

The ayes and nays were demanded, and upon the call of the roll the vote was:

Yeas—Senators Beard, Buckman, Cone, Cottrell, Crane, Crews, Davis, Girardeau, Jackson, Leggett, Massey, Sams, West (1st District), West (4th District)—14.

Nays—Mr. President, Senators Alford, Broome, Canova, Henderson, Hudson, Humphries, McCreary, Trammell, Willis, Zim—11.

Thereupon the Senate stood adjourned until Monday, April 22, 1907, at 3:30 o'clock. p. m.

## MONDAY, APRIL 22, 1907.

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, Baker, Beard, Broome, Buckman, Canova, Cone, Cottrell, Crews, Crill, Davis, Henderson, Hudson, Humphries, Jackson, McCreary, Massey, Neel, Sams, Trammell, Willis, West (1st District), West (4th District), Zim—25.

A quorum present.

Prayer by the Chaplain.

The Journal was corrected and approved.

The following communication was received and ordered spread upon the Journal.

Resolved, That the Florida Medical Association most heartily approves Senate Bill No. 20 and House Bill No. 100, being An Act to Prescribe and Declare Certain Powers of the State Board of Health and to Authorize said Board to Adopt, Promulgate and Enforce Rules and Regulations regarding the same. And, earnestly indorses this bill to the Legislature of the State of Florida.

Resolved, That the Secretary of this Association be instructed to forward at once to the chairman of the Committees on Public Health, of the Senate and House, a copy of this resolution; and that another be spread upon the minutes of this Association.

Tampa, Fla., April 18, 1907.

Also the following communication was read:

Educational Department, State of Florida,  
Office of W. M. Holloway, Superintendent.  
Tallahassee, April 19, 1907.

*Hon. W. Hunt Harris,*  
*President Senate,*  
*Tallahassee, Florida.*

Dear Sir:

Inclosed find herewith a copy of the resolutions presented by the Committee on Legislation of the Convention of County Superintendents and other school officials, and adopted by the said convention now in session in this city.

We beg leave to present these resolutions for the consideration of the Legislature of the State of Florida.

Respectfully submitted,

R. L. TURNER,  
Chairman Committee on Legislation.

The undersigned, your committee appointed to recommend to the Legislature of Florida such legislation as we deem necessary for the furtherance of the cause of education in this State, do respectfully submit the following report:

First—We recommend the following resolutions:

“Resolved, That the County Superintendents, Members of School Boards and Principals of High Schools in convention assembled, do place themselves on record as being opposed to any law providing for State uniformity of text books.

“Resolved, That we indorse Senate Bill No. 101 relative to text books introduced by Mr. Humphries, except that we request that the following words in lines 9 and 10, 14 and 15, of Section 1, ‘under like conditions,’ be stricken therefrom.

“Second—Resolved, That we recommend that the Legislature pass a law requiring County Commissioners to levy for school purposes the millage requested by Boards of Public Instruction provided such millage requested does not exceed the Constitutional limitation.

“Third—Resolved, That we request the Legislature to make the terms of Trustees of Special Tax School Districts four years instead of two years.

**“Fourth—Resolved, That this convention recommend to the State Legislature that it amend Chapter 5204, Section 10, Laws of Florida, so as to permit any person applying for a State Certificate to take the examination required, provided such applicant can show that he has taught one year in Florida on a First Grade County Certificate or an equal length of time on an equal or better certificate in some other State.**

**“Fifth—Resolved, That this convention assembled do most heartily recommend the passage by the Legislature the measure now pending providing for an increase in the per diem of members of County Boards of Public Instruction.**

**“Sixth—Resolved, That this convention do respectfully request the members of the Legislature to pass the joint resolution providing for the submission of the Constitutional amendment allowing County Boards of Public Instruction or Trustees of any special tax School District to issue bonds for the purpose of building school houses, the furnishing and equipping of the same, or refunding any outstanding indebtedness, and to provide a tax levy after being ratified by a majority of the qualified electors voting in the election, for the payment of the principal and interest of such bonds.**

**“Seventh—Resolved, That we recommend to the Legislature of Florida that the minimum required for the establishment of kindergartens be made fifteen children instead of twenty-five.**

**“Eighth—Whereas, The County Superintendents, members of School Boards and principals of High Schools of the State of Florida now assembled in convention at Tallahassee, Florida, have found Chapter 5381 to be a step in the right direction, therefore, be it**

**“Resolved, That we earnestly request the Legislature to pass a similar law, with the following changes, viz.: That application shall be made within twenty days after the expiration of the regular term of each school; further, that said application shall be signed by the County Superintendent and the Chairman of the Board of Public Instruction; further, that the percentage be obtained upon the average monthly enrollment; and that we request the**

Legislature to appropriate the sum of seventy-five thousand dollars per year for two years to meet the increasing demand upon this fund, the unexpended portion of which to revert to the general fund of the State.”

Respectfully submitted,  
 R. L. TURNER, Chairman,  
 J. C. COMPTON,  
 W. S. M. PINKHAM,  
 W. H. RUSSELL,  
 W. B. DICKENSON, Secretary,  
 Committee on Legislation.

The undersigned, your committee appointed to recommend salaries to be paid County Superintendents, would respectfully recommend that the salaries be based upon the total receipts of each county, for school purposes, including special Sub-School District tax receipts, and excepting borrowed money, as follows, viz.: in counties where the receipts are less than \$14,000, the salary shall be at least \$50 per month; where the receipts are more than \$14,000 and less than \$20,000, the salary shall be not less than \$75 per month; where the receipts are more than \$20,000 and less than \$40,000, the salary shall not be less than \$100 per month; where the receipts are more than \$40,000 and less than \$70,000, the salary shall be not less than \$125 per month; where the receipts are more than \$70,000 and less than \$100,000, the salary shall be not less than \$150 per month; where the receipts are more than \$100,000 and less than \$120,000, the salary shall not be less than \$175 per month; where the receipts are more than \$120,000 and less than \$200,000, the salary shall not be less than \$200 per month, to become effective on the 1st day of July each year, based upon the receipts of the fiscal school year closing on June 30th previous.

W. B. DICKENSON, Chairman,  
 N. B. COOK,  
 H. H. PALMER, Committee.

“Resolved, That copies of the above report be prepared by the secretary and presented to the honorable Senate and House of Representatives now in session, and request that they take some action upon the same at their earliest convenience.

Adopted.

W. J. SEARS.  
 W. M. HOLLOWAY, Chairman.  
 R. L. TURNER, Secretary of the Convention.

Mr. Willis moved that the communication be spread on the Journal.

Which was agreed to and so ordered.

Also the following communication was read:

#### RESOLUTIONS OF CAMP J. J. DICKISON, U. S. C. V.

Tampa, Fla., April 11, 1907.

Whereas, The present laws of our State do not give justice to the old soldiers who served in the War Between the States; and, whereas, by reason of restrictions on the said laws, there are some of our citizens who, though otherwise fully entitled, appear to be unjustly deprived of a pension. Therefore, be it resolved, by Camp J. J. Dickison, U. S. C. V., Tampa, Fla.; that,

1. That we believe that the State Legislature now in session should modify the said laws for the purpose of permitting a more liberal policy in awarding pensions to the old soldiers who risked their lives and lost their fortune in defense of their homes and principles, as well as to their surviving widows.

Whereas, Under the present law, the old heroes, unless they have reached the age of 65 years, are deprived of the opportunity to receive a pension, unless they were actually disabled in war; and,

Whereas, Such a deprivation in many instances creates serious hardships, and tends to cause many of the most deserving to die of want and poverty; and,

Whereas, Under the present law the Confederate veterans and widows of Confederate veterans who have become residents of the State of Florida since 1890 are, notwithstanding the most deserving circumstances, deprived of a pension in this State; and,

Whereas, The property qualification of \$800.00 is, in our opinion, too small, as there are many who, though they have this amount in property, are otherwise much in need of a pension; therefore, be it

Resolved, That this Camp petition our representatives in the State Legislature to prepare amendments to the present laws providing that any Confederate veteran, or the widow of any Confederate veteran, a citizen of Florida since 1900, shall be entitled to a pension of the same amount as is now provided by law.

2. That the age limit of 65 years be amended to apply to veterans of the age of 60.

3. That the property qualifications be amended from \$800.00 to \$1,000.00.

4. That copies of this resolution be forwarded at once to each of our representatives in the Legislature with earnest request that they use their best efforts to carry out these provisions without delay.

The above and foregoing resolutions were unanimously passed by Camp J. J. Dickison, U. S. C. V., Tampa, Fla., on April 11, 1907.

HARRY P. BAYA,  
Commandant, Camp J. J. Dickison, U. S. C. V.  
KELSEY BLANTON, Adjutant.

Mr. Willis moved that the communication be received and spread upon the Journal, which was agreed to.

#### INTRODUCTION OF RESOLUTIONS.

Mr. Massey offered the following:

Senate Resolution No. 41:

Resolved, That no mailing lists of Journals, to be sent at the request of Senators, shall be received after Tuesday, the 23rd inst.

Which was read.

Mr. Massey moved the adoption of the resolution.

Which was agreed to.

And Senate Resolution No. 41 was adopted.

#### INTRODUCTION OF BILLS.

By Mr. Trammell—

Senate Bill No. 225:

A bill to be entitled an act to prescribe the manner in which railroad corporations shall construct and maintain road crossings, and providing a penalty for a failure therein.

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

By Mr. Trammell—

Senate Bill No. 226:

A bill to be entitled an act relating to the payment of license or privilege taxes by corporations rendering service to the public within the State of Florida.

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

By Mr. Trammell—

Senate Bill No. 227:

A bill to be entitled an act to prevent corrupt practice at and connected with elections and primary elections in this State; defining and fixing the penalty for the crime of bribery and the acceptance of a bribe thereat or in connection therewith; prohibiting campaign contributions by corporations, and the employment of workers during the campaign preceding any election or at the polls; to prohibit expenditure except in the manner herein provided and providing penalties for violations of said act.

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

By Mr. Trammell—

Senate Bill No. 228:

A bill to be entitled an act providing that manufacturers and vendors of fertilizer shall in certain cases be liable to purchasers for damages, and providing in such cases that any vendor who is not the manufacturer may recover the amount of damage recovered against him by the purchaser, from the manufacturer or person from whom he purchased said fertilizer, and prescribing a rule of evidence in such cases.

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

By Mr. Buckman—

Senate Bill No. 229:

A bill to be entitled an act defining what shall constitute due diligence on the part of a bank in the collection of checks, drafts, notes or other negotiable instruments, and fixing the liability of bank, drawer, maker, guarantor, surety and indorser.

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

By Mr. Henderson—

Senate Bill No. 230:

A bill to be entitled an act to fix the standard of cotton seed meal sold in this State; to prohibit the sale of inferior cotton seed meal, without notice to the public; to prohibit the misbranding of cotton seed meal, and providing penalties for the violation of this act.

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

By Mr. Henderson—

Senate Bill No. 231:

A bill to be entitled an act to amend Section 3232, Chapter 2, of the General Laws of the State of Florida, relating to enticing laborers and servants.

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

By Mr. Henderson—

Senate Bill No. 232:

A bill to be entitled an act to prohibit the hiring, recruiting or inducing of labor from any county in the State into another county in the State or into another State, and to provide a penalty therefor.

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

By Mr. Henderson—

Senate Bill No. 233:

A bill to be entitled an act to amend Section 1577, Chapter 16, of the General Statutes of the State of Florida, relating to the drawing of juries for the second and succeeding weeks of Circuit Courts.

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

By Mr. Humphries—

Senate Bill No. 234:

A bill to be entitled an act making it unlawful to place any obstruction or impediment in any public drain,

ditch or canal in this State, and to provide a penalty for the violation thereof.

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

By Mr. Humphries—

Senate Bill No. 235:

A bill to be entitled an act to provide a remedy for breach of contract or for any wrongful act, and to provide the measure of damages therein and the procedure to determine the same.

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

By Mr. Humphries—

Senate Bill No. 236:

A bill to be entitled an act to establish, organize and constitute a municipality in DeSoto County, Florida, to be known and designated as the town of Bowling Green, and to define the territorial boundary, and to provide for its jurisdiction, powers and privileges.

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

By Mr. Hudson—

Senate Bill No. 237:

A bill to be entitled an act to amend Section 1475 of the General Statutes of the State of Florida, relating to change of venue.

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

By Mr. Neel—

Senate Bill No. 238:

A bill to be entitled an act to amend Section 1002 of the General Statutes of Florida, relative to cities, towns and provisional municipalities.

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

By Mr. Neel—

Senate Bill No. 239:

A bill to be entitled an act to provide for the issue of

bonds by the town of DeFuniak Springs for the construction of a system of waterworks and sewerage and a public school building, and providing for the payment of the interest on and the principal of such bonds.

Mr. Neel moved that the rules be waived and that Senate Bill No. 239 be read a second time by its title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 239 was read a second time in full.

Mr. Neel moved that the rules be further waived and that Senate Bill No. 239 be read a third time and put on its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 239 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, Baker, Beard, Broome, Canova, Cone, Cottrell, Crews, Henderson, McCreary, Neel, Sams, Trammell, West (1st District), West (4th), Zim.

Yeas—18.

Nays—None.

Mr. Massey asked to be excused from voting for the reason that he doubted the constitutionality of the bill.

Which was granted.

Mr. Buckman asked to be excused from voting for the reason that he doubted the constitutionality of the bill.

Which was granted.

So the bill passed, the title as stated.

By Mr. Harris—

Senate Bill No. 240:

A bill to be entitled an act to create a Board of Commissioners of State Charities and Corrections, and to define its powers and duties.

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

By Mr. Beard—

Senate Bill No. 241:

A bill to be entitled an act to amend an act entitled "an act to provide for services by publication upon unknown parties in interest in property involved in certain chancery suits and for decrees and other proceedings after such service," the same being Chapter 5393, Laws of Florida, approved May 30, 1905.

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

By Mr. Willis—

Senate Bill No. 242:

A bill to be entitled an act to amend Section 4109 of the General Statutes of the State of Florida relating to convicts may be put to labor.

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

By Mr. West of the 4th—

Senate Bill No. 243:

A bill to be entitled an act to amend Section 800 of the General Statutes, relative to moneys collected to pay interest upon county bonds, or to provide a sinking fund therefor; the disposition of such money, and the investment of the residue thereof.

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

By Mr. Hudson—

Senate Bill No. 244:

A bill to be entitled an act to amend Section 3763 of the General Statutes of the State of Florida, relating to the capture or killing of the trichechus latiroshis for scientific purposes.

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

Mr. Beard moved Senate Bill No. 240 be recalled from the committee, and that 200 copies be printed and the bill returned to the committee.

Which was agreed to.

By permission, Mr. Broome offered the following—

Senate Resolution No. 42:

Resolved by the Senate, That the Committee on Pensions be allowed to employ a clerk to serve said committee.

Which was read.

Mr. Broome moved the adoption of the resolution.

Which was agreed to.

And Senate Resolution No. 42 was adopted.

Mr. Trammell offered the following—

Senate Resolution No. 43:

Be it Resolved by the Senate, That it shall be the duty of the chairman of all committees to report bills assigned to their respective committees back to the Senate within five days from date referred, or explain why any bill that is not reported back in such time is being held by the committee.

Which was read.

Mr. Trammell moved the adoption of the resolution.

Which was agreed to.

And Senate Resolution No. 43 was adopted.

#### MESSAGES FROM HOUSE OF REPRESENTATIVES.

The following message from the House of Representatives was read:

House of Representatives,  
Tallahassee, Fla., April 18, 1907.

*Hon. W. Hunt Harris,*

*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. 3:

A bill to be entitled an act prohibiting the County Judges of this State from issuing marriage licenses to males under the age of twenty-one years and females under the age of eighteen years without the written consent of their parents or guardians, and providing a penalty therefor.

Also—

House Bill No. 49:

A bill to be entitled an act prohibiting the killing of any deer, turkey, quail, squirrels or other game in the County of Wakulla by non-taxpayers.

Also—

House Bill No. 56:

A bill to be entitled an act to fix a penalty and other liabilities upon any telegraph company owning or operating a telegraph line or lines wholly or partly in this

State and engaged in the transmission of messages for a consideration, for the negligent failure immediately to transmit and deliver to the addressee any message received by it or by any of its agents or employees for transmission, and to fix a rule of evidence in actions to receive same.

Also—

House Bill No. 83:

A bill to be entitled an act to prescribe the time for holding the regular meetings of the Boards of County Commissioners in the State of Florida.

Also:

House Bill No. 82:

A bill to be entitled an act to amend Chapter 5428 of the Laws of the State of Florida, the same being an act for the preservation of wild otter and beaver in the State of Florida.

And respectfully requests the concurrence of the Senate thereto.

Very respectfully,

J. G. KELLUM,

Chief Clerk of the House of Representatives.

And House Bill No. 3, contained in the above message, was read the first time by its title and referred to the Committee on Judiciary.

And House Bill No. 49, contained in the above message, was read the first time by its title and referred to the Committee on Game.

And House Bill No. 56, contained in the above message, was read the first time by its title and referred to the Committee on Canals and Telegraphs.

And House Bill No. 83, contained in the above message, was read the first time by its title and referred to the Committee on City and County Organization.

And House Bill No. 82, contained in the above message, was read the first time by its title and referred to the Committee on Game.

Also the following message was read:

House of Representatives,  
Tallahassee, Fla., April 17, 1907.

*Hon. W. Hunt Harris,*  
*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. 225:

A bill to be entitled an act to provide for the issue of bonds by the town of DeFuniak Springs for the construction of a system of water works and sewerage and a public school building, and providing for the payment of the interest on and the principal of such bonds.

Also—

House Bill No. 128:

A bill to be entitled an act to amend Sections 4, 5 and 17 of Chapter 3735, Laws of Florida, entitled, "An act to establish a Criminal Court of Record in the County of Escambia, prescribing its jurisdiction and powers and regulating its proceedings, and providing for the judge and the officers thereof," approved May 31, 1887.

Also—

House Bill No. 14:

A bill to be entitled an act to allow fishing with seines in certain "dead" or "wet weather" lakes in the northern part of Brevard 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. 225, contained in the above message, was read the first time by its title and referred to the Committee on City and County Organization.

And House Bill No. 128, contained in the above message, was read the first time by its title and referred to the Committee on Judiciary.

And House Bill No. 14, contained in the above message, was read the first time by its title and referred to the Committee on Fisheries.

Also the following message was read:

House of Representatives,  
Tallahassee, Fla., April 18, 1907.

*Hon. W. Hunt Harris,*  
*President of the Senate.*

*Sir:*

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

House Concurrent Resolution No. 19:

Relative to asking the Fish Commission of the United States to send to Tallahassee an expert in the matter of oyster culture in order that he may address the Legislature on the subject mentioned and advise us fully on the necessary and proper legislation in the premises.

And respectfully requests the concurrence of the Senate thereto.

Very respectfully,

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

And House Concurrent Resolution No. 19, contained in the above message, was read the first time by its title.

Mr. Zim moved that the rules be waived, and the resolution be read the second time.

Which was agreed to by two-thirds vote.

And the resolution was read the second time.

Mr. Zim moved the adoption of the resolution.

Which was agreed to, and House Concurrent Resolution No. 19 was adopted.

Also the following message was read:

House of Representatives,  
Tallahassee, Fla., April 17, 1907.

*Hon. W. Hunt Harris,*  
*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. 111:

A bill to be entitled an act to prevent the butchering of cattle upon uninclosed lands in the State of Florida, and providing for butchering of unmanageable cattle by the owner or agent in the presence of one or more witnesses.

Also—

**House Bill No. 101:**

A bill to be entitled an act providing for the sale of tax certificates at a reduced valuation under certain conditions and prescribing procedure therefor.

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

And House Bill No. 101, contained in the above message, was read the first time by its title and referred to the Committee on Finance and Taxation.

Also the following message was read:

House of Representatives,  
Tallahassee, Fla., April 17, 1907.

*Hon. W. Hunt Harris,*  
*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. 85:**

A bill to be entitled an act validating certain obligations contracted for the sum of \$43,200 in the city of Lake City during the years 1906 and 1907, authorizing said city to issue bonds for the payment of said indebtedness, and providing for the payment of said bonds.

Also—

**Senate Bill No. 86:**

A bill to be entitled an act to amend Sections 9 and 45

of Chapter 5091 of the Laws of Florida, entitled "an act to abolish the present municipal government of the town of Lake City, in the County of Columbia, and State of Florida, and to establish, organize and constitute a municipality to be known and designated as the city of Lake City, and to define its territorial boundaries and to provide for its jurisdiction, powers and privileges;" to amend Section 67 of said act as amended by Section 4 of Chapter 5350 of the Laws of Florida, approved April 16, 1903, and to supplement said act and extend the powers of the government of said municipality.

Also—

Senate Bill No. 104:

A bill to be entitled an act to amend Sections 2, 8, 37, and Section 51 of Chapter 4869 of the Laws of the State of Florida, being an act entitled "an act to abolish the present municipal government of the city of Lakeland, in the County of Polk, and State of Florida, and to establish, organize and constitute a municipality to be known and designated as Lakeland and to define its territorial boundary and to provide for its jurisdiction, powers and privileges."

Very respectfully,

J. G. KELLUM,

Chief Clerk of the House of Representatives.

And Senate Bills Nos. 85, 86 and 104, contained in the above message, were referred to the Committee on Enrolled Bills to be enrolled.

Also the following message was read:

House of Representatives.

Tallahassee, Fla., April 17, 1907.

*Hon. W. Hunt Harris,*

*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. 91:

A bill to be entitled an act to legalize and confirm the incorporation of the town of Cottondale, in Jackson

County, Florida, and to declare the same legally incorporated town.

Also—

Senate Bill No. 106:

A bill to be entitled an act to legalize and validate an election held in special tax School District No. 1 of Dade County, Florida, on the 18th day of September, A. D. 1906, and to legalize and validate the issue of certain bonds sold or to be sold by the Board of County Commissioners of Dade County, Florida, under authority of and in pursuance of said election.

Very respectfully,

J. G. KELLUM,

Chief Clerk of the House of Representatives.

And Senate Bills Nos. 91 and 106, contained in the above message, were referred to the Committee on Enrolled Bills to be enrolled.

Also the following message was read:

House of Representatives,  
Tallahassee, Fla., April 18, 1907.

*Hon. W. Hunt Harris,*

*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. 5:

A bill to be entitled an act to enable the Council of the town of Kissimmee City, Florida, to provide for the assessment of the property in said town for town purposes and to levy and collect taxes thereupon.

Very respectfully,

J. G. KELLUM,

Chief Clerk of the House of Representatives.

And Senate Bill No. 105, contained in the above message, was referred to the Committee on Enrolled Bills to be enrolled.

Also the following message was read:

House of Representatives.  
Tallahassee, Fla., April 22, 1907.

*Hon. W. Hunt Harris,*  
*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. 262:

A bill to be entitled an act to appropriate the sum of one thousand dollars, or so much thereof as may be necessary for the use of the joint committee the Senate and House appointed to investigate the transactions of the Internal Improvement Board.

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

Mr. Buckman moved that House Bill No. 262 be taken up out of its order and now considered.

Which was agreed to by a two-thirds vote.

Mr. Buckman moved that the rules be waived and House Bill No. 262 be read a second time in full.

Which was agreed to by a two-thirds vote.

And House Bill No. 262 was read a second time in full.

Mr. Buckman moved that the rules be further waived, and that House Bill No. 262 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. 262 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, Baker, Beard, Broome, Buckman, Cottrell, Crews, Crill, Davis, Henderson, Hudson, Humphries, Jackson, McCreary, Massey, Neel, Sams, Trammell, Willis, Withers, West (1st District), West, (4th District), Zim—24.

Nays—Canova—1.

So House Bill No. 262 was passed, title as stated.

Also the following message was read:

House of Representatives,  
Tallahassee, Fla., April 17, 1907.

*Hon. W. Hunt Harris,*  
*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. 97:

A bill to be entitled an act to amend Article 2, Sections 3111, 3113, 3122 and 3124, of the General Statutes of the State of Florida, relative to the appointment of Inspectors of Marks and Brands of Cattle and Hogs.

Also—

House Bill No. 127:

A bill to be entitled an act granting and confirming in W. F. Creary of the city of Pensacola, Florida, and his heirs in all the right, title and interest of the State of Florida in and to certain lands situate in said city and State, the same being a part of the water front of said city.

Also—

House Bill No. 92:

A bill to be entitled an act to prohibit Sheriffs or police officers from selling at auction firearms, slung shots, metallic knuckles and all other deadly weapons confiscated as being carried in violation of Act No. 3262 of the General Statutes of Florida, and authorizing Sheriffs and other peace officers to retain certain weapons for the purpose of arming deputies and other officers under certain conditions, and providing for the destruction of certain confiscated weapons under the direction of the several Boards of County Commissioners of the State of Florida.

And respectfully requests the concurrence of the Senate thereto.

Very respectfully,

J. G. KELLUM,

Chief Clerk of the House of Representatives.

And House Bill No. 97, contained in the above message, was read the first time by its title and referred to the Committee on Agriculture.

And House Bill No. 127, contained in the above message, was read the first time by its title.

Mr. Beard moved that the rules be waived and House Bill No. 127 be read a second time by its title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 127 was read a second time by its title only.

Mr. Beard moved that House Bill No. 127 be referred to the Committee on Judiciary.

Which was agreed to and so referred.

And House Bill No. 92, contained in the above message, was read the first time by its title and referred to the Committee on Judiciary.

#### REPORTS OF COMMITTEES.

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

Tallahassee, Fla., April 17, 1907.

*Hon. W. Hunt Harris,*  
*President of the Senate.*

*Sir:*

Your Committee on Judiciary, to whom was referred—  
Senate Bill No. 18:

A bill to be entitled an act for the relief of Charles P. Bobe, former Constable, Second District of Escambia County, State of Florida, for loss of fees during his suspension from said office.

Beg to report that they have carefully considered said bill and recommend that it do pass with the following amendment:

Strike out the words, characters and figures "eleven hundred and twelve dollars and fifty cents \$1,112.50)" wherever they appear in said bill, and insert in lieu thereof, wherever they are so stricken out, the words, characters and figures "nine hundred and fifty-seven dollars and five cents (\$957.05)."

Respectfully,  
H. H. BUCKMAN,  
Chairman.

And Senate Bill No. 18, contained in the above report,

together with the committee amendment to the same, was placed on the Calendar of Bills on Second Reading.

Mr. Neel, Chairman of the Committee on State Affairs, submitted the following report:

Senate Chamber,  
Tallahassee, Fla., April 20, 1907.

*Hon. W. Hunt Harris,*  
*President of the Senate.*

*Sir:*

Your Committee on State Affairs, to whom was referred—

Senate Bill No. 175:

A bill to be entitled an act to appropriate the sum of fifteen thousand dollars for the purpose of marking by monument or monuments, and other suitable memorials, the position or positions occupied by the Florida troops participating in the battle of Chickamauga, within the limits of the National Military Park of Chickamauga, and for other purposes.

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

Very respectfully,  
JOHN NEEL,  
Chairman of Committee.

And Senate Bill No. 175, contained in the above report, was placed on the Calendar of Bills on Second Reading.

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

Senate Chamber,  
Tallahassee, Fla., April 22, 1907.

*Hon. W. Hunt Harris,*  
*President of the Senate.*

*Sir:*

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

An act to revise and amend the city charter of the city of West Tampa, and to ratify and confirm certain acts and proceedings of the said city.

Also—

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

Have examined the same and find them correctly enrolled.

Very respectfully,  
**F. W. SAMS,**  
 Chairman of Committee.

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

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

Senate Chamber,  
 Tallahassee, Fla., April 22, 1907.

*Hon. W. Hunt Harris,*  
*President of the Senate.*

*Sir:*

Your Committee on Enrolled Bills, to whom was referred—

Senate Concurrent Resolution:

Whereas, The Legislature of 1905 passed a concurrent resolution requesting the Attorney General to compile, and have printed in pamphlet form, all acts relating to public roads and duties of County Commissioners; and

Whereas, The said resolution requires the Secretary of State to sell the said pamphlet for one dollar per copy; and

Whereas, Said law as compiled should be distributed to the County Commissioners and Clerks of the Circuit Court in the same manner that the General Statutes of the State of Florida and session laws are now distributed; therefore, Have examined the same and find it correctly enrolled.

Very respectfully,  
**F. W. SAMS,**  
 Chairman of Committee.

The concurrent resolution contained in the above report was ordered referred to the Joint Committee on Enrolled

Bills, to be conveyed to the House of Representatives for the signature of the Speaker and Chief Clerk thereof.

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

Senate Chamber,  
Tallahassee, Fla., April 22, 1907.

*Hon. W. Hunt Harris,*  
*President of the Senate.*

*Sir:*

Your Committee on Enrolled Bills, to whom was referred—

An act to enable the city of Orlando to make special assessments on real estate specially benefited by certain municipal improvements.

Have examined the same and find it correctly enrolled.

Very respectfully,

F. W. SAMS,  
Chairman of Committee.

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

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

Senate Chamber,  
Tallahassee, Fla., April 22, 1907.

*Hon. W. Hunt Harris,*  
*President of the Senate.*

*Sir:*

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

An act to legalize and confirm the incorporation of the town of Bonifay, in Holmes County, Florida, and to declare the same a legally incorporated town,

Have examined the same and find it correctly enrolled.

Very respectfully,

F. W. SAMS,  
Chairman of Committee.

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

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*Hon. W. Hunt Harris,*  
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An act to revise and amend the city charter of the city of West Tampa, and to ratify and confirm certain acts and proceedings of the said city.

Also—

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

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

Very respectfully,

F. W. SAMS,  
Chairman of Committee.

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

Senate Chamber,  
Tallahassee, Fla., April 22, 1907.

*Hon. W. Hunt Harris,*  
*President of the Senate.*

*Sir:*

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Senate Concurrent Resolution:

Whereas, The Legislature of 1905 passed a concurrent resolution requesting the Attorney General to compile and have printed in pamphlet form all acts relating to public roads and duties of County Commissioners; and,

Whereas, The said resolution requires the Secretary of State to sell the said pamphlets for \$1.00 per copy; and,

Whereas, Said laws as compiled should be distributed to the County Commissioners and clerks of the Circuit Court in the same manner that the General Statutes of the State of Florida and session laws are now distributed; therefore,

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,

F. W. SAMS,

Chairman of Committee.

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

Senate Chamber,

Tallahassee, Fla., April 22, 1907.

*Hon. W. Hunt Harris,*

*President of the Senate.*

*Sir:*

Your Committee on Enrolled Bills, to whom was referred—

An act to enable the city of Orlando to make special assessments on real estate specially benefited by certain municipal improvements,

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,

F. W. SAMS,

Chairman of Committee.

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

Senate Chamber,

Tallahassee, Fla., April 22, 1907.

*Hon. W. Hunt Harris,*

*President of the Senate.*

*Sir:*

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

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

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,

F. W. SAMS,  
Chairman of Committee.

### ENROLLED

The President announced that he was about to sign—  
An act to revise and amend the city charter of the city of West Tampa, and to ratify and confirm certain acts and proceedings of the said city.

Also—

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

The acts were thereupon 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.

The President announced that he was about to sign—  
An act to legalize and confirm the incorporation of the town of Bonifay, in Holmes County, Florida, and to declare the same a legally incorporated town.

The acts were thereupon 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.

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Senate Concurrent Resolution:

Whereas, the Legislature of 1905 passed a concurrent resolution requesting the Attorney General to compile and have printed in pamphlet form all acts relating to public roads and duties of County Commissioners; and,

Whereas, The said resolution requires the Secretary of State to sell the said pamphlets for one dollar per copy; and,

Whereas, Said laws as compiled should be distributed to the County Commissioners and Clerks of the Circuit

Court in the same manner that the General Statutes of the State of Florida and session laws are now distributed; therefore,

The acts were thereupon 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.

The President announced that he was about to sign—

An act to enable the city of Orlando to make special assessments on real estate specially benefited by certain municipal improvements.

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

By consent, Mr. Zim called for the special order, to wit: Senate Bill No. 43.

The hour of which had passed, and,

#### SPECIAL ORDERS.

Senate Bill No. 43:

A bill to be entitled an act creating a Commissioner of a Bureau of Labor and Industrial Statistics and assistant and deputies, fixing their compensation, prescribing their powers and duties and providing for their obtaining certificates and information relative to labor and fixing penalties for any owner, operator, manager or foreman of any factory, workshop or other place of employment, impeding or preventing such commissioner, assistant or deputies in the full and free performance of their duties as prescribed by law.

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

Under the rule the bill was advanced to the Calendar of Bills on Third Reading without being referred to the Engrossing Committee.

Mr. McCreary moved that the rules be waived and that the Senate proceed to take up bills on third reading, which was agreed to by a two-thirds vote.

And—

Senate Bill No. 39:

A bill to be entitled an act to amend Section 187 of the

General Statutes of the State of Florida, relating to publication of list of qualified voters.

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

Upon call of the roll on Senate Bill No. 39 the vote was:

Yeas—Mr. President, Senators Adams, Alford, Baker, Beard, Broome, Buckman, Canova, Cone, Cottrell, Crews, Crill, Davis, Henderson, Hudson, Humphries, Jackson, McCreary, Massey, Neel, Sams, Trammell, Willis, West (1st), West (4th), Zim—26.

Nays—None.

So the bill passed, title as stated.

Mr. Adams moved that House Bill No. 74 be taken up out of its order and be now considered.

Which was agreed to by a two-thirds vote,

And House Bill No. 74:

A bill to be entitled an act to authorize the town of Leesburg, Florida, to make assessments of property subject to taxation therein and to fix the valuation of such property for purposes of municipal taxation.

Was taken up and read a second time in full.

Mr. Adams moved that the rules be further waived, and that House Bill No. 74 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. 74 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, Baker, Beard, Broome, Buckman, Canova, Cone, Cottrell, Crews, Crill, Davis, Henderson, Hudson, Humphries, Jackson, McCreary, Massey, Neel, Trammell, Willis, West (1st), West (4th), Zim—25.

Nays—None.

So House Bill No. 74 passed, title as stated.

Senate Bill No. 35:

A bill to be entitled an act to amend Section 3394 of the General Statutes of the State of Florida, relating to damage to stock by phosphate plants.

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

Upon call of the roll on Senate Bill No. 35 the vote was:

Yeas—Mr. President, Senators Adams, Alford, Baker, Beard, Broome, Canova, Cottrell, Crews, Crill, Davis, Henderson, Hudson, Humphries, Jackson, McCreary, Massey, Neel, Trammell, Willis, West (1st), West (4th), Zim—23.

Nays—None.

So the bill passed, title as stated.

**Senate Bill No. 130:**

A bill to be entitled an act to provide for the reception and safe keeping by the Commissioner of Agriculture of the field notes, maps and records in the office of the Surveyor-General, appertaining to land titles in Florida.

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

Upon call of the roll on Senate Bill No. 130 the vote was:

Yeas—Mr. President, Senators Adams, Alford, Baker, Beard, Broome, Buckman, Canova, Cone, Cottrell, Crews, Crill, Davis, Henderson, Hudson, Humphries, Jackson, McCreary, Massey, Neel, Trammell, Willis, West (1st), West (4th), Zim—25.

Nays—None.

So the bill passed, title as stated.

**Senate Bill No. 132:**

A bill to be entitled an act to amend Section 1727 of the General Statutes of the State of Florida, relative to legal printing.

The Committee on Public Printing report favorably.

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

Upon call of the roll on Senate Bill No. 132 the vote was:

Yeas—Mr. President, Senators Adams, Alford, Baker, Beard, Broome, Buckman, Cone, Cottrell, Crews, Crill, Henderson, Hudson, Humphries, Jackson, McCreary, Neel, Sams, Trammell, West (1st District), West (4th District), Zim.

Yeas—21.

Nays—None.

So the bill passed, title as stated.

**Senate Bill No. 12:**

A bill to be entitled an act to prohibit discrimination between city and rural schools, where white children are taught, and to require that such schools shall be maintained from the general fund for terms of equal length.

Was taken up.

Mr. Trammell asked permission to withdraw Senate Bill No. 12.

Which was granted, and Senate Bill No. 12 was withdrawn.

**Senate Bill No. 48:**

A bill to be entitled an act to authorize the State of Florida to sue out writs of error, or other appropriate writ in criminal cases from the Supreme Court or the Circuit Courts, to review the rulings of the inferior courts upon questions of law.

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

Upon call of the roll on Senate Bill No. 48 the vote was:

Yeas—Mr. President, Senators Adams, Alford, Baker, Beard, Broome, Buckman, Cone, Cottrell, Crill, Davis, Henderson, Hudson, Humphries, Jackson, McCreary, Massey, Neel, Trammell, Willis, West (1st District), West (4th District), Zim.

Yeas—24.

Nays—None.

So the bill passed, title as stated.

**Senate Bill No. 148:**

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

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

Upon call of the roll on Senate Bill No. 148 the vote was:

Yeas—Mr. President, Senators Adams, Alford, Baker, Beard, Broome, Buckman, Cottrell, Crews, Crill, Davis, Henderson, Hudson, Jackson, McCreary, Massey, Neel, Sams, Trammell, Willis, West (1st District), West (4th District), Zim.

Yeas—22.

Nays—None.

So the bill passed, title as stated.

Senate Bill No. 122:

A bill to be entitled an act to amend Section 3765 of the General Statutes of the State of Florida, relating to catching of fish with seines, nets or other set devices, or by shooting or gigging in fresh water lakes.

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

Upon call of the roll on Senate Bill No. 122 the vote was:

Yeas—Senators Baker, Broome, Cottrell, Henderson, Sams, Willis.

Nays—Mr. President, Senators Adams, Alford, Beard, Canova, Cone, Crews, Crill, Davis, Hudson, Humphries, Jackson, McCreary, Massey, Neel, Trammell, West (1st District), West (4th District.)

Yeas—6.

Nays—18.

So the bill failed to pass.

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

Senate Chamber,  
Tallahassee, Fla., April 22, 1907.

*Hon. W. Hunt Harris,*

*President of the Senate.*

Sir:

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

An act to revise and amend the city charter of the city of West Tampa, and to ratify and confirm certain acts and proceedings of the said city.

Also—

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

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

Very respectfully,

F. W. SAMS,  
Chairman of Committee.

Also the following report:

Senate Chamber,  
Tallahassee, Fla., April 22, 1907.

*Hon. W. Hunt Harris,*  
*President of the Senate.*

*Sir:*

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

An act to enable the city of Orlando to make special assessments on real estate specially benefited by certain municipal improvements.

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

Very respectfully,

F. W. SAMS,  
Chairman of Committee.

Also the following report:

Senate Chamber.  
Tallahassee, Fla., April 22, 1907.

*Hon W. Hunt Harris,*  
*President of the Senate.*

*Sir:*

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

Senate Concurrent Resolution:

Whereas, The Legislature of 1905 passed a concurrent resolution requesting the Attorney General to compile and have printed in pamphlet form all acts relating to public roads and duties of County Commissioners; and,

Whereas, The said resolution requires the Secretary of State to sell the said pamphlets for \$1.00 per copy; and,

Whereas, Said laws as compiled should be distributed to the County Commissioners and clerks of the Circuit Court in the same manner that the General Statutes of the State of Florida and session laws are now distributed; therefore,

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

Very respectfully,

F. W. SAMS,  
Chairman of Committee.

Also the following report :

Senate Chamber,  
Tallahassee, Fla., April 22, 1907.

*Hon. W. Hunt Harris,*  
*President of the Senate.*  
*Sir:*

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

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

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

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

Mr. Canova moved to adjourn until 10 o'clock a. m. to-morrow.

Which was agreed to.

Thereupon the Senate stood adjourned until to-morrow, Tuesday, April 23, 1907, at 10 o'clock a. m.

## TUESDAY, APRIL 23, 1907.

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, Baker, Beard, Broome, Buckman, Canova, Cone, Cottrell, Crews, Crill, Davis, Henderson, Hudson, Humphries, Jackson, McCreary, Massey, Neel, Sams, Trammell, Willis, West (1st District), West (4th District), Zim—26.

A quorum present.

Prayer by the Chaplain.

The Journal was corrected and approved.

### INTRODUCTION OF RESOLUTIONS.

Mr. Trammell offered the following—

Senate Resolution No. 44:

Be it Resolved by the Senate, That the Committee on