

**FRIDAY, MAY 14, 1909.**

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The Senate met pursuant to adjournment.

The President in the Chair.

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

Mr. President, Senators Adkins, Baker (20th Dist.), Baker (29th Dist.), Beard, Broome, Buckman, Cook, Cone, Cottrell, Davis, Girardeau, Harris, Henderson, Hosford, Humphries, Johnson, Leggett, McCreary, McLeod, McMullen, Sams, Sloan, Williams, Withers—25.

A quorum present.

Prayer by the Chaplain.

The Journal of May 13 was corrected.

The Journal of May 13 was approved.

#### REPORTS OF COMMITTEES.

Mr. Johnson, Chairman of the Special Committee appointed to consider and report on reports from heads of the different departments of the State government, made under Senate Resolution No. 38, and Senate Resolution No. 42, made their report.

Senate Chamber,

Tallahassee, Fla., May 14, 1909.

*Hon. Frederick M. Hudson,*  
*President of the Senate.*

*Sir:*

Your Special Committee appointed to consider and report on reports from heads of departments of the State government, said reports made under Senate Resolution No. 38 and Senate Resolution No. 42, would respectfully report that we have had same under consideration and do hereby recommend that reports attached, to wit:

GOVERNOR.

Letter of transmittal and itemized statement.

COMPTROLLER.

Attached report furnished under Senate Resolution No. 38. (Information under Senate Resolution No. 42 having

already been furnished and printed in Senate Journal of May 5.)

SECRETARY OF STATE.

Attached two letters from Secretary of State. (For statement of incidental expense of Secretary of State see printed report on desks.)

COMMISSIONER OF AGRICULTURE.

Report furnished under Senate Resolution No. 38, which report includes report under Senate Resolution No. 42.

STATE TREASURER.

Report furnished under Senate Resolution No. 38.

SUPERINTENDENT OF PUBLIC INSTRUCTION.

Letter of transmittal and report of statement and information furnished under Senate Resolutions Nos. 38 and 42.

STATE CHEMIST.

Letters of transmittal and report of State Chemist and information furnished under Senate Resolutions Nos. 38 and 42.

ATTORNEY GENERAL.

Statement furnished under Senate Resolution No. 42.

SUPREME COURT.

Statement furnished under Senate Resolution No. 42.

RAILROAD COMMISSIONERS.

Statement furnished under Senate Resolution No. 38, including letter and information under Senate Resolution No. 39, as to passes.

Be spread upon the Journals of the Senate for information.

That said reports and the information contained therein is hereto attached in the order above named.

Your Committee would further report that we have not asked for any information or reports to be printed that have heretofore been printed, either in reports of departments or otherwise.

Respectfully submitted,

J. B. JOHNSON,  
Chairman,

W. HUNT HARRIS,  
C. L. LEGGETT,  
D. H. SLOAN,  
D. C. McMULLEN.

(Report documents will appear as an Appendix in the Journal of Saturday, May 15, 1909.)

Which report was, upon the motion of Mr. Johnson, read and adopted and the report and documents submitted herewith were ordered spread upon the Journal of Saturday, May 15, for public information.

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

Senate Chamber,  
Tallahassee, Fla., May 14, 1909.

*Hon. F. M. Hudson,*  
*President of the Senate.*

*Sir:*

Your Committee on Engrossed Bills, to whom was referred—

Senate Bill No. 231:

A bill to be entitled an act to define intoxicating liquors and beverages and to fix the maximum percentage of alcohol in non-intoxicating liquors and beverages.

Beg to report, that having carefully examined said bill, return herewith correctly engrossed.

Very respectfully,

JAMES E. BROOME,  
Chairman of Committee.

And Senate Bill No. 231, contained in the above report, was placed on the Calendar of Bills on Third Reading.

Mr. Baker, Chairman of the Committee on County Organization, submitted the following report:

Senate Chamber,  
Tallahassee, Fla., May 13, 1909.

*Hon. F. M. Hudson,*  
*President of the Senate.*

*Sir:*

Your Committee on County Organization, to whom was referred—

House Bill No. 459:

A bill to be entitled an act to organize and establish a county court in and for Escambia County, Florida, and to prescribe the terms thereof, and for calling special

terms of the said court; the transfer of causes from other courts and matters pertaining thereto.

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

Very respectfully,

W. E. BAKER,  
Chairman of Committee.

And House Bill No. 459, contained in the above report, was placed on the Calendar of Bills on Second Reading.

Mr. Baker, Chairman of the Committee on County Organization, submitted the following report:

Senate Chamber,  
Tallahassee, Fla., May 13, 1909.

*Hon. F. M. Hudson,*  
*President of the Senate.*

*Sir:*

Your Committee on County Organization, to whom was referred—

House Bill No. 565:

A bill to be entitled an act to authorize the county of St. Lucie, State of Florida, to issue bonds for the purpose of building hard surface roads; for the election of Bond Trustees; imposing penalties for the violation of this act and for other purposes.

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

Very respectfully,

W. E. BAKER,  
Chairman of Committee.

And House Bill No. 565, contained in the above report, was placed on the Calendar of Bills on Second Reading.

Mr. Baker, Chairman of the Committee on County Organization, submitted the following report.

Senate Chamber,  
Tallahassee, Fla., May 13, 1909.

*Hon. F. M. Hudson,*  
*President of the Senate.*

*Sir:*

Your Committee on County Organization to whom was referred—

Senate Bill No. 420:

A bill to be entitled an act to authorize the County Commissioners of Brevard County to transfer any surplus from the Fish and Game Warden Fund to the Road Fund of the county.

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

Very respectfully,

W. E. BAKER,  
Chairman of Committee.

And Senate Bill No. 420, contained in the above report, was placed on the Calendar of Bills on Second Reading.

Mr. Baker, Chairman of the Committee on County Organization, submitted the following report:

Senate Chamber,  
Tallahassee, Fla., May 13, 1909.

*Hon. F. M. Hudson,*  
*President of the Senate.*

Sir:

Your Committee on County Organization, to whom was referred—

House Bill No. 597:

A bill to be entitled an act to legalize the election held on the 3rd day of November, A. D. 1908, in Putnam County, State of Florida, to determine whether or not bonds should be issued, sold, etc., as proposed and provided by a resolution voted upon and passed by the Board of County Commissioners of Putnam County, Florida, entitled "Resolutions adopted by the Board of County Commissioners of Putnam County, State of Florida, proposing a bond issue for said county," passed in open session by said Board of County Commissioners of Putnam County, Florida, on the 9th day of September, A. D. 1908, and to declare and render valid said resolution, and to authorize the issuance of the bonds as provided by said resolution.

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

Very respectfully,

W. E. BAKER,  
Chairman of Committee.

And House Bill No. 597, contained in the above report, was placed on the Calendar of Bills on Second Reading.

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

Senate Chamber,  
Tallahassee, Fla., May 13, 1909.

*Hon. F. M. Hudson,*  
*President of the Senate.*

*Sir:*

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

Senate Bill No. 365:

A bill to be entitled an act to prevent corrupt practice at, and in connection with, elections and primary elections in this State, and providing a penalty for the violation of this act.

Also—

Senate Bill No. 320:

A bill to be entitled an act prescribing the method of holding primary elections; prescribing the qualifications of electors at such elections; providing for separate ballot-boxes for State and county ballots; prescribing the form of ballot to be used at such elections; providing that the votes cast at primary elections held for the purpose of nominating State and National officers shall be canvassed by the State Executive Committee of the political party by which such primary election may be held; providing that the votes cast at primary elections held for the purpose of nominating county officers shall be canvassed by the County Executive Committee of the political party by which such party election may be held; prescribing certain duties of the officers chosen at the polling places to return the ballot-boxes to the State and County Executive Committees and imposing certain penalties for violations thereof; repealing Sections 258, 262, 263 and 264 of the General Statutes of the State of Florida; and prescribing certain duties of the Secretary of State in connection with such primary elections.

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

Very respectfully,

W. H. H. McLEOD,  
Chairman of Committee.

And Senate Bills Nos. 365 and 320, contained in the above report, were placed on the Calendar of Bills on Second Reading.

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

Senate Chamber,  
Tallahassee, Fla., May 14, 1909.

*Hon. F. M. Hudson,*  
*President of the Senate.*

*Sir:*

Your Committee on Judiciary B, to whom was referred—

House Bill No. 225:

A bill to be entitled an act to define and prohibit usury and usurious contracts in this State, and to require that mortgages shall state separately and distinctly the principal, interest and fees secured by such mortgages, and to require creditors to give to debtors receipts for money paid, and prescribing a penalty for the violation of this act.

Committee on Judiciary B offer the following amendments:

Committee amendments to House Bill No. 225:

(1) In Section 2, line 14, of printed bill, strike out all after the word "aforesaid."

(2) At the end of Section 4 add the following: "Provided further, That this act shall not be construed so as to prohibit mortgagees from contracting for, or collecting premiums for insurance actually issued on the property mortgaged, with the usual loss payable or mortgage clause attached thereto."

(3) In Section 6, line 12, strike out the words "for how long such interest is paid."

(4) Insert in line 12 of Section 6 after the word "shall," "so."

(5) In Section 6, lines 19, 20 and 21 strike out the words "upon the wilful failure, neglect or refusal to comply with the requirements of this Section."

(6) In the line 22, of Section 6, strike out the words "shall be forfeited."

(7) In Section 6, after the word "paid" in line 19, add the following: "Whoever refuses upon demand to give a

receipt complying with the requirements of this Section shall forfeit."

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

Very respectfully,

F. P. CONE,  
Chairman of Committee.

And House Bill No. 225, with amendments, contained in the above report, was placed on the Calendar of Bills on Second Reading.

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

Senate Chamber,  
Tallahassee, Fla., May 14, 1909.

*Hon. F. M. Hudson,*  
*President of the Senate.*

*Sir:*

Your Committee on Judiciary B, to whom was referred—

Senate Bill No. 344:

A bill to be entitled an act authorizing real estate investments in making up and maintaining the required amount of paid-in capital and legal reserve for Florida life, health and accident insurance companies, to do business in Florida.

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

Very respectfully,

F. P. CONE,  
Chairman of Committee.

And Senate Bill No. 344, contained in the above report, was placed on the Calendar of Bills on Second Reading.

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

Senate Chamber,  
Tallahassee, Fla., May 14, 1909.

*Hon. F. M. Hudson,*  
*President of the Senate.*

*Sir:*

Your Committee on Judiciary B, to whom was referred—

## Senate Bill No. 387:

A bill to be entitled an act creating liens upon any railroad, train, car, boat, vehicle and other personal or real property used in the business of common carrier, and upon the gross earnings of such common carrier for labor and materials, and for lost, damaged and delayed freight, baggage and express, for reciprocal damages, for killing or injuring of domestic animals, for injuries to persons and other property by the operation of said railroad, trains, cars, boat or other vehicle and for enforcement of said liens by claimants, the allowing of attorney's fees in certain cases and for payment of the same by receivers, trustees and other persons.

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

Very respectfully,

F. P. CONE,  
Chairman of Committee.

And Senate Bill No. 387, contained in the above report, was placed on the Calendar of Bills on Second Reading.

Mr. Harris, Acting Chairman of the Committee on Public Health, submitted the following report:

Senate Chamber,  
Tallahassee, Fla., May 14, 1909.

*Hon. F. M. Hudson,*  
*President of the Senate.*

*Sir:*

Your Committee on Public Health to whom was referred—

## Senate Bill No. 382:

A bill to be entitled an act to provide for the preservation, suppression and control of dangerous, contagious and infectious diseases in domestic animals and live stock, and to impose certain duties and confer certain powers on the State Board of Health for such purposes.

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

Very respectfully,

W. HUNT HARRIS,  
Acting Chairman of Committee.

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

### INTRODUCTION OF BILLS.

By Mr. Baker, 20th District—

Senate Bill No. 426:

A bill to be entitled an act to regulate the hunting of wild deer, turkey, quail, squirrel or other wild game in the county of Marion; prescribing times when same may be hunted therein or killed therein, and providing for license or permit to non-residents thereof, and prescribing penalties for the violation of the provisions thereof.

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

By Mr. McLeod—

Senate Bill No. 427:

A bill to be entitled an act to amend Sections 20 and 71 of an act entitled "An act to abolish the present municipal government of the town of Jennings, in the county of Hamilton, and State of Florida, and to establish, organize and constitute a municipality to be known and designated as the town of Jennings, and to define its territorial boundaries, and to provide for its jurisdiction, powers and privileges.

Which was read the first time by its title.

Mr. McLeod moved to waive the rules and that the bill be passed to the Calendar of Bills on the Second Reading without reference.

Which was agreed to by a two-thirds vote.

Mr. McLeod moved that the rules be waived and that the bill be read the second time by its title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 427 was read the second time by its title.

Mr. McLeod moved to waive the rules and that Senate Bill No. 427 be read a third time and put upon its passage.

Which was agreed to by a two-thirds vote.

And—

Senate Bill No. 427:

A bill to be entitled an act to amend Sections 20 and 71 of an act entitled an act to abolish the present mu-

municipal government of the town of Jennings, in the county of Hamilton and the State of Florida, and to establish and organize and constitute a municipality to be known and designated as the town of Jennings, and to define its territorial boundaries and to provide for its jurisdiction, powers and privileges.

Was read the third time in full.

Upon the passage of Senate Bill No. 427, the roll was called and the vote was:

Yeas—Mr. President, Senators Adkins, Beard, Broome, Cook, Cottrell, Davis, Girardeau, Harris, Henderson, Hosford, Humphries, Johnson, Leggett, McCreary, McLeod, McMullen, Sams, Sloan, Williams, Withers—21.

Nays—None.

So the bill passed, title as stated.

And the same was, under the rule, ordered to be certified to the House of Representatives.

By Mr. Humphries—

Senate Bill No. 428:

A bill to be entitled an act to legalize and render valid a bonding election held by the town of Manatee, in Manatee County, Fla., on the 4th day of May, A. D. 1909, in pursuance of a call for said election made by the Mayor of said town of Manatee on the 19th day of March, A. D. 1909, and declare and render valid the result of said election as shown by the returns thereof, and to legalize and render valid an ordinance of said town of Manatee entitled "An Ordinance to provide for the issue and sale of \$15,000.00 coupon bonds of the town for street purposes," passed by the town council of the town of Manatee on the 11th day of May, A. D. 1909, and approved by the Mayor of said town on the 11th day of May, A. D. 1909, and to authorize the issue of bonds as proposed by said ordinance, and to validate any such bonds heretofore or hereafter issued, and to cure all defects or omissions that may exist either in the calling or holding of said election, or declaring the result thereof, or the passing of said ordinance, or the issuance of said bonds.

Which was read the first time by its title.

Mr. Humphries moved that the rules be waived and that the bill be passed to the Calendar of Bills on the Second Reading without reference.

Which was agreed to by a two-thirds vote.

Mr. Humphries moved that the rules be waived and that the bill be read the second time by its title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 428 was read the second time by its title.

Mr. Humphries moved that the rules be further waived and that Senate Bill No. 428 be read a third time and be put upon its passage.

Which was agreed to by a two-thirds vote, and—

Senate Bill No. 428:

A bill to be entitled an act to legalize and render valid a bonding election held by the town of Manatee, in Manatee County, Florida, on the 4th day of May, A. D. 1909, in pursuance of a call for said election made by the Mayor of said town of Manatee on the 19th day of March, A. D. 1909, and declare and render valid the result of said election as shown by the returns thereof, and to legalize and render valid an ordinance of said town of Manatee entitled "An ordinance to provide for the issue and sale of \$15,000.00 coupon bonds of the town for street purposes," passed by the Town Council of the town of Manatee on the 11th day of May, A. D. 1909, and approved by the Mayor of said town on the 11th day of May, A. D. 1909, and to authorize the issue of bonds as proposed by said ordinance, and to validate any of such bonds heretofore or hereafter issued, and to cure all defects or omissions that may exist either in the calling or holding of said election, or declaring the result thereof, or the passing of said ordinance, or the issuance of said bonds.

Was taken up and read a third time in full.

Upon the passage of Senate Bill No. 428 the roll was called and the vote was:

Yeas—Mr. President, Senators Adkins, Baker (29th District), Beard, Broome, Buckman, Cook, Cottrell, Davis, Girardeau, Harris, Henderson, Hosford, Humphries, Johnson, Leggett, McCreary, McLeod, McMullen, Sams, Sloan, Williams, Withers—21.

Nays—None.

So the bill was passed, title as stated.

And the same was ordered to be certified to the House of Representatives immediately under a waiver of the rule.

By Mr. Sloan:

Senate Bill No. 429:

A bill to be entitled an act compelling persons operating hotels, restaurants, or any place where meals are served for pay in this State, to screen all doors and windows of dining-rooms and kitchens.

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

By Mr. Humphries—

Senate Bill No. 430:

A bill to be entitled an act authorizing the town of Palmetto, Florida, Manatee county, to enact an ordinance providing for a poll tax for street purposes on all male citizens between the ages of 21 and 55 years of age, residing in said town at the time said tax is due, at the rate of \$2 per year, payable semi-annually on the first day of May and November of each year.

Which was read the first time by its title.

Mr. Humphries moved that the rules be waived and that Senate Bill No. 430 be placed on the Calendar of Bills on the Second Reading without reference.

Which was agreed to by a two-thirds vote, and the bill was so placed.

By Mr. Williams, by request—

Senate Bill No. 431:

A bill to be entitled an act to amend Section 3776 of the General Statutes of the State of Florida, relative to "protection of shad and sturgeon during the spawning season."

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

By Mr. Hudson—

Senate Bill No. 432:

A bill to be entitled an act to prescribe the time of registration of electors.

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

MESSAGES FROM THE HOUSE OF REPRESENTA-  
TIVES.

The following message from the House of Representa-  
tives was read:

House of Representatives,  
Tallahassee, Fla., May 13, 1909.

*Hon. F. M. Hudson,*  
*President of the Senate.*

*Sir:*

I am directed by the House of Representatives to in-  
form the Senate that the House of Representatives has  
indefinitely postponed—

Senate Bill No. 357:

A bill to be entitled an act to exempt and relieve cer-  
tain described territory in Lee County, Florida, from  
the operation and effect of Sections 1223 and 1234 of the  
General Statutes of the State of Florida, so far as said  
sections relate to hogs or swine.

Very respectfully,

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

Mr. Humphries moved that all bills already passed this  
a. m. shall be certified to the House of Representatives  
under a waiver of the rules.

Which was agreed to.

The following message from the House of Representa-  
tives was read:

House of Representatives,  
Tallahassee, Fla., May 12, 1909.

*Hon. F. M. Hudson,*  
*President of the Senate.*

*Sir:*

I am directed by the House of Representatives to in-  
form the Senate that the House of Representatives has  
passed—

Senate Bill No. 261:

A bill to be entitled an act for the protection and pres-  
ervation of fish in the waters of Lake county and waters  
subject to the jurisdiction of the courts of said county.

Also—

Senate Bill No. 142:

A bill to be entitled an act to amend Section 8, of Chapter 5731, Laws of Florida, 1907, being an act to permit the registered voters of Commissioner's District No. 1, of Lake county, Florida, to decide whether or not hogs shall be allowed to run at large in said district.

Also—

Senate Bill No. 264:

A bill to be entitled an act for the prevention and preservation of game birds and certain other birds and animals in Lake county, and to provide that all non-citizens of this State taking, hunting, or killing game in said county shall obtain a permit therefor, and to prohibit the sale in said county, or the shipment or carrying therefrom of any deer, deer hides, otter pelts or game.

Also—

Senate Bill No. 202:

A bill to be entitled an act to amend Section 1, Article 5, of an act entitled "An act to abolish the present municipal government of the City of Sanford, Orange County, Florida, and organize the city government for the same and provide for its jurisdiction and powers." Approved May 24, 1903.

Very respectfully,

J. G. KELLUM,

Chief Clerk of the House of Representatives.

And Senate Bills Nos. 261, 142, 264 and 202, contained in the above message, were referred to the Committee on Enrolled Bills.

The following message from the House of Representatives was read:

House of Representatives,  
Tallahassee, Fla., May 12, 1909.

*Hon. F. M. Hudson,*  
*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. 615:

A bill to be entitled an act for the protection and pres-

ervation of game birds and certain other birds and animals in Levy county, and to provide that all non-citizens of this State taking, hunting or killing game in said county shall obtain a permit therefor, and to prohibit the sale in said county or the shipment or carrying therefrom of any deer, deer hides, otter pelts or game.

Also—

House Bill No. 616:

A bill to be entitled an act to provide the method and manner of building, constructing and maintaining public roads and bridges in Gadsden county, Florida; to provide a road and bridge fund for said county and for the assessment and collection of same.

Also—

House Bill No. 617:

A bill to be entitled an act to amend Section 1293 of the General Statutes of the State of Florida, relating to the powers and duties of Pilot Commissioners.

Also—

House Bill No. 618:

A bill to be entitled an act providing that special road districts may be established in Levy county, providing for a special road tax and the working of roads in said special districts.

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. 615, contained in the above message was read the first time by its title and was referred to the Committee on Game and Fisheries.

And House Bill No. 616, contained in the above message, was read the first time by its title and was referred to the Committee on County Organization.

And House Bill No. 617, contained in the above message, was read the first time by its title.

Mr. Hosford moved that the rules be waived and that House Bill No. 617 be read a second time.

Which was agreed to by a two-thirds vote.

And House Bill No. 617 was read a second time in full.

Mr. Hosford moved to further waive the rules and that

House Bill No. 617 be read a third time and put upon its passage.

Which was agreed to by a two-thirds vote.

House Bill No. 617:

A bill to be entitled an act to amend Section 1293 of the General Statutes of the State of Florida, relating to the powers and duties of Pilot Commissioners.

Was read a third time in full.

Upon the passage of House Bill No. 617 the roll was called and the vote was:

Yeas—Mr. President, Senators Adkins, Beard, Broome Buckman, Cook, Cone, Davis, Girardeau, Harris, Henderson, Hosford, Humphries, Johnson, Leggett, McCreary, McLeod, McMullen, Sams, Sloan, Williams, Withers—22.

Nays—None.

So the bill passed, title as stated.

And the same was ordered to be certified to the House of Representatives under the rule.

And House Bill No. 618, contained in the above message, was read the first time by its title and was referred to the Committee on County Organization.

The following message from the House of Representatives was read:

House of Representatives,  
Tallahassee, Fla., May 12, 1909.

*Hon. F. M. Hudson,*

*President of the Senate.*

*Sir:*

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

House Bill No. 547:

A bill to be entitled an act to legalize the election held in the town of Perry on the 16th day of March, A. D. 1909, to determine by a two-thirds vote of the qualified electors of said town, who were resident owners of real estate within the corporate limits of said town and who had paid taxes thereon for the last year when said taxes were due, whether or not the bonds proposed by an ordinance entitled "An ordinance for the calling and holding of an election submitting to the qualified electors of the town of Perry, Fla., the question of issuing bonds by the said municipality to the amount of fifteen thou-

sand dollars for the purpose of equipping and fitting up a system of sewerage in and for the said town of Perry, Fla., and fifteen thousand dollars for such street improvements as the Town Council may deem expedient, necessary or proper, and to provide for the creating of a board of bond trustees, and for the appointment and the election of the members of said board, and fixing their terms of office and defining their duties and powers and to prescribe the denomination and rate of interest and date of maturity, and to provide for the safe keeping and proper disposal of said bonds and the expenditure of the proceeds of the sale thereof, and provide for the form of the same," passed by the City Council of the said town on the 2d day of February, A. D. 1909, and approved by the Mayor of said town on the 2d day of February, A. D. 1909, should be authorized and issued, and to declare and render valid and legal said election and the Mayor's proclamation calling said election, and the result as shown by its returns thereof, and to declare and render legal and valid said ordinance, to declare and render legal and valid an ordinance of the town of Perry, Fla., passed by the Town Council on the 20th day of April, A. D. 1909, and approved by the Mayor *pro tem* on the 20th day of April, A. D. 1909, entitled "An ordinance providing for the issuance of bonds by the town of Perry, Fla., to the amount of fifteen thousand dollars for the purpose of equipping and fitting up a system of sewerage in and for the town of Perry, Fla., and providing for the issuance of the bonds of the town of Perry, Fla., to the amount of fifteen thousand dollars for such street improvements as the town Council may deem expedient, necessary or proper, and appointing three persons to constitute a board of bond trustees to hold, sell and manage said bonds; to provide the form of said bonds and the denomination thereof, and the form of the coupons to be attached thereto, and the qualification of said bond trustees and their tenure of office, and to prescribe the time and manner of the sale of said bonds and the pledging of the property of the town of Perry, Fla., for the payment of the principal and interest upon said bonds, as well as the entire faith and credit of said town; also the manner of filling vacancies in the said board of bond trustees, and to declare

valid and binding all bonds which have or may be issued under the terms of said ordinance.”

And respectfully requests the concurrence of the Senate thereto.

Very respectfully,

J. G. KELLUM,

Chief Clerk of the House of Representatives.

And House Bill No. 547 contained in the above message was read the first time by its title.

Mr. Cottrell moved that the rules be waived and that the bill be read the second time by its title without reference.

Which was agreed to by a two-thirds vote.

And—

House Bill No. 547, was read a second time by its title.

Mr. Cottrell moved that the rules be further waived and that House Bill No. 547 be read a third time and put upon its passage.

Which was agreed to by a two-thirds vote.

And—

House Bill No. 547:

A bill to be entitled an act to legalize the election held in the town of Perry on the 16th day of March, A. D. 1909, to determine by a two-thirds vote of the qualified electors of said town who were resident owners of real estate within the corporate limits of said town, and who had paid taxes thereon for the last year when said taxes were due whether or not the bonds proposed by an ordinance entitled “An Ordinance for the calling and holding of an election submitting to the qualified electors of the town of Perry, Florida, the question of issuing bonds by the said municipality to the amount of fifteen thousand dollars for the purpose of equipping and fitting up a system of sewerage in and for the said town of Perry, Florida, and fifteen thousand dollars for such street improvements as the town council may deem expedient, necessary or proper, and to provide for the creating of a board of bond trustees, and for the appointment and the election of the members of said board, and fixing their terms of office and defining their duties and powers and to prescribe the denomination and rate of interest and date of maturity, and to provide for the safe keeping and

proper disposal of the said bonds and the expenditure of the proceeds of the sale thereof, and provide for the form of the same," passed by the City Council of the said town on the 2d day of February, A. D. 1909, and approved by the Mayor of said town on the 2d day of February, A. D. 1909, should be authorized and issued, and to declare and render valid and legal said election, and the Mayor's proclamation calling said election, and the result as shown by the returns thereof, and to declare and render legal and valid said ordinance, to declare and render legal and valid an ordinance of the town of Perry, Florida, passed by the town council on the 20th day of April, A. D. 1909, and approved by the Mayor Pro Tem on the 20th day of April, A. D. 1909, entitled "An ordinance providing for the issuance of bonds by the town of Perry, Florida, to the amount of fifteen thousand dollars for the purpose of equipping and fitting up a system of sewerage in and for the town of Perry, Florida, and providing for the issuance of the bonds of the town of Perry, Florida, to the amount of fifteen thousand dollars for such street improvements as the town council may deem expedient, necessary or proper, and appointing three persons to constitute a board of bond trustees to hold, sell and manage said bonds; to provide the form of said bonds and the denomination thereof, and the form of the coupons to be attached thereto, and the qualifications of said bond trustees, and their tenure of office, and to prescribe the time and manner of the sale of said bonds, and the pledging of the property of the town of Perry, Florida, for the payment of the principal and interest upon said bonds as well as the entire faith and credit of said town; also the manner of filling vacancies in the said board of bond trustees, and to declare valid and binding all bonds which have or may be issued under the terms of said ordinance."

Was taken up and read the third time in full.

Upon the passage of House Bill No. 547 the roll was called and the vote was:

Yeas—Mr. President, Senators Adkins, Baker (29th Dist.), Beard, Broome, Buckman, Cook, Cone, Cottrell, Davis, Girardeau, Harris, Henderson, Humphries, Johnson, Leggett, McCreary, McLeod, McMullen, Sams, Sloan, Williams, Withers—23.

Nays—None.

So the bill passed, title as stated.

And the same was ordered to be certified to the House of Representatives, under the rule.

The following message from the House of Representatives was read:

House of Representatives,  
Tallahassee, Fla., May 12, 1909.

*Hon. F. M. Hudson,*  
*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. 283:

A bill to be entitled an act for the relief of Jesse Lee.

Also—

House Bill No. 423:

A bill to be entitled an act to amend Section 27 of the General Statutes of the State of Florida, defining the boundaries of Columbia county.

Also—

House Bill No. 450:

A bill to be entitled an act to amend Sections 18 and 26 of an act entitled "An act to incorporate the town of Fort Myers, and to define its territorial boundaries, and to provide for its jurisdiction, powers and privileges, and to abolish the present municipal government of the town of Fort Myers, and to repeal Chapter 5218 (No. 213), Laws of Florida, 1903," the same being Chapter 5496, Laws of Florida, approved May 19, 1905.

Also—

House Bill No. 440:

A bill to be entitled an act to amend 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.

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

And House Bill No. 423, contained in the above message, was read the first time by its title and was referred to the Committee on County Organization.

And House Bill No. 450, contained in the above message, was read the first time by its title and was referred to the Committee on Municipalities.

And House Bill No. 440, contained in the above message was read the first time by its title and was referred to the Committee on Municipalities.

The following message from the House of Representatives was read:

House of Representatives,  
Tallahassee, Fla., May 14, 1909.

*Hon. F. M. Hudson,*  
*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. 10:

A bill to be entitled an act prohibiting fire insurance companies doing business in this State, in the absence of fraud, misrepresentation or deceit upon part of the party insuring, from setting up as a defense against the payment of the policy, lack of title in the party insuring.

Also—

Senate Bill No. 356:

A bill to be entitled an act to abolish the present municipal government of the Town of Newberry, in the County of Alachua, State of Florida, and to establish, organize and constitute a municipality to be known and designated as the City of Newberry, to define its territorial boundaries, to provide for its jurisdiction, powers and privileges and for the exercise of same.

And respectfully requests the concurrence of the Senate thereto.

Very respectfully,

J. G. KELLUM,

Chief Clerk of the House of Representatives.

And Senate Bills Nos. 10 and 356, contained in the above message were referred to the Committee on Enrolled Bills.

The following message from the House of Representatives was read:

House of Representatives,  
Tallahassee, Fla., May 14, 1909.

*Hon. F. M. Hudson,*  
*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. 139:

A bill to be entitled an act to protect gophers.

Also—

Committee Substitute for House Bill No. 73:

A bill to be entitled an act requiring the Clerk of the Supreme Court of the State of Florida, in all cases in which the Supreme Court writes an opinion, to send the Clerk of the Circuit Court of the county from which such case is appealed, or writ of error taken, a correct copy of such opinion and decision of the Supreme Court.

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. 139, contained in the above message, was read the first time by its title and was referred to the Committee on Game and Fisheries.

And Committee Substitute for House Bill No. 73, contained in the above message, was read the first time by its title and was referred to the Committee on Judiciary B.

The following message from the House of Representatives was read:

House of Representatives,  
Tallahassee, Fla., May 14, 1909.

*Hon. F. M. Hudson,*  
*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. 173:

A bill to be entitled an act to amend Section 2759 of the General Statutes of the State of Florida for the issuance of certificates to insurance companies, and providing other prerequisites.

Also—

House Bill No. 176:

A bill to be entitled an act amending Section 2674 of the General Statutes of the State of Florida, providing for the method of reduction of capital stock of corporations for profit.

Also—

House Bill No. 179:

A bill to be entitled an act relating to the setting of fires on lands of another, and prescribing penalties for the violation thereof.

Also—

House Bill No. 160:

A bill to be entitled an act to amend Section 3549 of the General Statutes of Florida, the same relating to drunkenness, and the penalty therefor.

Also—

House Bill No. 161:

A bill to be entitled an act to make it unlawful for any male person to have carnal intercourse with any unmarried female who is at the time an idiot, lunatic or otherwise mentally incapacitated; and to provide a penalty for the violation of this act.

And respectfully request the concurrence of the Senate thereto.

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

And House Bill No. 160, contained in the above mes-

sage, was read the first time by its title and referred to the Committee on Temperance.

And House Bill No. 173, contained in the above message, was read the first time by its title and referred to the Committee on Judiciary A.

And House Bill No. 161, contained in the above message, was read the first time by its title and referred to the Committee on Judiciary A.

And House Bill No. 176, contained in the above message, was read the first time by its title and referred to the Committee on Judiciary A.

And House Bill No. 179, contained in the above message, was read the first time by its title and referred to the Committee on Judiciary B.

Mr. Broome moved to waive the rules and that House Bill No. 616 be not referred and that the bill be read a second time by its title.

Which was agreed to by a two-thirds vote.

And House Bill No. 616 was read a second time by its title and was placed on the Calendar of Bills on Third Reading.

Mr. Johnson moved that the rules be waived and that House Bill No. 423 be not referred to a committee, but be read a second time by its title.

Which was agreed to by a two-thirds vote.

And the bill was, under the rule, placed on the Calendar of Bills on Third Reading.

Mr. Williams moved that House Bill No. 615 be not referred, but that it be read a second time by its title.

Which was agreed to by a two-thirds vote.

And House Bill No. 615 was read a second time by its title.

And, under the rule, was placed on the Calendar of Bills on the Third Reading.

#### ORDERS OF THE DAY.

Mr. Buckman withdrew his motion to reconsider the vote by which House Memorial No. 1 was indefinitely postponed by the Senate.

Senate Bill No. 369:

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.

Mr. Beard moved that consideration of Senate Bill No. 369 be continued until Tuesday, next.

Which was not agreed to.

The motion to reconsider the motion to indefinitely postpone, was taken up.

And the motion to reconsider was lost.

Senate Bill No. 369, therefore, was taken up in special order.

The bill was again read for information, together with the amendment to the amendment of the committee, offered by Mr. Williams, which was pending.

Pending the consideration of the amendment to the amendment a committee from the House of Representatives appeared at the bar of the Senate and stated that the House of Representatives were in readiness to receive the Senate in Joint Memorial Session.

Whereupon the Senate took a recess until 12:45 o'clock.

#### JOINT SESSION.

The Senate entered the Hall of the House of Representatives and was received.

The Speaker directed the Chief Clerk to read the report of the Special Committee appointed to draft suitable resolutions upon the death of Senators Stephen R. Mallory and William J. Bryan.

The report was read as follows:

Senate Chamber,  
Tallahassee, Fla., May 9, 1909.

*Hon. F. M. Hudson,*  
*President of the Senate, and*

*Hon. I. L. Farris,*  
*Speaker of the House of Representatives.*

Sirs:

Your Committee appointed to draft suitable resolutions upon the death of Hon. Stephen R. Mallory and Hon. Wm. J. Bryan, United States Senators of Florida, beg leave to submit the following:

Be it Resolved, That in the death of these distinguished sons and public servants, Hon. S. R. Mallory and Hon. Wm. J. Bryan, Florida has sustained an irreparable loss.

As a husband, W. J. Bryan was all the word implies:

Gentle, ever endeavoring to promote happiness, always placing reliance in and confiding the key of his heart to his devoted wife. As a father, he possessed those requirements that constitute the gentle and tender parent, and we found him among the most considerate and lovable of fathers.

Although we are unable to pay this tribute to Hon. Stephen R. Mallory, as he lived his days in a state of celibacy; yet your committee can link together these distinguished Floridians and conscientiously declare to the world that as citizens and neighbors they were above reproach; they knew as little about the affairs of other people, that did not concern them, as any we ever knew.

Their names may truly be written upon the list of the unselfish, their great desire being to come to the assistance of those in need. We have known them frequently to deny themselves that friends might be benefited. Never have we known them to indulge in vicious gossip or depraved slander. "Beneath their smiles no degrading passion lurked, and within their breast there slumbered no guile."

These honorable men left behind them the example of an honest, pure and noble life. Their greatness did not wholly consist in their intellect or their genius, but in their honor, their truthfulness, their high and controlling sense of duty—in a word, their genuine nobility of character. Be it further

Resolved, That Friday, May 14, 12:00 m., the Senate and House meet in joint session in the House of Representatives to express their appreciation of the high moral character, intellectual attainments and individual worth of these two distinguished and native-born Floridians. Be it further

Resolved, That the Secretary of the Senate be requested to transmit a copy of these resolutions to the families of the deceased, and that a copy of these resolutions be spread upon the Journal of the Senate and of the House.

JAMES E. BROOME,

W. E. BAKER,

Committee of Senate.

I. L. FARRIS,

JOHN L. NEELEY,

JOHN P. STOKES,

J. E. ALEXANDER,

House Committee

The following members delivered eulogies on the life and character of Senators Stephen R. Mallory and William J. Bryan:

Messrs. Hudson, Neeley, Richbourg, Roberson, McMullen, Godfrey, McCreary, Blanton, Alexander, Beard and Farris.

Mr. Roberson moved that the Resolution proposed by the Joint Committee be adopted.

Which was agreed to.

Mr. Neeley moved that the joint assembly adjourn.

Which was agreed to and the Senate thereupon retired.

The Senate resumed its session at 12:45 o'clock.

The President in the chair.

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

Mr. President, Senators Adkins, Baker (29th District), Beard, Buckman, Cook, Cottrell, Davis, Girardeau, Henderson, Hosford, Humphries, Johnson, Leggett, McCreary, McLeod, McMullen, Sams, Sloan, Williams, Withers.—21.

A quorum was present.

Mr. McMullen moved that the Senate do now take a recess until 3:30 o'clock this afternoon.

Which was agreed to.

Thereupon the Senate took a recess until 3:30 this afternoon.

#### AFTERNOON SESSION 3:30 O'CLOCK P. M.

The Senate met pursuant to recess order.

The President in the chair.

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

Mr. President, Senators Adkins, Baker (20th District), Baker (29th District), Broome, Buckman, Crill, Cook, Cone, Cottrell, Davis, Girardeau, Harris, Henderson, Humphries, Johnson, Leggett, McCreary, McLeod, McMullen, Sams, Sloan, Williams, Withers—24.

A quorum was present.

Senate Bill No. 165:

A bill to be entitled an act authorizing the Board of Commissioners of State institutions to purchase lands for a prison farm, to erect buildings and equip the said farm, and directing that certain prisoners be not leased

for pay, and providing the means to defray the expense necessary to carry out the provisions of this act.

Was taken up.

Mr. Humphries moved that the further consideration of the bill be postponed until 10:30 to-morrow.

Mr. Cone moved to amend the motion that the further consideration of Senate Bill No. 165 be deferred and made a special order for 4 oclock on Monday next.

Which was agreed to, and the bill was made a special order for Monday at 4 o'clock p. m.

Senate Bill No. 225:

A bill to be entitled an act to protect and promote the fruit growing and horticultural interests of the State of Florida; to exterminate crop pests and to provide for the appointment of county inspectors.

The special order for consideration at 11 a. m., and which was passed over, was taken up.

Mr. Sloan moved that the rules be waived and that the bill be read a second time by its title.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 225 was read a second time by its title.

There being no amendment, Senate Bill No. 225 was, under the rule, passed to the Calendar of Bills on the Third Reading.

Mr. Johnson moved that the rules be waived and that the Senate pass to the Bills on Third Reading.

Which was not agreed to.

House Bill No. 19:

A bill to be entitled an act providing that no judgment shall be revised by an appellate court, except for errors affecting the merits of the action.

Was taken up.

Mr. McMullen, Acting Chairman of the Committee on Judiciary A, as required by the rules, moved to indefinitely postpone the bill.

Which was agreed to, and House Bill No. 19 was indefinitely postponed.

And the same was ordered to be certified to the House of Representatives under the rule.

Senate Bill No. 169:

A bill to be entitled an act to repeal Chapter 5767, of the Laws of Florida, entitled "An act to organize a

County Court in and for the county of Lafayette, to prescribe the terms thereof, and to provide for the appointment of a Prosecuting Attorney and for his compensation, and for that of Judge of said court."

Was taken up and informally passed over.

Senate Bill No. 256:

A bill to be entitled an act to amend Section 3676 of the General Statutes of the State of Florida, relating to the obstruction of county and settlement roads.

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

There being no amendment, Senate Bill No. 256 was, under the rule, placed on the Calendar of Bills on Third Reading without reference.

Senate Bill No. 258:

A bill to be entitled an act to amend Section 2315 of the General Statutes of the State of Florida, relating to procurement, oath and action of Commissioners in the allotment of dower.

Was taken up and was read the second time.

Mr. Cone, Chairman of Committee on Judiciary B, as required by the rule, moved to indefinitely postpone the bill.

Which was agreed to.

And Senate Bill No. 258 was indefinitely postponed.

Senate Bill No. 283:

A bill to be entitled an act to provide for stay of execution of sentence to fine in Justice of the Peace Courts and County Judge's Courts.

Was taken up and read a second time in full.

There being no amendment, Senate Bill No. 283 was placed on the Calendar of Bills on the Third Reading without reference.

House Bill No. 16:

A bill to be entitled an act to amend Section 2169, General Statutes of the State of Florida, relating to appeals in cases of forcible entry and unlawful detainer.

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

Mr. Cone, Chairman of Committee on Judiciary B, as required by the rule, moved to indefinitely postpone the bill.

Which was agreed to.

And House Bill No. 16 was indefinitely postponed.

Senate Bill No. 262:

A bill to be entitled an act prohibiting fire insurance companies from combining as to what rate of commission shall be paid by any other company to an agent.

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

There being no amendment, Senate Bill No. 262 was, under the rule, placed in the Calendar of Bills on the Third Reading.

**Senate Bill No. 28:**

A bill to be entitled an act for the relief of the Board of Public Instruction of the following counties of the State of Florida: Alachua, Baker, Bradford, Brevard, Calhoun, Citrus, Clay, Columbia, Dade, DeSoto, Duval, Escambia, Franklin, Gadsden, Hamilton, Hernando, Hillsboro, Holmes, Jackson, Jefferson, Lake, Levy, Liberty, Lee, Leon, Madison, Marion, Monroe, Manatee, Nassau, Orange, Osceola, Pasco, Polk, Putnam, St. Johns, St. Lucie, Santa Rosa, Sumter, Suwannee, Taylor, Volusia, Wakulla, Walton, Washington.

Was taken up and the bill was, by consent, withdrawn.

**Senate Bill No. 241:**

A bill to be entitled an act to amend Section 3570 of the General Statutes of the State of Florida, relating to vagrants and tramps.

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

There being no amendment, Senate Bill No. 241 was placed on the Calendar of Bills on the Third Reading.

**Senate Bill No. 246:**

A bill to be entitled an act amending the charter of the Charlotte Harbor and Northern Railway Company, and extending the time within which said company may complete the construction of its road.

Was taken up, and was read a second time.

Mr. Williams, Acting Chairman of the Committee on Railroads, as required by the rule, move to indefinitely postpone the bill.

Which was agreed to, and the bill was indefinitely postponed.

**Senate Bill No. 228:**

A bill to be entitled an act to amend Section 3648, of the General Statutes of the State of Florida, relating to duties of section bosses relative to live stock killed.

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

There being no amendment, Senate Bill No. 228 was, under the rule, placed on the Calendar of Bills on the Third Reading without reference.

Senate Bill No. 185:

A bill to be entitled an act requiring railroad companies and other common carriers to furnish separate accommodations for the separation of white and colored passengers on railroads, and conferring certain powers on the Railroad Commissioners of the State of Florida in relation thereto.

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

The Committee amendment was read, as follows:

Committee Amendments to Senate Bill No. 185:

Strike out in Sections three (3) and four (4) the figures "5000" and insert in lieu thereof the figures "500."

Mr. Leggett moved to adopt the Committee amendment.

Which was agreed to, and the amendment was adopted.

Mr. Cook offered the following amendment to Senate Bill No. 185:

Strike out Section 2.

Mr. Cook moved the adoption of the amendment.

Upon which the yeas and nays were demanded.

The roll was called, and the vote was:

Yeas—Senators Buckman, Cook, Harris, Henderson, Johnson, McCreary, Sams—7.

Nays—Mr. President, Senators Adkins, Baker (20th District), Baker (29th District), Beard, Crill, Cone, Cottrell, Girardeau, Humphries, Leggett, McMullen, Williams, Withers—15.

So the amendment was not agreed to.

And Senate Bill No. 185, as amended, was referred to the Committee on Engrossed Bills.

Senate Bill No. 248:

A bill to be entitled an act requiring butchers of beeves and hogs to submit the same for inspection.

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

There being no amendment, Senate Bill No. 248 was, under the rule, placed on the Calendar of Bills on the Third Reading without reference.

Senate Bill No. 301:

A bill to be entitled an act to provide against the evils

resulting from the traffic in certain narcotic drugs and to regulate the sale thereof.

Was taken up and read the second time in full.

There being no amendment, under the rule, Senate Bill No. 301 was placed on the Calendar of Bills on the Third Reading without reference.

Senate Bill No. 288:

A bill to be entitled an act to prevent the manufacture, sale or use of automatic shotguns in the State of Florida, and providing a penalty for the violation thereof.

Was taken up and read a second time in full.

There being no amendment, Senate Bill No. 288 was, under the rule, placed on the Calendar of Bills on the Third Reading without reference.

Senate Bill No. 300:

A bill to be entitled an act to amend Sections 1173, 1174 and 1176 of the General Statutes of Florida, relating to the practice of pharmacy in Florida.

Was taken up and read the second time in full.

The following committee amendment was read:

At the end of Section 1 add: "Provided further, however, that this chapter shall not be so construed as to prevent any physician who is authorized to practice medicine or surgery under the laws of this State from registering as a pharmacist or druggist without examination."

Mr. Crill moved to adopt the Committee amendment.

Which was agreed to, and the Committee amendment was adopted.

Senate Bill No. 300, as amended, was referred to the Committee on Engrossed Bills.

Senate Bill No. 268:

A bill to be entitled an act to regulate the instruction of juries in jury trials.

Was taken up and read a second time in full.

The following Committee amendment was also read:

Committee Amendment to Senate Bill No. 268:

Amend Section 1 by inserting the word "thereafter" between the words "and" and "counsel."

Mr. McMullen moved that the committee amendment be adopted.

Which was agreed to and the committee amendment was adopted.

And Senate Bill No. 268 as amended was referred to the Committee on Engrossed Bills.

Senate Bill No. 221:

A bill to be entitled an act to enable any married woman, who has or may become a free dealer, to convey or mortgage her separate property without the joinder of her husband, and to validate all such conveyances and mortgages heretofore made.

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

There being no amendment, Senate Bill No. 221 was, under the rule, placed on the Calendar of Bills on the Third Reading without reference.

Senate Bill No. 149:

A bill to be entitled an act for the relief of the Florida National Bank, of Jacksonville, and returning to it moneys loaned to the University of Florida to complete a dormitory.

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

Mr. Buckman offered a substitute, with the following title, for Senate Bill No. 149:

A bill to be entitled an act to authorize the payment of the balance due in the construction of a dormitory for the University of Florida, at Lake City.

Mr. Buckman moved to adopt the substitute in lieu of Senate Bill No. 149.

Which was agreed to, and the substitute was adopted and was read the first time.

Mr. Buckman moved to waive the rules and that the substitute for Senate Bill No. 149 be read a second time.

Which was agreed to by a two-thirds vote.

And substitute for Senate Bill No. 149 was read a second time in full.

There being no amendment, the substitute for Senate Bill No. 149 was, under the rule, placed on the Calendar of Bills on the Second Reading without reference.

Senate Bill No. 290:

A bill to be entitled an act to amend Section 1940, of the General Statutes of the State of Florida, relating to locality of action in a suit for the partition of land.

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

There being no amendment, Senate Bill No. 290 was, under the rule, placed upon the Calendar of Bills on Third Reading without reference.

## Senate Bill No. 280:

A bill to be entitled an act to amend Sections 654 and 655 of the General Statutes of the State of Florida, relating to public printing.

Was taken up and read the second time in full.

There being no amendment, Senate Bill No. 280 was, under the rules, placed on the Calendar of Bills on Third Reading without reference.

## Senate Bill No. 219:

A bill to be entitled an act for the relief of W. E. Griffis.

Was taken up and read the second time in full.

There being no amendment, Senate Bill No. 219 was, under the rules, placed on the Calendar of Bills on the Third Reading without reference.

## Senate Bill No. 83:

A bill to be entitled an act to amend Section 170 of the General Statutes of the State of Florida, prescribing the qualifications of voters in this State and the manner in which poll taxes shall be paid to qualify a voter, and prescribing a penalty for the violation thereof, and abolishing the present registration and providing for new registration.

Was taken up, together with the Committee substitute therefor.

Mr. Cone moved that 200 copies of the substitute for Senate Bill No. 83 be printed.

Which was agreed to and so ordered.

## House Bill No. 412:

A bill to be entitled an act to permit the registered voters of Election District No. 8, of Marion County, Florida, to decide whether hogs shall be allowed to run at large in said district.

Was taken up.

Mr. McMullen moved that the rules be waived, and that House Bill No 412 be read a second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 412 was read a second time by title.

There being no amendments, House Bill No. 412 was, under the rules, placed on the Calendar of Bills on Third Reading without reference.

## Senate Bill No. 175:

A bill to be entitled an act to amend Section 1675, of the General Statutes of the State of Florida, relative to the appointment of Deputy Sheriffs.

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

There being no amendment, Senate Bill No. 175 was, under the rule, placed upon the Calendar of Bills on the Third Reading without reference.

## Senate Bill No. 276:

A bill to be entitled an act to encourage the establishment and maintenance of unenclosed game preserves for certain birds and other game; to encourage the introduction, raising and propagation of the same, the protection of such game preserves and game, and the time in which they may be hunted and killed, and providing penalties for violations of this act.

Was taken up and read a second time in full.

The Committee amendment was also read, as follows:

At the end of Section 3 add: "Any person, firm or corporation, before benefiting by any of the provisions of this act, shall place free upon the said posted lauds not less than fifty non-native birds hereinbefore described."

Mr. Williams moved to adopt the Committee amendment.

Which was agreed to, and the Committee amendment was adopted.

Mr. Cottrell offered the following substitute for Senate Bill No. 276:

## Senate Bill No. 276:

A bill to be entitled an act to encourage the establishment and maintenance of unenclosed game preserves for certain birds and other game; to encourage the introduction, raising and propagation of the same, the protection of such game preserves and game, and the time in which they may be hunted and killed, and providing penalties for violations of this act.

Which was read the first time.

Mr. Cottrell moved to adopt the substitute for Senate Bill No. 276.

Which was agreed to, and the substitute was adopted.

Mr. Cottrell moved to waive the rules and to pass the substitute for Senate Bill No. 276 to the Calendar for a third reading without reference.

Which was agreed to by a two-thirds vote.

And the substitute for Senate Bill No. 276 was passed to the Third Reading without reference.

Mr. Williams moved that the rules be waived and that the Senate do now take up Miscellaneous Business.

Which was agreed to by a two-thirds vote.

And the Senate took up the order of

#### MISCELLANEOUS BUSINESS.

Mr. Williams moved that 200 copies of Senate Bill No. 387 be printed.

Which was agreed to, and so ordered.

Mr. Williams moved to waive the rules and that Senate Bill No. 178 be taken up and made a special order for Tuesday at 11 o'clock a. m.

Which was agreed to.

#### REPORTS OF COMMITTEES.

Mr. Harris, Acting Chairman of the Committee on Public Health, submitted the following report:

Senate Chamber,  
Tallahassee, Fla., May 14, 1909.

*Hon. F. M. Hudson,*  
*President of the Senate.*

Sir:

Your Committee on Public Health to whom was referred—

Senate Bill No. 402:

A bill to be entitled an act to prohibit the pointing of a gun or pistol, or any kind of firearm, at any person, and providing a penalty for violations of the provisions of this act.

Have had the same under consideration and recommend that it be referred to Judiciary Committee A.

Very respectfully,

W. HUNT HARRIS,  
Acting Chairman of Committee.

And Senate Bill No. 402, contained in the above report, was referred to the Committee on Judiciary A.

Mr. Harris, Acting Chairman of the Committee on Public Health, submitted the following report:

Senate Chamber,  
Tallahassee, Fla., May 14, 1909.

*Hon. F. M. Hudson,*  
*President of the Senate.*

*Sir:*

Your Committee on Public Health, to whom was referred—

Senate Bill No. 375:

A bill to be entitled an act for the relief of W. J. Cook, of Jacksonville, Fla., for the loss of sixty-three horses ordered killed by the State Health officer of the State of Florida.

Have had the same under consideration and recommend that it be referred to the Committee on Claims.

Very respectfully,

W. HUNT HARRIS,  
Acting Chairman of Committee.

And Senate Bill No. 375, contained in the above report, was referred to the Committee on Claims.

Mr. McMullen, Acting Chairman of the Committee on Judiciary A, submitted the following report:

Senate Chamber,  
Tallahassee, Fla., May 14, 1909.

*Hon. F. M. Hudson,*  
*President of the Senate.*

*Sir:*

Your Committee on Judiciary A to whom was referred—

House Bill No. 69:

A bill to be entitled an act to prescribe the punishment for kidnapping a child under the age of fifteen years to be held for ransom.

Recommend the adoption of the following amendment, to wit.:

1. In Section 1, strike out the words "not exceeding twenty years," and insert in lieu thereof the words "for life."
2. Strike out Section 3.

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

Very respectfully,

D. C. McMULLEN,  
Acting Chairman of Committee.

And House Bill No. 67, with committee amendment, contained in the above report, was placed on the Calendar of Bills on Second Reading.

Mr. McMullen, Acting Chairman of the Committee on Judiciary A, submitted the following report:

Senate Chamber,  
Tallahassee, Fla., May 14, 1909.

*Hon. F. M. Hudson,*  
*President of the Senate.*

*Sir:*

Your Committee on Judiciary A to whom was referred—

Senate Bill No. 213:

A bill to be entitled an act providing that railroad companies and other common carriers, whose lines are situate, in whole or in part, in the State of Florida, may furnish to the sheriffs of Florida free transportation over any railroad or steamboat line.

And also—

Senate Bill No. 331:

A bill to be entitled an act relative to the tax upon life insurance companies and providing for the enforcement thereof.

And also—

Senate Bill No. 339:

A bill to be entitled an act to protect benevolent, humane, fraternal or charitable corporations in the use of their names and emblems, and providing penalties for the violation thereof.

And also—

House Bill No. 481:

A bill to be entitled an act prescribing punishment for the commission of misdemeanors in this State, when not otherwise provided by Statute.

And also—

Senate Bill No. 378:

A bill to be entitled an act to provide for the employment of a special counsel for the State, to define his duties and to fix his compensation.

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

Very respectfully,

D. C. McMULLEN,  
Acting Chairman of Committee.

And Senate Bills Nos. 213, 331, 339 and House Bills Nos. 481 and 378, contained in the above report, were placed on the Calendar of Bills on Second Reading.

Mr. McMullen, Acting Chairman of the Committee on Judiciary A, submitted the following report:

Senate Chamber,  
Tallahassee, Fla., May 14, 1909.

*Hon. F. M. Hudson,*  
*President of the Senate.*

Sir:

Your Committee on Judiciary A, to whom was referred. Senate Bill No. 218:

A bill to be entitled an act to exclusively define under what condition free or reduced rate transportation may be given by common carriers within the State of Florida, and to provide a penalty for a violation thereof.

Also—

Senate Bill No. 318:

A bill to be entitled an act to amend Section 2919, of the General Statutes of the State of Florida, relative to free transportation and reduced rates allowed by common carriers.

Recommend the adoption of the following committee substitute—

Committee Substitute for Senate Bills Nos. 218 and 318:

A bill to be entitled an act to amend Section 2919 of the General Statutes of the State of Florida, as to the allowance of free or reduced rates of transportation by common carriers.

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

Very respectfully,  
D. C. McMULLEN,  
Acting Chairman of Committee.

And Senate Bills Nos. 218 and 318, with substitute for same, contained in the above report, was placed on the Calendar of Bills on Second Reading.

Mr. McMullen, Acting Chairman of the Committee on Judiciary A, submitted the following report:

Senate Chamber,  
Tallahassee, Fla., May 14, 1909.

*Hon. F. M. Hudson,*  
*President of the Senate.*

*Sir:*

Your Committee on Judiciary A, to whom was referred. Senate Bill No. 337:

A bill to be entitled an act to punish false statements in receipts of warehousemen, wharfingers, timber and lumber inspectors and other bailers of like character, and for not keeping on hand a sufficient quantity of goods of proper character, quality and grade to cover and answer such outstanding receipts.

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

Very respectfully,  
D. C. McMULLEN,  
Acting Chairman of Committee.

And Senate Bill No. 337, contained in the above report, was placed on the Calendar of Bills on Second Reading.

Mr. McMullen, Acting Chairman of the Committee on Judiciary A, submitted the following report:

Senate Chamber,  
Tallahassee, Fla., May 14, 1909.

*Hon. F. M. Hudson,*  
*President of the Senate.*

*Sir:*

Your Committee on Judiciary A, to whom was referred. Senate Bill No. 211:

A bill to be entitled an act to define and regulate the treatment and control of delinquent children; to provide for the disposition, care, education, protection, support, maintenance and punishment of dependent or delinquent children, and for their guardianship and adop-

tion; to prescribe the powers and duties of county judges with respect thereto.

Also—

Senate Bill No. 340:

A bill to be entitled an act to prevent the unauthorized taking and use of automobiles and other vehicles, and to provide a punishment therefor.

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

Very respectfully,

D. C. McMULLEN,  
Acting Chairman of Committee.

And Senate Bills Nos. 211 and 340, contained in the above report, was placed on the Calendar of Bills on Second Reading.

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

Senate Chamber,  
Tallahassee, Fla., May 14, 1909.

*Hon. F. M. Hudson,*  
*President of the Senate.*

*Sir:*

Your Committee on Enrolled Bills, to whom was referred—

Senate Bill No. 38:

An act repealing Chapter 5776 of the Laws of Florida, enacted in 1907, "An act for the protection of deer, wild turkey, quail or partridge, dove and wild ducks; providing for a hunting season; providing for the appointment of Game Warden or Wardens prescribing his duties and powers in the County of Hernando, and prescribing penalty for the violation of the provisions of same.

Also—

Senate Bill No. 242:

An act to repeal Chapter 5836, Acts of 1907, entitled "An act requiring the Recorder of the City of Pensacola, elected in the year One Thousand Nine Hundred and Nine, and thereafter, to be a practicing lawyer in said city."

Also—

Senate Bill No. 150:

An act to amend Sections 3 and 4, Chapter 5565 of the Laws of Florida, the same being an act to organize and establish a County Court in and for Washington County, Florida; to provide for the appointment of a prosecuting attorney of said court; to fix and provide for the compensation of the judge and prosecuting attorney of said court; to inhibit the judge from practicing law; to prescribe the terms of said court; and to provide for the transfer of causes pending in other courts at the time this act goes into effect within the jurisdiction of the County Court. Approved May 23, 1905.

Have examined the same and find them correctly enrolled.

Very respectfully,

C. L. LEGGETT,  
Chairman of Committee.

And the acts contained therein were referred to the Joint Committee on Enrolled Bills.

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

Senate Chamber,  
Tallahassee, Fla., May 14, 1909.

*Hon. F. M. Hudson,*  
*President of the Senate.*

*Sir:*

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

Senate Bill No. 38:

An act repealing Chapter 5776 of the Laws of Florida, enacted in 1907, "An act for the protection of deer, wild turkey, quail or partridge, dove and wild ducks; providing for a hunting season; providing for the appointment of Game Warden or Wardens prescribing his duties and powers in the County of Hernando, and prescribing penalty for the violation of the provisions of same.

Also—

Senate Bill No. 242:

An act to repeal Chapter 5836, Acts of 1907, entitled

"An act requiring the Recorder of the City of Pensacola, elected in the year One Thousand Nine Hundred and Nine, and thereafter, to be a practicing lawyer in said city."

Also—

Senate Bill No. 150:

An act to amend Sections 3 and 4, Chapter 5565 of the Laws of Florida, the same being an act to organize and establish a County Court in and for Washington County, Florida; to provide for the appointment of a prosecuting attorney of said court; to fix and provide for the compensation of the judge and prosecuting attorney of said court; to inhibit the judge from practicing law; to prescribe the terms of said court; and to provide for the transfer of causes pending in other courts at the time this act goes into effect within the jurisdiction of the County Court. Approved May 23, 1905.

Have examined the same and find them correctly enrolled.

Very respectfully,

C. L. LEGGETT,

Chairman of Joint 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 signature of the Speaker of the House of Representatives and the Chief Clerk thereof.

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

Senate Chamber,

Tallahassee, Fla., May 14, 1909.

*Hon. F. M. Hudson,*

*President of the Senate.*

*Sir:*

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

Senate Bill No. 38:

An act repealing Chapter 5776 of the Laws of Florida, enacted in 1907, "An act for the protection of deer, wild turkey, quail or partridge, dove and wild ducks; providing for a hunting season; providing for the appoint-

ment of Game Warden or Wardens prescribing his duties and powers in the County of Hernando, and prescribing penalty for the violation of the provisions of same.

Also—

Senate Bill No. 242:

An act to repeal Chapter 5836, Acts of 1907, entitled "An act requiring the Recorder of the City of Pensacola, elected in the year One Thousand Nine Hundred and Nine, and thereafter, to be a practicing lawyer in said city."

Also—

Senate Bill No. 150:

An act to amend Sections 3 and 4, Chapter 5565 of the Laws of Florida, the same being an act to organize and establish a County Court in and for Washington County, Florida; to provide for the appointment of a prosecuting attorney of said court; to fix and provide for the compensation of the judge and prosecuting attorney of said court; to inhibit the judge from practicing law; to prescribe the terms of said court; and to provide for the transfer of causes pending in other courts at the time this act goes into effect within the jurisdiction of the County Court. Approved May 23, 1905.

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,

C. L. LEGGETT,  
Chairman of Joint Committee.

ENROLLED.

The President announced that he was about to sign—  
Senate Bill No. 38:

An act repealing Chapter 5776 of the Laws of Florida, enacted in 1907, "An act for the protection of deer, wild turkey, quail or partridge, dove and wild ducks; providing for a hunting season; providing for the appointment of Game Warden or Wardens prescribing his duties and powers in the County of Hernando, and pre-

scribing penalty for the violation of the provisions of same.

Also—

Senate Bill No. 242:

An act to repeal Chapter 5836, Acts of 1907, entitled "An act requiring the Recorder of the City of Pensacola, elected in the year One Thousand Nine Hundred and Nine, and thereafter, to be a practicing lawyer in said city."

Also—

Senate Bill No. 150:

An act to amend Sections 3 and 4, Chapter 5565 of the Laws of Florida, the same being an act to organize and establish a County Court in and for Washington County, Florida; to provide for the appointment of a prosecuting attorney of said court; to fix and provide for the compensation of the judge and prosecuting attorney of said court; to inhibit the judge from practicing law; to prescribe the terms of said court; and to provide for the transfer of causes pending in other courts at the time this act goes into effect within the jurisdiction of the County Court. Approved May 23, 1905.

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.

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

Senate Chamber,

Tallahassee, Fla., May 14, 1909.

*Hon. F. M. Hudson,*  
*President of the Senate.*

*Sir:*

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

Senate Bill No. 38:

An act repealing Chapter 5776 of the Laws of Florida, enacted in 1907, "An act for the protection of deer, wild turkey, quail or partridge, dove and wild ducks; providing for a hunting season; providing for the appointment of Game Warden or Wardens prescribing his duties and powers in the County of Hernando, and pre-

scribing penalty for the violation of the provisions of same.

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An act to amend Sections 3 and 4, Chapter 5565 of the Laws of Florida, the same being an act to organize and establish a County Court in and for Washington County, Florida; to provide for the appointment of a prosecuting attorney of said court; to fix and provide for the compensation of the judge and prosecuting attorney of said court; to inhibit the judge from practicing law; to prescribe the terms of said court; and to provide for the transfer of causes pending in other courts at the time this act goes into effect within the jurisdiction of the County Court. Approved May 23, 1905.

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

Very respectfully,

C. L. LEGGETT,  
Chairman of Joint Committee.

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

Senate Chamber,  
Tallahassee, Fla., May 14, 1909.

*Hon. F. M. Hudson,*  
*President of the Senate.*

Sir:

Your Joint Committee on Enrolled Bills to whom was referred—

House Bill No. 405:

An act making it unlawful for any person owning hogs to permit them to run at large on Merritt's Island in Brevard County, Florida, and providing a penalty for the violation of this act.

Also—

House Bill No. 410:

An act to provide for the erection of sign posts, with sign boards thereon, at all important forks and crossings of public roads in Lake County, Florida, and mile posts along said roads by the County Commissioners of said county, and to prescribe penalties for failure so to do by the Commissioners of said county, and also providing penalties for removing, defacing, altering or otherwise injuring the same.

Also—

House Bill No. 93:

An act to amend the charter of the Town of Crystal River, Florida, created under the General Laws of the State, and of record in the Circuit Clerk's office, at Inverness, Fla., to confirm said charter, and all acts done under it, and to empower the town to assess its property, fix the rate of taxation and license or occupation tax, independently of the General Laws of the State.

Also—

House Bill No. 152:

An act declaring the town of Winter Garden, in the County of Orange, State of Florida, to be a legally incorporated town.

Also—

House Bill No. 3:

An act to protect the fresh water fishes in the fresh water lakes, ponds and other fresh water streams in the County of Alachua.

Also—

House Bill No. 262:

An act enabling the Town of Winter Park to impound stock of all kinds.

Also—

House Bill No. 500:

An act to prohibit the destruction of fish in the fresh water lakes and ponds in Madison County, Florida.

Also—

House Bill No. 305:

An act to declare legal the incorporation of the Town of Monticello, in the County of Jefferson, State of Florida, to define the territorial boundaries of said town and to

validate and confirm all acts and ordinances of said town.

Also—

House Bill No. 62:

An act to organize and establish a county court in and for St. Lucie County, Florida, and to prescribe for the appointment of a prosecuting attorney, and prescribe the terms thereof.

Also—

House Bill No. 267:

An act to prohibit the catching and taking of fish with haul seines or drag nets, and to prohibit the use of haul seines or drag net in all of the salt and fresh waters of the counties of Brevard, St. Lucie and Dade, situated within ten miles west of the Atlantic coast, and north of the waters of Biscayne Bay, and to fix the penalty for the violation thereof, and to provide for the seizure and destruction of all haul seines and drag nets used in violation of this act.

Also—

House Bill No. 466:

An act to amend Sections 3 and 7 of Chapter 5364 of the Laws of Florida, entitled "Entitled an act to incorporate and establish a municipal government for the Town of Tarpon Springs, in Hillsborough County, Florida; provide for its government, prescribe its jurisdiction and powers, and to abolish the present corporation of said town."

Also—

House Bill No. 44:

An act to protect the fresh water fishes in the fresh water lakes and ponds in the County of Marion.

Also—

House Bill No. 4:

An act to prescribe the time for the holding the terms of the Circuit Court in and for the Eighth Judicial Circuit of the State of Florida, and to repeal Chapter 5642, Act of 1907, approved May 27th, 1907, and Section 1812 of the General Statutes of the State of Florida, relative to the time of holding terms of the Circuit Court in the Eighth Judicial Circuit.

Also—

House Bill No. 124:

An act empowering the County of Orange to call and have an election in certain election precincts thereof, and prescribing the conditions under which swine shall be impounded in those groups of precincts which vote to prohibit same from running at large within the limits of such groups of precincts.

Also—

House Bill No. 483:

An act to amend Chapter 5354, Laws of the State of Florida, entitled an act to legalize the incorporation of McClenny, Florida, and to bestow certain powers thereon.

Have examined the same and find them correctly enrolled.

Very respectfully,

C. L. LEGGETT,  
Chairman of Joint 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 signature of the Speaker of the House of Representatives and the Chief Clerk thereof.

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

Senate Chamber,  
Tallahassee, Fla., May 14, 1909.

*Hon. F. M. Hudson,*  
*President of the Senate.*

Sir:

Your Joint Committee on Enrolled Bills to whom was referred—

House Bill No. 405:

An act making it unlawful for any person owning hogs to permit them to run at large on Merritt's Island in Brevard County, Florida, and providing a penalty for the violation of this act.

Also—

House Bill No. 410:

An act to provide for the erection of sign posts, with sign boards thereon, at all important forks and crossings

of public roads in Lake County, Florida, and mile posts along said roads by the County Commissioners of said county, and to prescribe penalties for failure so to do by the Commissioners of said county, and also providing penalties for removing, defacing, altering or otherwise injuring the same.

Also—

House Bill No. 93:

An act to amend the charter of the Town of Crystal River, Florida, created under the General Laws of the State, and of record in the Circuit Clerk's office, at Inverness, Fla., to confirm said charter, and all acts done under it, and to empower the town to assess its property, fix the rate of taxation and license or occupation tax, independently of the General Laws of the State.

Also—

House Bill No. 152:

An act declaring the town of Winter Garden, in the County of Orange, State of Florida, to be a legally incorporated town.

Also—

House Bill No. 3:

An act to protect the fresh water fishes in the fresh water lakes, ponds and other fresh water streams in the County of Alachua.

Also—

House Bill No. 262:

An act enabling the Town of Winter Park to impound stock of all kinds.

Also—

House Bill No. 500:

An act to prohibit the destruction of fish in the fresh water lakes and ponds in Madison County, Florida.

Also—

House Bill No. 305:

An act to declare legal the incorporation of the Town of Monticello, in the County of Jefferson, State of Florida, to define the territorial boundaries of said town and to validate and confirm all acts and ordinances of said town.

Also—

House Bill No. 62:

An act to organize and establish a county court in and

for St. Lucie County, Florida, and to prescribe for the appointment of a prosecuting attorney, and prescribe the terms thereof.

Also—

House Bill No. 267:

An act to prohibit the catching and taking of fish with haul seines or drag nets, and to prohibit the use of haul seines or drag net in all of the salt and fresh waters of the counties of Brevard, St. Lucie and Dade, situated within ten miles west of the Atlantic coast, and north of the waters of Biscayne Bay, and to fix the penalty for the violation thereof, and to provide for the seizure and destruction of all haul seines and drag nets used in violation of this act.

Also—

House Bill No. 466:

An act to amend Sections 3 and 7 of Chapter 5364 of the Laws of Florida, entitled "Entitled an act to incorporate and establish a municipal government for the Town of Tarpon Springs, in Hillsborough County, Florida; provide for its government, prescribe its jurisdiction and powers, and to abolish the present corporation of said town."

Also—

House Bill No. 44:

An act to protect the fresh water fishes in the fresh water lakes and ponds in the County of Marion.

Also—

House Bill No. 4:

An act to prescribe the time for the holding the terms of the Circuit Court in and for the Eighth Judicial Circuit of the State of Florida, and to repeal Chapter 5642, Act of 1907, approved May 27th, 1907, and Section 1812 of the General Statutes of the State of Florida, relative to the time of holding terms of the Circuit Court in the Eighth Judicial Circuit.

Also—

House Bill No. 124:

An act empowering the County of Orange to call and have an election in certain election precincts thereof, and prescribing the conditions under which swine shall be impounded in those groups of precincts which vote to pro-

hibit same from running at large within the limits of such groups of precincts.

Also—

House Bill No. 483:

An act to amend Chapter 5354, Laws of the State of Florida, entitled an act to legalize the incorporation of McClenny, Florida, and to bestow certain powers thereon.

Very respectfully,

C. L. LEGGETT,  
Chairman of Joint Committee.

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.

#### ENROLLED.

The President announced that he was about to sign—

House Bill No. 405:

An act making it unlawful for any person owning hogs to permit them to run at large on Merritt's Island in Brevard County, Florida, and providing a penalty for the violation of this act.

Also—

House Bill No. 410:

An act to provide for the erection of sign posts, with sign boards thereon, at all important forks and crossings of public roads in Lake County, Florida, and mile posts along said roads by the County Commissioners of said county, and to prescribe penalties for failure so to do by the Commissioners of said county, and also providing penalties for removing, defacing, altering or otherwise injuring the same.

Also—

House Bill No. 93:

An act to amend the charter of the Town of Crystal River, Florida, created under the General Laws of the State, and of record in the Circuit Clerk's office, at Inverness, Fla., to confirm said charter, and all acts done under it, and to empower the town to assess its property, fix the rate of taxation and license or occupation tax, independently of the General Laws of the State.

Also—

House Bill No. 152:

An act declaring the town of Winter Garden, in the County of Orange, State of Florida, to be a legally incorporated town.

Also—

House Bill No. 3:

An act to protect the fresh water fishes in the fresh water lakes, ponds and other fresh water streams in the County of Alachua.

Also—

House Bill No. 262:

An act enabling the Town of Winter Park to impound stock of all kinds.

Also—

House Bill No. 500:

An act to prohibit the destruction of fish in the fresh water lakes and ponds in Madison County, Florida.

Also—

House Bill No. 305:

An act to declare legal the incorporation of the Town of Monticello, in the County of Jefferson, State of Florida, to define the territorial boundaries of said town and to validate and confirm all acts and ordinances of said town.

Also—

House Bill No. 62:

An act to organize and establish a county court in and for St. Lucie County, Florida, and to prescribe for the appointment of a prosecuting attorney, and prescribe the terms thereof.

Also—

House Bill No. 267:

An act to prohibit the catching and taking of fish with haul seines or drag nets, and to prohibit the use of haul seines or drag net in all of the salt and fresh waters of the counties of Brevard, St. Lucie and Dade, situated within ten miles west of the Atlantic coast, and north of the waters of Biscayne Bay, and to fix the penalty for the violation thereof, and to provide for the seizure and destruction of all haul seines and drag nets used in violation of this act.

Also—

House Bill No. 466:

An act to amend Sections 3 and 7 of Chapter 5364 of the Laws of Florida, entitled "Entitled an act to incorporate and establish a municipal government for the Town of Tarpon Springs, in Hillsborough County, Florida; provide for its government, prescribe its jurisdiction and powers, and to abolish the present corporation of said town."

Also—

House Bill No. 44:

An act to protect the fresh water fishes in the fresh water lakes and ponds in the County of Marion.

Also—

House Bill No. 4:

An act to prescribe the time for the holding the terms of the Circuit Court in and for the Eighth Judicial Circuit of the State of Florida, and to repeal Chapter 5642, Act of 1907, approved May 27th, 1907, and Section 1812 of the General Statutes of the State of Florida, relative to the time of holding terms of the Circuit Court in the Eighth Judicial Circuit.

Also—

House Bill No. 124:

An act empowering the County of Orange to call and have an election in certain election precincts thereof, and prescribing the conditions under which swine shall be impounded in those groups of precincts which vote to prohibit same from running at large within the limits of such groups of precincts.

Also—

House Bill No. 483:

An act to amend Chapter 5354, Laws of the State of Florida, entitled an act to legalize the incorporation of McClenny, Florida, and to bestow certain powers thereon.

The acts 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. Leggett, Chairman of the Joint Committee on Enrolled Bills, submitted the following report:

Senate Chamber,  
Tallahassee, Fla., May 14, 1909.

*Hon. F. M. Hudson,*  
*President of the Senate.*

Sir:

Your Joint Committee on Enrolled Bills to whom was referred—

**House Bill No. 405:**

An act making it unlawful for any person owning hogs to permit them to run at large on Merritt's Island in Brevard County, Florida, and providing a penalty for the violation of this act.

Also—

**House Bill No. 410:**

An act to provide for the erection of sign posts, with sign boards thereon, at all important forks and crossings of public roads in Lake County, Florida, and mile posts along said roads by the County Commissioners of said county, and to prescribe penalties for failure so to do by the Commissioners of said county, and also providing penalties for removing, defacing, altering or otherwise injuring the same.

Also—

**House Bill No. 93:**

An act to amend the charter of the Town of Crystal River, Florida, created under the General Laws of the State, and of record in the Circuit Clerk's office, at Inverness, Fla., to confirm said charter, and all acts done under it, and to empower the town to assess its property, fix the rate of taxation and license or occupation tax, independently of the General Laws of the State.

Also—

**House Bill No. 152:**

An act declaring the town of Winter Garden, in the County of Orange, State of Florida, to be a legally incorporated town.

Also—

**House Bill No. 3:**

An act to protect the fresh water fishes in the fresh water lakes, ponds and other fresh water streams in the County of Alachua.

Also—

House Bill No. 262:

An act enabling the Town of Winter Park to impound stock of all kinds.

Also—

House Bill No. 500:

An act to prohibit the destruction of fish in the fresh water lakes and ponds in Madison County, Florida.

Also—

House Bill No. 305:

An act to declare legal the incorporation of the Town of Monticello, in the County of Jefferson, State of Florida, to define the territorial boundaries of said town and to validate and confirm all acts and ordinances of said town.

Also—

House Bill No. 62:

An act to organize and establish a county court in and for St. Lucie County, Florida, and to prescribe for the appointment of a prosecuting attorney, and prescribe the terms thereof.

Also—

House Bill No. 267:

An act to prohibit the catching and taking of fish with haul seines or drag nets, and to prohibit the use of haul seines or drag net in all of the salt and fresh waters of the counties of Brevard, St. Lucie and Dade, situated within ten miles west of the Atlantic coast, and north of the waters of Biscayne Bay, and to fix the penalty for the violation thereof, and to provide for the seizure and destruction of all haul seines and drag nets used in violation of this act.

Also—

House Bill No. 466:

An act to amend Sections 3 and 7 of Chapter 5364 of the Laws of Florida, entitled "Entitled an act to incorporate and establish a municipal government for the Town of Tarpon Springs, in Hillsborough County, Florida; provide for its government, prescribe its jurisdiction and powers, and to abolish the present corporation of said town."

Also—

## House Bill No. 44:

An act to protect the fresh water fishes in the fresh water lakes and ponds in the County of Marion.

Also—

## House Bill No. 4:

An act to prescribe the time for the holding the terms of the Circuit Court in and for the Eighth Judicial Circuit of the State of Florida, and to repeal Chapter 5642, Act of 1907, approved May 27th, 1907, and Section 1812 of the General Statutes of the State of Florida, relative to the time of holding terms of the Circuit Court in the Eighth Judicial Circuit.

Also—

## House Bill No. 124:

An act empowering the County of Orange to call and have an election in certain election precincts thereof, and prescribing the conditions under which swine shall be impounded in those groups of precincts which vote to prohibit same from running at large within the limits of such groups of precincts.

Also—

## House Bill No. 483:

An act to amend Chapter 5354, Laws of the State of Florida, entitled an act to legalize the incorporation of McClenny, Florida, and to bestow certain powers thereon.

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

Very respectfully,

C. L. LEGGETT,

Chairman of Joint Committee.

## INTRODUCTION OF RESOLUTIONS.

Mr. Cone offered the following resolution:

Resolved, by the Senate, That on Saturday, May 15, 199, only bills of a local nature be considered.

Mr. Cone moved to adopt the resolution.

Mr. Harris moved to lay the resolution on the table.

Which was agreed to.

## INTRODUCTION OF BILLS.

By Mr. Hosford—

Senate Bill No. 433:

A bill to be entitled an act to require purchasers of cattle to get from the seller a bill of sale containing certain information, and requiring that when such purchaser is driving or transporting such cattle he shall, upon request, exhibit said bill of sale to any Sheriff, Deputy Sheriff, Constable Cattle Inspector or Inspector of Marks and Brands, and prescribing the duties of such officers, and fixing penalties for a violation of this act.

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

By Mr. Cone—

Senate Joint Resolution No. 434:

A joint resolution proposing an amendment to Section Four (4), of Article V, of the Constitution of Florida, relating to the number of Justices necessary to a decision, as amended by Joint Resolution No. 1, Acts of 1901.

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

By Mr. Cone—

Senate Bill No. 435:

A bill to be entitled an act to make allowance for the wives and children of persons convicted and sentenced to penal servitude in this State, and to authorize the Judges of courts to hear evidence and make allowance for maintenance out of the hire of convicts, and to require the State and county to comply therewith.

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

Mr. Johnson moved that Senate Bill No. 10 be recalled from the Committee on Enrolled Bills and that the same be returned to the House of Representatives for correction of House Message by which said bill was returned to Senate.

Which was agreed to, and so ordered.

## A MESSAGE FROM THE GOVERNOR.

Mr. Buckman moved to take up the message from the Governor.

Mr. Henderson moved to amend by deferring same until to-morrow morning's session.

Which was agreed to.

Mr. Cone was excused until Monday morning.

The Reading Secretary was excused until Monday.

Mr. Johnson moved that the Senate do now adjourn.

Which was agreed to.

Whereupon the Senate stood adjourned to 10 o'clock a. m. Saturday, May 15, 1909.

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 SATURDAY, MAY 15, 1909.
 

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The Senate met pursuant to adjournment.

The President in the Chair.

The reading of the Journal was dispensed with.

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

Mr. President, Senators Adkins, Baker (20th Dist.), Baker (29th Dist.), Beard, Broome, Buckman, Crill, Cone, Cottrell, Flournoy, Girardeau, Harris, Henderson, Humphries, Johnson, Leggett, Massey, McCreary, McLeod, McMullen, Sams, Sloan, Williams, Withers, Zim—26.

A quorum present.

Prayer by the Chaplain.

The Journal of May 14 was corrected.

The Journal of May 14 was approved.

## REPORTS OF COMMITTEES.

Mr. Withers, Chairman of the Committee on appropriations, submitted the following report: