

ties of the county forest, fish and game wardens, and prescribing penalties for neglect of duties, and providing for an appropriation to give effect to this act.

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

Mr. Humphries moved that the Senate adjourn until 10 o'clock tomorrow.

Which was agreed to.

Thereupon the Senate stood adjourned until tomorrow (Thursday), May 9, 1907, at 10 o'clock a. m.

THURSDAY, MAY 9, 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, Clarke, Cone, Crane, Crews, Crill, Davis, Henderson, Hudson, Humphries, Jackson, Johnson, Leggett, McCreary, Massey, Neel, Sams, Trammell, Willis, Withers, West (1st District), West (4th District), Zim—30.

A quorum present.

Prayer by the Chaplain.

The Journal was corrected and approved.

Mr. Crews moved that Mr. Cottrell be excused from attendance today on account of sickness.

Which was agreed to.

INTRODUCTION OF RESOLUTIONS.

Mr. Trammell offered the following—
Senate Resolution No. 50:

Be it resolved by the Senate, That, beginning on May 10, 1907, the Senate shall have a session in the mornings beginning at 9:30 a. m., and shall also meet in the afternoon beginning at 3:30 p. m.

Which was read and withdrawn.

The following petitions were ordered spread on the Journal:

Martel, Fla., April 27, 1907.

Hon. D. H. Baker,

Sir:

We ask your co-operation and petition you to vote for a pure food bill in harmony with the national law; also one requiring the labeling of all beverages with statement of their exact contents, and forbidding sale in dry territory of all having over 2 per cent. alcohol.

(Signed By)

TWENTY CITIZENS OF MARION COUNTY.

Martel, Fla., April 25, 1907.

Hon. D. H. Baker,

Sir:

We earnestly petition your active support of the measure to secure State option for Florida, and to this end ask you to work and vote for the passing of an amendment to our Constitution, prohibiting the sale of all beverage drinks that contain more than 2 per cent. alcohol.

(Signed By)

SIXTEEN CITIZENS OF MARION COUNTY.

Martel, Fla., April 27, 1907.

Hon. D. H. Baker,

Sir:

We most earnestly petition your support and vote for a compulsory education law; also that counties in which the School Boards *do not comply* with Section 347 of the New Code, which requires the teaching of "elementary physiology, especially as it relates to the effects of alcoholic stimulants and narcotics morally, mentally and physically," shall not receive a part of the public fund that is apportioned among the counties; the State Superintendent to require exact reports of the amount of this teaching in every school.

(Signed By)

FIVE CITIZENS OF MARION COUNTY.

Martel, Fla., April 27, 1907.

Hon. D. H. Baker,

Sir:

We ask your active support for the passing of a law forbidding the manufacture, sale or *use* of cigarettes or cigarette paper in the State—modeled on the Indiana law.

(Signed By)

FIVE CITIZENS OF MARION COUNTY.

Martel, Fla., April 27, 1907.

Hon. D. H. Baker,

Sir:

We beg and petition you to work strenuously to secure the passing of a law forbidding express companies shipping liquor into dry territory.

Also for a law that will class *domestic* wines with malt and vinous liquors *clearly*, in dry territory, and requiring a license to sell the same in wet territory.

(Signed By)

FOURTEEN CITIZENS OF MARION COUNTY.

INTRODUCTION OF BILLS.

By Mr. Johnson—

Senate Bill No. 360:

A bill to be entitled an act for the relief of Mrs. Mary J. Newlan, widow of the late Senator J. R. Newlan.

Which was read the first time by its title.

Mr. Johnson moved that the rules be waived and that Senate Bill No. 360 be read a second time by its title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 360 was read a second time by its title only.

Mr. Johnson moved that the rules be further waived and that Senate Bill No. 360 be read a third time and put upon its passage, which was agreed to by a two-thirds vote.

And Senate Bill No. 360 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, Baker, Beard, Broome, Canova, Clark, Crane, Crews, Crill, Davis, Hud-

son, Humphries, Jackson, Johnson, McCreary, Massey, Neel, Sams, Trammell, Willis, Withers, West (1st District), West (4th District), Zim—25.

Nays—None.

So the bill passed, title as stated.

Mr. Johnson moved that the rules be waived and that Senate Bill No. 360 be immediately certified to the House of Representatives.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 360 was so certified.

By Mr. Beard—

Senate Bill No. 361:

A bill to be entitled an act to authorize the incorporation of bank and trust companies combined, and to provide the manner of incorporation, or creation thereof; to prescribe their powers, duties and liabilities.

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

By Mr. Beard (by request)—

Senate Bill No. 362:

A bill to be entitled an act to protect gophers.

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

By Mr. West of the 4th—

Senate Bill No. 363:

A bill to be entitled an act for the relief of J. D. Smith, and making appropriation therefor, and providing for manner of payment of same.

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

By Mr. West of the 4th—

Senate Bill No. 364:

A bill to be entitled an act providing for the payment of a license tax to traffic in upland or short staple seed cotton or unpacked lint cotton at certain times of the year, and providing a penalty for violation thereof.

Which was read the first time by its title.

Mr. West of the 4th moved that the rules be waived and that Senate Bill No. 364 be read a second time.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 364 was read a second time in full.

Mr. Adams offered the following amendment to Senate Bill No. 364:

Add to Section 1 the following: Provided, that no license of any character be required of any person or persons who purchase sea island or long staple cotton in the seed or in the lint either packed or not packed.

Mr. Adams moved the adoption of the amendment, which was agreed to.

Mr. Clarke moved that Senate Bill No. 364 be made a special order for to-morrow at 11 o'clock, and that 200 copies be ordered printed.

Which was agreed to.

By the Committee on Visiting State Institutions—

Senate Bill No. 365:

A bill to be entitled an act relating to and making appropriation for the support and maintenance and erection of buildings, grounds, etc., of State Institutions of Higher Education, created and required to be maintained by Chapter 5384 of the Laws of Florida, approved June 5, 1905, known as the University of the State of Florida, the Florida Female College, the Institute for the Blind, Deaf and Dumb, and the Colored Normal School; to provide for the payment of any interest deficit on the three per cent bonds held for the benefit of any of said institutions under the said act and the act of Congress of July 2, 1862, and for the payment of any unpaid debts of the institutions abolished by the act known as Chapter 5384, approved June 5, 1905, aforesaid, under the provisions thereof.

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

By Mr. Buckman—

Senate Bill No. 366:

A bill to be entitled an act to amend Section 1397 of the General Statutes of the State of Florida of 1906, relating to summons ad respondendum, subpoenas and other process in civil causes.

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

By Mr. Beard (by request)—

Senate Bill No. 367:

A bill to be entitled an act to authorize the conveyance of the separate real estate belonging to the husband or wife without the joint consent of both, or the necessity of both joining in the execution of the deed, except as to the homestead.

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

By Mr. Hudson—

Senate Bill 368:

A bill to be entitled an act relating to the liability of railroad companies having a relief department, to its employees.

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

By Mr. Clarke—

Senate Bill No. 369:

A bill to be entitled an act to amend Section 2873 of the General Statutes of the State of Florida, relating to presenting claim in writing.

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

By Mr. Buckman—

Senate Bill No. 370:

A bill to be entitled an act to assent to and authorize the acceptance of the appropriation for agricultural experiment stations under the act of Congress, approved March 16, 1906.

Which was read the first time by its title.

Mr. Buckman moved that the rules be waived and that Senate Bill No. 370 be read a second time by its title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 370 was read a second time by its title only.

Mr. Buckman moved that the rules be further waived and that Senate Bill No. 370 be read a third time and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 370 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, Beard, Broome, Buckman, Canova, Clark, Crane, Crews, Crill, Henderson, Hudson, Humphries, Jackson, Johnson, Leggett, McCreary, Massey, Neel, Sams, Withers, West (4th District), Zim—24.

Nays—None.

So the bill passed, title as stated.

By Mr. Buckman—

Senate Bill No. 371:

A bill to be entitled an act relative to dower and right of dower.

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

By Mr. Henderson—

Senate Bill No. 372:

A bill to be entitled an act to amend Section 2 of an act of the Legislature of Florida, entitled "an act authorizing the city of Tallahassee to issue bonds for making, constructing and putting in operation a water works plant, or for purchasing or leasing or acquiring by the exercise of the right of eminent domain, any such plant, and for enlarging, extending and improving any such plant, so purchased or leased or acquired by the exercise of the right of eminent domain, and to provide for the payment of the principal and interest of such bonds, and the application of the proceeds of any such bonds to the purpose for which the same may be issued, and the construction, enlargement, extension, improvement, establishment and management of any such plant," approved April 19, 1907.

Which was read the first time by its title.

Mr. Henderson moved that the rules be waived and that Senate Bill No. 372 be read a second time by its title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 372 was read a second time by its title only.

Mr. Henderson moved that the rules be further waived and that Senate Bill No. 372 be read a third time and put upon its passage, which was agreed to by a two-thirds vote.

And Senate Bill No. 372 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, Baker, Beard, Broome, Buckman, Canova, Clark, Crane, Crews, Crill, Davis, Henderson, Hudson, Humphries, Johnson, Leggett, McCreary, Massey, Neel, Trammell, Willis, Withers, West (1st District), West (4th District), Zim—26.

Nays—None.

So the bill passed, title as stated.

CONSIDERATION OF RESOLUTIONS.

House Concurrent Resolution No. 27:

A resolution requesting the Interstate Commerce Commission to take definite action requiring all railroads doing interstate business to establish a carload rate on all Florida fruits and products from loading points to all Eastern markets where package rates are now in effect.

And respectfully requests the concurrence of the Senate thereto.

Was taken up and read a second time.

Mr. Buckman moved 200 copies be printed and laid on the table subject to call.

Which was agreed to.

House Memorial No. 13:

A memorial asking Congress to provide for a further investigation of the hyacinth problem on the St. Johns River, and to make the necessary appropriations therefor.

Was taken up and read a second time.

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

Yeas—Mr. President, Senators Adams, Alford, Baker, Broome, Canova, Clark, Cone, Crane, Crill, Henderson, Humphries, Jackson, Johnson, Leggett, McCreary, Massey, Sams, Trammell, Willis, Withers, West (1st District), West (4th District), Zim—24.

Nays—None.

So the memorial passed, title as stated.

House Memorial No. 12:

Memorial to the Congress of the United States in regard to legislation authorizing the State of Florida to make an official survey of all unsurveyed lands patented by the United States to the State.

Was taken up and read a second time in full.

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

Yeas—Mr. President, Senators Adams, Baker, Broome, Cone, Crane, Henderson, Hudson, Humphries, Jackson, Leggett, McCreary, Sams, Trammell, Willis, Withers, West (4th District), Zim—18.

Nays—None.

So the bill passed, title as stated.

MESSAGES FROM HOUSE OF REPRESENTATIVES.

The following message from the House of Representatives was read:

House of Representatives,
Tallahassee, Fla., May 8, 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. 147:

A bill to be entitled an act to provide for State aid for public schools in this State and to prescribe conditions and to make appropriations 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. 147, contained in the above report, was read the first time by its title.

Mr. West of the First District moved that the rules be waived and that House Bill No. 147 be placed on the Calendar of Bills on Second Reading without reference.

Which was agreed to.

Also the following message was read:

House of Representatives,
Tallahassee, Fla., May 7, 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. 17:

A bill to be entitled an act to prevent the cutting or removing of any timber from, or of cutting, scraping and boxing any timber for the purpose of extracting, gathering or removing the gum or turpentine from lands heretofore, or that may hereafter be sold for taxes, or of cutting, scraping and boxing any timber for the purpose of extracting or removing the gum or turpentine from the timber privilege, or the turpentine privilege, on land that has been heretofore, or that may hereafter be sold for taxes, and prescribing rules of evidence for the trial of causes arising under this act.

Also—

House Joint Resolution No. 176:

Joint resolution proposing an amendment of Section 9, Article V, of the Constitution of Florida, relating to judicial salaries.

Also—

House Bill No. 240:

A bill to be entitled an act to amend Section 3448 of the General Statutes of the State of Florida, concerning the selling of liquors without a license.

Also—

House Bill No. 197:

A bill to be entitled an act permitting any ex-Confederate soldier or sailor, who may be receiving or who may hereafter receive a pension from the State of Florida or from any other State, on account of his services in the Confederate Army or Navy, to be admitted as an inmate of the House for Disabled and Indigent ex-Confederate Soldiers or Sailors, located in Duval 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. 17, contained in the above message, was read the first time by its title and referred to the Committee on Forestry.

And House Joint Resolution No. 176, contained in the above message, was read the first time by its title and referred to the Committee on Constitutional Amendments.

And House Bill No. 240, contained in the above message, was read the first time by its title and referred to the Committee on Temperance.

And House Bill No. 197, contained in the above message, was read the first time by its title and referred to the Committee on Pensions.

Also the following message was read:

House of Representatives,
Tallahassee, Fla., May 7, 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. 138:

A bill, to be entitled an act to provide sufficient accommodations for committees of the Legislature.

Also—

Senate Bill No. 115:

A bill to be entitled an act to legalize, validate, ratify, confirm and approve all actions of County Commissioners in relation to laying out, grading, constructing, repairing and paving and making contracts with relation to the same of paved, macadamized or rock public highways, roads or boulevards.

Also—

Senate Bill No. 45:

A bill to be entitled an act to provide for the enumeration of agricultural, horticultural, livestock, manufacturing, industrial and other statistics; for the appointment

of county enumerators, to define their duties, to provide for their compensation, and to define the duties of the Boards of County Commissioners in connection therewith.

Also—

Senate Bill No. 67:

A bill to be entitled an act to authorize the Trustees of the Internal Improvement Fund of Florida to construct a lock or dam across Lake Hicpochee Canal, and making appropriation for the same.

With the following House amendment to same, to-wit: Strike out the words "or dam" wherever they appear in the bill.

Very respectfully,

J. G. KELLUM,

Chief Clerk of the House of Representatives.

And Senate Bill No. 138, contained in the above message, was read the first time by its title and referred to the Committee on Enrolled Bills.

And Senate Bill No. 115, contained in the above message, was read the first time by its title and referred to the Committee on Enrolled Bills.

And Senate Bill No. 45, contained in the above message, was read the first time by its title and referred to the Committee on Enrolled Bills.

And Senate Bill No. 67, contained in the above message, together with amendments of the House of Representatives thereto, was placed before the Senate.

Mr. Buckman moved that the Senate concur in the amendments of the House of Representatives to Senate Bill No. 67:

Which was agreed to.

And the Senate concurred in the House amendments to Senate Bill No. 67.

And Senate Bill No. 67, contained in the above message, was read the first time by its title and referred to the Committee on Enrolled Bills.

Also the following message was read:

House of Representatives,
Tallahassee, Fla., May 8, 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. 28:

A bill to be entitled an act to repeal Section 1421 of the General Statutes of the State of Florida, relative to filing pleadings, papers and proceedings in duplicate.

Also—

Senate Bill No. 335:

A bill to be entitled an act to amend Section 2 of Chapter 5487 of the Laws of Florida, entitled an act to amend Sections 54, 55, 70 and 84, and to repeal Section 81 of Chapter 5337 of the Laws of Florida, entitled an act to incorporate the City of Bradentown, and to provide for its government and to provide for and declare its jurisdiction and powers, approved May 15, 1905.

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. 28, contained in the above message, was read the first time by its title and referred to the Committee on Enrolled Bills.

And Senate Bill No. 335, contained in the above message, was read the first time by its title and referred to the Committee on Enrolled Bills.

REPORTS OF COMMITTEES.

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

Senate Chamber,

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

Sir:

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

Senate Bill No. 110:

A bill to be entitled an act to amend Section 851 of General Statutes of the State of Florida, relating to employment by County Commissioners of labor for work on roads and bridges.

Having had same under careful consideration, beg leave to report said bill without recommendation.

Very respectfully,

S. W. CLARKE,
Chairman of Committee.

And Senate Bill No. 110, contained in the above report, was placed on the Calendar of Bills on Second Reading.

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

Senate Chamber.

Hon. W. Hunt Harris,

President of the Senate:

Sir:

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

Senate Bill 212:

A bill to be entitled an act to authorize Boards of County Commissioners or City or Town Councils to appropriate money for advertising and exhibiting the resources or particular advantages of their respective counties or municipalities.

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

Very respectfully,

JAMES E. CRANE,
Chairman of Committee.

And Senate Bill No. 212, contained in the above report, was placed on the Calendar of Bills on Second Reading.

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

Senate Chamber,

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

Sir:

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

Senate Bill No. 302:

A bill to be entitled an act to permit the registered voters of Commissioners' District No. 1, of Lake County, Florida, to decide whether hogs shall be allowed to run at large in said district.

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

Very respectfully,
 JAMES E. CRANE,
 Chairman of Committee.

And Senate Bill No. 302, contained in the above report, was placed on the Calendar of Bills on Second Reading.

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

Senate Chamber.

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

Sir:

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

House Bill 119:

A bill to be entitled an act to authorize the Board of County Commissioners of Brevard County, Florida, to levy an additional tax of two mills each year, for the purpose of buying machinery to build hard surface roads in said county.

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

Very respectfully,
 JAMES E. CRANE,
 Chairman of Committee.

And House Bill No. 119, contained in the above report, was placed on the Calendar of Bills on Second Reading.

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

Senate Chamber.

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

Sir:

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

House Bill 407:

A bill to be entitled an act to legalize the incorporation of the town of Campbellton, in Jackson County, and to declare the incorporation and ordinances of said town valid.

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

Very respectfully,
JAMES E. CRANE,
Chairman of Committee.

And House Bill No. 407, contained in the above report, was placed on the Calendar of Bills on Second Reading.

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

Senate Chamber,

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

Sir:

Your Committee on Claims, to whom was referred—

Senate Bill No. 337:

A bill to be entitled an act making an appropriation to the County of Hillsborough to refund to said county the amount paid by it for rent of armories furnished for the use of the State Troops.

Also—

Senate Bill No. 327:

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

Enoch Catoe, private, Company "K," First Florida Infantry, Florida State Troops.

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

Very respectfully,
W. K. JACKSON,
Chairman of Committee.

And Senate Bills Nos. 337 and 327, contained in the above report, were placed on the Calendar of Bills on Second Reading.

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

Senate Chamber,

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

Sir:

Your Committee on Public Printing, to whom was referred—

Senate Bill No. 313:

A bill to be entitled an act to provide for revision of the muster rolls, records and history of the soldiers of Florida and for the publication of the same.

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

Very respectfully,
H. H. McCREARY,
Chairman of Committee.

And Senate Bill No. 313, contained in the above report, was placed on the Calendar of Bills on Second Reading.

Mr. Cottrell, Chairman of Committee on Agriculture, submitted the following report:

Senate Chamber,

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

Sir:

Your Committee on Agriculture, to whom was referred—

House Bill No. 174:

A bill to be entitled an act to prohibit the fraudulently changing and altering the mark of any animal.

The committee offer the following amendments thereto: Strike out the word "fraudently," in title, and wherever found in bill, and insert in lieu thereof the word "fraudulently."

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

Very respectfully,

E. L. COTTRELL,
Chairman of Committee.

And House Bill No. 174 with the committee amendments thereto, contained in the above report, was placed on the Calendar of Bills on Second Reading.

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

Senate Chamber.

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

Sir:

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

House Bill No. 44:

A bill to be entitled an act to regulate the assessment of the unimproved lands of the State of Florida.

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

Very respectfully,

E. S. CRILL,
Chairman of Committee.

And House Bill No. 44, contained in the above report, was placed on the Calendar of Bills on Second Reading.

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

Senate Chamber,
Tallahassee, Fla., May 8, 1907.

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

Sir:

Your Committee on Judiciary, to whom was referred—

Senate Bill No. 248:

A bill to be entitled an act providing for traveling and other expenses of the Judges of the several Circuit Courts of the State of Florida.

Beg to return same herewith without recommendation, together with a Committee Substitute for same, with the recommendation that said substitute do pass.

Respectfully,

H. H. BUCKMAN,

Chairman.

And Senate Bill No. 248, together with said Judiciary Committee Substitute for Senate Bill No. 248, contained in above report, was placed on the Calendar of Bills on Second Reading.

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

Senate Chamber.

Tallahassee, Fla., May 8, 1907.

Hon W. Hunt Harris,
President of the Senate.

Sir:

Your Committee on Judiciary, to whom was referred—
Senate Bill No. 65:

A bill to be entitled an act to prevent the cutting or removing of any timber from, or of cutting, scraping and boxing any timber for the purpose of extracting, gathering or removing the gum or turpentine, from lands heretofore or that may hereafter be sold for taxes, or of cutting and removing any timber from or of cutting, scraping and boxing any timber for the purpose of extracting or removing the gum or turpentine from the timber privileges or the turpentine privileges on land that has been heretofore or that hereafter may be sold for taxes, and prescribing rules of evidence for the trial of causes arising under this act.

Also—

Senate Bill No. 210:

A bill to be entitled an act relating to secret societies, chapters, orders or meetings in this State.

Also—

Senate Bill No. 241:

A bill to be entitled an act to amend an act entitled "an act to provide for service by publication upon unknown parties in interest in property involved in certain chancery suits and for decrees and other proceedings after such service," the same being Chapter 5393, Laws of Florida, approved May 3, 1905.

Also—

Senate Bill No. 276:

A bill to be entitled an act to prohibit, with certain limitations, public exhibitions, entertainments, sports or athletic games on Sunday, having a tendency to injuriously affect public morals.

Beg to advise that they have carefully considered said bills, and recommend that they do not pass.

Respectfully,

H. H. BUCKMAN.

Chairman.

And Senate Bills Nos. 65, 210, 241 and 276, contained in the above report, were placed on the Calendar of Bills on Second Reading.

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

Senate Chamber.

Tallahassee, Fla., May 8, 1907.

Hon. W. Hunt Harris.

President of the Senate.

Sir:

Your Committee on Judiciary, to whom was referred—

Senate Bill No. 279:

A bill to be entitled an act to prescribe the amounts of charter fees, and fees on increase of capital stock to be paid by corporations.

Also—

Senate Bill No. 286:

A bill to be entitled an act to amend Section 2188 of the General Statutes of the State of Florida, relating to judgments in replevin.

Also—

Senate Bill No. 153:

A bill to be entitled an act relating to guardians and authorizing certain charitable and benevolent corporations to be appointed and act as guardians of minor children, and validating all such appointments heretofore made.

Beg to advise that they have carefully considered each of said bills, and recommend that they do pass.

Respectfully,

H. H. BUCKMAN,
Chairman.

And Senate Bills No. 279, 286 and 153, contained in the above report, were placed on the Calendar of Bills on Second Reading .

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

Senate Chamber.

Tallahassee, Fla., May 8, 1907.

Hon. W. Hunt Harris,

President of the Senate.

Sir:

Your Committee on Judiciary, to whom was referred—
Senate Bill No. 287:

A bill to be entitled an act authorizing and empowering the County Commissioners of the respective counties of this State, to grant to persons, companies, and corporations doing the business of a water works company, the right to occupy public highways, roads and alleys of the respective counties of this State, with its or their pipes and mains.

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

At the end of Section 1 add the following words: "The provisions of this act shall not apply to any roads, highways or alleys within the limits of any municipal corporation."

Respectfully,

H. H. BUCKMAN,
Chairman.

And Senate Bill No. 287, with amendment by the committee, contained in the above report, was placed on the Calendar of Bills on Second Reading.

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

Senate Chamber,
Tallahassee, Fla., May 8, 1907.

Hon. W. Hunt Harris,

President of the Senate.

Sir:

Your Committee on Judiciary, to whom was referred—
Senate Bill No. 203:

A bill to be entitled an act to amend Section 1698 of the General Statutes of the State of Florida, relating to procurement and effect of writs of error.

Beg to advise that they have carefully considered said bill, and recommend that it do pass, with the following amendments:

Committee Amendment No. 1. In Section 1, line 9, after the word "day" and before the word "more" insert the words "either in term time or vacation."

Committee Amendment No. 2. In Section 1, line 4, after the figures "1698" insert the words: "Right to test, and service of."

Committee Amendment No. 3. At the end of Section 1 add the following: "Section 2. The provisions of this act shall not effect any appeal or writ of error entered or sued out prior to the date when this act shall go into effect."

Committee Amendment No. 4. Make Section 2 read Section 3.

Respectfully,

H. H. BUCKMAN,
Chairman.

And Senate Bill No. 203, with committee amendments, contained in the above report, was placed on the Calendar of Bills on Second Reading.

Senate Bill No. 252:

A bill to be entitled an act to provide for the enlargement and repair of the State Capitol.

And—

Senate Bill No. 151:

A bill to be entitled an act to provide for the erection of a public building at the State Capital for the Supreme Court and other officers of the State.

Were taken up.

The hour of 11 o'clock, the time set for their special consideration, having arrived.

Mr. Sams moved that Senate Bill No. 151 be substituted for Senate Bill No. 252.

Upon the adoption of the motion a yea and nay was demanded.

Pending the roll call, Mr. Crill moved that further consideration of Senate Bills Nos. 252 and 151 cease and that they be made a continued order until Monday at 3:30 p. m., and that Messrs. Hudson and Sams be appointed a special committee to obtain all information regarding the enlargement of the Capitol building and erection of other buildings in addition thereto.

Which was agreed to.

By permission.

Mr. Adams offered the following—

Senate Resolution No. 51:

Resolved by the Senate, That the Comptroller of the State of Florida be and he is hereby requested to furnish to the Senate a statement showing the amount of money now on hand in the General Revenue Fund, the probable amount to be received into said fund for the two years next ensuing, and to have said report show also his estimate of the amount of the probable necessary expenditures for the same period.

Which was read.

Mr. Adams moved the adoption of the resolution.

Which was agreed to.

And Senate Resolution No. 51 was adopted.

By permission.

Mr. West of the First offered the following—

Senate Resolution No. 52:

Be it Resolved by the Senate of the State of Florida, That the chairmen of all standing committees of this Senate shall, on Tuesday, the 14th inst., report to this

Senate the names and residences of all clerks and employees now, and that may be on such date, in the employ of all such committees.

Which was read.

Mr. West of the First moved the adoption of the resolution.

Which was agreed to.

And Senate Resolution No. 52 was adopted.

SPECIAL ORDERS.

Senate Bill No. 101 :

A bill to be entitled an act to secure to the people of Florida, school text books at reduced prices, to empower County Boards of Public Instruction to adopt such books if desired, to authorize County Boards of Public Instruction to make contracts with publishers, to provide for the filing of contracts, to provide a penalty for any dealer, clerk, or agent who may sell books at greater prices than entered in contracts between Boards of Public Instruction and publishers, and for other purposes.

The special order.

Was taken up in its order.

Mr. Crane moved that Senate Bill No. 101 be made a continued special order until next Tuesday at 11 o'clock a. m., and that Senate Bills Nos. 16 and 34 be also made special orders for that time.

Which was agreed to.

ORDERS OF THE DAY.

ON TABLE SUBJECT TO CALL.

House Bill No. 37 :

A bill to be entitled an act authorizing the City of Tallahassee to issue bonds for making, constructing and putting in operation a water works plant, or for purchasing or leasing or acquiring by the exercise of the right of eminent domain, any such plant, and for enlarging, extending and improving any such plant so purchased or leased or acquired by the exercise of the right of eminent domain, and to provide for the payment of the principal and interest of such bonds and the application of the proceeds of any such bonds to the purpose for which the same

may be issued, and the construction, enlargement, extension, improvement, establishment and management of any such plant.

Was taken up.

Mr. Henderson moved that House Bill No. 37 be indefinitely postponed.

Which was agreed to.

And the bill was indefinitely postponed.

The chair announced that Mr. Crews had been excused from serving on the committee to visit the Hospital for the Insane, and that Mr. Leggett had been appointed in his place.

House Bill No. 48:

A bill to be entitled an act to amend Section 3776 of the General Statutes, relating to "protection of shad during spawning season."

Was taken up.

Mr. Sams moved that House Bill No. 48 be laid on the table subject to call.

Which was agreed to.

By Mr. Alford—

Senate Bill No. 152:

A bill to be entitled an act to amend Chapter 5399, Section 5, of the Laws of Florida, the same being an act defining the duties of the several State Attorneys of this State and fixing their salaries.

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

Upon call of the roll on Senate Bill No. 152 the vote was:

Yeas—Senator Alford—1.

Nays—Mr. President, Senators Adams, Baker, Beard, Buckman, Canova, Clarke, Cone, Crane, Crews, Crill, Davis, Henderson, Hudson, Humphries, Johnson, Leggett, McCreary, Massey, Neel, Sams, Willis, Withers, West (1st District), West (4th District), Zim—26.

So the bill failed to pass.

BILLS ON SECOND READING.

By Mr. West of the First District—

Senate Joint Resolution No. 220:

Proposing amendments to Article 7 of the Constitution

of the State of Florida, relative to census and apportionment.

Was taken up and read a second time in full.

And Senate Joint Resolution No. 220 was ordered referred to the Committee on Engrossed Bills.

Senate Joint Resolution No. 127:

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

Was taken up and read a second time.

Mr. Adams moved that Senate Joint Resolution No. 127 be indefinitely postponed.

Upon the putting of the question a yea and nay vote was demanded.

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

Yeas—Mr. President, Senators Adams, Baker, Cone, Crews, Crill, Davis, Henderson, Humphries, Johnson, Leggett, Sams, Trammell, Willis, Withers, West (1st), West (4th), Zim—18.

Nays—Senators Alford, Beard, Canova, Clarke, Crane, Hudson, Jackson, McCreary, Massey, Neel—10.

So Senate Joint Resolution No. 127 was indefinitely postponed.

Senate Bill No. 259:

A bill to be entitled an act for the protection of quail in Leon County, Florida.

Was taken up.

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

Which was agreed to by a two-thirds vote.

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

Mr. Henderson moved that the rules be further waived and that Senate Bill No. 259 be read a third time and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 259 was read a third time in full.

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

Yeas—Mr. President, Senators Adams, Baker, Beard, Broome, Canova, Cone, Crane, Crews, Crill, Davis, Henderson, Hudson, Humphries, Jackson, Johnson, Leggett, McCreary, Massey, Neel, Sams, Trammell, Willis, Withers, West (1st), West (4th), Zim—28.

Nays—None.

So the bill passed, title as stated.

House Bill No. 82:

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

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.

House Bill No. 70:

A bill to be entitled an act to amend Section 344 of the General Statutes of the State of Florida, the same being relative to the compensation of the members of County School Boards.

Was taken up and read a second time in full.

Mr. Henderson moved that House Bill No. 70 be indefinitely postponed.

Which was not agreed to.

Mr. McCreary offered the following amendment to House Bill No. 70:

Strike out the words "four dollars" and insert in lieu thereof the following: "three dollars."

Mr. McCreary moved the adoption of the amendment.

Mr. Adams offered the following substitute for the amendment to House Bill No. 70:

Strike out the words "four dollars" and insert in lieu thereof the following: "five dollars."

Upon the adoption of the amendment a yea and nay vote was demanded.

Upon call of the roll the vote was:

Yeas—Mr. President, Senators Adams, Beard, Broome, Clarke, Cone, Crane, Crews, Davis, Henderson, Hudson, Humphries, Jackson, Leggett, Massey, Neel, Sams, Trammell, Withers, West (1st), West (4th), Zim—22.

Nays—Senators Alford, Baker, Buckman, Canova, Crill, Johnson, McCreary, Willis—8.

So the substitute for the amendment was adopted.

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

Senate Chamber,
Tallahassee, Fla., May 9, 1907.

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

Sir:

Your Committee on Enrolled Bills, to whom was referred—

An act to abolish the present municipal government of the town of Quincy, in the County of Gadsden and State of Florida, and to establish, organize and constitute a municipality to be known and designated as the City of Quincy, and to define its territorial boundaries to provide its jurisdiction, powers and privileges.

Also—

An act to legalize and validate an ordinance of the town of Plant City, Florida, entitled an ordinance to provide for the issuing of bonds by the said town of Plant City, Florida, in the sum of twenty-five thousand (\$25,000.00) dollars, for the purpose of acquiring, owning and operating a system of waterworks in said town, and for the sum of five thousand (\$5,000) dollars for the purpose of owning, operating and maintaining a system of sewerage in said town, and providing for the issue and sale of said bonds, and for the expenditure of the proceeds of the sale of such bonds, passed by the Council of the town of Plant City, Florida, on the 1st day of January, 1907, and approved by the Mayor of the town of Plant City, Florida, on the 1st day of January, 1907, and to legalize and validate the special election held on the 2nd day of March, 1907, by the qualified electors of the town of Plant City, Florida, under the provisions of the said ordinance, and to legalize and make valid any and all bonds issued by the town of Plant City, Florida,

S—59

under said ordinance, and the proceedings and resolutions of the Council of the said town under said ordinance.

Have examined the same and find them correctly enrolled.

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

And the acts contained in the above report were referred to Joint Committee on Enrolled Bills for examination and approval.

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

Senate Chamber.

Tallahassee, Fla., May 9, 1907.

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

Sir:

Your Committee on Enrolled Bills, to whom was referred—

An act to legalize and validate certain ordinances, certain levies, assessments and collection of taxes, and certain elections of the town of Milton.

Also—

An act to repeal Chapter 4774, Acts of 1899, as amended by Chapter 4944, Acts of 1901, the same being "An act to provide for working, repairing and maintaining the public roads and bridges in Leon County by contracts, and to provide penalties for failure thereof; approved April 27th, 1899.

Also—

An act to amend Section 3558 of the General Statutes of the State of Florida, relating to owning U. S. license prima facie evidence.

Also—

Concurrent resolution indorsing Hon. W. J. Bryan as candidate for the Presidency in 1908.

Have examined the same and find them correctly enrolled.

Very respectfully,
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Also—

An act to legalize and validate an ordinance of the town of Plant City, Florida, entitled an ordinance to provide for the issuing of bonds by the said town of Plant City, Florida, in the sum of twenty-five thousand (\$25,000.00) dollars, for the purpose of acquiring, owning and operating a system of waterworks in said town, and for the sum of five thousand (\$5,000) dollars for the purpose of owning, operating and maintaining a system of sewerage in said town, and providing for the issue and sale of said bonds, and for the expenditure of the proceeds of the sale of such bonds, passed by the Council of the town of Plant City, Florida, on the 1st day of January, 1907, and approved by the Mayor of the town of Plant City, Florida, on the 1st day of January, 1907, and to legalize and validate the special election held on the 2nd day of March, 1907, by the qualified electors

of the town of Plant City, Florida, under the provisions of the said ordinance, and to legalize and make valid any and all bonds issued by the town of Plant City, Florida, under said ordinance, and the proceedings and resolutions of the Council of the said town under said ordinance.

Have examined the same and find them correctly enrolled.

Very respectfully,

F. W. SAMS,
Chairman of Committee.

And the acts contained in the above report were referred to the Joint Committee on Enrolled Bills to convey to the House of Representatives for the signatures of the Speaker of the House of Representatives and the Chief Clerk thereof.

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Also—

An act to repeal Chapter 4774, Acts of 1899, as amended by Chapter 4944, Acts of 1901, the same being, "An act to provide for working, repairing and maintaining the public roads and bridges in Levy County by contracts, and to provide penalties for failure thereof," approved April 27, 1899.

Also—

An act to amend Section 3558 of the General Statutes of the State of Florida, relating to owning U. S. license being prima facie evidence.

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legalize and validate the special election held on the 2d day of March, 1907, by the qualified electors of the town of Plant City, Florida, under the provisions of the said ordinance, and to legalize and make valid any and all bonds issued by the town of Plant City, Florida, under said ordinance, and the proceedings and resolutions of the Council of the said town under said ordinance.

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,

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Senate Chamber.

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Sir:

Your Committee on Enrolled Bills, to whom was referred—

An act to amend Section 1919 of the General Statutes of the State of Florida, relating to destruction of timber.

Also—

An act requiring railroad companies and terminal companies to furnish separate waiting rooms and ticket windows for white and colored passengers at depots along their lines of railways, and conferring upon the Railroad Commissioners of the State of Florida certain powers and duties in relation thereto.

Also—

An act authorizing the Railroad Commissioners of the State of Florida to employ special counsel.

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Senate Chamber,
Tallahassee, Fla., May 9, 1907.

Hon. W. Hunt Harris,

President of the Senate.

Sir:

Your Committee on Enrolled Bills, to whom was referred—

An act to declare the town of Wildwood, in Sumter County, an incorporated town; to legalize the incorporation of said town; to validate the ordinances thereof; and to empower said town to make assessments of property therein; and to fix the valuation of property for assessment; and to authorize said town to provide the manner of collection of its taxes.

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

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ENROLLED.

The President announced that he was about to sign—

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proved by the Mayor of the town of Plant City, Florida, on the 1st day of January, 1907, and to legalize and validate the special election held on the 2d day of March, 1907, by the qualified electors of the town of Plant City, Florida, under the provisions of the said ordinance, and to legalize and make valid any and all bonds issued by the town of Plant City, Florida, under said ordinance, and the proceedings and resolutions of the Council of the said town under said ordinance.

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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Also—

An act to amend Section 3558 of the General Statutes of the State of Florida, relating to owning United States license prima facie evidence.

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Concurrent resolution indorsing Hon. W. J. Bryan as candidate for the Presidency in 1908.

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The 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.

Mr. Hudson asked that Messrs. Hudson and Leggett be excused from further attendance upon the Senate for the remainder of the week on account of committee duty.

The request was granted.

And Messrs. Hudson and Leggett were excused.

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

Senate Chamber,
Tallahassee, Fla., May 9, 1907.

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

Sir:

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Also—

Concurrent resolution indorsing Hon. W. J. Bryan as candidate for the Presidency in 1908.

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

Very respectfully,

F. W. SAMs,
Chairman of Committee.

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Senate Chamber.

Tallahassee, Fla., May 9, 1907.

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provide for the issuing of bonds by the said town of Plant City, Florida, in the sum of twenty-five thousand (\$25,000.00) dollars, for the purpose of acquiring, owning and operating a system of water works in said town, and for the sum of five thousand (\$5,000) dollars for the purpose of owning, operating and maintaining a system of sewerage in said town, and providing for the issue and sale of said bonds, and for the expenditure of the proceeds of the sale of such bonds, passed by the Council of the town of Plant City, Florida, on the 1st day of January, 1907, and approved by the Mayor of the town of Plant City, Florida, on the 1st day of January, 1907, and to legalize and validate the special election held on the 2d day of March, 1907, by the qualified electors of the town of Plant City, Florida, under the provisions of the said ordinance, and to legalize and make valid any and all bonds issued by the town of Plant City, Florida, under said ordinance, and the proceedings and resolutions of the Council of the said town under said ordinance.

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

Very respectfully,

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Also—

An act requiring railroad companies and terminal companies to furnish separate waiting rooms and ticket windows for white and colored passengers at depots along their lines of railways, and conferring upon the Railroad Commissioners of the State of Florida certain powers and duties in relation thereto.

Also—

An act authorizing the Railroad Commissioners of the State of Florida to employ special counsel.

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

Very respectfully,

F. W. SAMS,
Chairman of Committee.

Senate Bill No. 100:

A bill to be entitled an act to provide for State aid for public schools in this State, and to prescribe conditions and to make appropriations therefor.

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

The following committee amendment was read:

Strike out the words "ten days" in line four, Section 2,

and insert in lieu thereof the following: "twenty days."

Mr. Henderson moved the adoption of the committee amendment.

Which was agreed to.

By Mr. Trammell—

Amend Senate Bill No. 100 as follows:

Make Section 2 read Section 3, Section 3 read Section 4, and Section 4 read Section 5, and insert as Section 2 the following:

"Sec. 2. That each and every public school in the State of Florida maintaining a daily average attendance of seventy-two (72) percentum of the average enrollment of such school shall be entitled to aid from the State sufficient to maintain such school for a term of one month in addition to the regular term; Provided, That no school receiving State aid under the High School Act or under the provisions of Section One (1) of this Act shall receive aid under the provisions of this section."

Mr. Trammell moved to adopt the amendments.

Mr. Cone moved to adjourn.

Mr. Beard moved, as a substitute, that the Senate adjourn until 10 o'clock tomorrow.

Upon the putting of the question, a yea and nay vote was called for.

Upon call of the roll the vote was:

Yeas—Senators Alford, Beard, Buckman, Crane.

Nays—Mr. President, Senators Adams, Baker, Broome, Canova, Cone, Crews, Davis, Henderson, Hudson, Humphries, Johnson, Leggett, McCreary, Massey, Neel, Trammell, Willis, Withers, West (1st District), West (4th District), Zim.

Yeas—4.

Nays—22.

The question then recurred upon the original motion to adjourn.

Which was agreed to.

Thereupon the Senate stood adjourned until 4 o'clock p. m.

AFTERNOON SESSION, 4 O'CLOCK P. M.

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, Clarke, Cone, Crane, Crews, Crill, Girardeau, Henderson, Humphries, Jackson, Johnson, McCreary, Massey, Neel, Sams, Trammell, Willis, Withers, West (1st District), West (4th District), Zim—27.

A quorum present.

The Senate resumed consideration of Senate Bill No. 100, the amendments by Mr. Trammell, which were pending at adjournment this morning.

Upon the question of the adoption of Section 2, a yea and nay vote was demanded.

Upon call of the roll the vote was:

Yeas—Senators Alford, Baker, Beard, Canova, Clarke, Cone, Crews, Girardeau, Jackson, Johnson, Trammell, Withers, Zim.

Nays—Mr. President, Senators Broome, Buckman, Crill, Henderson, Humphries, McCreary, Massey, Neel, Sams, Willis, West (1st District), West (4th District.)

Yeas—13.

Nays—13.

So the amendment was not adopted.

And Senate Bill No. 100 was ordered referred to the Committee on Engrossed Bills.

The following petitions were presented and ordered spread on the Journal:

To the Senators and Representatives of the Legislature of the State of Florida:

The undersigned, members of and representing the Chapters of the U. D. C. in this State, respectfully petition your honorable body to appropriate a sufficient sum for the erection of a suitable monument upon the battlefield of Chickamauga, in commemoration of the splendid courage of the Florida soldiers who there fought and assisted in the achievement of one of the great victories of the late war between the States.

(Signed by) MRS. PATTON ANDERSON,
Hon. President Florida Division, and President Patton
Anderson Chapter, U. D. C.

And sixty-three members of the chapter.

Also the following—

*Honorable Senate and House of Representatives of the
State of Floridas*

Recognizing that prohibition of the liquor traffic has become a dominant issue in our State politics, and that prohibition must be secured through amendment of our State Constitution,

Resolved, That the Woman's Christian Temperance Union of Gainesville, Fla., heartily indorse Hon. Mr. Humphries' bill for the amendment of the State Constitution for prohibition of the liquor traffic, and petition your honorable body to favorably consider the vote for said bill.

MISS JULIA D. TURNER,
President.
MRS. GEO. DOIG,
Secretary.

Also the following—

**PREAMBLE AND RESOLUTIONS RELATING TO
THE ERECTION AND LOCATION OF THE
OLUSTEE MONUMENT.**

Whereas, The Legislature of the State of Florida has heretofore appropriated the sum of two thousand five hundred dollars, for the purpose of erecting a monument upon the battlefield of Olustee, in memory of the Confederate soldiers who participated in that battle, and,

Whereas, On account of the fact that the place at which it was proposed by said Legislative enactment to erect said monument of Olustee is remotely situated, and a monument erected upon the battlefield would necessarily be so placed as to be at an obscure place in the woods, out of the view of any persons except those going upon the battlefield especially for that purpose, and on that account the effort to secure donations to assist in its erection has met with very little success, and,

Whereas, Stonewall Chapter, United Daughters of the Confederacy, at Lake City, believing that this monument should be located in the City of Lake City, owing to the

fact that a large number of the Southern soldiers who were killed at the battle of Olustee, or died of wounds received there, were buried in Lake City; and further, that the greater portion of the troops participating in said battle were moved out from Lake City for the purpose of meeting the Federals, and a great number of the wounded were brought back to that place and cared for, said Chapter has inaugurated a movement looking to the location of the Olustee monument in the public park in the City of Lake City, and,

Whereas, In furtherance of their efforts to so locate said monument, Stonewall Chapter, United Daughters of the Confederacy, of Lake City, has pledged the sum of one thousand dollars as a donation toward the erection of the monument, if the same should be located at that place, and has secured from the municipal and county authorities an agreement to convey to the State for such purpose such portion of the City Park, located in the center of said city, directly in front of the court house, as may be required and selected by the Monument Commission, and,

Whereas, The members of this Convention of United Daughters of the Confederacy assembled at Jacksonville, Florida, at their annual session for the year 1907, after having carefully considered the subject, are of the opinion that it would be best from every standpoint to locate said monument at Lake City instead of in the woods upon the battlefield, and are in hearty sympathy with and indorse the action of Stonewall Chapter in endeavoring to secure said location; therefore.

Be it resolved, First. That this Convention of the United Daughters of the Confederacy does hereby indorse said movement and declare its sympathy and support of Stonewall Chapter in its efforts to secure the location of the Olustee Monument at Lake City, instead of upon the battlefield of Olustee; that the Legislature of the State of Florida at its present session, be respectfully requested to adopt such legislation as may be necessary to authorize the erection of the Olustee Monument at Lake City instead of upon the battlefield of Olustee, upon condition, however, that Stonewall Chapter, U. D. C., shall raise and donate as a part of the funds for the erection of said monument at Lake City, the sum of one thousand dollars.

Second, That copies of this preamble and resolutions be forwarded by the secretary at once to the President of the Senate and to the Speaker of the House of Representatives, and to the president of Stonewall Chapter, U. D. C., at Lake City, Florida.

Certified Correct:

LUCILE CRITCHFIELD BROWN,
Recording Secretary.

Mr. West of 1st in the chair.

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

Which was agreed to by a two-thirds vote.

And—

Senate Bill No. 292:

Being a bill to be entitled an act to amend Sections 1293 and 1295 of the General Statutes of the State of Florida, relating to the powers and duties of Pilot Commissioners.

Was taken up and read a second time in full.

Mr. Harris moved that the committee substitute for Senate Bill No. 292 be also taken up.

Which was agreed to by a two-thirds vote.

Mr. Harris moved that the rules be waived, and that the committee substitute be read the first time in full.

Which was agreed to by two-thirds vote.

And Judiciary Committee substitute for—

Senate Bill No. 292:

A bill to be entitled an act to amend Sections 1293 and 1295 of the General Statutes of the State of Florida, relating to the powers and duties of Pilot Commissioners; and recommend that it do pass.

Was read the second time in full.

Mr. Harris moved that the committee substitute for Senate Bill No. 292 be adopted.

Upon which a yea and nay vote was demanded.

Upon the call of the roll the vote was:

Yeas—Mr. President, Senators Alford, Baker, Beard, Broome, Buckman, Clarke, Crews, Crill, Davis, Henderson, Humphries, Johnson, Sams, Willis, West (4th District.)

Nays—Senators Canova, Girardeau, Jackson, McCreary, Trammell, West (1st District), Zim.

Mr. Beard announced that he had paired with Mr. Adams on this question, and that were Mr. Adams present, Mr. Adams would vote yea and that he would vote nay. Mr. Beard broke the pair and voted yea.

Yeas—16.

Nays—7.

So the committee substitute for Senate Bill No. 292 was adopted.

Mr. Beard offered the following amendment to substitute for—

Senate Bill No. 292:

Amend substitute bill by striking out at the end of Section 1295, "And said commissioners shall have power to make such rules and regulations as they may deem necessary for the government of pilots at their respective ports."

Mr. Clarke offered the following amendment to Senate Committee Substitute for Senate Bill No. 292:

After the word "Jacksonville," in line 15, Section 1, insert the following: "three for the Port of St. Joseph".

Mr. Clarke moved to adopt the amendment.

Which was agreed to.

And the amendment was adopted.

And Senate Bill No. 292 was ordered referred to the Committee on Engrossed Bills.

Mr. Beard gave notice that he would to-morrow move to reconsider the vote by which the Committee Substitute for Senate Bill No. 292 was adopted.

SPECIAL ORDERS.

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 that 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.

Being a special order for this hour.

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

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

Yeas—Senators Alford, Buckman, Cone, Crews, Girardeau, Henderson, Jackson, Trammell, Willis, Withers—10.

Nays—Senators Baker, Broome, Canova, Clarke, Crill, Humphries, Johnson, McCreary, Neel, Sams, West (1st), West (4th), Zim—13.

So the bill failed to pass.

Mr. Willis moved that Senate Bill No. 121 be taken up out of its order and now considered.

Which was agreed to by a two-thirds vote.

And—

Senate Bill No. 121:

A bill to be entitled an act to amend Section 1512 of the General Statutes of the State of Florida, relating to pay of witnesses.

Was taken up and read a second time in full.

Mr. Willis moved that the rules be further waived, and that Senate Bill No. 121 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. 121 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, Baker, Broome, Canova, Clarke, Cone, Crews, Crill, Girardeau, Henderson, Humphries, Jackson, Johnson, McCreary, Neel, Sams, Trammell, Willis, Withers, West (1st District), West (4th District), Zim.

Yeas—23.

Nays—None.

So the bill passed. title as stated.

Mr. Crews moved that Senate Bills Nos. 108 and 120 be taken up out of their order and now considered.

Which was agreed to by a two-thirds vote.

And—

Senate Bill No. 108:

A bill to be entitled an act to amend Section 1586 of

the General Statutes of the State of Florida, relative to the pay of jurors.

Senate Bill No. 120:

A bill to be entitled an act to amend Section 1586 of the General Statutes of the State of Florida, relative to pay of jurors.

Were also taken up.

And Senate Bills Nos. 108 and 120 were read a second time, together with the Judiciary Committee substitute therefor.

The following committee substitute was read:

A bill to be entitled an act to amend Section 1586 of the General Statutes of the State of Florida, relative to the pay of jurors.

The Committee on Judiciary report substitute therefor.

Mr. Crews moved the adoption of the committee substitute.

Which was agreed to.

Mr. Crews moved that the rules be waived, and committee substitutes for Senate Bills Nos. 108 and 120 be read a second time by their title only.

Which was agreed to by a two-thirds vote.

And Judiciary Committee substitutes for Senate Bills Nos. 108 and 120 were read a second time by their title only.

Mr. Crews moved that the rules be further waived and that Judiciary Committee substitute for Senate Bills Nos. 108 and 120 be read a third time in full and put upon their passage.

Which was agreed to by a two-thirds vote.

And Judiciary Committee substitutes for Senate Bills Nos. 108 and 120 were read a third time in full.

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

Yeas—Mr. President, Senators Baker, Broome, Buckman, Canova, Clarke, Crews, Crill, Girardeau, Henderson, Humphries, Jackson, Johnson, McCreary, Massey,

Neel, Sams, Trammell, Willis, Withers, West (1st District), West (4th District), Zim—23.

Yeas—23.

Nays—None.

So the committee substitutes for Senate Bills Nos 108 and 120 passed, titles as stated.

Mr. Crews asked permission to withdraw Senate Bill No. 108.

The request was granted.

And Senate Bill No. 108 was withdrawn.

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

The request was granted.

And Senate Bill No. 120 was withdrawn.

Mr. McCreary moved that Senate Bill No. 284 be taken up out of its order and now considered.

Which was agreed to by a two-thirds vote.

And—

Senate Bill No. 284:

A bill to be entitled an act to amend Section 3788 of the General Statutes of the State of Florida, relating to the throwing of dynamite or other explosives into any waters of this State for the purpose of killing fish therein.

Was taken up and read a second time in full.

Mr. McCreary 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—Mr. President, Senators Baker, Broome, Buckman, Canova, Clarke, Cone, Crews, Crill, Girardeau, Henderson, Humphries, Jackson, Johnson, Massey, McCreary, Neel, Sams, Trammell, Willis, Withers, West (1st District), West (4th District), Zim—24.

Nays—None.

So the bill passed, title as stated.

Mr. Trammell moved that Senate Bill No. 124 be made special order for tomorrow at 11 o'clock a. m.

Which was agreed to and so ordered.

By permission.

Mr. Humphries introduced—

Senate Bill No. 373 :

A bill to be entitled an act for the relief of Isaac Smith, Henry Smith, T. T. Brown, S. L. Griffin and W. O. Skipper of DeSoto County, Florida.

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

By permission.

Mr. Harris introduced—

Senate Bill No. 374 :

A bill to be entitled an act to amend Section 652 of Article 1 of Chapter III. of the General Statutes of the State of Florida, 1906, and to repeal Sections 655, 656, 657 and 658 of said Article and Chapter, and to provide for the printing of Journals of the Legislature and for the printing of the Statutes and Laws of the State of Florida.

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

Mr. Cone moved to adjourn until 10 o'clock to-morrow.

Which was agreed to.

Thereupon the Senate stood adjourned until to-morrow, Friday, May 10, 1907, at 10 o'clock a. m.

FRIDAY, MAY 10, 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, Clark, Cone, Crane, Crews, Crill, Davis, Girardeau, Henderson, Humphries, Jackson,