after the word "record" insert "county judge's court."

Mr. Crill moved the adoption of the committee amendment.

Which was agreed to.

Mr. Crill moved that the rules be further waived and that House Bill No. 199, 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. 199, as amended, was read a third time in full.

Mr Crill moved that House Bill No 199 be placed on calendar of bills on second reading for amendments.

Which was agreed to.

Mr. Crill moved that the vote by which the committee amendments were adopted be reconsidered.

Which was agreed to.

Mr. McCreary moved that House Bill No. 199 be indefinitely postponed.

Which was agreed to.

By permission—

Mr. Wadsworth introduced—

Senate Bill No. 397:

A bill to be entitled an act to amend section 66 and 67, Chapter 4322, Laws of Florida, providing compensation for tax assessors and tax collectors.

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

Mr. Massey moved that the Senate adjourn until 8:30 o'clock to-night.

Which was agreed to.

Thereupon the Senate stood adjourned until 8:30 o'clock tonight.

NIGHT SESSION

8:30 O'CLOCK

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, Faulkner, Gillen, Harris, Hudson, Humphries, Jackson, Lee, McCreary, Massey, Neel, Newlan, Raney, Sams, Scott, Stockton, Wadsworth, West, Zim—29.

A quorum present.

Mr. Harris moved that the Senate reconsider the vote by which the report of Board of State Institutions was ordered spread upon the journal at the afternoon session.

Mr. West moved that the motion to reconsider be deferred until 4 p. m. to-morrow.

Which was agreed to.

Mr. Massey moved that the Senate consider local bills by a roll call.

Which was agreed to.

Mr. Alford moved that Senate Bill No. 317 be taken up out of its order and now considered.

Which was agreed to by a two-thirds vote.

And,

Senate Bill No. 317:

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

Was taken up and read a second time in full.

Mr. Alford moved that the rules be further waived, and that Senate Bill No. 317 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. 317 was read a third time in full.

Mr. Alford moved that Senate Bill No. 317 be placed back on second reading for amendments.

Which was agreed to.

Mr. Humphries offered the following amendment to Senate Bill No. 317.

Strike out the words in Section 1, the words and figures, "One hundred and forty (\$140.00) dollars," and insert in lieu thereof the following: "Sixty-two (\$62.00) dollars."

Mr. Humphries moved the adoption of the amendment.

Which was agreed to.

And Senate Bill No. 317 was ordered referred to the Committee on Engrossed Bills.

Mr. Bailey moved that House Bill No. 496 be taken up out of its order and now considered.

And,

House Bill No. 496:

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

Was taken up.

Mr. Bailey moved that the rules be waived and House Bill No. 496 be read a second time by its title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 496 was read a second time by its title only.

Mr. Bailey moved that the rules be further waived, and that House Bill No. 496 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. 496 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, Crane, Crews, Crill, Faulkner, Gillen, Harris, Hudson, Humphries, Jackson, Lee, McCreary, Massey, Neel, Newlan, Sams, Scott, Wadsworth, Zim.—25.

Nays—Senators Blount, Raney.—2.

So House Bill No. 496 was passed, title as stated.

Mr. Baskin moved that House Bill No. 310 be taken up out of its order and now considered.

Which was agreed to by a two-thirds vote.

And,

House Bill No. 310:

A bill to be entitled an act providing for the extension of the corporate limits of the city of Jacksonville

Was taken up.

Mr. Baskin moved that the rules be waived and House Bill No. 310 be read a second time by its title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 310 was read a second time by its title only.

Mr. Baskin moved that the rules be further waived, and that House Bill No. 310 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. 310 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, Senators Adams, Alford, Bailey, Baskin, Blount, Canova, Crane, Faulkner, Harris, Hudson, Humphries, Lee, McCreary, Massey, Newlan, Raney, Sams, Scott, Stockton, Wadsworth, West, Zim.—23.

Nays—None.

So House Bill No. 310 was passed, title as stated.

Mr. Blount moved that House Bill No. 387 be taken up out of its order and now considered.

Which was agreed to by a two-thirds vote.

And,

House Bill No. 387:

A bill to be entitled an act to provide for the registration of all legally qualified voters in the city of Pensacola, Florida, and to define the qualification of such voters.

Was taken up.

Mr. Blount moved that the rules be waived and House Bill No. 387 be read a second time by its title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 387 was read a second time by its title only.

Mr. Blount moved that the rules be further waived, and that House Bill No. 387 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. 387 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, Blount, Canova, Clarke, Crane, Crews, Crill, Faulkner, Gillen, Harris, Hudson, Humphries, Jackson, Massey, Neel, Newlan, Raney, Sams, Scott, Stockton, Wadsworth, West, Zim.—26.

Nays—None.

So House Bill No. 387 was passed, title as stated.

Mr. Canova moved that Senate Bill No. 393 be taken up out of its order and now considered.

Which was agreed to by a two-thirds vote.

And,

Senate Bill No. 393:

A bill to be entitled an act for the relief of the estate of George L. King.

Was taken up and read a second time in full.

Mr. Canova moved that the rules be waived and Senate Bill No. 393 be read a second time by its title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 393 was read a second time by its title only.

Mr. Canova moved that the rules be further waived, and that Senate Bill No. 393 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. 393 was read a third time in full.

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

Yeas—Mr. President, Senators Adams, Alford, Bailey, Canova, Clarke, Crane, Hudson, Jackson, McCreary, Massey, Neel, Newlan, Scott, Stockton, Wadsworth, West, Zim.—18.

Nays—Senators Blount, Crews, Crill, Faulkner, Harris, Humphries, Raney, Sams, West.—9.

So Senate Bill No. 393 was passed, title as stated.

Mr. Raney moved that Senate Bill No. 394 be taken up out of its order and now considered.

Which was agreed to by a two-thirds vote.

And,

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.

Was taken up.

Mr. Raney moved that the rules be waived and Senate Bill No. 394 be read a second time by its title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 394 was read a second time by its title only.

Mr. Raney moved that the rules be further waived, and that Senate Bill No. 394 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. 394 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, Blount, Canova, Clarke, Crane, Crews, Crill, Faulkner, Gillen, Harris, Hudson, Humphries, Jackson, McCreary, Massey, Neel, Newlan, Raney, Sams, Scott, Stockton, Wadsworth, West, Zim.—27.

Nays—None.

So Senate Bill No. 394 was passed, title as stated.

Mr. Trammell, Mr. Adams in the chair, moved that House Bill No. 375 be taken up out of its order and now considered.

Which was agreed to by a two-thirds vote.

And,

House Bill No. 375:

A bill to be entitled an act to further protect wild deer and wild turkeys in the county of Polk, and provide a game warden therefor.

Was taken up.

Mr. Trammell, Mr. Adams in the chair, moved that the rules be waived and House Bill No. 375 be read a second time by its title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 375 was read a second time by its title only.

Mr. Trammell, Mr. Adams in the chair, moved that the rules be further waived, and that House Bill No. 375 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. 375 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, Clarke, Crane, Crews, Faulkner, Gillen, Harris, Hudson, Humphries, Jackson, McCreary, Massey, Neel, Newlan, Raney, Sams, Scott, Stockton, Wadsworth, Zim.—24.

Nays—Senator West.—1.

So House Bill No. 375 was passed, title as stated.

Mr. Clarke moved that House Bill No. 516 be taken up out of its order and now considered.

Which was agreed to by a two-thirds vote.

And,

House Bill No. 516:

A bill to be entitled an act for the relief of General Miller, of Washington county, Florida.

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

Mr. Clarke moved that the rules be waived and that House Bill No. 516 be read a second time by its title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 516 was read a second time by its title only.

Mr. Clarke moved that the rules be further waived, and that House Bill No. 516 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. 516 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, Clarke, Crane, Crill, Faulkner, Gillen, Harris, Hudson, Humphries, McCreary, Massey, Neel, Newlan, Raney, Sams, Stockton, West.—19.

Nays—Mr. President, Senators Alford, Crews, Scott Wadsworth.—5.

So House Bill No. 516 was passed, title as stated.

Mr. Crane moved that Senate Bill No. 375 be taken up out of its order and now considered.

Which was agreed to by a two-thirds vote.

And

30, 32 and 34, of Chapter 5363, Laws of Florida, the same Senate Bill No. 375:

A bill to be entitled an act to amend Sections 26, 28, 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.

Was taken up.

Mr. Crane moved that the rules be waived and Senate Bill No. 375 be read a second time by its title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 375 was read a second time by its title only.

Mr. Crane moved that the rules be further waived, and that Senate Bill No. 375 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. 375 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, Blount, Crane, Crews, Crill, Faulkner, Gillen, Harris, Hudson, Humphries, Jackson, McCreary, Massey, Neel, Newlan, Sams, Scott, Stockton, Wadsworth, West, Zim—24.

Nays—none.

So Senate Bill No. 375 was passed, title as stated.

Mr. Crews moved that House Bill No. 322 be taken up out of its order and now considered.

Which was agreed to by a two-thirds vote.

And

House Bill No. 322:

A bill to be entitled an act to establish the municipality of Largo, to provide for its government and prescribe its powers and jurisdiction.

Was taken up.

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

Which was agreed to by a two-thirds vote.

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

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

Which was agreed to by a two-thirds vote.

And House Bill No. 322 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, Blount, Crane, Crews, Crill, Gillen, Harris, Hudson, Humphries, Jackson, Massey, Neel, Newlan, Sams, Scott, Stockton, Wadsworth, West, Zim—22.

Nays—none.

So House Bill No. 322 was passed, title as stated.

Mr. Crill moved that House Bill No. 537 be taken up out of its order and now considered.

Which was agreed to by a two-thirds vote.

And

House Bill No. 537:

A bill to be entitled an act to prohibit the shooting of alligators and humkins on the Oklawaha River in this State.

Was taken up.

Mr. Crill moved that the rules be waived, and House Bill No. 537 be read a second time by its title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 537 was read a second time by its title only.

Mr. Crill moved that the rules be further waived, and that House Bill No. 537 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. 537 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, Crane, Crews, Crill, Faulkner, Gillen, Harris, Hudson, Humphries, McCreary, Massey, Neel, Newlan, Sams, Stockton, Wadsworth, Zim—22.

Nays—Mr. President, Senators Blount, Jackson, West—4.

So House Bill No. 537 was passed, title as stated.

Mr. Faulkner moved that Senate Bill No. 292 be taken up out of its order and now considered.

Which was agreed to by a two-thirds vote.

And

Senate Bill No. 292:

A bill to be entitled an act to prevent trapping in this State.

Was taken up.

Mr. Faulkner offered a substitute for Senate Bill No. 292 with the following title:

A bill to be entitled an act to prevent trapping in Taylor county, Florida.

Mr. Faulkner moved the adoption of the amendment.

Which was agreed to.

Mr. Faulkner moved that the rules be waived and Substitute for Senate Bill No. 292 be read a second time by its title only.

Which was agreed to by a two-thirds vote.

And Substitute for Senate Bill No. 292 was read a second time by its title only.

Mr. Faulkner moved that the rules be further waived, and that Substitute for Senate Bill No. 292 be read a third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Substitute for Senate Bill No. 292 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, Crane, Crews, Crill, Faulkner, Gillen, Harris, Hudson, Humphries, Jackson, Massey, Neel, Newlan, Sams, Scott, Wadsworth, Zim—20.

Nays—Senators Blount, West—2.

So Substitute for Senate Bill No. 292 was passed, title as stated.

Mr. Gillen moved that Senate Bill No. 386 be taken up out of its order and now considered.

Which was agreed to by a two-thirds vote.

And

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 confirm to said railway all right, favors, prestiges and grants heretofore conferred upon the same.

Was taken up.

Mr. Gillen moved that Senate Bill No. 386 be made a special order for 10:30 a. m. tomorrow.

Which was agreed to.

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

Which was agreed to by a two-thirds vote.

And

Senate Bill No. 383:

A bill to be entitled an act to extend the time limit for the commencement and construction of the St. Andrews, Quincy and Northern Railway, and to prescribe the land grant to aid in its construction.

Was taken up.

Mr. Gillen moved that Senate Bill No. 383 be made a special order for 10:30 a. m. tomorrow.

Which was agreed to.

Mr. Hudson moved that House Bill No. 192 be taken up out of its order and now considered.

Which was agreed to by a two-thirds vote.

House Bill No. 192:

A bill to be entitled an act to repeal Section 3 of Chapter 5289, Laws of Florida, the same being an act entitled an act to regulate the catching of fish in the St. Lucie river in the counties of Brevard and Dade. State of Florida, to define the limit in which fishing shall be prohibited on the St. Lucie River Inlet by landmarks, and to provide a penalty for the violation thereof.

Was taken up.

Mr. Humphries moved that the rules be waived and House Bill No. 192 be read a second time by its title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 192 was read a second time by its title only.

Mr. Hudson offered a substitute for House Bill No. 192, with the following title:

A bill to be entitled an act to amend Section 3 of Chapter 5289 of the Laws of Florida, entitled an act to regulate the catching of fish in the St. Lucie river, in the counties of Brevard and Dade, State of Florida; to define the limit in which fishing shall be prohibited on the St. Lucie River Inlet by land marks, and to provide a penalty for the violation thereof.

Which was read a first time.

Mr. Hudson moved the adoption of the substitute for House Bill No. 192.

Which was agreed to.

Mr. Hudson moved that the rules be waived and that substitute for House Bill No. 192 be read a second time by its title only.

Which was agreed to by a two-thirds vote.

And substitute for House Bill No. 192 was read a second time by its title.

Mr. Hudson moved that the rules be further waived, and that substitute for House Bill No. 192 be read a third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And substitute for House Bill No. 192 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, Crane, Crews, Crill, Faulkner, Gillen, Harris, Hudson, Humphries, Jackson, Massey, Neel, Newlan, Sams, Scott, Stockton, Wadsworth, West, Zim—24.

Nays—None.

So Substitute for House Bill No. 192 was passed, title as stated.

Mr. Harris moved that House Bill No. 340 be taken up out of its order and now considered.

Which was agreed to by a two-thirds vote.

And,

House Bill No. 340:

A bill to be entitled an act to declare Estero Creek, in Lee county, State of Florida, to be a navigable stream.

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

Mr. Harris moved that the rules be waived and House Bill No. 340 be read a second time by its title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 340 was read a second time by its title only.

Mr. Harris moved that the rules be further waived, and that House Bill No. 340 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. 340 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, Crane, Crews, Crill, Faulkner, Harris, Hudson, Humphries, Jackson, Massey, Neel, Newlan, Sams, Scott, Stockton, Wadsworth, West, Zim—23.

Nays—None.

So House Bill No. 340 was passed, title as stated.

Mr. Humphries moved that House Bill No. 526 be taken up out of its order and now considered.

Which was agreed to by a two-thirds vote.

And,

House Bill 526:

A bill to be entitled an act to organize a county court in and for the County of Manatee, and to provide for the appointment of a prosecuting attorney for said court.

Was taken up.

Mr. Humphries moved that the rules be waived and House Bill No. 526 be read a second time by its title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 526 was read a second time by its title only.

Mr. Humphries offered the following amendment to House Bill No. 526:

Add Section 6—This act shall take effect immediately upon its passage and approval by the Governor.

Mr. Humphries moved the adoption of the amendment.

Which was agreed to.

Mr. Humphries moved that the rules be further waived, and that House Bill No. 526, 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. 526, 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, Crane, Crews, Crill, Faulkner, Gillen, Harris, Hudson, Humphries, Jackson, Massey, Neel, Newlan, Sams, Scott, Stockton, Wadsworth, West, Zim—24.

Nays—None.

So House Bill No. 526, as amended, was passed, title as stated.

Mr. Massey moved that House Bill No. 374 be taken up out of its order and now considered.

Which was agreed to by a two-thirds vote.

And,

House Bill No. 374:

A bill to be entitled an act to prohibit the catching of fish in Lake Tohopekaliga in Osceola county, State of Florida, with any seine, net or set device; and providing a penalty therefor.

Was taken up.

Mr. Massey moved that the rules be further waived and and House Bill No. 374 be read a second time by its title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 374 was read a second time by its title only.

Mr. Massey moved that the rules be further waived, and that House Bill No. 374 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. 374 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, Baskin, Crane, Crews, Crill, Faulkner, Gillen, Harris, Hudson, Humphries, Jackson, Massey, Neel, Newlan, Sams, Scott, Stockton, Wadsworth, iZm—20.

Nays—Mr. Blount—1.

So House Bill No. 374 was passed, title as stated.

By permission—

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

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

Hon. Park M. Trammell,

President of the Senate:

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

Senate Bill No. 317:

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

Have examined the same and find it correctly engrossed
Very respectfully,

S. W. CLARKE,
Chairman of Committee.

And Senate Bill No. 317, contained in the above report, was placed on the Calendar of Bills on third reading.

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 in DeFuniak Springs in the falls of 1905 and 1906, and to provide for the payment thereof.

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

Upon call of the roll on Senate Bill No. 319, the vote was:

Yeas—Senators Adams, Baskin, Blount, Crane, Harris, Hudson, Humphries, Jackson, Massey, Neel, Newlan, West, Zim—13.

Nays—Mr. President, Senators Alford, Crill, Faulkner, Gillen, Scott, Wadsworth—7.

So the bill passed, title as stated.

Mr. Crews stated he was paired with Mr. Clarke; that if Mr. Clarke was present he would vote aye and he (Mr. Crews) would vote no.

Mr. Alford moved that Senate Bill No. 317 be taken up out of its order and now considered.

Which was agreed to by a two-thirds vote.

And,

Senate Bill No. 317:

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

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

Upon call of the roll on Senate Bill No. 317, the vote was:

Yeas—Senators Adams, Alford, Bailey, Baskin, Crane, Hudson, Massey, Neel, Newlan, Sams, Scott, Stockton, Wadsworth, Zim—14.

Nays—Senators Blount, Crews, Crill, Faulkner, Harris, West—6.

Mr. Humphries stated that he was paired with Mr. Clarke; that if Mr. Clarke was present he would vote aye and he (Mr. Humphries) would vote nay.

Mr. Faulkner moved that Senate Bill No. 366 be taken up out of its order and now considered.

Which was agreed to by a two-thirds vote.

And,

Senate Bill No. 366:

A bill to be entitled an act for the relief of Mrs. N. J. Lane, wife of W. R. Lane.

Was taken up and read a second time in full.

Mr. Newlan moved that the rules be waived, and that Senate Bill No. 366 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. 366 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, Crane, Hudson, Massey, Neel, Newlan, Sams, Scott, Stockton, Wadsworth, Zim—14.

Nays—Senators Crews, Crill, Faulkner, Gillen, Harris, Humphries, West—7.

So Senate Bill No. 366 was passed, title as stated.

Mr. Sams moved that House Bill No. 509 be taken up out of its order and now considered.

Which was agreed to by a two-thirds vote.

And

House Bill No. 509:

A bill to be entitled an act granting a pension to William Robert Napier, of Putnam county, Florida.

Was taken up.

Mr. Sams moved that the rules be waived and House Bill No. 509 be read a second time by its title only.

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Which was agreed to by a two-thirds vote.

And House Bill No. 509 was read a second time by its title only.

Mr. Sams moved that the rules be further waived, and that House Bill No. 509 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. 509 was read a third time in full.

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

Yeas—Senators Bailey, Crill, McCreary, Neel, Newlan, Sams—6.

Nays—Mr. President, Senators Adams, Alford, Baskin, Blount, Crane, Crews, Faulkner, Gillen, Harris, Hudson, Humphries, Massey, Scott, Stockton, Wadsworth, West Zim.—18.

So House Bill No. 509 failed to pass.

Mr. McCreary moved that Senate Bill No. 385 be taken up out of its order and now considered.

Which was agreed to by a two-thirds vote.

And

Senate Bill No. 385:

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

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

Mr. McCreary moved that the rules be waived and Senate Bill No. 385 be read a second time by its title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 385 was read a second time by its title only.

Mr. McCreary moved that the rules be further waived, and that Senate Bill No. 385 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. 385 was read a third time in full.

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

Yeas—Senators Bailey, Baskin, Crill, Gillen, McCreary, Neel, Newlan, Sams, Wadsworth, Zim—10.

Nays—Mr. President, Senators Adams, Alford, Blount, Crane, Crews, Faulkner, Harris, Humphries, Massey, Scott, Stockton, West—13.

So Senate Bill No. 385 failed to pass.

Mr. Harris moved that the vote by which Senate Bill No. 385 failed to pass be reconsidered.

Mr. McCreary moved that the motion to reconsider be made a special order for tomorrow at 10:30 a. m.

Which was agreed to.

Mr. Crane moved that the vote by which House Bill No. 509 failed to pass be reconsidered, and that the motion to reconsider be made a special order for 10:30 a. m. tomorrow.

Which was agreed to.

Mr. Scott moved that House Bill No. 497 be taken up out of its order and now considered.

Which was agreed to by a two-thirds vote.

And,

House Bill No. 497:

A bill to be entitled 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.

Was taken up.

Mr. Scott moved that the rules be waived and House Bill No. 497 be read a second time by its title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 497 was read a second time by its title only.

Mr. Scott moved that the rules be further waived, and that House Bill No. 497 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. 497 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, Crane, Crews, Crill, Faulkner, Gillen, Harris, Hudson, Humphries, McCreary, Massey, Neel, Newlan, Scott, Stockton, Wadsworth, West, Zim.—23.

Nays—None.

So House Bill No. 497 was passed, title as stated.

By permission—

Mr. Sams introduced—

Senate Bill No. 398:

A bill to be entitled an act to amend Section 680 of the

Revised Statutes of the State of Florida, entitled "parks streets, etc."

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

Mr. Harris moved that the Senate adjourn until 10 o'clock a. m., tomorrow.

Which was agreed to.

Thereupon the Senate stood adjourned until ten o'clock tomorrow, Wednesday, May 31, 1905, at 10 o'clock a. m.

WEDNESDAY, MAY 31, 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, 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.

Prayer by the Chaplain.

The Journal was corrected and approved.

INTRODUCTION OF RESOLUTIONS.

Mr. Lee introduced the following:

Senate Concurrent Resolution No. 22:

Be it resolved by the Senate, the House concurring, that beginning with June 1st, the Senate shall only consider House Bills and the House only consider Senate Bills; That no other Bills shall be considered except by unanimous consent.

Which was read the first time.

Mr. Lee moved that the rules be waived and the Resolution be read a second time.

Mr. Lee withdrew the resolution.

Mr. Adams introduced the following—

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.