

poll taxes from any person other than the person whose poll tax is being paid."

Mr. McMullen moved to adopt the amendment.

Which was agreed to.

Mr. Johnson moved to indefinitely postpone the bill.

Which motion was withdrawn.

Mr. Buckman, of Eighteenth District, offered the following amendment to House Bill No. 321:

Add at end of Section 1: "Provided that the collector shall recommend any person may pay the poll tax of another who is too sick or infirm to pay the same in person."

Mr. Buckman moved the adoption of the amendment.

Which was not agreed to.

And House Bill No. 321, as amended, was ordered placed on Calendar of Bills on Third Reading.

The sergeant-at-arms was excused from further attendance to-night.

Mr. McMullen moved to adjourn to 9:30 this a. m.

Upon which the yeas and nays were demanded.

The roll was called, and the vote was:

Yeas—Mr. President, Senators Baker (20th District), Conc, Cottrell, Davis, Flournoy, Leggett, Massey, McLeod, McMullen, Miller, Sloan, West, Williams, Withers, Zim—17.

Nays—Senators Buckman, Crill, Cook, Harris, Henderson, Johnson, McCreary, Sams—8.

Mr. Johnson explained his vote as follows:

I never believe in knocking off after going to work early in the morning.

Whereupon the Senate adjourned to 9:30 o'clock a. m. on Wednesday, May 26, 1909.

WEDNESDAY, MAY 26, 1909.

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, Baker (20th District), Beard, Broome, Buckman, Crill, Cook, Cone, Cottrell, Davis, Dayton, Flournoy, Girardeau, Harris, Henderson, Hosford, Humprides, Johnson, Leggett, Massey, McCreary, McLeod, McMullen, Miller, Sams, Sloan, West, Williams, Withers, Zim—31.

A quorum present.

Prayer by the Chaplain.

The reading of the Journal was dispensed with.

The Journal of May 25 was corrected.

INTRODUCTION OF RESOLUTIONS.

Mr. Johnson offered the following resolution:

Senate Resolution No. 55:

Whereas, It seems that different departments of the State government, or some of them, are asking for appropriations to cover deficits for expenses in said departments, which said expenses are in excess of the appropriations made for such departments, and

Whereas, There is now a bill pending asking for large appropriations to cover deficits in appropriations made two years ago for pay of "jurors and witnesses" and for the "assessment and collection of revenue," and

Whereas, An accurate statement of such expenditures have not been made to this Legislature; therefore, be it

Resolved, That the Comptroller, with all convenient dispatch, do furnish to the Senate an accurate statement of the expenditures of the amount appropriated in 1907 for the collection of revenue. Such statement to or can be as follows:

Amount furnished to or paid in each county may be included in one item, each county's item being given under the name of each county.

All items not paid to or in counties shall be itemized.

Resolved, further, That the Comptroller do furnish to the Senate an accurate statement of the expenditures of the amount appropriated in 1907 for pay of jurors and witnesses, giving in such statement amounts paid to each county, giving name of county, and itemizing all expenditures not made in counties.

Mr. Johnson moved the adoption of the Resolution.

Which was agreed to, and Senate Resolution No. 55 was adopted.

Mr. Massey moved that the Resolution be referred to the Committee on Appropriations.

Which was agreed to.

INTRODUCTION OF BILLS.

By Mr. Hosford—

Senate Bill No. 494:

A bill to be entitled an act to prevent the contraction and spread of the disease known as hydrophobia, and providing a penalty for the violation of this act.

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

By Mr. Hosford—

Senate Bill No. 495:

A bill to be entitled an act to prohibit the sale of food fish caught in certain waters of the Ocklocknee River in the State of Florida, to prohibit the catching of such fish for the purpose of selling, shipping or offering for sale or shipment.

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

By Mr. Flournoy—

Senate Bill No. 496:

A bill to be entitled an act to provide for the levy of taxes for the years 1909 and 1910.

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

By Mr. Beard—

Senate Bill No. 497:

A bill to be entitled an act for the relief of Lee Daniell, Which was read the first time by its title and referred to the Committee on Claims.

By Mr. Beard—

Senate Bill No. 498:

A bill to be entitled an act to amend Section 1587, of the General Statutes of the State of Florida, relating to meals for jurors so as to provide for meals and lodging for jurors and their bailiffs.

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

By Mr. Beard—

Senate Bill No. 419:

A bill to be entitled an act for the relief of E. D. Beggs, Which was read the first time by its title and referred to the Committee on Claims.

By Mr. Beard—

Senate Bill No. 500:

A bill to be entitled an act regulating the amount of credit to be allowed county convicts on fines and costs.

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

By Mr. Beard—

Senate Bill No. 501:

A bill to be entitled an act to provide for the recovery of lost timber and lumber; to provide for the appointment of Public Custodian of the same, and to prescribe his powers, duties and compensation.

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

CONSIDERATION OF RESOLUTIONS.

Under the head of Consideration of Resolutions, Mr. Beard moved that—

Senate Joint Resolution No. 40:

Whereas, A Joint Committee was elected by the Leg-

islature of 1907 to investigate the Internal Improvement Fund of the State of Florida and to report to this Legislature its findings; and

Whereas, Said Committee has made such report; and

Whereas, The report of said Committee shows that large sums of money belonging to said Fund were paid by the Trustees of said Fund in the years 1905, 1906, 1907 and 1908 for so-called legal services, and

Whereas, Said services for which such sums of money were paid were entirely inadequate to warrant the payment of such large sums of money, therefore, be it

Resolved, By the Senate of the State of Florida, That a Committee of five lawyers, members of the Senate, be appointed by the President of the Senate, to investigate and report to the Senate at as early a date as practicable, whether or not suit may be instituted against the Trustees, their bondsmen, and the person or persons to whom such money has been so paid, for the recovery of such sums of money.

Be taken up and considered.

Which was not agreed to.

Mr. Beard moved that Senate Joint Resolution No. 40 be made a special order for 10:30 o'clock to-morrow.

Which was not agreed to.

MESSAGES FROM THE GOVERNOR.

The following message from the Governor was read, as follows:

State of Florida,
Executive Chamber,
Tallahassee, Fla., May 25, 1909.

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

Sir:

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

An act for the relief of James R. Landrum, formerly Justice of the Peace for the Second District of Escambia county, State of Florida, for loss of fees during his suspension from said office.

An act for the protection 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.

And have caused the same to be filed in the office of the Secretary of State.

Very respectfully,
ALBERT W. GILCHRIST,
Governor.

Also, the following message from the Governor was read:

State of Florida,
Executive Chamber,
Tallahassee, Fla., May 25, 1909.

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

Sir:

At the request of the Honorable I. N. Withers, Senator from the District comprising Lake County, and of both members of the House of Representatives from Lake County, I have the honor to return herewith, without my approval, in accordance with the provisions of Section 28, of Article III, of the Constitution, the following bill, which originated in your honorable body:

An act for the protection and preservation of fish in the waters of Lake County, and waters subject to the jurisdiction of the courts of said county.

Very respectfully,
ALBERT W. GILCHRIST,
Governor.

The vetoed Act:

An act to prohibit the renting or leasing of premises for immoral purposes and to prescribe a penalty therefor.

Was taken up and read in full.

The question: "Shall the Bill pass, the Governor's veto to the contrary notwithstanding," was put.

The roll was called, and the vote was:

Yeas—None.

Nays—Mr. President, Senators Adkins, Baker (20th District), Broome, Buckman, Crill, Cook, Cone, Cottrell, Davis, Flournoy, Girardeau, Harris, Henderson, Hosford, Humphries, Johnson, Leggett, McCreary, McLeod, Mc-

Mullen, Miller, Sams, Sloan, West, Williams, Withers, Zim.—28.

So the Senate refused to pass the bill over the Governor's veto.

Mr. Johnson moved to take up the message of the Governor's veto on Senate Bill No. 10, for consideration.

Which was agreed to and —

Senate Bill No. 10:

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

Was taken up and was read to the Senate in full, together with the Governor's Message of disapproval.

The question was put, shall the bill pass, the Governor's veto to the contrary notwithstanding.

The roll was called and the vote was:

Yeas—Mr. President, Senators Baker (20th District), Beard, Broome, Cone, Cottrell, Flournoy, Girardeau, Henderson, Hosford, Johnson, Leggett, Massey, McCreary, McLeod, Miller, Williams, Zim—18.

Nays—Senators Adkins, Buckman, Cook, Harris, Humphries, McMullen, Sams, Sloan, West, Withers—10.

So the Senate failed to pass the bill over the Governor's veto.

MESSAGES FROM THE HOUSE OF REPRESENTATIVES.

The following message from the House of Representatives was read:

House of Representatives,
Tallahassee, Fla., May 25, 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. 103:

A bill to be entitled an act to amend Section 2697, 2700, 2707, 2710, 2715, 2719, 2723, 2724, of the General Statutes of the State of Florida, relating to the capital

stock of banks and banking companies, and the liability of their stockholders, the authority of such companies to begin business, their special powers, including limits upon loans, the regulation of their reserve and capital, and defining bad debts; requiring them to advertise statements of their condition and submit to examinations, and prescribing the manner of their liquidation, and also providing for the creation of a depositors' guaranty fund, and prescribing the manner of its collection and disbursement, and limiting the rates of interest which banks may pay, and imposing penalties for the violation of certain sections thereof.

And respectfully requests the concurrence of the Senate thereto.

Very respectfully,

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

Mr. Cone moved that House Bill No. 103 be laid on the table.

Which was agreed to.

Mr. Buckman moved that 200 copies of House Bill No. 103 be printed.

Which was agreed to and so ordered.

The following message from the House of Representatives was read:

House of Representatives,
Tallahassee, Fla., May 25, 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. 608:

A bill to be entitled an act creating a State Board of Pensions, defining who shall receive pensions, who shall not receive pensions, who shall be retained as pensioners, how application shall be made, how pensions shall be paid, duty of County Commissioners in regard to pensions providing for the levy of a pension tax and authorizing the State Board of Pensions to make regulations to carry into effect the provisions of this act

And respectfully requests the concurrence of the Senate thereto.

Very respectfully,

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

And House Bill No. 608, contained in the above message was read the first time by its title.

Mr. Baker, of the Twentieth District, moved that House Bill No. 608 be made a special order for 11 o'clock tomorrow.

Upon which a yeas and nays vote was demanded.

The roll was called and the vote was:

Yeas—Messrs. Baker (20th Dist.), Crill, Cook, Harris, Henderson, Hosford, Humphries, Johnson, McCreary, Sams—10.

Nays—Mr. President, Messrs. Adkins, Broome, Cone, Cottrell, Davis, Dayton, Flournoy, Girardeau, Leggett, Massey, McLeod, McMullen, Miller, Sloan, West, Withers, Zim—17.

So the motion was not agreed to.

And House Bill No. 608 was referred to the Committee on Pensions.

The following message from the House of Representatives was read:

House of Representatives,
Tallahassee, Fla., May 25, 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 adopted the following House Resolution requesting the Senate to return House Bill No. 698:

House Resolution No. 123:

Whereas, On the 21st day of May, A. D. 1909, the House of Representatives, by its vote, passed House Bill No. 698, "A Bill to be entitled an act effecting the government and extending and amplifying the jurisdiction, powers and duties of the City of South Jacksonville, a municipality in Duval County, Florida," and,

Whereas, Said bill, among other things, contains the following provision: "And (the City of South Jackson-

ville) shall have power to permit, tax, regulate or prohibit and suppress theatrical and other exhibitions, athletic and other sports, shows, parades and amusements, whether on Sunday or any other day of the week, any thing in the General Law or Statutes of the State of Florida to the contrary notwithstanding; and,

Whereas, This House desires to place itself on record against such legislation, because of its tendency to degrade the public morals; be it

Resolved, That this House request the Senate to return to this Body House Bill No. 698 that it may take such further action in reference to said bill as it may deem proper.

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. 698, contained in the above message was, on motion, ordered to be returned to the House of Representatives, as requested.

The following message from the House of Representatives was read:

House of Representatives,
Tallahassee, Fla., May 25, 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. 57:

A bill to be entitled an act to amend Section 28 of Chapter 4883 of the Laws of Florida, being an act to amend the city charter of the City of Tampa.

Also—

Senate Bill No. 260:

A bill to be entitled an act to authorize the Town Council of the Town of Leesburg, Florida, to contract by ordinance or otherwise with any person, firm or corporation for the construction and maintenance by such person, firm or corporation of a system of waterworks and electric light and power plant in the said Town of Leesburg.

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

And Senate Bill No. 57, contained in the above message, was referred to the Committee on Enrolled Bills.

And Senate Bill No. 260, contained in the above message was read the first time by its title and was referred to the Committee on Enrolled Bills.

The following message from the House of Representatives was read:

House of Representatives,
Tallahassee, Fla., May 25, 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. 518:

A bill to be entitled an act to restore P. McClosky to the rights of citizenship.

Also—

House Bill No. 307:

A bill to be entitled an act for the relief of Joe Townsend, Jr.

Also—

House Bill No. 326:

A bill to be entitled an act to amend Section 347 and Section 351 of the General Statutes of the State of Florida, relative to the duties of County Boards of Public Instruction and County Superintendents of Public Instruction.

Also—

House Bill No. 697:

A bill to be entitled an act to provide for the deposit in bank or banks and for the loan and investment of funds of the City of Palatka, and for obtaining interest thereon.

Also—

House Bill No. 683:

A bill to be entitled an act to provide for the establishing, working, repairing and maintaining of the public roads and bridges of Liberty County, in the State of Florida.

Also—

House Bill No. 727:

A bill to be entitled an act to regulate and enforce

the performance of road duty in Santa Rosa County of persons subject to such duty under the Laws of the State of Florida.

And respectfully requests the concurrence of the Senate thereto.

Very respectfully,

J. G. KELLUM,

Chief Clerk of the House of Representatives.

And House Bill No. 518, contained in the above message was read the first time by its title and was referred to the Committee on Judiciary A.

And House Bill No. 307, 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. 326, contained in the above message was read the first time by its title and was referred to the Committee on Education.

And House Bill No. 697, 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. 683, 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. 727, contained in the above message was read the first time by its title and was referred to the Committee on Roads and Highways.

The following message from the House of Representatives was read:

House of Representatives,
Tallahassee, Fla., May 25, 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. 720:

A bill to be entitled an act to amend Chapter 5360, Laws of Florida, entitled "An act to incorporate the city of St. Augustine, in the State of Florida, and to provide for the organization and conducting of the municipal government of said city, and prescribing the powers and functions of said municipality."

Also—

House Bill No. 723:

A bill to be entitled an act to amend Section 4, 8, 11, 13, 14, 15 and 16 of Chapter 5354, same being an act entitled "An act to legalize the incorporation of Macclenny, Florida, and to bestow certain powers thereon."

Also—

House Bill No. 724:

A bill to be entitled an act fixing and defining the corporate limits of the town of Bonifay, Holmes County, Florida.

Also—

House Bill No. 725:

A bill to be entitled an act permitting and authorizing the Board of County Commissioners of Jackson County, in their discretion, to employ an attorney to represent the State in all hearings and trials, in which the State is a party, in the County Judge's Court and in any of the Justice of the Peace Courts of said county; limiting the salary of such an attorney and fixing the manner in which same shall be paid.

Also—

House Bill No. 726:

A bill to be entitled an act to authorize and permit the Atlantic Coast Line Railroad Company to take up the track and remove the line of its road from Evinston to Rochelle, and from Micanopy Junction to Tacoma and build a line of railroad from Evinston via Micanopy to a point connecting with the line of its road from Gainesville to Rochelle.

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. 720, 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. 723, 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. 724, contained in the above mes-

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

And House Bill No. 726, contained in the above message, was read the first time by its title.

Mr. McCreary moved to lay the bill on the table.

Which was agreed to, and House Bill No. 726 was placed on the table.

And House Bill No. 725, 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 25, 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 Concurrent Resolution No. 23:

A Concurrent Resolution approving the purposes and aims of the International League for Highway Improvement.

Also—

House Memorial No. 18:

A memorial to the Congress of the United States, praying that an appropriation be made for the river and harbor at Carrabelle and East Pass, Florida.

And respectfully requests the concurrence of the Senate thereto.

Very respectfully,

J. G. KELLUM,

Chief Clerk of the House of Representatives.

And House Concurrent Resolution No. 23, contained in the above message, was read the first time by its title and was laid over under the rule.

House Memorial No. 18, was read a first time and was laid over under the rule.

The following message from the House of Representatives was read:

House of Representatives,
Tallahassee, Fla., May 25, 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. 29:

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

Also adopted—

Senate Concurrent Resolution No. 12:

Requesting the Interstate Commerce Commission to have all railroads transporting fruit and vegetables from this State to publish a daily bulletin showing the movement of cars to Eastern and Western territories.

Very respectfully,

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

And Senate Bill No. 29, and Senate Concurrent Resolution No. 12, contained in the above message, were referred to the Committee on Engrossed Bills.

The following message from the House of Representatives was read:

House of Representatives,
Tallahassee, Fla., May 25, 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. 722:

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

Also—

House Bill No. 357:

A bill to be entitled an act to enable the people of the State of Florida to obtain school books at reasonable cost.

Also—

House Bill No. 707:

A bill to be entitled an act to provide for the issue of bonds for the town of DeFuniak Springs, Florida; for the construction of additions to a system of waterworks and sewerage; providing for the payment of the interest on and the principal of said bonds and for the further issue of bonds for the purpose of building, repairing and equipping public building, waterworks, sewerage, widening and constructing sidewalks and street crossings; and for the purchasing or establishment of gas or electric light plants and for other municipal purposes; providing condition of issuance and limiting amount of said bonds.

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

And House Bill No. 707, contained in the above message, was read a first time by its title and was referred to the Committee on Municipalities.

And House Bill No. 722, contained in the above message was read the first time by its title and referred to the Committee on Game and Fisheries.

ORDERS OF THE DAY.

Mr. Johnson's motion to reconsider the vote by which his amendment to Senate Bill No. 377 was on yesterday adopted.

Was taken up with Senate Bill No. 377.

Upon the question of reconsideration the motion was adopted and the amendment was again read.

Mr. Johnson offered the following amendment to the amendment to Senate Bill No. 377:

Amend the amendment offered by Senator from the 17th by inserting in line 8, between the words "payers" and "of" at the end of said line, the words "upon real property."

Mr. Johnson moved the adoption of the amendment.
Which was agreed to.

And the amendment to the amendment was adopted.

Senate Bill No. 313 was taken up, together with the motion of Mr. Cook to reconsider the vote by which the amendment offered by Mr. Beard was adopted.

Upon the question of reconsideration the yeas and nays were demanded.

The roll was called and the vote was:

Yeas—Mr. President, Senators Buckman, Cook, Harris, Henderson, Hosford, Humphries, Johnson, McCreary, Sams, Zim—11.

Nays—Senators Baker (20th District), Beard, Broome, Cone, Davis, Dayton, Leggett, Massey, McLeod, McMullen, Miller, Sloan, West, Williams, Withers—15.

So the motion to reconsider was not agreed to.

Senate Bill No. 330:

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

Was taken up as an order of the day and read.

Mr. McMullen offered the following amendment to Senate Bill No. 330:

At the end of Section 1 insert: "Provided, This act shall not apply to voluntary association in which the dues of said association are not reserved out of the wages of the members thereof by the railroad company employing them and in which membership is not made a condition of employment by a railroad company, or membership solicited by the railroad company or members of such associations.

Mr. McMullen moved the adoption of the amendment.

Which was not agreed to.

And Senate Bill No. 330, as amended, was referred to the Committee on Engrossed Bills.

Senate Bill No. 298:

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."

Was taken up and was, by consent, withdrawn.

Senate Bill No. 269 :

A bill to be entitled an act to provide for the punishment of offenses where no punishment is otherwise prescribed.

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

House Bill No. 287 :

A bill to be entitled an act to give the city of Orlando a lien upon private property for work done by the city where necessary for public health or convenience.

Mr. Massey moved to lay the bill on the table subject to call.

Which was agreed to.

And House Bill No. 287 was placed on the table subject to call.

House Bill No. 342 :

A bill to be entitled an act to amend Section 9, of Chapter 4877, of the Laws of Florida, June 1, 1909, entitled "An act to establish the municipality of Dunedin, provide for its government, and prescribe its jurisdiction and powers."

Was taken up.

Mr. McMullen moved to lay the bill on the table subject to call.

Which was agreed to, and so ordered.

House Bill No. 561 :

A bill to be entitled an act granting to the Lake Eustis Pavilion Company, a corporation, the right to construct and maintain in the waters of Lake Eustis, below low water mark, a wharf, dock, pier and pavilion.

Was taken up.

Mr. Withers moved to lay the bill on the table subject to call.

Which was agreed to, and House Bill No. 561 was laid on the table subject to call.

Senate Bill No. 307 :

A bill to be entitled an act disqualifying certain persons from sitting as jurors in the trial of certain causes, and prescribing a rule of evidence therein.

Was taken up.

Mr. Flournoy moved to lay the bill on the table subject to call.

Which was agreed to, and so ordered.

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.

Was taken up.

Mr. Sloan moved to lay the bill on the table subject to call.

Which was agreed to, and so ordered.

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.

Was taken up.

Mr. Sloan moved to lay the bill on the table subject to call.

Which was agreed to, and so ordered.

Senate Bill No. 21:

A bill to be entitled an act to provide for the better protection and preservation of the forests, fish and game of this State, and for the proper enforcement of the laws relating to the same; for the appointment of county forest, fish and game wardens, and fixing the terms of office; for the creation of a separate county forest, fish and game protection fund, fixing the compensation of the county forest, fish and game wardens, and the manner in which each shall be paid; defining the powers and duties of the county forest, fish and game wardens, and prescribing penalties for neglect of duties, and providing for an appropriation to give effect to this act.

Was taken up, and motion made to lay on the table subject to call.

Which was agreed to, and so ordered.

Senate Bill No. 388:

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

pletion of the natural oyster beds and reefs in the State of Florida, prescribing the method and conditions under which oysters may be taken therefrom, and providing penalties for the violation of this act.

Was taken up.

Mr. Hosford moved to lay the bill on the table subject to call.

Which was agreed to, and so ordered.

House Bill No. 450:

A bill to be entitled an act to amend Section 18 and 23, 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.

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

There being no amendment offered, House Bill No. 450 was, under the rule, placed on the Calendar of Bills on Third Reading.

House Bill No. 69:

A bill to be entitled an act to prescribe the punishment for kidnapping a child under the age of 15 years to be held for ransom.

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

There being no further amendment, House Bill No. 69 was, under the rule, placed on the Calendar of Bills on Third Reading.

Senate Bill No. 119:

A bill to be entitled an act to provide for the licensing of plumbers and to supervise and inspect plumbing in the State of Florida, and to provide penalties for the violation thereof.

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

There being no amendment offered, Senate Bill No. 119 was, under the rule, placed on the Calendar of Bills on Third Reading.

House Bill No. 56:

A bill to be entitled an act to prevent the wanton or unnecessary destruction of food fish.

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

There being no amendment offered, House Bill No. 56 was, under the rule, placed on the Calendar of Bills on Third Reading.

REPORTS OF COMMITTEES.

Mr. Williams, Chairman of the Committee on Game and Fisheries, submitted the following report:

Senate Chamber,
Tallahassee, Fla., May 26, 1909.

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

Sir:

Your Committee on Game and Fisheries, to whom was referred—

House Bill No. 702:

A bill to be entitled an act to amend Sections 3, 4 and 5, Chapter 5781, Acts of 1907, to prohibit fishing in the waters of Sumter County except with the rod, hook and line, spinner or troll, gun or gig.

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

Very respectfully,

J. A. WILLIAMS,
Chairman of Committee.

And House Bill No. 702, contained in the above report, was placed on the Calendar of Bills on Second Reading.

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

Senate Chamber,
Tallahassee, Fla., May 26, 1909.

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

Sir:

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

House Bill No. 565:

An act to authorize the county of St. Lucie, State of Florida, to issue bonds for the purpose of building hard-surface roads and certain public docks, for the election of bond trustees and prescribing their duties, imposing

penalties for the violation of this act and for other purposes.

Have examined the same and find them correctly enrolled.

Very respectfully,

C. L. LEGGETT,
Chairman of Joint Committee.

And the act contained in the above report was 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 26, 1909.

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

Sir:

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

House Bill No. 565:

An act to authorize the county of St. Lucie, State of Florida, to issue bonds for the purpose of building hard surface roads and certain public docks; for the election of Bond Trustees and prescribing their duties; imposing penalties for the violation of this act and for other purposes.

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—
House Bill No. 565:

An act to authorize the County of St. Lucie, State of

Florida, to issue bonds for the purpose of building hard-surface roads and certain public docks; for the election of Bond Trustees, and prescribing their duties; imposing penalties for the violation of this act, and for other purposes.

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 26, 1909.

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

Sir:

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

House Bill No. 565:

An act to authorize the county of St. Lucie, State of Florida, to issue bonds for the purpose of building hard-surface roads and certain public docks; for the election of bond trustees and prescribing their duties, imposing penalties for the violation of this act and for other purposes.

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

Very respectfully,

C. L. LEGGETT,
Chairman of Joint Committee.

Tallahassee, Fla., May 25, 1909.

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

Sir:

Your committee appointed to investigate the conditions of the Capitol and its grounds beg leave to report the following:

We, your committee, have thoroughly examined the Capitol building and grounds and find the building in a very unsatisfactory condition; and we, your committee, find it necessary to replace all gutters around the entire building, and we find that the roof is in bad condition with broken slates and a great many of the slates gone,

all of which is the cause of leaks throughout the building, which is very damaging to the plastering and to the entire building. We, therefore, recommend that the gutters be replaced with copper, and, in our estimate, the cost of which will be \$2,500.00; and we also estimate the cost of slate required to repair the leaks and place it in good condition to be \$500.00; we also recommend that the overhead ceiling of the Senate Chamber and that of the Assembly Hall be taken off and replaced with Georgia wood fiber plaster or some other high grade patent plasters, which will add greatly to the acoustics and will be durable as wood or iron. That, with other plastering that is necessary to be done in the Capitol, we estimate the cost to be \$1,000.00. We also find that the grounds about the Capitol are in a deplorable and unkempt condition; and we, your committee, who have fully examined the grounds, believe and are satisfied that it is very stultifying to the pride of the citizens of the State of Florida; we, therefore, recommend that \$3,000.00 be appropriated to be expended by the proper authorities to purchase such material and employ such aid as may be necessary to carry out these recommendations.

We also recommend that the above recommendations should be carried out at once, as the property involved is of too great importance to the citizens of the State of Florida to be passed by and not given immediate consideration.

Very respectfully, your Committee,

T. S. DAVIS,
On the Part of the Senate.

W. A. MacWILLIAMS,
J. W. BYNUM,
On the Part of the House.

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

Senate Chamber,
Tallahassee, Fla., May 26, 1909.

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

Sir:

Your Committee on Engrossed Bills, to whom was referred—

Committee Substitute for Senate Bill No. 282:

A bill to be entitled an act to prohibit the operating of phosphate mines or plants, sawmills or novelty works, and all other manufacturing plants on the Sabbath day, and providing a penalty for violation of the provisions thereof.

Senate Bill No. 351:

A bill to be entitled an act to provide for the improvement of the grounds of the Governor's Mansion, and to make such other improvements or repairs at the Mansion as may be advisable, and to make an appropriation therefor.

Beg leave to report that said bills are correctly engrossed.

Very respectfully,

JAMES E. BROOME,

Chairman of Committee..

And Senate Bills No. 282 and 351, contained in the above report, was placed on the Calendar of Bills on Third Reading.

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

Senate Chamber,
Tallahassee, Fla., May 26, 1909.

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

Sir:

Your Committee on Public Printing, to whom was referred—

Senate Bill No. 464, by Mr. McLeod (by request):

A bill to be entitled an act to establish and maintain a State printing plant, at which shall be done all State printing and to publish and manufacture all State text-school books of certain grades to be used in all county schools in the State of Florida, and to name, and regulate and prescribe the duties of all officials connected therewith and to provide for the maintenance of such plant, and the compilation of said books, and to further provide an appropriation for the creation and maintenance of said plant and the compilation and distribution of such school books.

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

Very respectfully,

J. H. HUMPHRIES,
Chairman of Committee.

And Senate Bill No. 464, contained in the above report, was placed on the Calendar of Bills on Second Reading.

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

Senate Chamber,
Tallahassee, Fla., May 26, 1909.

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

Sir:

Your Committee on Appropriations, to whom was referred—

House Bill No. 554:

A bill to be entitled an act to recognize in proper manner the honor conferred upon the State of Florida by the naming for this State of one of the two dreadnought battleships now under construction by the United States; and appropriating the sum of five thousand dollars for the purchase of a suitable silver service for the Dreadnought battleship Florida, and providing for the securing and presentation of such silver service.

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

Very respectfully,

I. N. WITHERS,
Chairman of Committee.

And House Bill No. 554, contained in the above report, was placed on the Calendar of Bills on Second Reading.

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

Senate Chamber,
Tallahassee, Fla., May 26, 1909.

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

Sir:

Your Committee on Judiciary A, to whom was referred—

Senate Bill No. 362:

A bill to be entitled an act in relation to trust and investment companies, associations and corporations.

Also—

Senate Bill No. 391:

A bill to be entitled an act authorizing any person, firm or corporation owning or who shall own plants for generating, manufacture and producing of electric power for public use to enjoy the same rights, powers and privileges of eminent domain now exercised and enjoyed by railroad companies and canal companies in this State as to and concerning the condemnation of private property and public property for right of way.

Also—

Senate Bill No. 396:

A bill to be entitled an act to provide for the erection and construction of dams for the purpose of supplying power for grist mills, electric light powers and other engines and machinery, and providing for condemnation proceedings of certain lands necessary for such purposes.

Under the seven-day rule, report same without recommendation.

Very respectfully,

LOUIS C. MASSEY,
Chairman of Committee.

And Senate Bills Nos. 362, 391 and 396, contained in the above report, was placed on the Calendar of Bills on Second Reading.

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

Senate Chamber,
Tallahassee, Fla., May 26, 1909.

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

Sir:

Your Committee on Judiciary A, to whom was referred—

Senate Bill No. 405:

A bill to be entitled an act to amend Sections 2890, 2891, 2893, 2894, 2896, 2899, 2900, 2901, 2903, 2904, 2905, 2908, 2910, 2914, 2917, 2918 and 2924 of the General Stat-

utes of this State, relating to the Railroad Commissioners and the regulation of common carriers.

Also—

Senate Bill No. 422:

A bill to be entitled an act to provide that all land owners shall have the right of a road across the land of another, in the most direct way to reach the public road.

Also—

Senate Bill No. 424:

A bill to be entitled an act to provide for service by publication upon unknown parties in interest in property involved in certain chancery suits and for decrees and other proceedings after such service.

Also—

Senate Bill No. 448:

A bill to be entitled an act to amend Section 4007 of the General Statutes of the State of Florida relating to verdicts not to be secured because of the ground of being contrary to the evidence when found for a lesser grade of offense which is included within the offense charged in the indictment or information; to amend the same by limiting the consequences of appeal in such cases.

Under the seven-day rule, report same without recommendation.

Very respectfully,

LOUIS C. MASSEY,
Chairman of Committee.

And Senate Bills Nos. 405, 422, 424 and 448, contained in the above report, were placed on the Calendar of Bills on Second Reading.

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

Senate Chamber,
Tallahassee, Fla., May 26, 1909.

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

Sir:

Your Committee on Judiciary A, to whom was referred—

Senate Bill No. 345:

A bill to be entitled an act to amend Chapter 5 of Title 4, of the General Statutes of the State of Florida,

relating to the regulation of railroads, embracing Section 2885, relative to the compensation of Railroad Commissioners and to increase their compensation; to amend Section 2885, relating to the qualifications of Railroad Commissioners and to prescribe the same; to amend Section 2888 relating to the rates of tolls to be charged by railroad companies and to define the authority vested in common carriers and to provide for reasonable rates; to amend Section 2893, relating to the powers and duties of the Railroad Commissioners; to define and limit such powers to correcting abuses, unjust discriminations and excessive charges; to define their authority in erecting stations or requiring the erection of station buildings; and to limit their authority in fixing schedules for the arrival and departure of trains at connecting points; to require all complaints to be verified under oath; and to afford common carriers an opportunity of examining all complainants and their witnesses under oath; and to amend Section 2899, empowering the Railroad Commission to furnish corporations with schedules of just or reasonable rates, and to require printed or written schedules of just and reasonable rates and charges for transportation of freights, passengers and cars when the Commission shall have decided after complaint, that the existing rates involve abuses, unjust discriminations and excessive charges, and to repeal conflicting laws.

Have had the same under consideration and, under the seven day rule, report same without recommendation.

Very respectfully,

LOUIS C. MASSEY,
Chairman of Committee.

And Senate Bill No. 345, contained in the above report, was placed on the Calendar of Bills on Second Reading.

Mr. McMullen moved that the Senate adjourn to 3 o'clock this afternoon.

Which was agreed to.

Whereupon the Senate took a recess until 3 o'clock this afternoon.

AFTERNOON SESSION, 3 O'CLOCK.

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 (20 District), Beard, Broome, Buckman, Crill, Cook, Cone, Cottrell, Davis, Dayton, Flournoy, Girardeau, Harris, Henderson, Hosford, Humphries, Johnson, Leggett, Massey, McCreary, McLeod, McMullen, Miller, Sams, Sloan, West, Williams, Withers, Zim—31.

A quorum was present.

Senate Bill No. 421:

A bill to be entitled an act regulating the presentation of claims and demands to common carriers.

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

There being no amendment offered, Senate Bill No. 421 was, under the rule, placed on the Calendar of Bills on Third Reading.

Senate Bill No. 384:

A bill to be entitled an act requiring and authorizing the Comptroller to refund moneys collected as drainage tax created under authority of an act of the Legislature.

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

There being no amendment offered, Senate Bill No. 384 was, under the rule, placed on the Calendar of Bills on Third Reading.

Senate Bill No. 398:

A bill to be entitled an act to prohibit bets or wagers upon the result of any chicken fight, or what is commonly known as "cock fighting," and prescribing a penalty for the violation of said act.

Was taken up and read the second time in full.

The amendment of the Committee was read, as follows: Amend by striking out Section 2.

Mr. Massey moved that the amendment of the Committee be adopted.

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

House Bill No. 651:

A bill to be entitled an act to legalize and confirm the incorporation of the town of Webster, in Sumter County, Florida, and to declare the same a regularly incorporated town.

Was taken up and read the second time in full.

There being no amendment offered, House Bill No. 651 was, under the rule, placed on the Calendar of Bills on Third Reading.

House Bill No. 582:

A bill to be entitled an act to amend Section 6, of Chapter 5813, Laws of Florida, entitled an act to enable the Council of the town of Kissimmee, Florida, to provide for the assessment of the property in the said town for town purposes and to levy and collect taxes thereupon.

Was taken up and read the second time in full.

There being no amendment offered, House Bill No. 582 was, under the rule, placed on the Calendar of Bills on Third Reading.

House Bill No. 111:

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

Was taken up and read the second time in full.

There being no amendment offered, House Bill No. 111 was, under the rule, placed on the Calendar of Bills on Third Reading.

House Bill No. 52:

A bill to be entitled an act to provide for the sale of lands that are now or may hereafter be vested in the trustees of the Internal Improvement Fund of the State of Florida, and the State Board of Education of the State of Florida.

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

There being no amendment offered, House Bill No. 52 was, under the rule, placed on the Calendar of Bills on Third Reading.

Senate Bill No. 188:

Defining what shall constitute a day's labor for conductors and motormen in the employ of street railways or other transit companies, prescribing age limit for motormen; and prescribing penalties for violation of the provisions of this act.

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

There being no amendment offered, Senate Bill No. 188 was, under the rule, placed on the Calendar of Bills on Third Reading.

Senate Bill No. 189:

A bill to be entitled an act defining what shall constitute a day's labor for mechanics and laborers employed by or in behalf of the State of Florida, or of any county, city or town therein, and prescribing penalties for violation of this act.

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

There being no amendment offered, Senate Bill No. 189 was, under the rule, placed on the Calendar of Bills on Third Reading.

Senate Bill No. 415:

A bill to be entitled an act declaring certain waters it this State a navigable stream.

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

There being no amendment offered, Senate Bill No. 415 was, under the rule, placed on the Calendar of Bills on Third Reading.

Senate Bill No. 445:

A bill to be entitled an act to legalize the election held on the 20th day of April, A. D. 1909, in the City of Bartow, to determine whether or not bond should be issued and sold, as proposed and provided by an ordinance of said city, entitled "An ordinance to provide for the issuing of bonds of the City of Bartow, Polk County, Florida, for the purpose of securing funds for the establishment of a sewerage system in said city," which was passed in open council by the city council of the City of Bartow, on the 12th day of February, A. D. 1909, and approved by the Mayor of said city on the 12th day of February, A. D. 1909, and to declare and render valid said ordinance, and to authorize the issuance of bonds as provided in said ordinance.

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

There being no amendment offered, Senate Bill No. 445 was, under the rule, placed on the Calendar of Bills on Third Reading.

By Mr. Epperson, of Levy—

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.

Was taken up, and was read the second time in full.
 There being no amendment offered, House Bill No. 618 was, under the rule, placed on the Calendar of Bills on Third Reading.

Senate Bill No. 404:

A bill to be entitled an act to amend Sections 17 and 18, of the General Statutes of the State of Florida, relative to the boundary lines of Gadsden and Liberty Counties.

Was taken up.

Mr. Hosford moved that the bill be laid on the table subject to call.

Which was agreed to, and so ordered.

House Bill No. 129:

A bill to be entitled an act to require the Boards of County Commissioners to advertise for bids for public work and furnishing supplies to the county in certain cases, and forbidding any contract for public work being let to any relative of any member of the Board of County Commissioners, and providing a penalty for failure to comply with the provisions of this act.

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

The amendment of the Committee on Finance and Taxation were read as follows:

Strike out the word on page 2, line 23, Section 1, "three," and insert in lieu thereof "two."

Mr. Humphries moved that the amendment of the Committee be adopted.

Which was agreed to.

And the committee amendment was adopted.

Mr. Beard offered the following amendment:

In line 15 of the title, between the words "cases" and "and," insert the following: "Requiring the Board of County Commissioners to publish each month their proceedings and an itemized statement of expenditures."

Which was lost.

Mr. Beard offered the following amendment:

Make Section "3" Section "4," and make Section "3" read: "The Board of County Commissioners in each and every county shall cause to be published each month in some newspaper of general circulation in said county a full account of their monthly proceedings, and an itemized statement of the expenditures of the Board, giving

number and amount of each warrant, to whom issued and for what issued."

Which was withdrawn.

And House Bill No. 129, as amended, was ordered placed on the Calendar of Bills on Third Reading.

Senate Bill No. 144:

A bill to be entitled an act to cancel certain tax sale certificates.

Was taken up and read the second time in full.

The amendment of the Committee on Finance and Taxation was read, as follows:

Insert in line 2, of Section 1, after the word "years" the following, "A. D. 1877."

Mr. Crill moved that the amendment of the Committee be adopted.

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

And Senate Bill No. 144, as amended, was, under the rule, referred to the Committee on Engrossed Bills.

Senate Bill No. 294:

A bill to be entitled an act requiring all persons, firms or corporations buying seed or lint cotton to keep a record in writing, containing the names of persons, firms or corporations from whom seed or lint cotton is purchased, and making such record subject to inspection of any person, firm or corporation, and prescribing a penalty for violating any of the provisions of this act.

Was taken up and read the second time in full.

The amendment of the Committee on Finance and Taxation was read, as follows:

Strike out the words and figures in last line of bill, "five hundred dollars (\$500)," and insert in lieu thereof the following, "one hundred dollars (\$100)."

Mr. West moved the adoption of the amendment.

Which was agreed to.

Strike out the words in line 9, of Section 1, "three months," and insert in lieu thereof the following, "thirty days."

Which was agreed to, and the Committee amendments were adopted.

And Senate Bill No. 294, as amended, was referred to the Committee on Engrossed Bills.

House Bill No. 515:

A bill to be entitled an act to regulate the publication in newspapers of article, either as news matter or as editorials, for the publication of which money has been paid, and prescribing penalties for the violation thereof.

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

The amendment of the Committee on Judiciary B was read as follows:

"Strike out Section 4."

Mr. Cone moved that the amendment of the Committee be adopted.

Which was agreed to.

And the committee amendment was adopted, and House Bill No. 515, as amended, was placed on the Calendar of Bills on Third Reading.

House Bill No. 135:

A bill to be entitled an act to prevent pollution or contamination of the waters of the lakes, rivers, streams and ditches in the State of Florida, and prescribing a penalty for the violation thereof.

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

The amendment of the Committee on Judiciary B was read as follows: At the end of Section 1 add the following: "Provided further, that the carrying into effect of the provisions of this act shall be under the supervision of the State Board of Health."

Mr. Cone moved that the amendment of the committee be adopted.

Which was agreed to.

And House Bill No. 135, as amended, was placed on the Calendar of Bills on the Third Reading.

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.

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

There being no amendment offered, Committee Substitute for House Bill No. 73 was, under the rule, placed on the Calendar of Bills on Third Reading.

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.

Was taken up and read a second time in full.

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

Which was agreed to.

And House Bill No. 179 was indefinitely postponed.

Senate Bill No. 186:

A bill to be entitled an act to provide for the proper labeling of goods made by convicts and by child labor, and prescribing penalties for violation of this act.

Was taken up, and by consent was withdrawn.

Senate Bill No. 372:

A bill to be entitled an act to amend Section 3426, of the General Statutes of the State of Florida.

Was taken up and read the second time in full.

Mr. Miller offered the following amendment to Senate Bill No. 372:

Add to title "relating to burning woods, and fixing a penalty therefor in certain cases."

Mr. Miller moved the adoption of the amendment.

Which was agreed to, and adopted.

Mr. Miller offered the following amendment to Senate Bill No. 372:

Begin at the word "five," in line 8, and insert "whose property is endangered by the firing of such woods."

Mr. Miller moved the adoption of the amendment.

Which was agreed to, and adopted.

And Senate Bill No. 372, as amended, was referred to the Committee on Engrossed Bills.

Senate Bill No. 338:

A bill to be entitled an act concerning and validating powers of attorney made by foreign and domestic corporations and deeds made thereunder and the records thereof.

Was taken up and read a second time in full.

The following committee amendment was read:

Committee Amendment to Senate Bill No. 338:

Add to Section 1 the following words: "This act shall

not affect the existing rights of bona fide purchasers for valuable consideration and creditors without notice."

Mr. Buckman moved the adoption of the Committee amendment.

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

And Senate Bill No. 338, as amended was referred to the Committee on Engrossed Bills.

Senate Bill No. 383:

A bill to be entitled an act concerning obstructions to navigation by bridges or other structures, and remedies therefor.

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

Mr. Davis, Chairman of the Committee on Commerce and Navigation, under the rule, moved to indefinitely postpone.

Which was not agreed to.

There being no amendment, Senate Bill No. 383, under the rule, was placed on the Calendar of Bills on Third Reading.

Committee on Judiciary substitute for House Bill No. 224:

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.

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

There being no amendment to the Committee Substitute for House Bill No. 224, under the rule, was placed on the Calendar of Bills on Third Reading.

House Bill No. 151:

A bill to be entitled an act to amend Section 2295 of the General Statutes of the State of Florida, relating to rules of descent as to real estate.

Was taken up and read a second time in full.

The following Committee amendment was read:

Add at the end of the title the words "and personal estate."

Mr. Harris moved to adopt the amendment.

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

The following Committee amendment was read:

Strike out "proviso" at the end of Section 1.

Mr. Massey moved to adopt the amendment.

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

And House Bill No. 151, as amended, was placed on the Calendar of Bills on Third Reading.

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.

Was taken up and read a second time in full.

The following Committee amendment was read:

Strike out in Section 1 the word "thirty" and insert in lieu thereof the word "ten."

Mr. Massey moved to adopt the amendment.

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

The following Committee amendment was read:

Strike out Section 2.

Mr. Massey moved to adopt the amendment.

Which was agreed to, and House Bill No. 161, as amended was placed on the Calendar of Bills on Third Reading.

Senate Bill No. 376:

A bill to be entitled an act to amend Chapter 5692 of the Acts of 1907, entitled "An act to amend Section 3470 of the General Statutes of the State of Florida, relative to purchase of supplies by a State, county and municipal boards or councils."

Was taken up.

Mr. Massey, Chairman of Judiciary Committee A, moved to indefinitely postpone Senate Bill No. 376.

Which was agreed to, and Senate Bill No. 376 was indefinitely postponed.

House Bill No. 133:

A bill to be entitled an act to require members of Boards of County Commissioners and members of County Boards of Public Instruction each to give bond for the faithful and honest discharge of their duties, as is now or may hereafter be prescribed by law, and to faithfully and properly account for all moneys or other property, real or personal, coming into their custody or control as such officials.

Was taken up and read a second time in full.

There being no amendment, House Bill No. 133 was placed on the Calendar of Bills on the Third Reading.

House Bill No. 114:

A bill to be entitled an act providing that in certain suits, non-resident infants who are proper parties, defendant may be served with process by publication..

Was taken up and read the second time in full.

There being no amendment, House Bill No. 114, under the rules, was placed on the Calendar of Bills on Third Reading.

Senate Bill No. 418:

A bill to be entitled an act to amend Section 20 of an act entitled "An act regulating the running of automobiles or motor vehicles on the public roads or highways in the State of Florida," approved May 11, 1905.

Was taken up and read the second time in full.

There being no amendments, Senate Bill No. 418 was ordered placed on the Calendar of Bills on Third Reading.

Senate Bill No. 416:

A bill to be entitled an act providing that insurance companies or associations or individuals doing an insurance business or sick, accident or funeral benefit business in this State, shall have their license and authority to do business withheld and revoked if they fail to pay any or all license or occupation tax required of them.

Was taken up and read a second time in full.

There being no amendment, Senate Bill No. 416 was, under the rule, placed on the Calendar of Bills on the Third Reading.

Senate Bill No. 285:

A bill to be entitled an act creating the office of Chief of the Fire Department in certain cases, and defining his duties.

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

The Committee Substitute for Senate Bill No. 285 was referred to the Committee on Engrossed Bills.

Senate Bill No. 412:

A bill to be entitled an act providing for the payment

of five hundred dollars to the estate of any peace officer violently killed in the discharge of an official duty.

Was taken up and read the second time in full.

There being no amendment, under the rule, Senate Bill No. 412, was ordered placed on the Calendar of Bills on Third Reading.

Senate Bill No. 377:

A bill to be entitled an act authorizing and providing for the issuance of county bonds for the construction of hard-surface roads and bridges, and providing for and regulating the use of the proceeds of such bonds, and providing for the payment of the principal and interest of such bonds.

Which had been informally passed, was taken up and read a second time in full.

Mr. Flournoy offered the following amendment to Senate Bill No. 377:

After the word "the," in line 2, of the title, add the words, "laying out, opening."

Mr. Flournoy moved to adopt the amendment.

Which was agreed to, and the amendment adopted.

Mr. Flournoy offered the following amendment to Senate Bill No. 377:

At the end of the title, after the word "bonds," add the following: "And granting to said Board of Trustees the right to condemn lands for the purpose of constructing hard surface roads and bridges."

Mr. Flournoy moved to adopt the amendment.

Which was agreed to, and the amendment was adopted.

Mr. Flournoy offered the following amendment to Senate Bill No. 377:

Also by adding, at the end of Section 11, the following:

"For the purpose of carrying out the purpose and intent of this act, the said Board of Trustees are hereby granted and clothed with full management and control of the funds which shall be derived from the sale of the bonds herein provided for, and shall have the right and power to expend the proceeds of such bonds upon the hard-surface roads of the county at such time or times, and at such place or places, as they shall by resolution designate; and are hereby authorized, empowered and directed to make such rules and regulations for the opening, construction, repairing and maintaining of the hard-surface roads and bridges as in their judgment shall seem proper and for

the best interests of the county; they are hereby authorized and empowered to expend the proceeds of such bonds upon any of the public roads that may have been designated by the Board of County Commissioners if, in their judgment, such road is properly located, and in the event that in their judgment such public road is not in the proper location to warrant permanent improvement thereof, as is intended by the provisions of this act, then and in such event they shall designate by resolution such change or changes as they may deem best; and provided further, that in the event they may desire to open a new road or roads, or secure material therefor, they are hereby authorized so to do at their discretion, and to purchase and pay for the right of way therefor, and to cause survey and plat to be made thereof, and file plat thereof in the office of the Clerk of the Circuit Court of the county, and in the event they may not reach an agreement with the owners of the lands over which it shall be desired by such Board to construct a hard-surface road or bridge, then and in that event they shall have the right to proceed to condemn the land over which such road or roads or bridges are by them to be opened, constructed, repaired and maintained, and in the exercise of such right of eminent domain, and in the proceedings in the execution of such right and power, all laws and parts of laws of this State governing such condemnation proceedings by the Boards of County Commissioners shall be applicable to such condemnation proceedings by the said Board of Trustees."

Mr. Flournoy moved the adoption of the amendment.

Which was agreed to.

And Senate Bill No. 377, as amended, was referred to the Committee on Engrossed Bills.

Senate Bill No. 447:

A bill to be entitled an act enlarging the powers of State Attorneys.

Was taken up and read a second time in full.

There being no amendment, Senate Bill No. 447 was, under the rule, placed on the Calendar of Bills on the Third Reading.

Senate Bill No. 450:

A bill to be entitled an act in relation to the attendance of witness in criminal prosecutions.

Was taken up.

Mr. Massey, Chairman of Committee on Judiciary A, moved to indefinitely postpone Senate Bill No. 450.

And Senate Bill No. 450 was indefinitely postponed.

Senate Bill No. 375:

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

Was taken up and read a second time in full.

The Committee Substitute for Senate Bill No. 375:

A bill to be entitled an act for the relief of W. J. Cook, of Jacksonville, Florida, for the loss of sixty-three horses killed in compliance with the laws of the State of Florida.

Was also read the first and second times.

Mr. Buckman moved to adopt the Substitute.

Which was agreed to, and the Committee Substitute for Senate Bill No. 375 was adopted, and was referred to the Committee on Engrossed Bills.

Senate Bill No. 408:

A bill to be entitled an act for the relief of E. S. Futch, of Lake City, Florida, for loss of one horse ordered killed by Thomas J. Mahaffey, Veterinarian to State Board of Health, of the State of Florida.

Was taken up and read in full.

The following Committee Substitute for—

Senate Bill No. 408:

A bill to be entitled an act for the relief of E. S. Futch, of Lake City, Florida, for the loss of one horse killed in compliance with the laws of the State of Florida.

Was read the first and second times in full.

Mr. Buckman moved the adoption of the Substitute for Senate Bill No. 408.

Which was agreed to, and the Substitute was adopted and was ordered referred to the Committee on Engrossed Bills.

Senate Bill No. 353:

A bill to be entitled an act amending Section 976, of the General Statutes of Florida, regulating fees for feeding prisoners.

Was taken up and read a second time in full.

There being no amendment, under the rule, Senate Bill

No. 253 was placed on the Calendar of Bills on the Third Reading.

House Bill No. 542:

A bill to be entitled an act to legalize the town government of Dunnellon, Florida, to fix the corporate limits, and to provide a common seal therefor, and to grant a charter to said municipality.

Was taken up and read the second time in full.

Mr. Baker, of the Twentieth District, offered the following amendment to House Bill No. 542:

Strike out the words "but an appeal bond shall be submitted to the mayor and when approved by him, such appeals shall act as a supersedeas," after the word "law," on line 7, page 4, of the typewritten bill in Section 9.

Mr. Baker, of the Twentieth District, moved the adoption of the amendment.

Which was agreed to, and the amendment was adopted.

Mr. Baker, of the Twentieth District, offered the following amendment to House Bill No. 542:

Strike out all of Sections 54 and 55.

Mr. Baker, of the Twentieth District, moved the adoption of the amendment.

Which was agreed to, and the amendment was adopted.

And House Bill No. 542, as amended, was placed on the Calendar of Bills on the Third Reading.

House Bill No. 583:

A bill to be entitled an act empowering the City of Kissimmee to impose certain license taxes.

Was taken up and read the second time in full.

There being no amendment, House Bill No. 583, under the rule, was placed on the Calendar of Bills on the Third Reading.

House Bill No. 654:

A bill to be entitled an act relating to the government and officers of the city of Pensacola, and repealing Sections six (6) and twenty-four (24) of Chapter 4513, Laws of Florida of 1895, as the same were amended by Sections one (1) and two (2) of Chapter 5832, Laws of Florida of 1907.

Was taken up and read the second time in full.

And House Bill No. 654 was passed informally.

Senate Bill No. 413:

A bill to be entitled an act for the relief of W. B. Shuler.

Was taken up and read the second time in full.

There being no amendment, Senate Bill No. 413, under the rule, was placed on the Calendar of Bills on the Third Reading.

Senate Bill No. 412:

A bill to be entitled an act providing for the payment of five hundred dollars to the estate of any peace officer violently killed in the discharge of an official duty.

Was taken up and read a second time in full.

There being no amendment, Senate Bill No. 412, under the rule, was placed on the Calendar of Bills on the Third Reading.

Senate Bill No. 411:

A bill to be entitled an act providing for the payment of a per diem to sheriffs for attendance upon Criminal Courts of Record, County Courts, County Judges' Courts and Justice of the Peace Courts in this State.

Was taken up and read the second time in full.

The following Committee Amendments to Senate Bill No. 411 were read:

First—Strike out in the title the words "County Judges' Courts and Justice of the Peace Courts."

Second—In line 3, Section 1, strike out the words "the County Judges' Courts and Justice of the Peace Courts."

Mr. Cone moved to adopt the amendment.

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

And House Bill No. 411, as amended, was placed on the Calendar of Bills on the Third Reading.

Senate Bill No. 141:

A bill to be entitled an act for the relief of Sherwood & Pound.

Was taken up and read a second time in full.

There being no amendment, Senate Bill No. 141, under the rule, was placed on the Calendar of Bills on the Third Reading.

Senate Bill No. 102:

A bill to be entitled an act for the relief of W. A. Snowden, of Micanopy, Alachua County, Florida.

Was taken up and read a second time in full.

The Committee Substitute for—

Senate Bill No. 102:

A bill to be entitled an act for the relief of W. A. Snowden, of Micanopy, Alachua County, Florida.

Was read the first and second times.

Mr. McCreary moved to adopt the Substitute for Senate Bill No. 102.

Which was agreed to, and the Committee Substitute for Senate Bill No. 102 was adopted.

And Senate Bill No. 102, as amended was referred to the Committee on Engrossed Bills.

REPORTS OF COMMITTEES.

Mr. Buckman, Chairman of the Committee on Prisons and Convicts, submitted the following report:

Senate Chamber,
Tallahassee, Fla., May 26, 1909.

Hon. F. M. Hudson,

President of the Senate.

Sir:

Your Committee on Prisons and Convicts, to whom was referred—

House Bill No. 125:

Providing for and requiring the separation of white and negro prisoners and male and female prisoners which are confined in the county jails of this State.

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

Very respectfully,

H. H. BUCKMAN,
Chairman of Committee.

And House Bill No. 125, contained in the above report, was placed on the Calendar of Bills on Second Reading.

Mr. Buckman, Chairman of the Committee on Prisons and Convicts, submitted the following report:

Senate Chamber,
Tallahassee, Fla., May 26, 1909.

Hon. F. M. Hudson,

President of the Senate.

Sir:

Your Committee on Prisons and Convicts, to whom was referred—

Senate Bill No. 500:

A bill to be entitled an act regulating the credit to be allowed county convicts on fines and costs.

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

Very respectfully,

H. H. BUCKMAN,
Chairman of Committee.

And Senate Bill No. 500, contained in the above report, was placed on the Calendar of Bills on Second Reading.

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

Senate Chamber,
Tallahassee, Fla., May 26, 1909.

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

Sir:

Your Committee on Public Health, to whom was referred—

Senate Bill No. 494:

A bill to be entitled an act to prevent the contraction and spread of the disease known as hydrophobia, and providing a penalty for the violation of this act.

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

Very respectfully,

THEOP. WEST,
Chairman of Committee.

And Senate Bill No. 494, contained in the above report, was placed on the Calendar of Bills on Second Reading.

Mr. McMullen moved to adjourn until to-morrow morning at 9 o'clock.

Which was agreed to.

Whereupon the Senate stood adjourned to 9 o'clock a. m., Thursday, May 27, 1909.