

THURSDAY, JUNE 1, 1911.

9 O'CLOCK A. M.

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, Broome, Calkins, Carney, Cook, Culpepper, Davis, Dayton, Hilburn, Humphries, Johnson, Malone, Massey, McCreary, McLeod, McMullen, Miller, Perkins, Sloan, Stokes, Williams, Wilson, Withers, Zim—25.

A quorum present.

Prayer by the Chaplain.

The reading of the Journal of May 31 was dispensed with.

The Journal of May 31 was corrected, and approved as corrected.

Senate Chamber,  
Tallahassee, Fla., June 1, 1911.

*Hon. F. P. Cone,*  
*President of the Senate.*

*Sir:*

Your special committee, appointed to investigate the question of whether or not the present Legislature is qualified under Section 19 of Article XVI of the Constitution of Florida, to vote on the proposed Federal Constitutional Amendment on the income tax, begs to advise that they have carefully considered the matter and the authorities. The said Section 19 of Article XVI of the Constitution of Florida, reads as follows:

"No convention nor Legislature of this State shall act upon any amendment of the Constitution of the United States proposed by Congress to the several States, unless such convention or Legislature shall have been elected after such amendment is submitted."

It is the opinion of your committee that by the foregoing constitutional provision, this Legislature is forbidden to act upon the proposed amendment, because this

Legislature has not been elected after said amendment was submitted to this State for ratification, as sixteen members of this Senate were elected prior to the submission of this amendment; and your committee, in order to make the matter certain, recommends that the same be acted upon by the Legislature of 1913.

Very respectfully,

GEO. W. DAYTON,  
Chairman of Committee.

The report was received.

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

Senate Chamber,  
Tallahassee, Fla., June 1, 1911.

*Hon. F. P. Cone,*  
*President of the Senate.*

*Sir:*

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

An Act to abolish the present municipal government of the town of Micanopy, in the County of Alachua, State of Florida, and to establish, organize and constitute in its place, a municipality to be known and designated as the Town of Micanopy, to define its territorial boundaries and to provide for its jurisdiction, powers and privileges, and the exercise of the same.

Also—

An act to abolish the present municipal government of the Town of Lawtey, in the County of Bradford, and State of Florida, and to establish, organize and constitute a municipality to be known and designated as Lawtey, and to define its territorial boundary and to provide for its jurisdiction, powers and privileges.

Also—

An Act to abolish the present municipal government of the city of Lakeland, in the County of Polk, and State of Florida, and to organize and establish a city government for the same; to prescribe its jurisdiction and powers, and to authorize the imposition of penalties for the violation of its ordinances.

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

Very respectfully,

C. T. CULPEPPER,  
Chairman of Committee.

### INTRODUCTION OF RESOLUTIONS.

Mr. Withers offered the following—

Senate Committee Resolution No. 62:

Whereas, The Committee on Enrolled Bills having been, on the 3rd day of May, 1911, in need of additional help in the enrolling department of the Senate; and,

Whereas, In the absence of the Chairman of said committee, the members of said committee present agreed on the employment of Miss Sallie Lewis as assistant in said department; and,

Whereas, On the 4th day of May, 1911, the said Miss Sallie Lewis began work in said department, and has continued in the employ of said department down to the present time; and,

Whereas, The introduction of a resolution authorizing said appointment was, through some inadvertance, delayed until May 5th, and not having been adopted until May 8, 1911; and,

Whereas, Such delay operated as an injustice, inasmuch as the said Miss Sallie Lewis performed four days' work for which the Treasurer has not been authorized to pay her; now, therefore,

Resolved by the Senate, That the Committee on Legislative Expenses be, and is hereby, authorized to certify the name of Miss Sallie Lewis to the Treasurer of the State of Florida, to be placed on the pay roll as an assistant in the Enrolling Department of the Senate, and that her pay begin with and include May 4, 1911.

Mr. Withers moved to adopt the resolution.

Which was agreed to.

## MESSAGES FROM THE GOVERNOR.

The following message from the Governor was read:

State of Florida, Executive Department,  
Tallahassee, Fla., May 31, 1911.

*Hon. F. P. Cone,*  
*President of the Senate.*

*Sir:*

I have the honor to return herewith, without my approval, the following bill which originated in your honorable body:

An Act to fix the time for holding the spring term of the Circuit Court of Washington County, in the Ninth Judicial Circuit of Florida, for the year 1911.

Section 1 of this bill provides as follows:

Section 1. That the spring term of the Circuit Court for Washington County, in the Ninth Judicial Circuit of Florida, shall begin on the 29th day of May, A. D. 1911, and shall last for two weeks only.

The Ninth Judicial Circuit of Florida was created by An Act of the present Legislature. The said Act was amended so as to make it go into effect on the 10th day of June, 1911. For all practical purposes, therefore, there will be no Ninth Judicial Circuit of this State until June 10, 1911. The bill herewith returned undertakes to provide for the holding of a term of court in Washington County in said Ninth Circuit prior to the time when the Act creating such Ninth Circuit becomes effective. For this reason, I consider this bill inoperative and void.

Very respectfully,

ALBERT W. GILCHRIST,  
Governor.

The enrolled bill was read.

Upon the question "Shall the bill pass, the Governor's objections to the contrary, notwithstanding?"

Whereupon the roll was called and the following was the vote:

Yeas—None.

Nays—Mr. President, Senators Adkins, Broome, Carney, Cook, Culpepper, Dayton, Henderson, Hilburn, Hos-

ford, Hudson, Humphries, Johnson, Malone, Massey, McCreary, McLeod, McMullen, Perkins, Sloan, Stokes, Williams, Wilson, Withers, Zim—25.

So the Governor's objections to the bill were sustained.

Also the following message from the Governor was read:

State of Florida,  
Executive Department,  
Tallahassee, Fla., May 31, 1911.

*Hon. F. P. Cone,*  
*President of the Senate.*

*Sir:*

I have the honor to return herewith, without my approval, the following bill which originated in your honorable body:

An Act to legalize the assessment and levy of taxes for the years 1910 and 1911 by the Town Council of the Town of Gretna, Florida.

Section 2 of the bill is as follows:

"That the assessment and levy of taxes as made and entered upon the several assessment rolls of said Town of Gretna for the years 1910 and 1911, severally, and including the levy of all special taxes for whatever purposes, are hereby legalized and confirmed; Provided, That before the collection of any such taxes for the year 1910 shall be further enforced, the Town Council of said town shall cause a notice to be published in a newspaper published in said town at least two times within a period of fourteen days from the day of the first publication requiring all persons interested desirous of having any corporations made in the assessment for said year, whether in the listing, valuation of property or other wise, to file with the Clerk of said town on or before a day named in said notice, their petitions to said Town Council, setting forth their objections to said assessment, and corrections desired to be made. Such notice shall name the time when and place where the said Town Council shall meet for the purpose of equalizing said assessments and making proper corrections."

It will be observed that the notice which the Town Council is required to have published provides for "requiring all persons interested desirous of having any

'corporations' made in the assessment for said year, whether in the listing, valuation of property, or otherwise," to file certain petitions. Such language is utterly meaningless. There can be no such thing as having "corporations," made in assessment rolls. Had the word "corrections" been used where the word "corporations" appears, there would have been some meaning to this bill, and there would be no other objections to its approval. To the enrolled bill, which has been submitted to me, however, is attached what appears to be the original bill as introduced. In such original bill I find the word "corporation" used in the place indicated.

I am unwilling to become a party to such careless legislation, and therefore return the bill without my approval.

I dislike very much to return this bill without my approval, as I am heartily in favor of the substance of the bill. I have prepared, however, a bill with the proper correction. I trust that the same will be introduced and passed by waiving the rules under a two thirds' vote, as provided by the Constitution, and that the citizens of Gretna will yet enjoy the benefits contemplated in this proposed act.

Very respectfully,

ALBERT W. GILCHRIST,  
Governor.

Upon the question shall the bill pass, the objections of the Governor to the contrary notwithstanding.

Upon the passage of the bill the roll was called and the vote was:

Yeas—Mr. President, Senators Broome, Carney, McLeod—4.

Nays—Senators Adkins, Calkins, Cook, Culpepper, Davis, Dayton, Finlayson, Henderson, Hosford, Humphries, Johnson, McCreary, McMullen, Perkins, Sloan, Williams, Wilson, Withers—18.

So the objection of the Governor was sustained.

Senate Bill No. 302:

A Bill to be entitled An Act to prevent the adulteration, misbranding and imitation of food for man or beast, of beverages, candies or condiments, of medicines,

drugs and liquors, or the manufacture or sale thereof in the State of Florida, prescribing a penalty for the violation thereof, providing for the inspection and analysis of the articles prescribed by the Florida State Department of Agriculture, charging the State's Attorney with the enforcement hereof, and providing means therefor, providing for the appointment of an additional State Chemist, or expert Food Analyst, three Food and Drug Inspectors, to appropriate the necessary funds to enforce the provisions of this Act, and for the general expenses of the State Laboratory and Chemical Division of the Agricultural Department of the State of Florida, and to repeal all laws in conflict with this Act.

Was taken up, having been read a third time in full.

Upon the passage of Senate Bill No. 302 the vote was:

Yeas—Mr. President, Senators Adkins, Calkins, Carney, Cook, Culpepper, Dayton, Finlayson, Hosford, Hudson, Humphries, Johnson, Massey, McLeod, McMullen, Miller, Perkins, Sloan, Williams, Wilson, Withers, Zim—21.

Nays—Senator Henderson—1.

So the bill passed, title as stated.

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

Mr. Hudson, Chairman of the Committee on Rules and Procedure, moved to take up Local Bills for consideration at tonight's session.

Which was agreed to.

Committee Substitute for—

House Bill No. 472:

A Bill to be entitled An Act imposing licenses and other taxes, providing for the payment thereof, and prescribing penalties for doing business without a license, or other failure to comply with the provisions thereof.

Was taken up.

Mr. Massey moved that the rules be waived, and that Committee Substitute for House Bill No. 472 be read a second time by its title only.

Which was agreed to by a two thirds' vote.

And Committee Substitute to House Bill No. 472 was read a second time by its title.

Page 1, of the printed bill, was read.

Page 2, of the printed bill was read.

Page 3 of the printed bill was read.

Page 4 of the printed bill was read.

Page 5 of the printed bill was read.

Page 6 of the printed bill was read.

Page 7 of the printed bill was read.

Page 8 of the printed bill was read.

Mr. Johnson offered the following amendments to Committee Substitute for House Bill 472, printed Bill:

Page 7—Strike out all after line 59, page 7 of printed bill down to and including the word “dollars” in lines 75 and 76, page 8, and insert in lieu thereof the following: “Each individual or corporation conducting the business of abstracting titles either in part or in whole, in counties of ten thousand inhabitants or less, shall pay a license tax to the State of ten dollars; in counties of more than ten thousand and less than twenty thousand inhabitants, fifteen dollars; in counties of more than twenty thousand and less than thirty thousand inhabitants, twenty dollars; in counties of more than thirty thousand and less than forty-five thousand inhabitants, twenty-five dollars; in counties of more than forty-five thousand inhabitants, thirty dollars.

This license tax on abstractors shall be collected in each county where such abstractors engage in business.

Mr. Johnson moved to adopt the amendment.

Which was agreed to.

Mr. Davis offered the following amendment to—

Committee Substitute for House Bill No. 472:

In line 86, page 8, printed bill, strike out “\$25.00”, and insert in lieu thereof the following: “\$10.00.”

Mr. Davis moved to adopt the amendment.

Which was agreed to.

Mr. Davis offered the following amendment to—

Committee Substitute for House Bill No. 472:

On page 9, line 93, strike out “\$15.00,” and insert in lieu thereof “\$5.00.”

Mr. Davis moved to adopt the amendment.

Which was agreed to.

Page 9 of printed bill was read.

Mr. Davis offered the following amendment to—

Committee Substitute for House Bill No. 472:

On page 9, line 95, strike out "\$25.00," and insert in lieu thereof "\$7.50."

Mr. Davis moved to adopt the amendment.

Which was agreed to.

Mr. Davis offered the following amendment to—  
Committee Substitute for House Bill No. 472:

On page 9, line 97, strike out "\$50.00," and insert in lieu thereof "\$10.00."

Mr. Davis moved to adopt the amendment.

Which was agreed to.

Mr. Davis offered the following amendment to—

Committee Substitute for House Bill No. 472:

On page 9, line 98, strike out "\$100.00," and insert in lieu thereof "\$15.00."

Mr. Davis moved to adopt the amendment.

Which was agreed to.

Mr. Davis offered the following amendment to Committee Substitute for House Bill No. 472:

Add after figures "\$5.00," line 109, page 9, printed bill, the following: "Provided that such license tax shall not be required of those who pay a license tax for the rent or hire of automobiles."

Mr. Davis moved to adopt the amendment.

Which was not agreed to.

Mr. McCreary offered the following amendment to Committee Substitute for House Bill No. 472:

In Section 2, line 87, strike out "\$75.00," page 8, and insert in lieu thereof the following: "\$25.00"

Mr. McCreary moved to adopt the amendment.

Which was agreed to.

Page 10 of printed bill was read.

Mr. Hudson offered the following amendment to Committee Substitute for House Bill No. 472:

In Section 4, line 125, after the word "for," insert the following: "The sale of."

Mr. Hudson moved to adopt the amendment.

Which was agreed to.

Mr. Hudson offered the following amendment to Committee Substitute for House Bill No. 472:

In Section 4, line 126, after the word "for," insert the following: "The sale of."

Mr. Hudson moved the adoption of the amendment.

Which was agreed to.

Mr. Hudson offered the following amendment to Committee Substitute for House Bill No. 472:

In Section 4, line 126, after the word "dollars," insert the following: "Baggage agents soliciting on railway trains for local transfer companies, fifty (\$50) dollars."

Mr. Hudson moved to adopt the amendment.

Which was agreed to.

Page 11 of printed bill was read.

Page 12 of printed bill was read.

Page 13 of printed bill was read.

Page 14 of printed bill was read.

Page 15 of printed bill was read.

Page 16 of printed bill was read.

Page 17 of printed bill was read.

Page 18 of printed bill was read.

Page 19 of printed bill was read.

Page 20 of printed bill was read.

Page 21 of printed bill was read.

Page 22 of printed bill was read.

Page 23 of printed bill was read.

Mr. Miller offered the following amendment to—  
Committee Substitute for House Bill No. 472:

In Section 8, line 104, strike out all after the word "provided" and all of lines 105 and 106, and insert the following:

"A dentist permanently located in the meaning of this Act is a dentist holding a certificate from the State Board of Dental Examiners of the State of Florida to practice dentistry, and having and maintaining a permanent dental office in the State of Florida. A traveling dentist is a dentist holding such certificate and traveling from place to place without a permanent dental office in Florida.

Mr. Miller moved to adopt the amendment.

Which was agreed to.

Mr. Cook offered the following amendment to—  
Committee Substitute for House Bill No. 472:

In Section 8, line 89 printed bill, strike out "ten (\$10) dollars," and insert in lieu thereof the following: "Twenty-five dollars."

Mr. Cook moved to adopt the amendment.

Mr. Dayton offered the following substitute for the amendment offered by Mr. Cook to—

Committee Substitute for House Bill No. 472:

In Section 8, line 89, strike out "ten dollars," and insert in lieu thereof the following: "fifty dollars."

Mr. Dayton moved to adopt the substitute for the amendment.

Which was agreed to.

Mr. Dayton offered the following amendment to—  
Committee Substitute for House Bill No. 472:

In Section 8, line 93, strike out "fifty dollars," and insert in lieu thereof the following: "One hundred dollars."

Mr. Dayton moved to adopt the amendment.

Which was agreed to.

Mr. Hosford offered the following amendment to—  
Committee Substitute for House Bill No. 472:

In Section 8, line 110, strike out "twenty (\$20.00) dollars," and insert in lieu thereof the following: "fifteen (\$15.00) dollars."

Mr. Hosford moved to adopt the amendment.

Which was not agreed to.

Mr. Hosford offered the following amendment to—  
Committee Substitute for House Bill No. 472:

In Section 8, line 115, strike out "forty (\$40.00) dollars," and insert in lieu thereof the following: "thirty (\$30.00) dollars."

Mr. Hosford moved to adopt the amendment.

Which was not agreed to.

Mr. Hosford offered the following amendment to—  
Committee Substitute for House Bill No. 472:

In Section 8, line 113, strike out "thirty (\$30.00) dollars," and insert in lieu thereof the following: "twenty (\$20.00) dollars."

Mr. Hosford moved the adoption of the amendment.

Which was not agreed to.

Mr. McCreary offered the following amendment to—  
Committee Substitute for House Bill No. 472:

Strike out the words "each physician and surgeon, ten dollars," in Section 8, page 25, line 143, printed bill.

Mr. McCreary moved to adopt the amendment.

Upon which a yea and nay vote was demanded.

The roll was called and the vote was:

Yeas—Senators Broome, Culpepper, Davis, Hilburn, Humphries, Johnson, McCreary, Perkins, Stokes, Wilson, Withers, Zim—12.

Nays—Senators Adkins, Calkins, Carney, Cook, Dayton, Finlayson, Flournoy, Henderson, Hosford, Malone, McLeod, McMullen, Miller—13.

So the amendment was not agreed to.

Mr. Massey moved to waive the rules, suspend consideration of the bill, and take up messages from the House of Representatives.

Which was agreed to by a two thirds' vote.

### MESSAGES FROM THE HOUSE OF REPRESENTATIVES.

The following message from the House of Representatives was read:

House of Representatives,  
Tallahassee, Fla., June 1, 1911.

*Hon. F. P. Cone,*  
*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. 512:

A Bill to be entitled An Act to authorize and empower the Board of Public Instruction of Alachua County, Florida, to issue interest-bearing coupon warrants for the purpose of borrowing money for the erection of school buildings, and providing for the payment thereof.

Also—

Senate Bill No. 138:

A Bill to be entitled An Act to validate and confirm Ordinance No. 217 of the City of St. Petersburg, Florida, being entitled "An Ordinance vacating Second Avenue, North, between the west line of Fifth Street, and the east line of Lake Street."

Also—

Senate Bill No. 515:

A Bill to be entitled An Act to prevent the girdling, cutting down or mutilating of any water oak or live oak trees now growing, or the girdling, cutting down or mutilating of any trees of any character that have been

set out or planted, or that may hereafter be set out or planted, within twenty feet from the center of any public highway in Lake County, of this State.

Also—

Senate Memorial No. 7:

A Memorial to the Congress of the United States, requesting an appropriation in such amounts as the United States may deem necessary for the purpose of erecting a postoffice in the Town of Brooksville, Florida.

Also—

Senate Bill No. 500:

A Bill to be entitled An Act authorizing and empowering the Board of County Commissioners of Washington County, Florida, to adopt maps and plats of real estate, situated in Washington County, Florida, for the purpose of assessment and collection of taxes, the said maps and plats to be filed and recorded in the office of the Clerk of the Circuit Court for said county.

And respectfully requests the concurrence of the Senate thereto.

Very respectfully,

J. G. KELLUM,

Chief Clerk of the House of Representatives.

And Senate Bill No. 512, contained in the above message, was read the first time by its title and referred to the Committee on Enrolled Bills.

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

And Senate Bill No. 515, contained in the above message, was read the first time by its title and referred to the Committee on Enrolled Bills.

And Senate Memorial No. 7, contained in the above message, was read the first time by its title and referred to the Committee on Enrolled Bills.

And Senate Bill No. 500, contained in the above message, was read the first time by its title and referred to the Committee on Enrolled Bills.

The following message from the House of Representatives was read:

House of Representatives,  
Tallahassee, Fla., June 1, 1911.

*Hon. F. P. Cone,*  
*President of the Senate.*

Sir:

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

Senate Bill No. 514:

A Bill to be entitled An Act providing for the building of hard roads in Taylor and Lafayette Counties in the State of Florida, for the raising of money therefor, authorizing the issuing of interest-bearing warrants for such purpose, the payment of such warrants, and a levy of a tax for such payment, and empowering the Boards of County Commissioners of said Taylor and Lafayette Counties to do all such things and acts as may be determined necessary or expedient to be done in connection with the building of said hard roads.

1. In section 4, line 8, after the word "shall" insert the word "not."

2. In Section 5, line 12, after the word "shall" insert the word "not."

3. In Section 6, line 9, strike out the word "one."

4. In Section 6, line 13, after the word "purpose," insert the following: "In an amount to be fixed in said petition, not to exceed twenty thousand dollars (\$20,000.00), in any one year."

5. In Section 7, line 4, strike out the word "of" after the word "record," and insert the word "or."

And respectfully requests the concurrence of the Senate thereto.

Very respectfully,

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

Mr. Culpepper moved that the Senate do concur in House Amendment No. 1 as contained in the above message.

Which was agreed to.

Mr. Culpepper moved that the Senate do concur in

House Amendment No. 2 to Senate Bill No. 514, contained in the above message.

Which was agreed to.

Mr. Culpepper moved that the Senate concur in House Amendment No. 3 of the House of Representatives to Senate Bill No. 514, contained in the above message.

Which was agreed to.

Mr. Culpepper moved that the Senate concur in House Amendment No. 4 of the House of Representatives to Senate Bill No. 514, contained in the above message.

Which was agreed to.

Mr. Culpepper moved that the Senate concur in House Amendment No. 5 of the House of Representatives to Senate Bill No. 514, contained in the above message.

Which was agreed to.

And Senate Bill No. 514, as amended by the House of Representatives, and concurred in by the Senate, was referred to the Committee on Enrolled Bills.

The following message from the House of Representatives was read:

House of Representatives,  
Tallahassee, Fla., June 1, 1911.

*Hon. F. P. Cone,*  
*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. 518:

A Bill to be entitled An Act to repeal Chapter 6053 of the Laws of Florida, providing for the assessment and collection of taxes for the Town of DeFuniak Springs, Florida, and for the collection of back taxes and tax sale certificates of said city.

Also—

Senate Bill No. 481:

A Bill to be entitled An Act to amend Sections 3 and 5 of An Act entitled An Act to establish the municipality of Largo, to provide for its government, and prescribe its powers and jurisdiction.

Also—

Senate Bill No. 519:

A Bill to be entitled An Act to provide for the calling

of bond election for the issue of county bonds in the Counties of Walton and Holmes, State of Florida, for the purpose of constructing paved, macadamized, or other hard surfaced highways, or erecting a court house or jail, or other public buildings, and funding outstanding indebtedness of said counties, or for either of such purposes.

Also—

Senate Bill No. 437:

A Bill to be entitled An Act authorizing the Town of Chipley, in Washington County, Florida, to issue bonds for the construction and equipment of an Electric lighting plant and system, and providing that the said Town of Chipley may issue bonds for municipal purposes to the amount of twenty-five per cent of the assessed valuation of all the real and personal property within the corporate limits of said town.

And respectfully requests the concurrence of the Senate thereto.

Very respectfully,

**J. G. KELLUM,**

Chief Clerk of the House of Representatives.

And Senate Bill No. 518, contained in the above message, was read the first time by its title and referred to the Committee on Enrolled Bills.

And Senate Bill No. 481, contained in the above message, was read the first time by its title and referred to the Committee on Enrolled Bills.

And Senate Bill No. 519, contained in the above message, was read the first time by its title and referred to the Committee on Enrolled Bills.

And Senate Bill No. 437, contained in the above message, was read the first time by its title and referred to the Committee on Enrolled Bills.

The following message from the House of Representatives was read:

House of Representatives,  
Tallahassee, Fla., June 1, 1911.

*Hon. F. P. Cone,*  
*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 with amendments—

Senate Bill No. 517:

A Bill to be entitled An Act to provide for the method and manner of operating, establishing, building, constructing and maintaining public roads and bridges in Walton and Holmes Counties, Florida.

Which amendments are as follows:

Amendment No. 1:

Strike out the word "Holmes" both where it appears in the bill and in title.

Amendment No. 2:

Strike out the word "Counties" wherever it appears in the bill and title, and insert in lieu thereof the following: "County."

Amendment No. 3:

Amend Section 18 so as to read as follows: "This Act shall take effect upon its passage and approval by the Governor."

And respectfully requests the concurrence of the Senate thereto.

Very respectfully,

J. G. KELLUM,

Chief Clerk of the House of Representatives.

Mr. Flournoy moved that the Senate concur in Amendment No. 1 of the House of Representatives to Senate Bill No. 517, contained in the above message.

Which was agreed to.

Mr. Flournoy moved that the Senate concur in Amendment No. 2 of the House of Representatives to Senate Bill No. 517, contained in the above message.

Which was agreed to.

Mr. Flournoy moved that the Senate concur in Amendment No. 3 of the House of Representatives to Senate Bill No. 517, contained in the above message.

Which was agreed to.

And Senate Bill No. 517, as amended by the House of Representatives and concurred in by the Senate, was referred to the Committee on Enrolled Bills.

The following message from the House of Representatives was read:

House of Representatives,  
Tallahassee, Fla., June 1, 1911.

*Hon. F. P. Cone,*  
*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 authorize the County Commissioners of Levy County to offer rewards for the killing of certain animals.

Also—

Senate Bill No. 479:

A Bill to be entitled An Act to amend Sections 1, 3, 5, 6, 7 and 8 of Chapter 5537 of the Laws of Florida, entitled An Act to amend and supplement the charter of the Town of Punta Gorda, Florida, designated as Chapter 5085, Laws of Florida, 1901; and also to amend Sections 33, 47, 49 and 50 of Chapter 5085 of the Laws of Florida, entitled An Act to incorporate and establish a municipal government for the Town of Punta Gorda, DeSoto County, Florida; providing for its government, prescribing its jurisdiction and powers, and to abolish the present corporation of said town, approved May 27, 1901.

Also—

Senate Bill No. 98:

A Bill to be entitled An Act providing for an annual tax to be paid on all dogs, prescribing the manner in which said tax shall be paid, and prescribing a penalty for any violation of this Act.

Which amendment is as follows:

In Section 6, line 9, after the word "Act" add : "Provided further, That this Act shall not apply to any dog or dogs under eight months of age."

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 mes-

sage, was read the first time by its title and was placed on the Local Calendar of Bills.

And Senate Bill No. 479, contained in the above message, was read the first time by its title and referred to the Committee on Enrolled Bills.

Mr. Johnson moved that the Senate concur in the amendment of the House of Representatives to Senate Bill No. 98, contained in the above message.

Which was agreed to.

The following message from the House of Representatives was read:

House of Representatives,  
Tallahassee, Fla., June 1, 1911.

*Hon. F. P. Cone,*  
*President of the Senate.*

*Sir:*

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

Senate Bill No. 125:

A Bill to be entitled An Act to provide for the treatment, control of dependent and delinquent children, to provide for the disposition, care, education, protection, support, maintenance and punishment of delinquent or dependent children, and for their guardianship and adoption; to prescribe the power and duties of County Judges with respect thereto.

Which amendments are as follows:

Amendment No. 1:

In Section 1, line 14, after the word "entertainment," add the words "for money or other thing of value."

Amendment No. 2:

In Section 3, line 1, strike out the words "reputable person," and insert in lieu thereof the following: "probate officer as herein provided."

Amendment No. 3:

In Section 3, line 10, after the word "belief," insert the following: "but this section shall not apply to delinquent children under prosecution for crimes."

Amendment No. 4:

Strike out Section 5, and insert in lieu thereof the following:

"Sec. 5. The Governor shall appoint at least one officer in each county who shall be known as the probation officer. The term of a probation officer shall be four years from the date of appointment. He may appoint as many more probation officers of either sex as the business and population of the county may require. The powers and duties of such officer shall be those herein set forth and such others as may be prescribed by law. The compensation of the probation officer shall be fixed by the County Commissioners of each county. There may be appointed in each county probation officers who shall receive salaries and others who shall receive no salary. It shall be the duty of a probation officer to investigate all cases of dependent and delinquent children brought to the attention of the officer, and in such cases as come within the meaning of this Act to report the same to the County Judge in the manner herein provided, and to furnish the court with such information and assistance as the court may require; and to take charge of any child before and after the trial when directed by the court and to make reports to the court as hereinafter required, and to do all such other acts and things as may be required by the terms of this Act. At any time, within his discretion, a probation officer may bring any child under his supervision before the Judge, committing such child to his custody for such action as to the Judge may seem fit."

Amendment No. 5:

Strike out Section 9 and insert in lieu thereof the following:

"Sec. 9. When any child less than sixteen years of age shall be arrested, with or without warrant, and brought before any Justice of the Peace, Municipal Court or other court, the Magistrate or Judge presiding over such court, either before trial or after trial and conviction, but before sentence, may in his discretion take charge of the custody of such child in the same manner as provided herein for the County Judge to take charge of delinquent children, or he may make and enter an order remanding the custody of such child to the probation officer to be dealt with as delinquent children are herein provided to be dealt with. If such order is made after trial and conviction, but before sentence, and such child is afterwards found to be incorrigible, or incapable of reformation, or dangerous to the welfare of the community, the Judge or Magistrate

may order the arrest of such child and sentence such child as if the sentence had not been suspended. By committing a child to a probation officer to be dealt with as a delinquent child in the manner herein provided for, the court or Judge after trial and conviction, shall not lose jurisdiction to sentence."

**Amendment No. 6:**

Strike out all of Section 10 and insert in lieu thereof the following:

"Sec. 10. The provisions of the preceding section shall not apply to children accused or guilty of the crime of rape, murder, manslaughter, robbery, arson, burglary or the attempt to commit any of these crimes."

**Amendment No. 7**

After the word "services" in line 4, of Section 14, insert the following: "Except probation officers shall receive no other compensation than that fixed by the County Commissioners. The County Judge shall be paid such compensation as may be fixed by the County Commissioners, but in counties having more than fifty thousand (50,000) population by the last State or Federal census, the compensation of the County Judge shall not be less than five hundred dollars (\$500) annually, to be paid out of the fine and forfeiture fund quarterly."

Strike out all of Section 16 and insert in lieu thereof the following:

**Amendment No. 8:**

"Sec. 16. Any person who shall interfere with the custody or control of any child who shall have become the ward of any court under the provisions of this Act, or who shall refuse to obey any order of any court made under the provisions hereof, or any person to whom the custody of a child is committed under the provisions hereof who shall refuse to produce such child to the court when ordered to do so, or any person who shall interfere with any probation officer in the discharge of his duties, shall be guilty of a misdemeanor, and upon conviction thereof shall be punished by a fine not exceeding five hundred dollars (\$500) or imprisonment not exceeding six months, or by both such fine and imprisonment."

Insert as Section 17 the following:

**Amendment No. 9:**

"Sec. 17. This Act shall take effect the first day of September, A. D. 1911."

## Amendment No. 10:

In title, line 6, after the word "Judges" add the words "and the several courts of the State," and after the word "thereto" add the words "and to fix penalties for the violation of the terms of this Act."

And respectfully requests the concurrence of the Senate thereto.

Very respectfully,

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

Mr. Hudson moved that the Senate concur in Amendment No. 1 of the House of Representatives to Senate Bill No. 125, contained in the above message.

Which was agreed to.

Mr. Hudson moved that the Senate concur in Amendment No. 2 of the House of Representatives to Senate Bill No. 125, contained in the above message.

Which was agreed to.

Mr. Hudson moved that the Senate concur in Amendment No. 3 of the House of Representatives to Senate Bill No. 125, contained in the above message.

Which was agreed to.

Mr. Hudson moved that the Senate concur in Amendment No. 4 of the House of Representatives to Senate Bill No. 125, contained in the above message.

Which was agreed to.

Mr. Hudson moved that the Senate concur in Amendment No. 5 of the House of Representatives to Senate Bill No. 125, contained in the above message.

Which was agreed to.

Mr. Hudson moved that the Senate concur in Amendment No. 6 of the House of Representatives to Senate Bill No. 125, contained in the above message.

Which was agreed to.

Mr. Hudson moved that the Senate concur in Amendment No. 7 of the House of Representatives to Senate Bill No. 125, contained in the above message.

Which was agreed to.

Mr. Hudson moved that the Senate concur in Amendment No. 8 of the House of Representatives to Senate Bill No. 125, contained in the above message.

Which was agreed to.

Mr. Hudson moved that the Senate concur in Amend-

ment No. 9 of the House of Representatives to Senate Bill No. 125, contained in the above message.

Which was agreed to.

Mr. Hudson moved that the Senate concur in Amendment No. 10 of the House of Representatives to Senate Bill No. 125, contained in the above message.

Which was agreed to.

And Senate Bill No. 125, as amended by the House of Representatives and concurred in by the Senate, was referred to the Committee on Enrolled Bills.

The following message from the House of Representatives was read:

House of Representatives,  
Tallahassee, Fla., June 1, 1911.

*Hon. F. P. Cone,*  
*President of the Senate.*

*Sir:*

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

Committee Substitute for Senate Bill No. 184:

A Bill to be entitled An Act to amend Section 2812 of the General Statutes of the State of Florida, relating to consolidation, lease and purchase by railroads and canal companies, and to fix a penalty for violation thereof.

And has indefinitely postponed—

Senate Bill No. 60:

A Bill to be entitled An Act to authorize any person not the agent or representative of the lender to charge compensation for negotiating a loan of money and the doing of act incident thereto, in certain cases, and to limit such compensation in certain cases, and to provide a penalty for violation of this Act.

And has indefinitely postponed—

Senate Bill No. 214:

A Bill to be entitled An Act to encourage, protect and develop the oyster industry of the State of Florida, and to increase the revenues of the State therefrom, by recognizing and declaring the ownership of the State in and to the bottoms of beds of the bodies of streams of water along the coast of the Gulf of Mexico, and along the coast

of the Atlantic Ocean within the jurisdiction of the State of Florida, not heretofore granted, for the purpose of giving exclusive rights to plant oysters; by prohibiting other alienations of same in fee; by recognizing and declaring the ownership of the State in and to all reefs of oysters growing naturally thereon; for the protection of those heretofore engaged in the growing of oysters; by creating the office of Oyster Commissioner of the State of Florida, and defining his powers and duties; by providing for the leasing of oyster lands belonging to the State; by providing for the licensing, registration and designation of vessels employed in the oyster industry; by levying a special assessment or privilege tax on oysters produced in said waters, and a police license on persons, firms, corporations and vessels engaged in the oyster industry; by providing for the manner of collecting, handling, depositing and disbursing the revenues derived from said industry and distribution of the surplus revenues; by providing for the protection and enlargement of the natural oyster reefs in this State and for the creating of artificial reefs or beds; by providing such other regulations and provisions as are necessary to properly carry out the objects and purposes of this Act; by providing penalties for the violation of this Act, and by repealing and superceding all laws on the same subject-matter and in conflict with 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 Committee Substitute for Senate Bill No. 184, contained in the above message, was read the first time by its title and referred to the Committee on Enrolled Bills.

The consideration of Committee Substitute for House Bill No. 472 was resumed.

Mr. McMullen moved that the vote whereby an amendment to Committee Substitute for House Bill No. 472 was adopted be reconsidered, said amendment being to strike out "ten dollars" in line 491, page 42, printed bill, and insert in lieu thereof "forty dollars."

Which was agreed to by a two third's vote.

Pending further consideration, the Senate took up—

MESSAGES FROM THE HOUSE OF REPRESENTATIVES.

The following message from the House of Representatives was read:

House of Representatives,  
Tallahassee, Fla., June 1, 1911.

*Hon. F. P. Cone,*  
*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. 744:

A Bill to be entitled An Act to protect the fresh water fish in the fresh water lakes, ponds and fresh water streams in the County of Alachua.

Also—

House Bill No. 743:

A Bill to be entitled An Act permitting and authorizing the Board of County Commissioners of Leon County, Florida, 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 of said county; limiting the salary of such attorney and fixing the manner in which same shall be paid.

Also—

House Bill No. 731:

A Bill to be entitled An Act for the protection of deer in St. Johns County, State of Florida, and prescribing what months shall constitute an open season for hunting said deer in said county.

Also—

House Bill No. 724:

A Bill to be entitled An Act to protect the fresh water fishes in the fresh water lakes, ponds and other fresh water streams in the County of Palm Beach.

Also—

Senate Bill No. 496:

A Bill to be entitled An Act to amend Sections 28 and

30 of Chapter 5363 of the Laws of Florida, approved June 8, 1903; also to amend Section 2 of Chapter 5860 of the Laws of Florida, approved June 1, 1907, all of said Acts relating to the city charter of the City of Tampa.

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. 744, contained in the above message, was read the first time by its title and placed on the Local Calendar of Bills on Second Reading.

And House Bill No. 743, contained in the above message, was read the first time by its title and placed on the Local Calendar of Bills on Second Reading.

And House Bill No. 731, contained in the above message, was read the first time by its title and placed on the Local Calendar of Bills on Second Reading.

And House Bill No. 724, contained in the above message, was read the first time by its title and placed on the Local Calendar of Bills on Second Reading.

And Senate Bill No. 496, contained in the above message, was read the first time by its title and referred to the Committee on Enrolled Bills.

The following message from the House of Representatives was read:

House of Representatives,  
Tallahassee, Fla., June 1, 1911.

*Hon. F. P. Cone,*

*President of the Senate.*

*Sir:*

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

Senate Bill No. 268:

A Bill to be entitled An Act requiring the names and addresses of all Deputy Sheriffs to be registered with the Clerks of the Circuit Courts and giving to the Boards of County Commissioners certain powers over same.

Which amendments are as follows:

(1) In Section 1, line 10, strike out all the words in the bill after the word "filed," including Section 2.

Also—

(2) Amend the title by striking out the words "and giving to the Board of County Commissioners certain powers over same."

And respectfully requests the concurrence of the Senate thereto.

Very respectfully,

J. G. KELLUM,

Chief Clerk of the House of Representatives.

Mr. Wilson moved that the Senate concur in Amendment No. 1 of the House of Representatives to Senate Bill No. 268, contained in the above message.

Which was agreed to.

Mr. Wilson moved that the Senate concur in Amendment No. 2 of the House of Representatives to Senate Bill No. 268, contained in the above message.

Which was agreed to.

And Senate Bill No. 268, as amended by the House of Representatives and concurred in by the Senate, was referred to the Committee on Enrolled Bills.

The following message from the House of Representatives was read:

House of Representatives,  
Tallahassee, Fla., June 1, 1911.

*Hon. F. P. Cone,*  
*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. 742:

A Bill to be entitled An Act to amend Sections 41 and 46 of the General Statutes of the State of Florida, relating to the boundary lines of Sumter and Polk Counties.

Also—

House Bill No. 681:

A Bill to be entitled An Act to cancel judgment recovered by the State of Florida against C. C. Keathley and W. M. Hope, October 5, 1886, for \$254.83 in the Circuit Court of Hernando County, Florida.

Also—

House Memorial No. 5:

A Memorial to the Senators and Representatives in Congress in regard to a ship canal across the State of Florida.

Also—

House Bill No. 740:

A Bill to be entitled An Act to legalize the assessments and levies of taxes for the years 1910 and 1911 by the Town of Gretna, Florida.

Also—

House Bill No. 699:

A Bill to be entitled An Act declaring the Town of Altha in Calhoun County, Florida, to be a legally incorporated town and the officers thereof legally elected and qualified.

Also—

House Memorial No. 9:

A Memorial to the Congress of the United States requesting an appropriation for the improvement of the navigation of the St. Johns River between Palatka and Jacksonville, 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. 742, contained in the above message, was read the first time by its title and placed on the Local Calendar of Bills on the Second Reading

And House Bill No. 681, contained in the above message, was read the first time by its title and placed on the Local Calendar of Bills on the Second Reading.

And House Memorial No. 5, contained in the above message, was read the first time by its title and went over under the rules.

And House Bill No. 740, contained in the above message, was read the first time by its title and placed on the Local Calendar of Bills on the Second Reading.

And House Bill No. 699, contained in the above message, was read the first time by its title and placed on the Local Calendar of Bills on the Second Reading.

And House Memorial No. 9, contained in the above message, was read the first time by its title and went over under the rules.

The following message from the House of Representatives was read:

House of Representatives,  
Tallahassee, Fla., June 1, 1911.

*Hon. F. P. Cone,*  
*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. 689:

A Bill to be entitled An Act to regulate the taking of food fish from the waters of Franklin County, State of Florida, and handling and shipping of such fish, and regulating the size of the mesh or bar of seines and nets used in catching food fish in said County of Franklin and providing a season or period during which such food fish shall not be shipped from said county, or caught in said county, and providing a period or season during which such food fish may lawfully be caught, shipped and transported from said county.

And respectfully requests the concurrence of the Senate thereto.

Very respectfully,

J. G. KELLUM,

Chief Clerk of the House of Representatives.

And House Bill No. 689, contained in the above message, was read the first time by its title and was placed on the Local Calendar of Bills on the Second Reading.

The following message from the House of Representatives was read:

House of Representatives,  
Tallahassee, Fla., June 1, 1911.

*Hon. F. P. Cone,*  
*President of the Senate.*

*Sir:*

I am directed by the House of Representatives to in-

form the Senate that the House of Representatives has refused to concur in—

Senate Amendment to House Bill No. 672:

And asks for a conference on House Bill No. 672.

A Bill to be entitled An Act to fix the salary of the State Superintendent of Public Instruction.

Which amendments are as follows:

Strike out the word "salary" in the title of the bill and insert in lieu thereof "salaries," also, add at the end of the title the following:

Secretary of State, State Treasurer, Attorney General and Commissioner of Agriculture and making an appropriation therefor, and requiring that all fees received by them be itemized and paid into the State Treasury.

In line 1, Section 1, strike out the word "salary" and insert in lieu thereof "salaries," also, after the word "Instruction" in line 2 of Section 1, add the following:

"Secretary of State, State Treasurer, Attorney General and Commissioner of Agriculture;" also, in line 4, Section 1, strike out the word "salary" and insert in lieu the word "salaries;" also, add at the end of Section 1, the following: "Provided, that all fees of whatever nature received by any of the said named officers shall be itemized, and paid into the State Treasury."

And has appointed as such Conference Committee Messrs. Igo, Ward and Jennings (Hamilton).

And respectfully requests the concurrence of the Senate thereto.

Very respectfully,

J. G. KELLUM,

Chief Clerk of the House of Representatives.

The President appointed Senators Henderson, McMullen and Massey upon the part of the Senate to act in concert with the committee of the House named in the above message as a Conference Committee on the amendments to House Bill No. 672.

Mr. Broome moved that the rules be waived and that House Bill No. 740 be taken up.

Which was agreed to by a two thirds' vote.

And—

House Bill No. 740

A Bill to be entitled An Act to legalize the assessments

and levies of taxes for the years 1910 and 1911 by the Town of Gretna, Florida.

Was taken up.

Mr. Broome moved that the rules be waived and that House Bill No. 740 be read a second time by its title only.

Which was agreed to by a two thirds' vote

And House Bill No. 740 was read a second time by its title.

Mr. Broome moved that the rules be further waived and that House Bill No. 740 be read a third time and put upon its passage.

Which was agreed to by a two thirds' vote.

And House Bill No. 740 was read a third time in full

Upon the passage of House Bill No. 740 the roll was called and the vote was:

Yeas—Mr. President, Senators Adkins, Broome, Carney, Culpepper, Davis, Finlayson, Flournoy, Hilburn, Hosford, Hudson, Humphries, Johnson, Malone, Massey, McCreary, McLeod, McMullen, Miller, Perkins, Stokes, Wilson, Withers—23.

Nays—None.

So the bill passed, title as stated.

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

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

Senate Chamber,  
Tallahassee, Fla., June 1, 1911.

*Hon. F. P. Cone,*  
*President of the Senate.*

Sir:

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

An Act to protect squirrels in Nassau County, Florida.

Also—

An Act to authorize the Secretary of State and Clerk of the Supreme Court, to furnish certain books for the Board of Control for the use of the law school at the University of Florida.

Also—

An Act making it unlawful to hunt or kill any wild turkey, quail, or deer in DeSoto County, State of Florida, during certain months and prescribing a license therefor.

Also—

An Act providing for the working of the county convicts of Columbia County on the public roads in said county.

Also—

An Act making it unlawful to catch fish in certain fresh water lakes, streams and bayous in the County of DeSoto, State of Florida, during certain months of the year, and prescribing a license therefor.

Also—

An Act authorizing the County Commissioners of Gadsden County, Florida, to pay certain expenses incurred by the County Treasurer of said county.

Also—

An Act to repeal Chapter 3973 of the Laws of Florida, entitled An Act to incorporate the City of New Augustine approved June 7th 1889.

Also—

An Act to prohibit the catching and removal of fish from the fresh waters, lakes and streams of Calhoun County, Florida, between the fifteenth day of April and the first day of June of each and every year; and also to prohibit the shipping or transporting of any fish so caught from such waters outside of the limits of the State of Florida.

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

Very respectfully,

C. T. CULPEPPER,  
Chairman of Committee.

## ENROLLED.

The President announced that he was about to sign—  
An Act to protect squirrels in Nassau County, Florida.

Also—

An Act to authorize the Secretary of State and Clerk of the Supreme Court to furnish certain books for the Board of Control for the use of the Law School at the University of Florida.

Also—

An Act making it unlawful to hunt or kill any wild turkey, quail or deer in DeSoto County, State of Florida, during certain months and prescribing a license therefor.

Also—

An Act providing for the working of the county convicts of Columbia County on the public roads in said county.

Also—

An Act making it unlawful to catch fish in certain fresh water lakes, streams and bayous in the County of DeSoto, State of Florida, during certain months of the year, and prescribing a license therefor.

Also—

An Act authorizing the County Commissioners of Gadsden County, Florida, to pay certain expenses incurred by the County Treasurer of said county.

Also—

An Act to repeal Chapter 3973 of the Laws of Florida, entitled, "An Act to incorporate the City of New Augustine," approved June 7, 1889.

Also—

An Act to prohibit the catching and removal of fish from the fresh waters, lakes and streams of Calhoun County, Florida, between the fifteenth day of April and the first day of June of each and every year; and also to prohibit the shipping or transporting of any fish so caught from such waters outside of the limits of the State of Florida.

Also—

An Act to abolish the present municipal government of

the Town of Micanopy, in the County of Alachua, State of Florida, and to establish, organize and constitute in its place a municipality to be known and designated as the Town of Micanopy; to define its territorial boundaries and to provide for its jurisdiction, powers and privileges, and the exercise of the same.

Also—

An Act to abolish the present municipal government of the Town of Lawtey, in the County of Bradford, and State of Florida, and to establish, organize and constitute a municipality to be known and designated as Lawtey, and to define its territorial boundary and to provide for its jurisdiction, powers and privileges.

Also—

An Act to abolish the present municipal government of the City of Lakeland, in the County of Polk and State of Florida; and to organize and establish a city government for the same; to prescribe its jurisdiction and powers, and to authorize the imposition of penalties for the violation of its ordinances.

The Acts were therefore duly signed by the President and Secretary of the Senate, and ordered returned to the Chairman of the Joint Committee on Enrolled Bills to convey to the Governor for his approval.

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

Senate Chamber,  
Tallahassee, Fla., June 1, 1911.

*Hon. F. P. Cone,*  
*President of the Senate.*

*Sir:*

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

An Act to protect squirrels in Nassau County, Florida.

Also—

An Act to authorize the Secretary of State and Clerk of the Supreme Court to furnish certain books for the Board of Control, for the use of the Law School at the University of Florida.

Also—

An Act making it unlawful to hunt or kill any wild

turkey, quail or deer in DeSoto County, State of Florida, during certain months and prescribing a license therefor.

Also—

An Act providing for the working of the county convicts of Columbia County, Florida, on the public roads in said county.

Also—

An Act making it unlawful to catch fish in certain fresh water lakes, streams and bayous in the County of DeSoto, State of Florida, during certain months of the year, and prescribing a license therefor.

Also—

An Act authorizing the County Commissioners of Gadsden County, Florida, to pay certain expenses incurred by the County Treasurer of said county.

Also—

An Act to repeal Chapter 3973 of the Laws of Florida, entitled An Act to incorporate the City of New Augustine, approved June 7, 1899.

Also—

An Act to prohibit the catching and removal of fish from the fresh waters, lakes and streams of Calhoun County, Florida, between the 15th day of April and the 1st day of June of each and every year; and also to prohibit the shipping or transporting of any fish so caught from such waters outside of the limits of the State of Florida.

Also—

An Act to abolish the present municipal government of the Town of Micanopy, in the County of Alachua, State of Florida and to establish, organize and constitute in its place, a municipality to be known and designated as the Town of Micanopy, to define its territorial boundaries and to provide for its jurisdiction, powers and privileges, and the exercise of the same.

Also—

An Act to abolish the present municipal government of the Town of Lawtey, in the County of Bradford, and State of Florida, and to establish, organize and constitute a municipality to be known and designated as Law-

tey, and to define its territorial boundary, and to provide its jurisdiction, powers and privileges.

Also—

An Act to abolish the present municipal government of the City of Lakeland, in the County of Polk and State of Florida, and to organize and establish a city government for the same; to prescribe its jurisdiction and powers, and to authorize the imposition of penalties for the violation of its ordinances.

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

Very respectfully,

C. T. CULPEPPER,  
Chairman of Committee.

Mr. Massey moved that the rules be waived and that the Senate now resume the regular Order of Business.

Which was agreed to by a two thirds' vote.

The consideration of—

Committee Substitute for House Bill No. 472:

Was resumed.

Page 23 was read.

Page 24 was read.

Page 25 was read.

Mr. Flournoy offered the following amendment to—

Committee Substitute for House Bill No. 472:

In line 142 strike out the words "each lawyer, ten dollars," and insert in lieu thereof the following: "Each lawyer from the first to the tenth year after his admission to practice, ten dollars, after the tenth year to twentieth year twenty dollars, and after the twentieth year thirty dollars."

Mr. Flournoy moved to adopt the amendment.

Which was not agreed to.

Page 26 was read.

Page 27 was read.

Page 28 was read.

Page 29 was read.

Mr. Cone offered the following amendment to—

Committee Substitute for House Bill No. 472:

In Section 8, line 212, after the word "rights," add the following: "also selling stock or bonds of any kind in

corporations not authorized under the Laws of the State of Florida.”

Mr. Cone moved to adopt the amendment.

Which was agreed to.

Mr. Cone offered the following amendment to—  
Committee Substitute for House Bill No. 472:

In Section 8, line 212, strike out “twenty-five,” and insert in lieu thereof the following: “fifty.”

Mr. Cone moved to adopt the amendment.

Which was agreed to.

Mr. Cone offered the following amendment to—  
Committee Substitute for House Bill No. 472:

In Section 8, line 211, after the word “selling,” add the following: “or offering for sale.”

Mr. Cone moved to adopt the amendment.

Which was agreed to.

Page 30 was read.

Mr. Massey offered the following amendment to—  
Committee Substitute for House Bill No. 472:

In Section 8, line 248, printed bill, strike out “A.”

Mr. Massey moved to adopt the amendment.

Which was agreed to.

Mr. Williams offered the following amendment to—  
Committee Substitute for House Bill No. 472:

An end of line 240 of printed bill, insert the following: “Every citizen of the State engaged in the business of taking fish from the waters of Florida for sale at a profit, two dollars (\$2.00), and all non-residents of the State so engaged, twenty-five dollars (\$25.00).”

Mr. Williams moved to adopt the amendment.

Which was agreed to.

Mr. Davis offered the following amendment to—  
Committee Substitute for House Bill No. 472:

Strike out all after “Schedule B” down to and including line 259, page 31, printed bill.

Which was withdrawn.

Mr. Dayton offered the following amendment to—  
Committee Substitute for House Bill No. 472:

In Section 8, strike out lines 249, 250, 251, 252, 253, 254 and 255, page 30 and 31, printed bill.

Mr. Dayton moved to adopt the amendment.

Which was withdrawn.

Mr. Williams offered the following amendment to—  
Committee Substitute for House Bill No. 472:

In Section 8, at end of line 263, page 31, insert the following: "Advertising.—Street car companies with advertising matter displayed in cars for hire, \$20.00 for each car in which said advertising matter is displayed."

Mr. Massey moved to adopt the amendment.

Which was agreed to.

Mr. Malone offered the following amendment to—

Committee Substitute for House Bill No. 472:

On page 31, line 274, printed bill, strike out "agency, attorneys, or other persons and," and insert in lieu thereof the following: "agencies, each."

Mr. Malone moved to adopt the amendment.

Which was agreed to.

Mr. Williams offered the following amendment to—

Committee Substitute for House Bill No. 472:

On page 30, add at end of line 249 the following: "engaged in the business of."

Mr. Williams moved the adoption of the amendment.

Which was agreed to.

Mr. Massey offered the following amendment to—

Committee Substitute for House Bill No. 472:

On page 31, line 270, printed bill, after the word "matter" insert the words "ten dollars."

Mr. Massey moved to adopt the amendment.

Which was agreed to.

Mr. Massey offered the following amendment to—

Committee Substitute for House Bill No. 472:

On page 31, lines 270, 271, 272 and 273, printed bill, strike out "the foregoing classes not to apply to merchants advertising in this manner their own goods or merchandise, ten dollars," and insert in lieu thereof the following: "none of the foregoing paragraphs of Schedule B relative to advertising shall apply to merchants or other legitimate business enterprises, advertising their own goods, merchandise or other business."

Mr. Massey moved to adopt the amendment.

Which was agreed to.

Mr. Cone offered the following amendment to—

Committee Substitute for House Bill No. 472:

At the end of line 273, page 31, the following: "each billboard used for advertising for profit, two dollars."

Mr. Cone moved to adopt the amendment.

Which was not agreed to.

Mr. Massey offered the following amendment to—  
Committee Substitute for House Bill No. 472:

In Section 8, line 280 printed bill, strike out "B."

Mr. Massey moved to adopt the amendment.

Which was agreed to.

Page 32 was read.

Page 33 was read.

Page 34 was read.

Mr. Dayton offered the following amendment to—  
Committee Substitute for House Bill No. 472:

In Section 8, line 323, after the word "Act," add: "Provided, that all banks paying a tax on the amount of their capital stock as required by Sections 8 and 9 of Chapter 5596 of the Laws of Florida, shall not be required to pay a license on the amount of their capital stock."

Mr. Dayton moved to adopt the amendment.

Which was agreed to.

Mr. Williams, by unanimous consent, introduced—

Senate Bill No. 523:

A Bill to be entitled An Act to provide for the selecting and securing a site for a biological station on the Gulf Coast of Florida.

Which was read the first time by its title.

Mr. Williams moved that the rules be waived, and that Senate Bill No. 523 be read a second time by its title only.

Which was agreed to by a two thirds' vote.

And Senate Bill No. 523 was read a second time by its title.

Mr. Williams moved that the rules be further waived, and that Senate Bill No. 523 be read a third time and put upon its passage.

Which was agreed to by a two thirds' vote.

And Senate Bill No. 523 was read a third time in full.

Upon the passage of Senate Bill No. 523 the roll was called and the vote was:

Yeas—Mr. President, Senators Adkins, Broome, Cook, Davis, Dayton, Finlayson, Hosford, Hudson, Humphries, Johnson, Malone, Massey, McCreary, McMullen, Perkins, Stokes, Williams, Withers, Zim—20.

Nays—None.

So the bill passed, title as stated.

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

The consideration of—

Committee Substitute for House Bill No. 472:

Was resumed.

Page 35 was read.

Page 36 was read.

Page 37 was read.

Page 38 was read.

Mr. McCreary offered the following amendment to Committee Substitute for House Bill No. 472:

Strike out lines 408, 409 and 410 in Section 8, page 38, printed bill.

Mr. McCreary moved to adopt the amendment.

Which was agreed to.

Page 39 was read.

Page 40 was read.

Page 41 was read.

Page 42 was read.

Mr. Massey offered the following amendment to Committee Substitute for House Bill No. 472:

In Section 8, line 482, strike out "five," and insert in lieu thereof the following: "One."

Mr. Massey moved to adopt the amendment.

Which was agreed to.

Mr. Massey offered the following amendment to Committee Substitute for House Bill No. 472:

Page 42, printed bill, strike out lines 486 and 487.

Mr. Massey moved to adopt the amendment.

Which was agreed to.

Mr. Malone offered the following amendment to Committee Substitute for House Bill No. 472:

Page 42, line 491, strike out "ten," and insert in lieu thereof the following: "Forty."

Mr. Malone moved to adopt the amendment.

Which was agreed to.

Mr. Dayton moved that the Senate do now go into executive session.

Which was agreed to.

The doors were closed at 12:32 o'clock p. m.

The doors were opened at 12:40 o'clock p. m.

The Senate resumed its session.

The President in the chair.

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

Mr. President, Senators Adkins, Broome, Cook, Culpeper, Davis, Dayton, Finlayson, Henderson, Hosford, Hudson, Humphries, Johnson, Malone, Massey, McCreary, McLeod, McMullen, Miller, Perkins, Sloan, Stokes, Williams, Wilson, Withers, Zim—25.

A quorum present.

The consideration of Committee Substitute for House Bill No. 472 was resumed.

Mr. McMullen moved that the vote by which the amendment, to wit: Page 42, line 491, strike out "ten" and insert in lieu thereof the following: "forty."

Was adopted, be reconsidered.

Mr. Stokes moved to lay the motion to reconsider on the table.

Which was withdrawn.

The motion to reconsider was agreed to.

Mr. Williams offered the following amendment to—  
Committee Substitute for House Bill No. 472:

Add at end of line 492, page 30, the following: "Without any municipal limits and twenty-five dollars a mile on all trackage within any municipal limits."

Mr. Williams moved to adopt the amendment.

Which was agreed to.

Mr. Humphries moved that the Senate do now take a recess until 3 o'clock p. m.

Which was agreed to.

Whereupon the Senate took a recess until 3 o'clock p. m.

#### CONFIRMATIONS.

To be Circuit Judge of the Tenth Judicial Circuit of the State of Florida, for a term of six years: Hon. F. A. Whitney, of Arcadia, Florida.

To be State Attorney for the First Judicial Circuit of the State of Florida, to fill the unexpired term of Hon. C. L. Wilson, resigned: Hon. Emmett Wilson, of Pensacola, Florida.

To be Judge of the Criminal Court of Record for Walton County, Florida: Hon. Charles O. Andrews, of DeFuniak Springs, Florida.

To be County Solicitor for Walton County, Florida: Hon. A. G. Campbell, of DeFuniak Springs, Florida.

To be Pilot Commissioners for the Port of Miami, Florida, for the term of four years each: John W. Watson, John Sewell, J. I. Wilson, J. N. Lummus, and W. C. Maynard.

#### AFTERNOON SESSION.

The Senate met at 3 o'clock p. m.

The President in the chair.

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

Mr. President, Senators Adkins, Broome, Calkins, Carney, Cook, Culpepper, Davis, Dayton, Finlayson, Flournoy, Hilburn, Hosford, Hudson, Humphries, Johnson, L'Engle, Malone, Massey, McCreary, McLeod, Miller, Perkins, Sloan, Stokes, Williams, Wilson, Withers, Zim—29.  
A quorum present.

The Committee on Appropriations to whom had been referred the report of the State Auditor, reported recommending that the same be spread on the Journal.

The report was adopted.

The following is the report of the State Auditor:

Tallahassee, Fla., May 1, 1911.

*Gentlemen of the Senate and House of Representatives:*

Pursuant to the requirements of the statute I have the honor to report that I have made an examination of the books, records and accounts of those State officers receiving or disbursing public funds, including the Trustees of the Internal Improvement Fund, for the years 1909 and 1910, and respectfully submit herewith a summary of the result of my investigations, including a brief statement of the financial transactions of said offices during the period mentioned.

#### SECRETARY OF STATE.

During the years 1909 and 1910 the Secretary of State received and paid over to the State Treasurer \$90,891.00, derived from the following sources:

Corporation Charter Taxes .....	\$84,555.00
Auto and Chauffeur Reg. Certificates .....	3,928.00
Sale General Statutes Bound.....	575.00
Sale General Statutes Unbound...	549.50

Sale Acts Legislature .....	376.50
Certificates under Seal, Paragraph 81, General Statutes .....	881.00
Sale County Commissioners' Man- uels .....	14.00
Sale Revised Statutes .....	8.00
Sale Justice Manuals .....	4.00—\$90,891.00

### STATE TREASURER.

The Treasurer keeps accurate accounts with the State's funds, having properly charged himself with the receipts of the office and taken appropriate credit for the disbursements thereof. At the close of business December 31, 1910, he had on hand \$682,696.48 in cash and cash items, distributed in the several funds, as follows:

General Revenue Fund .....	\$180,143.44
One Mill School Tax .....	21,843.76
State Board of Health .....	113,518.39
Pension Tax .....	95,296.67
Principal State School Fund...	1,287.73
Interest State School Fund.....	18,560.78
Principal Seminary Fund.....	244.76
Interest Seminary Fund.....	1,397.66
Agricultural College .....	454.10
Hatch Experiment Station.....	2,128.61
White College, Morrill.....	15,596.64
A. & M. College, Morrill.....	15,574.24
University Incidental .....	542.57
Experiment Station, Incidental..	24.88
Hire State Convicts .....	120,550.96
Indian War Claims .....	25,000.00
F. S. College for Women Inci- dental .....	4,470.12
A. & M. College, Incidental ....	1.55
Adams Experiment Station ....	1,734.97
B. D. & D. Institute, Incidental	340.29
Drainage Tax .....	63,276.71
Railroad Commission Fines.....	1.27
Choctawhatchie Forest .....	706.38
	<hr/>
	\$682,696.48

Of this amount \$611,277.11 was on deposit in 47 different banks which had deposited approved securities with the Treasurer aggregating \$633,700.00 to secure his accounts with them.

The receipts and disbursements of the office in the aggregate for the two years were as follows:

Grand Balance on hand last report, January 1, 1909....	\$647,618.09
Aggregate receipts for 1909...	\$2,225,462.73
Aggregate receipts for 1910...	3,042,067.27

\$5,267,530.00

Aggregate Disbursements 1909...\$2,282,240.90

Disbursements

1910 ..... 2,850,210.71— 5,232,451.61— 35,078.39

Aggregate Balance in Treasury,  
January 1, 1911 .....\$682,696.48

The Treasurer also had on hand bonds as follows:

*Principal State School Fund.*

244 Virginia Century 3 per cent bonds ....	\$ 201,500.00
624 Tennessee 3 per cent bonds .....	372,000.00
Tennessee Registered 3 per cent bonds	121,000.00
118 Louisiana 4 per cent bonds .....	104,800.00
50 North Carolina 4 per cent bonds.....	50,000.00
45 Alabama 3½ per cent bonds .....	45,000.00
20 Hillsboro County 4 per cent bonds.....	20,000.00
14 Jackson County 4 per cent bonds.....	14,000.00
32 City Lakeland 5 per cent bonds.....	32,000.00
130 City Pensacola 6 per cent bonds.....	49,800.00
2 Florida Refunding 3 per cent bonds....	368,167.00

\$1,378,267.00

*Principal Seminary Fund.*

Virginia Century 3 per cent bonds.....	\$ 7,500.00
Tennessee 3 per cent bonds .....	8,100.00
Tennessee 3 per cent Registered bonds.....	1,000.00
Alabama 3½ per cent Registered bonds.....	15,000.00
Florida Refunding 3 per cent bonds.....	97,600.00

\$129,200.00

*Agricultural College Fund.*

City Lakeland 5 per cent bonds.....	\$ 8,000.00
North Carolina 6 per cent bonds .....	10,000.00
Florida Refunding 3 per cent bonds.....	135,800.00
	<hr/>
	\$153,800.00

*Bonds Deposited With Treasurer by Insurance and Surety Companies.*

<i>Peninsular Casualty Company, Jacksonville—</i>	
Bonds .....	\$ 86,000.00
First Real Estate Mortgages .....	15,500.00
	<hr/>
	\$101,500.00
<i>Florida Life Insurance Co., Jacksonville—</i>	
Bonds .....	\$ 49,500.00
Real Estate First Mortgages .....	51,193.70
	<hr/>
	\$100,693.70

<i>American Surety Company of New York,</i>	
Bonds .....	\$ 50,000.00
<i>Agricultural Insurance Co., Watertown,</i>	
N. Y. ....	11,000.00
<i>Dixie Fire Insurance Co., Greensboro, N. C.</i>	10,000.00
<i>Florida Home Insurance Co., Marianna ...</i>	10,000.00
<i>Sun Insurance Co., New Orleans, La. ....</i>	10,000.00
<i>Southern Mutual Aid Association, Pensa-</i>	
<i>cola, Fla. ....</i>	5,000.00
<i>Industrial Life &amp; Health Insurance Co.,</i>	
<i>Atlanta, Ga. ....</i>	5,000.00
<i>Union Mutual Association, Jacksonville, Fla.</i>	300.00
<i>Certificates of Deposit Under Paragraph</i>	
<i>2784, General Statutes—</i>	
<i>Fidelity &amp; Deposit Co., of Maryland .....</i>	5,286.00
<i>U. S. Fidelity &amp; Guaranty Co., Baltimore,</i>	
<i>Md. ....</i>	11,500.00

*Grand Summary.*

Cash .....	\$ 18,630.87
Cash Items .....	52,788.50
Deposits in Banks .....	611,277.11

Bonds to Secure State Deposits .....	633,700.00
Bonds in School and College Funds.....	1,661,267.00
Bonds Deposited by Insurance Companies..	236,800.00
Real Estate Mortgages Deposited by Insurance Companies .....	66,693.70
Certificates of Deposits by Insurance Companies .....	14,786.00
	\$3,295,943.18

### COMPTROLLER.

The Comptroller keeps correct accounts with the State's funds. It is only upon his warrant that withdrawals may be drawn from the Treasury. Below I give a consolidated statement of the Comptroller's accounts for the years 1909 and 1910:

#### *General Revenue Fund.*

Balance on hand per last report .....	\$ 261,813.92
Taxes received during 1909 .....	309,288.86
Taxes received during 1910 .....	325,279.31
Received from tax certificates 1909 .....	42,156.29
Received from tax certificates 1910 .....	67,984.15
General license tax 1909 .....	300,310.59
General license tax 1910 .....	323,797.08
Insurance Company license tax 1909 .....	26,300.00
Insurance Company license tax 1910 .....	29,800.00
Insurance Agents license tax 1909 .....	19,327.50
Insurance Agents license tax 1910 .....	22,460.00
Insurance Company premium tax 1909.....	95,627.11
Insurance Company premium tax 1910 ....	98,957.30
Corporation Charter tax 1909 .....	35,547.00
Corporation Charter tax 1910 .....	49,008.00
Southern Express Company license tax 1909.	3,750.00
Southern Express Company license tax 1910.	3,750.00
Interest on State funds 1909 .....	13,157.68
Interest on State funds 1910 .....	14,436.76
Sale Fertilizer Stamps 1909 .....	38,685.07
Sale Fertilizer Stamps 1910 .....	43,160.46
Sale Feed Stamps 1909 .....	18,087.53
Sale Feed Stamps 1910 .....	18,810.59
Tax on Commissions 1909 .....	1,337.00
Tax on Commissions 1910 .....	1,630.00

Automobile Registration tax 1909 .....	1,114.00
Automobile Registration tax 1910 .....	2,276.00
Chauffeur Registration tax 1909 .....	192.00
Chauffeur Registration tax 1910 .....	346.00
Sale General Statutes Bound 1909 .....	335.00
Sale General Statutes Bound 1910 .....	240.00
Sale General Statutes Unbound 1909 .....	301.00
Sale General Statutes Unbound 1910 .....	248.50
Sale Acts Legislature 1909 .....	232.50
Sale Acts Legislature 1910 .....	136.50
License Tax Main Street Railway, Jackson- ville, 1909 .....	130.00
License Tax Main Street Railway, Jackson- ville, 1910 .....	130.00
Certificates under Paragraph 81, General Statutes 1909 .....	364.00
Certificates under Paragraph 81, General Statutes 1910 .....	517.00
Sale Supreme Court Reports 1909 .....	1,000.00
Sale Supreme Court Reports 1910 .....	2,500.00
Asylum pay patients 1909 .....	1,420.41
Asylum pay patients 1910 .....	2,182.92
Bank Examination Tax 1909 .....	655.00
Bank Examination Tax 1910 .....	3,090.00
Stumpage from Dead Lakes 1909 .....	785.33
Stumpage from Dead Lakes 1910 .....	297.01
Sale Revised Statutes 1909 .....	4.00
Sale Revised Statutes 1910 .....	4.00
Sale Laws County Commissioners 1909 ....	9.00
Sale Laws County Commissioners 1910 ....	5.00
Sale Justice Manuals 1909 .....	1.00
Sale Justice Manuals 1910 .....	3.00
Sale Record Florida Soldiers 1909 .....	6.25
Sale Record Florida Soldiers 1910 .....	7.50
Sale Classifications by Railroad Commis- sion 1909 .....	14.00
Sale Confiscated Feed Stuff 1909 .....	3.90
Commission on Gate Receipts Jacksonville Fair Association 1909 .....	391.28
Sale Bound Acts Legislature 1909 .....	7.50
Refund on Tax Certificate 1909 .....	9.32
Refund Account Mileage as Witness 1909..	3.02
Refund Account from Asylum 1909 .....	35.63
Postage left by Legislature 1909 .....	12.07
Refund Account Florida State Troops 1909..	12.29

Refund Account Witness per diem and mile- age 1909 .....	10.90
Fines Imposed by Court-martial 1910 .....	75.00
Sale Copy Testimony by Railroad Commis- sion 1910 .....	51.10
Revenue Refunded 1910 .....	1.00
	<hr/>
	\$2,183,658.13

Warrants issued in 1909.....\$1,012,694.35  
 Warrants issued in 1910..... 999,176.08—\$2,011,870.43

Comptroller's balance January 1, 1911.....\$ 171,787.70  
 Warrants outstanding .....

8,355.74

Treasurer's balance January 1, 1911.....\$ 180,143.44

*Pension Tax Fund.*

Balance in Fund per last report .....\$ 127,743.90  
 Receipts in 1909 .....

678,600.88

Receipts in 1910 .....

650,573.25

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\$1,456,918.03

Warrants issued in 1909.....\$721,099.16  
 Warrants issued in 1910..... 644,317.77—\$1,365,416.93

Balance in Fund January 1, 1911 .....\$ 91,501.10  
 Warrants Outstanding .....

3,795.57

Treasurer's Balance January 1, 1911 .....\$ 95,296.67

*One Mill Tax.*

Balance in Fund per last report .....\$ 16,973.66  
 Receipts in 1909 .....

158,787.51

Receipts in 1910 .....

169,114.26

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\$ 344,875.43

Warrants issued in 1909.....\$157,125.77  
 Warrants issued in 1910 ..... 166,451.18 \$ 323,576.95

Balance in Fund January 1, 1911 .....\$ 21,298.48  
 Warrants outstanding .....

545.28

Treasurer's Balance January 1, 1911.....\$ 21,843.76

*State Board of Health Fund.*

Balance in Fund per last report .....	\$132,722.81
Receipts in 1909 .....	77,579.61
Receipts in 1910 .....	82,814.28
	<hr/>
	\$293,116.70
Warrants issued in 1909 .....	\$105,879.27
Warrants issued in 1910 .....	73,719.04—\$179,598.31
	<hr/>
Balance in Fund January 1, 1911 .....	\$113,518.39
Warrants Outstanding .....	None
	<hr/>
Treasurer's Balance January 1, 1911 .....	\$113,518.39

*Hire State Convicts Fund.*

Balance in Fund per last report .....	\$ 17,343.55
Receipts in 1909 .....	229,994.19
Receipts in 1910 .....	366,134.81
	<hr/>
	613,472.55
Warrants issued in 1909 .....	\$229,906.47
Warrants issued in 1910 .....	263,672.08—\$593,578.55
	<hr/>
	\$119,894.00
Outstanding Warrants .....	656.96
	<hr/>
Treasurer's Balance January 1, 1911 .....	\$120,550.96

*Principal School Fund.*

Balance in Fund per last report .....	\$ 3,305.45
Receipts in 1909 .....	47,099.08
Receipts in 1910 .....	231,458.07
	<hr/>
	\$281,862.60
Vouchers Paid in 1909 .....	\$ 48,605.00
Vouchers Paid in 1910 .....	231,969.87—\$280,574.87
	<hr/>
Treasurer's Balance .....	\$ 1,287.73

*Interest State School Fund.*

Balance in Fund per last report .....	\$17,403.60
Receipts in 1909 .....	35,466.50
Receipts in 1910 .....	36,527.00
	\$89,397.10
Warrants issued in 1909 .....	\$34,195.52
Warrants issued in 1910 .....	36,640.80— 70,836.32
	Balance in Fund and Treasurer's Balance
January 1, 1911 .....	\$18,560.78

*Principal Seminary Fund.*

Balance in Fund per last report .....	\$244.76
Receipts in 1909 and 1910 .....	None
	Balance in Fund and Treasurer's Balance January
1, 1911 .....	\$244.76

*Interest Seminary Fund.*

Balance in Fund per last report .....	\$1,514.40
Receipts in 1909 .....	3,951.00
Receipts in 1910 .....	3,951.00
	\$9,416.40
Warrants issued in 1909 .....	\$5,355.83
Warrants issued in 1910 .....	2,662.91— \$8,018.74
	Balance in Fund and Treasurer's Balance Jan-
uary 1, 1911 .....	\$1,397.66

*Indian War Claims Fund.*

Balance in Fund last report .....	\$25,000.00
No receipts nor disbursements in 1909 and 1910.	

*Drainage Tax Fund.*

Balance in Fund per last report .....	\$ 7,703.12
Receipts in 1909 .....	\$ 1,874.10
Receipts in 1910 .....	389,888.40— \$391,762.50
	\$399,465.62

Warrants issued in 1909 .....	\$ 5,080.74
Warrants issued in 1910 .....	331,902.31—\$336,933.05
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Balance in Fund January 1, 1911 .....	\$ 62,482.57
Outstanding Warrants .....	794.14
<hr/>	
Treasurer's Balance January 1, 1911 .....	\$ 63,276.71

*Railroad Commission Fines Fund.*

Balance in Fund per last report .....	\$30.00
Receipts in 1909 .....	40.54
Receipts in 1910 .....	None
<hr/>	
	\$70.54
Warrants issued in 1909 .....	\$69.27
Warrants issued in 1910 .....	None—\$69.27
<hr/>	
Balance in Fund and Treasury January 1, 1911....	\$ 1.27

*Agricultural College Fund.*

Balance in Fund per last report .....	\$ 228.84
Receipts in 1909 .....	4,994.00
Receipts in 1910 .....	4,994.00
<hr/>	
	\$10,216.84
Warrants issued in 1909 .....	\$5,215.94
Warrants issued in 1910 .....	4,546.80—\$ 9,762.74
<hr/>	
Balance in Fund and Treasurer's Balance January 1, 1911 .....	\$ 454.10

*White College, Morrill Fund.*

Balance in Fund per last report .....	\$10,883.23
Receipts in 1909 .....	20,000.00
Receipts in 1910 .....	22,500.00
<hr/>	
	\$53,383.23
Warrants issued in 1909 .....	\$16,125.04
Warrants issued in 1910 .....	21,661.55—\$37,786.59
<hr/>	
Balance in Fund and Treasurer's Balance January 1, 1911 .....	\$15,596.64

*Hatch Experiment Station Fund.*

Balance in Fund per last report .....	\$ 1,159.53
Receipts in 1909 .....	\$15,000.00
Receipts in 1910 .....	15,000.00—\$30,000.00
	\$31,159.53
Warrants issued in 1909 .....	\$14,262.94
Warrants issued in 1910 .....	14,846.48—\$29,109.42
	\$ 2,050.11
Warrants outstanding .....	78.50
Treasurer's Balance January 1, 1911 .....	\$ 2,128.61

*Adams Experiment Station Fund.*

Balance in Fund per last report .....	\$ 447.90
Receipts in 1909 .....	12,000.00
Receipts in 1910 .....	14,000.00
	\$26,447.90
Warrants issued in 1909 .....	\$11,129.59
Warrants issued in 1910 .....	13,590.11—\$24,719.70
Balance in Fund January 1, 1911 .....	\$ 1,728.20
Warrants outstanding .....	6.77
Treasurer's Balance January 1, 1911 .....	\$ 1,734.97

*Experiment Station Incidental Fund.*

Balance in Fund January 1, 1909, last report...	\$ 26.99
Receipts in 1909 .....	1,096.25
Receipts in 1910 .....	1,120.45
	\$2,243.69
Warrants issued in 1909 .....	\$1,107.44
Warrants issued in 1910 .....	1,136.25—\$2,243.69
Balance in Fund January 1, 1911 .....	None
Warrants outstanding January 1, 1911 .....	\$ 24.88
Treasurer's Balance January 1, 1911 .....	\$ 24.88

*Florida Female College Incidental Fund.*

Balance in Fund January 1, 1909, last report..	\$ 1,425.26
Receipts in 1909 .....	5,713.55
Receipts in 1910 .....	7,526.80
	<hr/>
	\$14,665.61
Warrants issued in 1909 .....	\$5,545.49
Warrants issued in 1910 .....	4,650.00—10,195.49
	<hr/>
Balance in Fund and Treasurer's Balance	
January 1, 1911 .....	\$ 4,470.12

*University Incidental Fund.*

Balance in Fund January 1, 1909, last report...	\$ 29.31
Receipts in 1909 .....	1,797.89
Receipts in 1910 .....	3,268.74
	<hr/>
	\$ 5,095.94
Warrants issued in 1909 .....	\$1,197.82
Warrants issued in 1910 .....	3,360.55—\$4,558.37
	<hr/>
Balance in Fund January 1, 1911 .....	\$ 537.57
Warrants outstanding .....	5.00
	<hr/>
Treasurer's Balance January 1, 1911 .....	\$ 542.57

*Blind, Deaf and Dumb Incidental Fund.*

Balance in Fund per last report .....	\$421.52
Receipts in 1909 .....	293.00
Receipts in 1910 .....	150.75
	<hr/>
	\$865.27
Warrants issued in 1909 .....	\$524.98
Warrants issued in 1910 .....	None—\$524.98
	<hr/>
Balance in Fund and Treasurer's Balance January	
1, 1911 .....	\$340.29

*A. & M. College, Morrill Fund.*

Balance in Fund last report .....	\$11,575.59
Receipts in 1909 .....	20,011.50
Receipts in 1910 .....	22,527.91
	\$54,115.00
Warrants issued in 1909 .....	\$18,379.30
Warrants issued in 1910 .....	20,183.40—\$38,562.70
Balance in Fund January 1, 1911 .....	\$15,552.30
	21.94
Treasurer's Balance January 1, 1911 .....	\$15,574.24

*A. & M. College Incidental Fund.*

Balance in Fund per last report.....	\$ 2.29
Receipts in 1909 .....	503.10
Receipts in 1910 .....	626.99
	\$1,132.38
Warrants issued in 1909 .....	\$503.08
Warrants issued in 1910 .....	627.75—\$1,130.83
Balance in Fund and Treasurer's Balance Jan- uary 1, 1911 .....	\$ 1.55

*Principal Agricultural College Fund.*

Receipts in 1910 .....	\$8,000.00
Bonds Purchased in 1910 .....	8,000.00

*Choctawhatchie Forest Fund.*

Receipts in 1910 .....	\$706.38
Warrants issued .....	None
Balance in Fund and Treasurer's Balance January 1, 1911 .....	\$706.38

## RECAPITULATION OF BALANCES.

January 1st, 1911.....	Comptroller's Outstanding Treasurer's		
	Balance	Warrants	Balance
General Revenue Fund .....	\$171,787.70	\$ 8,355.74	\$180,143.44
Pension Fund .....	91,501.10	3,795.57	95,296.67
One Mill School Tax Fund ....	21,298.48	545.28	21,843.76
State Board Health Fund.....	113,518.39	.....	113,518.39
Hire State Convicts Fund ....	119,894.00	656.96	120,550.96
Principal School Fund .....	1,287.73	.....	1,287.73
Interest of School Fund .....	18,560.78	.....	18,560.78
Principal Seminary Fund .....	244.76	.....	244.76
Interest Seminary Fund .....	1,397.66	.....	1,397.66
Indian War Claims Fund .....	25,000.00	.....	25,000.00
Drainage Tax Fund .....	62,482.57	794.14	63,276.71
R. R. Commission Fines Fund..	1.27	.....	1.27
Agricultural College Fund.....	454.10	.....	454.10
White College Morrill Fund...	15,596.64	.....	15,596.64
Hatch Exp. Station Fund.....	2,050.11	78.50	2,128.61
Adams Exp. Station Fund.....	1,728.20	6.77	1,734.97
Exp. Station Incidental Fund..	.....	24.88	24.88
F. F. College Incidental Fund..	4,470.12	.....	4,470.12
University Incidental Fund ...	537.57	5.00	542.57
B. D. & D. Incidental Fund....	340.29	.....	340.29
A. & M. College Morrill Fund..	15,552.30	21.94	15,574.24
A. & M. College Incidental Fund	1.55	.....	1.55
Choctawhatchie Forest Fund ..	706.38	.....	706.38
	\$668,411.70	\$14,234.78	\$682,696.48

## Statement of account of the Comptroller with Tax Redemption Department for the year 1909.

	Receipts	Distributions	To State	To County	Refund
Alachua ....	\$ 1,745.50	\$ 2,012.37	\$ 983.75	\$ 1,028.62	\$
Baker .....	364.34	315.14	250.98	64.16	
Bradford ...	1,681.06	1,339.25	622.33	713.25	3.67
Brevard ....	1,334.92	1,202.20	524.49	677.71	
Calhoun ....	42.26	42.26	23.15	18.26	.85
Citrus .....	261.34	202.16	84.11	113.90	4.15
Clay .....	57.81	103.47	62.17	46.30	
Columbia ...	968.99	711.52	357.57	353.95	
Dade .....	4,199.07	3,490.68	1,468.66	2,022.02	
DeSoto .....	7,562.15	5,927.64	2,562.20	3,364.14	1.30
Duval .....	24,002.67	18,677.58	9,013.75	9,659.58	4.25
Escambia ..	8,546.99	8,180.55	3,588.76	4,578.37	13.42

	Receipts	Distributions	To State	To County	Refund
Franklin ...	290.32	231.62	136.99	94.63	
Gadsden ....	20.70	49.11	32.10	17.01	
Hamilton ...	193.97	131.49	84.57	46.92	
Hernando ...	565.23	571.33	255.83	315.50	
Hillsboro ...	22,378.99	18,189.74	7,609.48	10,580.26	
Holmes .....	261.29	254.71	120.89	133.82	
Jackson .....	285.16	299.11	188.78	110.03	.30
Jefferson ...	1,014.98	409.14	195.78	213.36	
Lafayette ...	1,866.47	1,058.85	393.32	665.53	
Lake .....	5,568.49	2,040.40	1,263.99	774.44	1.97
Lee .....	1,026.11	542.94	244.45	294.98	3.51
Levy .....	939.66	147.64	73.95	73.69	
Liberty .....	9.03				
Madison ...	59.33	59.33	40.75	18.53	
Manatee ....	3,877.93	3,033.57	1,315.11	1,760.33	8.13
Marion .....	6,613.02	5,601.17	2,532.29	3,043.21	25.67
Monroe .....	1,794.46	2,241.09	1,017.24	1,216.11	7.74
Nassau .....	424.94	154.02	101.70	50.65	1.67
Orange .....	5,500.24	4,358.08	2,328.76	2,022.12	7.20
Osceola .....	2,440.24	2,118.42	1,272.67	845.75	
Palm Beach ..	166.58				
Pasco .....	2,157.42	1,630.16	874.80	736.24	19.12
Polk .....	1,626.76	1,372.90	714.82	654.49	3.59
Putnam ....	2,835.14	2,082.24	1,358.75	700.89	22.60
St. Johns ...	574.24	447.10	251.13	195.97	
St. Lucie ..	1,311.24	1,294.09	617.05	662.38	14.66
Santa Rosa ..	1,260.41	406.93	177.17	229.76	
Sumter .....	795.14	838.69	455.02	383.67	
Suwannee ..	1,611.29	1,319.83	760.81	558.13	.89
Taylor .....	520.24	432.78	251.99	173.19	7.60
Volusia .....	3,414.07	3,233.54	1,531.26	1,499.21	153.07
Wakulla ....	461.62	23.71	17.19	6.52	
Walton .....	81.59	54.34	35.24	19.10	
Washington ..	833.97	333.39	193.32	135.04	55.03
	\$123,597.37	\$ 97,271.28	\$46,039.12	\$50,871.77	\$ 360.39

## FOR THE YEAR 1910.

	Receipts	Distributions	To State	To County	Refund
Alachua ....	\$ 4,941.24	\$ 3,040.85	\$ 1,753.78	\$ 1,278.82	\$ 3.25
Baker .....	173.74	142.22	96.02	46.20	
Bradford ...	778.92	1,225.52	595.39	630.13	
Brevard ....	4,460.62	4,076.30	1,885.17	2,191.13	
Calhoun ....	624.71	624.71	371.28	253.43	

	Receipts	Distributions	To State	To County	Refund
Citrus .....	267.11	199.54	98.82	100.35	.37
Clay .....	1,366.00	839.58	435.18	404.40	.....
Columbia ...	586.60	728.28	341.94	378.31	8.03
Dade .....	7,044.58	5,925.72	2,589.18	3,336.54	.....
DeSoto .....	16,125.58	14,012.42	5,757.31	8,224.74	30.17
Duval .....	31,376.24	25,168.40	12,184.08	12,971.77	12.55
Escambia ...	14,118.66	10,849.64	5,096.83	5,750.69	2.12
Franklin .....	153.57	166.02	98.22	67.80	.....
Gadsden ....	213.18	118.01	63.97	49.04	.....
Hamilton ...	697.14	343.86	195.03	148.83	.....
Hernando ...	633.94	303.12	183.27	170.74	4.11
Hillsboro ...	31,818.81	25,408.10	11,343.12	13,977.26	87.72
Holmes ....	521.57	216.19	103.19	108.98	4.02
Jackson ...	334.32	357.65	202.94	151.75	2.96
Jefferson ...	56.07	661.91	339.60	313.94	8.37
Lafayette ...	317.89	1,091.82	376.69	715.13	.....
Lake .....	5,510.48	6,201.42	3,449.56	2,746.73	5.13
Lee .....	3,331.43	2,909.42	1,214.92	1,689.84	4.66
Leon .....	6.94	.....	.....	.....	.....
Levy .....	773.03	895.03	478.68	416.35	.....
Liberty .....	59.72	55.06	33.93	14.64	6.49
Madison ....	185.37	131.48	91.57	39.91	.....
Manatee ....	4,780.07	4,440.46	2,092.20	2,208.78	139.48
Marion .....	8,888.97	7,084.19	3,367.23	3,485.12	231.84
Monroe .....	2,089.35	1,744.26	659.14	1,085.12	.....
Nassau .....	576.49	644.78	377.87	257.93	8.98
Orange .....	8,670.11	8,060.67	4,329.85	3,555.24	175.58
Osceola ....	666.19	966.85	531.78	426.55	8.52
Palm Beach .	1,176.10	1,126.79	423.51	703.28	.....
Pasco .....	3,167.60	2,477.75	1,265.90	1,165.99	45.86
Polk .....	3,723.77	2,585.43	1,456.50	1,126.92	2.01
Putnam ....	4,131.89	4,049.08	2,466.04	1,370.96	212.08
St. Johns ...	1,085.45	1,166.94	621.10	545.84	.....
St. Lucie ...	2,707.82	2,356.85	1,048.28	1,308.57	.....
Santa Rosa .	1,055.54	1,472.65	591.40	880.75	.50
Sumter .....	1,141.77	757.64	430.13	326.11	1.40
Suwannee ..	642.34	703.77	376.78	315.84	11.15
Taylor .....	226.60	224.66	127.84	96.82	.....
Volusia .....	4,782.55	3,719.43	2,208.04	1,459.93	51.46
Wakulla ....	.....	437.91	259.44	178.47	.....
Walton .....	4,294.45	4,268.48	1,930.07	2,338.41	.....
Washington .	332.96	745.96	369.73	366.68	9.55

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**\$180,617.48   \$154,786.82   \$74,327.50   \$79,380.96   \$1,078.36**

To Balance in Fund per last report .....	\$13,577.92	
Less sundry overpayments....	33.70	\$ 13,544.22
		<hr/>
To receipts in 1909.....	\$123,597.37	
To receipts in 1910 .....	180,617.48	\$304,214.85
		<hr/>
		\$317,759.07
By distributed in 1909.....	97,271.28	
By distributed in 1910.....	154,786.82	\$252,058.10
		<hr/>
Balance in fund January 1st, 1911		\$ 65,700.97
Balance deposited in banks January 1st, 1911.....		\$ 65,700.97
		<hr/>

### COMMISSIONER OF AGRICULTURE.

Matters pertaining to the State lands, State convicts, fertilizer and feed stamps are handled by the Commissioner of Agriculture. Below I give a statement with reference to these matters.

#### *Swamp and Overflowed Lands.*

	Acres.
Balance on hand January 1st, 1909, last report .....	1,531,162.82
Patented in 1909 and 1910.....	3,411.62
	<hr/>
	1,534,574.44

	Acres.	Acres.
Lands sold in 1909.....	19,058.66	
Lands sold in 1910.....	64,924.57	
Conveyed P. & I. R. R. Co.....	67,200.00	
Conveyed Henderson heirs.....	2,990.00	
Conveyed R. C. Langford.....	140.13	154,313.36
		<hr/>
Balance on hand January 1st, 1911 .....		1,380,261.08

#### *Swamp Lands Indemnity.*

	Acres.
Balance on hand per last report.....	93,172.40
Approved to State in 1909 and 1910.....	57.34

	Acres.
Palatka patent No. 8 Sup. A.....	680.96
	<hr/>
	93,910.70
Previously conveyed under certifi- cates.....	89,598.86
Conveyed in 1909 and 1910.....	3,601.20—93,200.06
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Balance on hand January 1, 1911.....	710.64

*School Lands.*

	Acres.
Balance on hand last report.....	255,548.05
Approved to state in 1909 and 1910.....	2,024.35
Determined by more complete maps.....	17,035.09
	<hr/>
	274,607.49
Sold in 1909.....	6,575.16
Sold in 1910.....	41,504.11 48,079.27
	<hr/>
Balance on hand Jan. 1, 1911, estimated.....	226,528.22

*Seminary Lands.*

	Acres.
Balance on hand, Jan. 1, 1909, last report.....	444.86
No sales in 1909 or 1910.	
	<hr/>
Balance on hand Jan. 1, 1911.....	444.86

*Internal Improvement Lands, Under Act of Congress,  
December 4, 1841.*

	Acres.
Balance on hand Jan. 1, 1909, last report.....	5,700.32
Sold during 1909 and 1910.....	318.84
	<hr/>
Balance on hand Jan. 1, 1911.....	5,381.48

*Receipts from Sale of Lands.*

For Swamp and Overflowed Lands in 1909....	\$ 36,685.50
For Swamp and Overflowed Lands in 1910....	63,397.00
Received on entry No. 16189.....	6,200.00
Received on entries Nos. 16160 and 16189.....	139,810.00
Received on acct. sale of land 1910.....	100,000.00

Received on acct. Drainage Fund, 1909, under contract.....	75,000.00
Received on acct. Drainage Fund, 1910, under contract.....	161,250.00
	\$582,342.50
Received from sale school lands 1909.....	13,678.22
Received from sale school lands 1910.....	111,164.07
Received installments on lands sold in 1909..	82.63
	\$124,924.92
Received from sale Internal Improvement Lands 1909 .....	836.52

*Account of State Convicts.*

January 1st, 1909.

To convicts in prison .....	1,232
To convicts received 1909 .....	458
To convicts recaptured.....	32
To convicts returned from Asylum .....	2
To convicts received in 1910.....	418
To convicts recaptured 1910 .....	36
To convicts returned from asylum .....	1
By Discharged in 1909.....	290
By Conditionally pardoned 1909 .....	34
By Died during year 1909.....	13
By Escaped during year 1909.....	67
By Discharged during year 1910.....	352
By Conditionally pardoned 1910.....	16
By Died during year 1910.....	12
By Escaped during year 1910.....	64
By Sent to Asylum 1910.....	2
By Convicts on hand to balance.....	1,326
	<u>2,180</u>
Receipts from hire State Convicts in 1909 were.....	\$229,994.19
Receipts from hire State Convicts in 1910 were.....	336,134.81
	<u>\$566,129.00</u>
Aggregate receipts for years 1909 and 1910..	\$566,129.00

*Feed Stamp Account.*

Number of 50-lb. feed stamps on hand January 1, 1909 .....	48,944
Number of stamps sold during 1909 and 1910 ..	480
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Number of 50-lb. stamps on hand January 1, 1911 .....	48,460
Number of 100-lb. stamps on hand January 1, 1909 .....	91,244
Number of 100-lb. stamps purchased in 1909 and 1910 .....	2,712,000
	<hr/>
	2,803,244
Number of stamps sold in 1909 and 1910 .....	2,760,321
Number of 100-lb. stamps on hand January 1, 1911 .....	42,923
Number of 125-lb. stamps on hand January 1, 1909 .....	86,611
Number of stamps sold during the years 1909 and 1910 .....	556
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Number of 125-lb. stamps on hand January 1, 1911 .....	86,055
Number of 175-lb. stamps on hand Jan. 1, 1909	22,166
Number of 175-lb. stamps purchased in 1909 and 1910 .....	58,000
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	80,166
Number of stamps sold during years 1909 and 1910 .....	70,009
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Number of 175-lb. stamps on hand Jan. 1, 1911	10,157
Number of 200-lb. stamps on hand Jan. 1, 1909	94,770
Number sold and exchanged during years 1909, 1910 .....	6,000
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Number of 200-lb. stamps on hand Jan. 1, 1911	88,770

*Fertilizer Stamp Account.*

Number of 100-lb. stamps on hand Jan. 1, 1909..	45,759
Number purchased during years 1909, 1910..	1,900,000
	1,945,759
Number sold during years 1909, 1910.....	1,864,090
Number 100-lb. stamps on hand Jan. 1, 1911..	81,669
Number 125-lb. stamps on hand Jan. 1, 1909..	7,435
Number sold during years 1909 and 1910.....	1,466
Number 125-lb. stamps on hand Jan. 1, 1911..	5,969
Number 200-lb. stamps on hand Jan. 1, 1909..	132,575
Number purchased during years 1909, 1910...	2,400,150
	2,532,725
Number 200-lb. stamps sold in 1909, 1910....	2,319,255
Number 200-lb. stamps on hand Jan. 1, 1911...	213,470
Number 250-lb. stamps on hand Jan. 1, 1909..	25,000
Number sold during 1909 and 1910.....	8
Number 250-lb. stamps on hand Jan. 1, 1911..	24,992
Receipts from sale feed stamps in 1909 .....	\$ 13,087.53
Receipts from sale feed stamps in 1910.....	18,810.59
Receipts from sale fertilizer stamps 1909....	38,685.07
Receipts from sale fertilizer stamps in 1910 ..	43,160.46
Total receipts for sale of stamps for 1909-10.	\$118,743.65

*Internal Improvement Fund.*

To bal. on hand per last report..	\$103,987.28
Land sales in 1909.....	177,212.02
Int. on deposits in banks, 1909..	1,352.96
Loan .....	10,000.00
Received from drainage fund....	75,000.00
Miscellaneous receipts .....	901.60
	\$368,453.86
By disbursements in 1909 .....	266,065.18
	\$102,388.68

To land sales in 1910 .....	\$169,861.00	
Interest on deposits in banks, 1910	2,774.34	
Receipts from drainage fund ...	161,250.00	
Miscellaneous receipts .....	3,000.56	
Received for boats, dredges, barges, etc. ....	17,067.39	
Received from Board Drainage Commissioners .....	234,569.31	
Received from trespass claim ...	109.50	—\$588,632.10
		<hr/>
		\$691,020.78
By disbursed in 1910 .....		482,133.90
		<hr/>
Balance in Fund Jan. 1, 1911 ..		\$208,886.88
Cash on hand and in banks and cash items .....	\$208,855.53	
Cash received in July 1909, errone- ously omitted—paid in in 1911	31.35	—\$208,886.88
		<hr/>

The accounts, books and records in each of the respective offices are well kept and filed in a systematic manner.

*Auditing Department.*

This office covered the State during the past year and is well up with its work. The collections annually made from delinquents are very considerably in excess of the total cost and expense of the department.

Respectfully submitted,

ERNEST AMOS,  
State Auditor.

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

Senate Chamber,  
Tallahassee, Fla., June 1, 1911.

*Hon. F. P. Cone,*  
*President of the Senate.*

Sir:

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

An Act for the relief of Harriet M. Wright and Lizzie B. McCarty.

Also—

An Act prescribing the method of serving process upon non-resident co-partners having an office or conducting a business in the State of Florida.

Also—

An Act to provide for the selection and securing of a site for government biological station on the gulf coast of the State of Florida.

Also—

An Act for the relief of M. A. Schuler.

Also—

An Act to amend Section 2017 of the General Statutes of the State of Florida, the same being relative to the payment into court for the use of the defendant by petitioners in condemnation proceedings, of the compensation ascertained by the jury.

Also—

An Act for the relief of Lee Daniel.

Also—

An Act to prescribe the time for holding the terms of the Circuit Courts in and for the First, Second, Third, Fourth, Fifth, Sixth, Seventh, Eighth, Ninth, Tenth and Eleventh Judicial Circuits of the State of Florida.

Also—

An Act appropriating five thousand dollars for farmers' demonstrating work, and providing the method for expending the same.

Also—

An Act to amend Section 2 of Chapter 5885, Laws of the State of Florida, relating to pensions.

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

Very respectfully,

C. T. CULPEPPER,  
Chairman of Committee.

Mr. Calkins moved that the rules be waived and that House Bill No. 736 be taken up.

Which was agreed to by a two thirds' vote.

And—

House Bill No. 736:

An Act to repeal Chapter 5919, Acts of 1909, being An Act to provide for clerical aid for the Judge of the Sixth Judicial Circuit, and fixing the pay for the same.

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

Mr. Calkins moved that the rules be further waived, and that House Bill No. 736 be read a third time and put upon its passage.

Which was agreed to by a two thirds' vote.

And House Bill No. 736 was read a third time in full.

Upon the passage of House Bill No. 736 the roll was called and the vote was:

Yeas—Senators Adkins, Broome, Calkins, Carney, Cook, Culpepper, Davis, Dayton, Finlayson, Flournoy, Hosford, Hudson, Humphries, Johnson, Malone, Massey, McCreary, McLeod, McMullen, Miller, Perkins, Stokes, Williame, Wilson, Withers, Zim—26.

Nays—None.

So the bill passed, title as stated.

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

Mr. McCreary moved that the rules be waived and that House Bill No. 89 be taken up.

Which was agreed to by a two thirds' vote.

And—

House Bill No. 89:

A Bill to be entitled An Act to set apart a day to be known as "Mothers' Day," and requiring the same to be observed by appropriate exercises in the public schools of the State of Florida.

Was taken up.

Mr. McCreary moved that the rules be waived and that House Bill No. 89 be read a second time by its title only.

Which was agreed to by a two thirds' vote.

And House Bill No. 89 was read a second time by its title.

Mr. McCreary moved that the rules be further waived and that House Bill No. 89 be read a third time and put upon its passage.

Which was agreed to by a two thirds' vote.

And House Bill No. 89 was read a third time in full.

Upon the passage of House Bill No. 89 the roll was called and the vote was:

Yeas—Mr. President, Senators Adkins, Broome, Calkins, Carney, Cook, Culpepper, Davis, Dayton, Finlayson, Flournoy, Hosford, Humphries, Johnson, L'Engle, Malone, McCreary, McLeod, Miller, Stokes, Williams, Wilson, Withers, Zim—23.

Nays—None.

So the bill passed, title as stated.

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

Mr. Cone moved that the rules be waived and that House Bill No. 50 be taken up.

Which was not agreed to.

Mr. Massey moved that the rules be waived and that the Senate now recur to the regular order of business. Which was agreed to by a two thirds' vote.

And—

The consideration of—

Committee Substitute for—

House Bill No. 472:

A Bill to be entitled An Act imposing licenses and other taxes, providing for the payment thereof, and prescribing penalties for doing business without a license, or other failure to comply with the provisions thereof.

Was resumed.

Mr. McCreary offered the following amendment to—  
Committee Substitute for House Bill No. 472:

In Section 8, line 366, strike out "fifty dollars," page 36 printed bill, and insert in lieu thereof the following: "In cities and towns of less than ten thousand inhabitants, twenty dollars; over ten thousand inhabitants, fifty dollars."

Mr. McCreary moved to adopt the amendment.

Which was agreed to.

Mr. McCreary offered the following amendment to—

Committee Substitute for House Bill No. 472:

Strike out the words "fifty dollars," in lines 493 and

494, Section 8, page 42, printed bill, and insert in lieu thereof the following: "In cities and towns of less than ten thousand inhabitants, ten dollars; over ten thousand inhabitants, twenty-five dollars."

Mr. McCreary moved the adoption of the amendment.

Which was agreed to.

Page 43 was read.

Page 44 was read.

Page 45 was read.

Page 46 was read.

Page 47 was read.

Page 48 was read.

Page 49 was read.

Page 50 was read.

Page 51 was read.

Page 52 was read.

Page 53 was read.

Page 54 was read.

Page 55 was read.

Page 56 was read.

Page 57 was read.

Page 58 was read.

Mr. Cook offered the following amendment to—

Committee Substitute for House Bill No. 472:

In line 820, after the word "dollars," add the following:

"For every steamboat less than thirty feet in length engaged in transporting freight only, five dollars.

"For every steam boat over thirty and less than forty-five feet in length engaged in transporting freight only, ten dollars.

"For every steam boat over forty-five and less than sixty feet in length engaged in transporting freight only, fifteen dollars.

"For every steam boat over sixty and less than seventy-five feet in length engaged in transporting freight only, twenty dollars.

"For every steam boat over seventy-five and less than one hundred feet in length engaged in transporting freight only, twenty-five dollars.

"For every steam boat over one hundred feet in length engaged in transporting freight only, thirty-five dollars."

Mr. Cook moved to adopt the amendment.

Which was agreed to.

Page 43 was again taken up and read.

Mr. Williams offered the following amendment to—  
Committee Substitute for House Bill No. 472:

On page 43, line 506, strike out “beyond the limits of this State.”

Mr. Williams moved to adopt the amendment.

Which was agreed to.

Mr. Williams offered the following amendment to—  
Committee Substitute for House Bill No. 472:

On page 43, line 506, printed bill, after the word “oyster,” insert the following: “or in canning oysters.”

Mr. Williams moved to adopt the amendment.

Which was agreed to.

Mr. Cone offered the following amendment to—  
Committee Substitute for House Bill No. 472:

At the end of line 429, page 39, add the following:  
“Provided, no license shall be charged for any such plant owned and operated by municipal corporations.”

Mr. Cone moved to adopt the amendment.

Which was agreed to.

Mr. McMullen offered the following amendment to—  
Committee Substitute for House Bill No. 472:

In Section 5, line 88, printed bill, strike out “\$150.00” and insert in lieu thereof the following: “\$50.00.”

Mr. McMullen moved to adopt the amendment.

Which was agreed to.

Page 59 was read.

Page 60 was read.

Page 61 was read.

Page 62 was read.

Page 63 was read.

Page 64 was read.

Page 65 was read.

Page 66 was read.

Page 67 was read.

Page 68 was read.

Mr. Massey offered the following amendment to Committee Substitute for House Bill No. 472:

In Section 11, lines 11 and 12, printed bill, strike out the words “by the State Treasurer or Comptroller, as the case may be.”

Insert in lieu the following:

“Provided that in case of default in the payment of any license tax payable to the Comptroller or State Treasurer, the Comptroller shall issue a warrant for the amount

due in each case in the same manner as is provided by Section 46 of Chapter 5596 of the Laws of Florida in the case of unpaid railroad taxes and the Sheriff shall proceed in the same manner as upon execution from the Circuit Court. The money for such license taxes when received from the Sheriff shall be paid into the State Treasury, and the surplus if any shall be paid over to the parties from whom the license was due. All amounts due the State of Florida for taxes on gross receipts which are not paid when due shall be collected by the Comptroller in the same manner.

Mr. Massey moved to adopt the amendment.

Which was agreed to.

Mr. Massey offered the following amendment to Committee Substitute for House Bill No. 472:

Strike out Section 17; make Section 15, Section 14; and Section 16, Section 15.

Mr. Massey moved to adopt the amendment.

Which was agreed to.

By unanimous consent, the following message from the Governor was read:

State of Florida,  
Executive Department,  
Tallahassee, Fla., June 1, 1911.

*Hon. F. P. Cone,*  
*President of the Senate.*

*Sir:*

I wish to invite the attention of the Senate to the following House Bills, which may be found on today's Senate Calendar:

On page 42 is House Bill No. 79, by Mr. MacWilliams, to require banks to furnish information concerning public funds.

On page 32 is House Bill No. 148, by Mr. MacWilliams, to secure the prompt payment of funds collected for the State and counties.

On page 26 is House Bill No. 147, by Mr. MacWilliams, relating to the duties of County Treasurers.

The above three bills are recommended by the State Auditor. There has been a shortage of some \$12,000.00 in the accounts of the County Treasurer of one of the counties. The State Auditor is of the opinion that these

measures would largely assist in preventing such shortages. I concur in such opinion.

On page 55 is House Bill No. 638, to create a Board of Commissioners on Constitutional Amendments.

There is not a single precinct in all Florida in which 5 per cent of the electors are now in position to vote intelligently on Constitutional Amendments. The object of this bill is to put suitable information in the hands of every elector so he may judge for himself as the advisability of voting for or against the proposed amendment. This bill provided for the Governor being chairman and the Secretary of State as secretary. I learn that the House amended the bill by striking out the Governor and Secretary of State and substituting the Supreme Court, making the bill senseless. An amendment will be offered in the Senate correcting this. The amendment will make the bill exactly like Senate Bill No. 390, on page 36 of today's Senate Calendar, which Senate Judiciary Committee A reported favorably.

On page 47 is House Bill No. 283, relative to payment of costs in cases before Justices of the Peace.

The law now requires that a Justice of the Peace shall require the pre-payment of certain costs before issuing certain papers. In one of the counties of the State the Justice of the Peace and the County Judge refused to issue such papers without pre-payment in a murder case. This necessitated the Sheriff going a long distance to reach the Circuit Judge in order to get a warrant. This bill proposes to change the word "shall" to "may."

On page 55 is House Bill No. 296, by Mr. Hendry, relative to larceny and kindred offenses.

This bill defines larceny so as to include embezzlement and obtaining property under false pretenses. Its object is to make the punishment of certain crimes more certain.

On page 51 is House Bill No. 295, by Mr. Stringer, relative to alternative sentences.

The enactment of this measure is unanimously recommended by the Board of Pardons.

I have the honor to request that this communication be immediately referred to the Committee on Rules for such action as the said committee may deem proper.

Very respectfully,

ALBERT W. GILCHRIST,

Governor.

Mr. Broome moved that the Governor's Message be laid on the table.

Which was not agreed to.

Mr. Calkins moved that the Governor's Message be referred to the Committee on Rules.

Which was agreed to.

The consideration of Committee Substitute for House Bill No. 472 was resumed.

Mr. Williams offered the following amendment to Committee Substitute for House Bill No. 472:

After the word "shipping," in line 509, insert the following: "Less than 200 pounds, three dollars."

Mr. Williams moved to adopt the amendment.

Which was agreed to.

Mr. Williams offered the following amendment to Committee Substitute for House Bill No. 472:

Page 43, printed bill, line 511, strike out the words "five dollars," and insert in lieu thereof the following: "Seven dollars and fifty cents."

Mr. Williams moved to adopt the amendment.

Which was agreed to.

Mr. Williams offered the following amendment to Committee Substitute for House Bill No. 472:

In Section 8, line 570, strike out the word "three," and insert in lieu thereof the following: "Five."

Mr. Williams moved to adopt the amendment.

Which was agreed to.

Mr. Williams offered the following amendment to Committee Substitute for House Bill No. 472:

Page 43, printed bill, line 512, strike out the word "ten" and insert in lieu thereof the following: "Fifteen."

Mr. Williams moved to adopt the amendment.

Which was agreed to.

Mr. Williams offered the following amendment to Committee Substitute for House Bill No. 472:

Page 43, printed bill, line 513, strike out the word "fifteen," and insert in lieu thereof the following: "Twenty."

Mr. Williams moved to adopt the amendment.

Which was agreed to.

Mr. Williams offered the following amendment to Committee Substitute for House Bill No. 472:

In line 514, page 43 of printed bill, strike out "twenty," and insert in lieu thereof the following: "thirty."

Mr. Williams moved to adopt the amendment.

Which was agreed to.

Mr. Williams offered the following amendment to—

Committee Substitute for House Bill No. 472:

At end of line 515 and beginning of line 516, strike out the word "twenty-five," and insert in lieu thereof the following: "thirty-five."

Mr. Williams moved to adopt the amendment.

Which was agreed to.

Mr. Williams offered the following amendment to—

Committee Substitute for House Bill No. 472:

In line 577, page 43 of printed bill, strike out the word "thirty" and insert in lieu thereof the following: "fifty-five."

Mr. Williams moved to adopt the amendment.

Which was agreed to.

Mr. Williams offered the following amendment to—

Committee Substitute for House Bill No. 472:

In line 518 of printed bill, strike out the word "fifty," and insert in lieu thereof the following: "seventy-five."

Mr. Williams moved to adopt the amendment.

Which was agreed to.

Mr. Williams offered the following amendment to—

Committee Substitute for House Bill No. 472:

In line 577½ printed bill, strike out "fifty," and insert in lieu thereof the following: "fifty-five."

Mr. Williams moved to adopt the amendment.

Which was agreed to.

Mr. Cone offered the following amendment to—

Committee Substitute for House Bill No. 472:

At the end of line 434, page 36, add the following: "\$5,000.00 of said amount shall be equally distributed among the counties of the State."

Mr. Cone moved to adopt the amendment.

Which was agreed to.

Mr. Hudson offered the following amendment to—

Committee Substitute for House Bill No. 472:

Add after the words "fifteen dollars," on line 235, page 30, the following: "This license shall not apply to persons, firms or corporations paying merchants' license."

Mr. Hudson moved to adopt the amendment.

Which was agreed to.

Mr. Sloan offered the following amendment to—  
Committee Substitute for House Bill No. 472:  
In Section 9, line 8, strike out after the word “merchandise” insert “real estate or loan.”

Mr. Sloan moved to adopt the amendment.

Which was agreed to.

Mr. Williams offered the following amendment to—  
Committee Substitute for House Bill No. 472:  
In line 519 of page 43, strike out “seventy-five,” and insert in lieu thereof the following: “one hundred.”

Mr. Williams moved to adopt the amendment.

Which was agreed to.

Mr. Massey offered the following amendment to—  
Committee Substitute for House Bill No. 472:  
On page 42 in line 497, and also in line 502 strike out the words “beyond the limits of this State.”

Mr. Massey moved to adopt the amendment.

Which was agreed to.

Mr. Stokes offered the following amendment to—  
Committee Substitute for House Bill No. 472:  
On page 20, line 236, strike out “fifty” and insert “twenty-five.”

Mr. Stokes moved to adopt the amendment.

Which was agreed to.

Mr. Williams moved that the rules be waived and that House messages now be taken up.

Which was agreed to by a two thirds' vote.

#### MESSAGES FROM THE HOUSE OF REPRESENTATIVES.

The following message from the House of Representatives was read:

House of Representatives,  
Tallahassee, Fla., June 1, 1911.

*Hon. F. P. Cone,*  
*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. 522:

A Bill to be entitled An Act to provide for the levy of taxes for the years 1911 and 1912.

Also—

Senate Bill No. 150:

A Bill to be entitled An Act providing that all saloons or other places of business where intoxicating liquors are sold be kept entirely open to view, that no screens, blinds, shutters, curtains, painted or stained glass doors or windows shall be used in or about said places; that no music tables shall be kept or used therein, and providing a penalty for the violation of the provisions hereof.

Very respectfully,

J. G. KELLUM,

Chief Clerk of the House of Representatives.

And Senate Bill No. 522, contained in the above message, was read the first time by its title and referred to the Committee on Enrolled Bills.

And Senate Bill No. 150, contained in the above message, was read the first time by its title and referred to the Committee on Enrolled Bills.

The following message from the House of Representatives was read:

House of Representatives,  
Tallahassee, Fla., June 1, 1911.

*Hon. F. P. Cone,*

*President of the Senate.*

*Sir:*

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

Senate Bill No. 451:

A Bill to be entitled An Act to appropriate the sum of fifty thousand (\$50,000.00) dollars to make an exhibition of the history, progress, development and resources of the State of Florida, at the National Historical Exposition, to be held at St. Augustine in the year 1913.

Which amendment is as follows:

Add to Section 2 the following:

“Provided, further, That the appropriation herein made is upon the express condition that the State of Florida shall receive ten per cent of any moneys realized from the

conduct of such exposition over and above its actual expenses; provided, that such ten per cent of such moneys shall not exceed the sum herein appropriated, and in the event such ten per cent of the moneys realized over and above the actual expenses of the exposition shall not amount to the sum herein appropriated, then the State of Florida shall receive a proportionate share of said moneys over and above the said ten per cent of the same, until such proportionate share shall amount to fifty thousand dollars."

And respectfully requests the concurrence of the Senate thereto.

Very respectfully,

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

Mr. Zim moved that the Senate do concur in the House amendment to Senate Bill No. 451 contained in the above message.

Which was agreed to.

And Senate Bill No. 451, as amended, by the House of Representatives and concurred in by the Senate, was referred to the Committee on Enrolled Bills.

The following message from the House of Representatives was read:

House of Representatives,  
Tallahassee, Fla., June 1. 1911.

*Hon. F. P. Cone,*  
*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. 521:

A Bill to be entitled An Act to provide for recovery of lost timber and lumber, to provide for the appointment of a public custodian of the same and to prescribe his power, duties and compensation.

Also—

Senate Bill No. 279:

A Bill to be entitled An Act to amend Section 41 of

the General Statutes of the State of Florida, relative to gain-time to be allowed to convicts.

Also—

Senate Bill No. 76:

A Bill to be entitled An Act to license automobiles and other motor-driven vehicles used on the public roads or highways in the State of Florida, either for hire or otherwise.

Also—

Senate Bill No. 64:

A Bill to be entitled An Act to repeal the license now required of dealers in green groceries and fresh fruits and nuts, where such dealer has taken out license as a merchant.

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. 521, contained in the above message, was read the first time by its title and placed on the Calendar of Bills on Second Reading.

And Senate Bill No. 279, contained in the above message, was read the first time by its title and referred to the Committee on Enrolled Bills.

And Senate Bill No. 76, contained in the above message, was read the first time by its title and referred to the Committee on Enrolled Bills.

And Senate Bill No. 64, contained in the above message, was read the first time by its title and referred to the Committee on Enrolled Bills.

House of Representatives,  
Tallahassee, Fla., June 1, 1911.

*Hon. F. P. Cone,*  
*President of the Senate.*

*Sir:*

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

Senate Bill No. 81:

A Bill to be entitled An Act to amend Chapter 5695

of the Laws of 1907 of the Laws of Florida, being An Act amending Section 775 of the General Statutes of the State of Florida, in relation to the compensation of County Commissioners.

Which amendment is as follows:

In Section 1, line 15, strike out all after the word "of" down to the word "provided," in line 18, and insert in lieu thereof the following: "less than twenty thousand population."

And respectfully requests the concurrence of the Senate thereto.

Very respectfully,

J. G. KELLUM,

Chief Clerk of the House of Representatives.

Mr. Malone moved that the Senate do concur in House amendment to Senate Bill No. 81, contained in the above message.

Which was agreed to.

And Senate Bill No. 81, as amended by the House of Representatives and concurred in by the Senate, was referred to the Committee on Enrolled Bills.

The following message from the House of Representatives was read:

House of Representatives,  
Tallahassee, Fla., June 1, 1911.

*Hon. F. P. Cone,*

*President of the Senate.*

*Sir:*

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

House Resolution No. 89:

Whereas, the House of Representatives deems House Bill No. 17, generally known as the Singletary Fee Bill, of great importance to the State of Florida at large; and Whereas, It seems likely that the same will not be reached in the regular order of business in the Senate; therefore, be it

Resolved by the House of Representatives that the Sen-

ate be, and the same is, hereby requested to take up and consider said bill out of its regular order.

Very respectfully,

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

Mr. McMullen moved that the request of the House be referred to the Committee on Rules and Procedure.

Which was agreed to.

The following message from the House of Representatives was read:

House of Representatives,  
Tallahassee, Fla., June 1, 1911.

*Hon. F. P. Cone,*  
*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. 523:

A Bill to be entitled An Act to provide for selection and securing of a site for government biological station on the gulf coast of Florida.

Very respectfully,

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

And Senate Bill No. 523, contained in the above message, was read the first time by its title and referred to the Committee on Enrolled Bills.

House of Representatives,  
Tallahassee, Fla., June 1, 1911.

*Hon. F. P. Cone,*  
*President of the Senate.*

*Sir:*

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

House Concurrent Resolution No. 32:

The assessed valuation of all personal property in Flor-

ida, less animals, for the year 1910, as shown by the Comptroller's report is \$26,620,007; the real valuation of all personal property is between \$300,000,000 and \$400,000,000, as shown from data compiled by the Governor and stated in his message to the Legislature of 1911.

At the Fourth International Conference on State and Local Taxation, held under the auspices of the International Tax Association, at Milwaukee, Wisconsin, August 30, September 1 and 2, 1910, it was agreed: "All the current discussion of the general property tax is concerned with the personal property. Therefore, for the purpose of the resolution 'the general property tax will be considered as a system of assessing each person all the personal property he possesses and taxing this sum at the same rate as real estate.'" "That the general property tax has broken down in administration may be regarded as an established fact. \* \* \* Our concern now is to say whether this breakdown is due to inherent defects in the system itself, or to weakness in its administration."

"The committee quotes opinions of investigating commissions in nine States whose constitutions require the general property tax. These reports have all been made within the last five years, and in no case does the investigating commission advocate a more strict enforcement of the general property tax as a cure for the evils which all have found to exist under this system. Each of these States, with a single exception has advised the abandonment of the attempt to tax all property at a uniform rate and by the same method." Florida is the exception referred to.

Section 1 of Article IX of the Constitution provides for such a system. It appears that every State in the Union, except Florida has, in some manner, shown that this is a vicious system. The statistics already shown, show that it is a vicious system for our State to continue. Therefore, be it

Resolved by the House of Representatives, the Senate concurring,

Section 1. That the Governor be and is hereby directed to appoint a commission to consist of three, whose duty it shall be to report to the Governor at least sixty days before the convening of the next Legislature, such changes in the Constitution and laws as may be deemed advisable. The Commission shall submit a draft of proposed consti-

tutional amendments and of bills which the Governor shall transmit to the Legislature of 1913, with such recommendation as he may deem advisable.

And respectfully requests the concurrence of the Senate thereto.

Very respectfully,

J. G. KELLUM,

Chief Clerk of the House of Representatives.

House Concurrent Resolution No. 32 was read the first time.

Mr. Calkins moved that the rules be waived and that House Concurrent Resolution No. 32 be read a second time and put upon its passage.

Which was agreed to by a two thirds' vote.

And House Concurrent Resolution No. 32 was read a second time.

Mr. Calkins moved to adopt the resolution.

Which was agreed to.

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

Mr. Henderson, Chairman of Joint Committee on Conference on Senate Amendments to House Bill No. 672, submitted the following report:

*Hon. F. P. Cone,*

*President of the Senate.*

*Sir:*

Your Committee of Conference on the part of the Senate, appointed to confer with a like committee on the part of the House on House Bill No. 672, as amended by the Senate, respectfully reports that it has performed this service, but failed to reach any agreement with the House Committee. We respectfully recommend that the Senate insist upon its amendments to House Bill No. 672.

Very respectfully,

JOHN W. HENDERSON,

D. C. McMULLEN,

LOUIS C. MASSEY.

Mr. Henderson moved to adopt the report and certify

the action of the Senate immediately to the House of Representatives.

Which was agreed to.

The consideration of Committee Substitute for House Bill No. 472 was resumed.

Mr. Zim offered the following amendment to—

Committee Substitute for House Bill No. 472:

At the end of line 797, page 57, add "and any city may impose and fix the amount of a license tax on each separate show or exhibition at such amount as it deems fit, and is hereby authorized by ordinances to license, tax and regulate any and all shows and exhibitions of every kind given in any tent or in any enclosure for which charge is made for admission, regardless of this or any other act, provided only that this shall not apply to theaters or opera houses duly licensed under this Act.

Mr. Zim moved to adopt the amendment.

Which was agreed to.

Mr. Massey moved that the rules be waived and that Committee Substitute for House Bill No. 472, as amended by the Senate, be read a third time in full and put upon its passage.

Which was agreed to by a two thirds' vote.

And Committee Substitute for House Bill No. 472, as amended by the Senate, was read a third time in full.

Upon the passage of Committee Substitute for House Bill No. 472, as amended by the Senate, the roll was called and the vote was:

Yeas—Senators Adkins, Carney, Cook, Culpepper, Davis, Dayton, Finlayson, Flournoy, Hilburn, Hudson, L'Engle, Malone, Massey, McMullen, Perkins, Sloan, Wilson, Withers—18.

Nays—Senators Broome, Calkins, Hosford, Humphries, Johnson, McCreary, Stokes—7.

So the bill, as amended by the Senate, passed, title as stated.

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

Senate Bill No. 448:

A Bill to be entitled An Act relating to the issuance of bonds and special tax bills; the assessment, levy and collection of taxes; the licensing, regulation and prohibition of businesses, occupations, trades and amusements,

and the abatement of nuisances, by the City of Pensacola, and also to further alter and increase the jurisdiction, privileges and powers of said city in other matters pertaining to its general welfare, and to revise, supersede or repeal conflicting laws.

Was taken up.

Mr. Stokes moved that the Senate do recede from its action refusing to concur in the first House amendment to Senate Bill No. 448, contained in the message of transmission from the House of Representatives.

Which was agreed to.

Mr. Stokes moved that the Senate do recede from its action refusing to concur in the second amendment to the second House amendment to House Bill No. 448, contained in the message of transmission from the House of Representatives.

Which was agreed to.

Mr. Davis moved that further action on the bill be deferred until tonight.

Which was agreed to.

Mr. Williams, Chairman of the Joint Committee to visit the Everglades and report progress of drainage, submitted the following report:

Tallahassee, Fla., May 31, 1911.

*To the Hon. Fred P. Cone,*

*President of the Senate.*

*To the Hon. T. Albert Jennings,*

*Speaker of the House of Representatives.*

*Sirs:*

Pursuant to Senate Concurrent Resolution No. 2, we, your committee, beg to submit the following:

Under the provisions of said Resolution, we were required to visit and inspect the progress and conditions of the work of reclaiming the Everglades now being carried on by the Trustees of the Internal Improvement Fund, and to make a report of the conditions of said works, the

condition of the Everglades, including the drained and undrained portions, the area actually drained, the area partially drained and the area contemplated to be drained, and the area, if any, not contemplated in the present drainage plans; also to report the number, size, width, depth and length of canals now completed, and also the number, length, width and depth of those in course of construction, and the portion of each completed, and the work done on any incompleated portions, and the number, length, width and depth of those contemplated and not yet begun; also the cost up to the present time in money and lands, and the estimated cost to complete those under construction, and the estimated cost of those contemplated; also the value of the reclaim lands as to money valuation, and any other matter, thing or fact concerning the same of value, importance or useful information.

Your committee viewed the North New River Canal, also South New River Canal, the Miami Canal, and the Hillsboro Canal, and examined the same both at their mouths where excavations had been made and at Lake Okeechobee, and we herewith submit and attach to this our report, Map "A" and Table "A," showing the length of the various canals that have been excavated from the commencement of the work to May 1, 1911, distances given in miles, and also Table No. 1, showing the progress made on the canals, done by the Furst-Clark Construction Company, during the three months ending September, 1910; also Table No. 2, showing the work done by the Furst-Clark Construction Company during the three months ending December 31, 1910; also Table No. 3, showing the work done by the Furst-Clark Construction Company during the three months ending March 31, 1911.

As to the area actually drained, we are of the opinion that there will be no land completely drained until the canals now under construction are completed through to Lake Okeechobee, and the water in the lake is lowered, thereby making an immense reservoir, so that when the rainy season begins, this reservoir will hold the excessive rainfall, and by means of opening the canals the rainfall can be carried to the sea without the lake overflowing its banks.

There is an area that is partially drained, of about

15,000 acres, adjacent to the outlet of these canals, in the vicinity of Fort Lauderdale and Miami, that are still subject to overflow during the rainy season, but will permit of cultivation of early vegetables, as the rainy season is then over.

The Drainage district created by the Legislature contains 4,300,000 acres. It is our opinion that all of this land will be more or less benefited by the drainage operations as planned, and that at least three-fourths of this amount will be protected against overflow, and be provided with good outlet canals, so that when suitable laterals and field ditches are constructed, it will be reclaimed for agriculture.

The scope of drainage planned includes other canals than those now under construction, particularly the one marked EE on the map, and possibly the one from Hillsboro Canal to West Palm Beach, and these two named may have to be constructed before all of the lands in the drainage district will be provided with suitable outlets and protection from overflow from Lake Okeechobee.

Of the canals now under construction, none are fully completed. We attach to this report tabulated statements for the work marked "A" and tables 1, 2 and 3.

The last river and harbors' bill passed by United States Congress, carried an appropriation of \$200,000 to make a survey of the Caloosahatchee River and the Kissimmee River, with a view of improving them for navigation in harmony with the plans of the State for draining the Everglades. Captain Spalding, of the Jacksonville office, who has charge of this expenditure, is now having a comprehensive survey made of the Caloosahatchee River. We passed his surveying camps on the banks of the Caloosahatchee River on our way to Fort Myers. We feel confident that he will recommend that the United States Government improve this river, thereby relieving the State from any further expenditures on Caloosahatchee River.

The United States Government has consented to the lowering of Lake Okeechobee, but provides that there must be locks or controlling works at the upper ends of the drainage canals to control the amount of water taken out of the lake. In this connection we desire to call the attention of the Legislature, and especially the I. I. Board, to the necessity for locks at the lower ends

of the canals, and all along said canals at distances not exceeding eight to twelve miles apart, in order to control the water in the canals for navigation and for irrigation. This, in our opinion, is a matter of the utmost importance in this reclamation scheme, otherwise irrigation will be impaired, and the navigation by boats almost made impossible.

Your committee found that there had been about fifteen miles excavated on the lower end of the North New River Canal, and on the upper end of said canal, about eleven miles. Of the upper portion about one half is completed, and of the lower portion it is completed with the exception of a suction dredge, that should go over and take out some mud that has settled in places raising it above the required depth. We found that the dredge on the lower end was cutting at a rate of about a mile a month, and that the dredge on the upper end was cutting at a rate of about two miles a month. It is believed that these dredges will meet about July, 1912.

Your committee first examined the lower end of the Miami canal and found that there had been excavated about ten miles which were practically completed. We also found on the lower part of South New River there had been excavated about sixteen and one half miles, practically completed. On this portion of the canal, there was a lock being put in about eight miles from the mouth of the canal, and on the upper end of this canal we found there were about eight and one half miles excavated, and that this portion of the canal was completed, making a total of about twenty-five miles of completed canal on the South New River Canal.

On the North New River Canal, we found the southern portion something over eighteen miles of canal which were practically completed, and on the upper end of the canal, next to Lake Okeechobee, we found about eleven and one half miles excavated, one half of which was practically completed.

On the Hillsboro Canal, next to Lake Okeechobee, we found there had been excavated about four and one half miles, one half of which was completed.

The total miles of canals that we found completed amounted to about sixty-two miles. The remaining portion to be completed amounts to about one hundred and twenty-five (125) miles. This remaining portion, as

stated here, is under contract, and we find that there is about enough money at the disposal of the I. I. Board to complete these canals.

Upon investigation, we found that on January 1, 1905, the I. I. Board owned 2,534,151.23 acres of Everglade lands, of which 118,276.67 acres were school lands. It will be noted that the I. I. Board has no control over school lands. As to the lands that have been deeded by the I. I. Board since January 1, 1905, we refer you to schedule marked "C," attached to this report.

The United Land Company, which had acquired the rights of the Atlantic and Gulf Coast Canal & Okeechobee Land Company, claimed 347,753.02 acres. This claim was settled December 15, 1908, for 68,818.60 acres. See resolution of trustees of November 20, 1908, and December 15, 1908. Also see the record of the trustees, volume 4, page 269, minutes show that the Atlantic and Gulf Coast Canal & Okeechobee Land Company reconveyed 68,821.77 acres of land back to the trustees that had been conveyed to said canal company, and the trustees, by resolution adopted on this date, decided that they would deed a similar acreage of land back to the Canal Company, lying within the drainage district as then defined, when the lands within said drainage district had been selected and patented.

We find that \$614,485.45 has been spent in cost of construction of dredges and drainage operations from the beginning up to the first day of July, 1910, the date work was begun by the contractors, Furst-Clark Construction Company. It is estimated that the cost of the work let to contractors will be in the neighborhood of \$2,000,000.00, of which amount \$281,563.82 has been accomplished by the contractors.

The cost of building and equipping the dredges "Everglades," "Okeechobee," "Miami" and "Caloosahatchee" was \$203,570.00. The total cost of drainage operations, including the dredges, from the time of beginning of the drainage operations until the first day of July, 1910, was \$614,485.45. The Furst-Clark Company took charge under their contract the first of July, 1910. The cost of superintendance of the drainage operations up to May 1, 1911, was \$13,857.00. We are of the opinion that much of the land adjacent to the canals, when the same are completed, will be

sufficiently drained to cultivate, and with the cutting of smaller or subsidiary canals into the completed canals and farm ditches, the land between the main completed canals will be drained sufficiently to cultivate. We do not, however, believe that the canals now being dug will suffice to drain all of the Everglades. It will be necessary to cut the canal to the Gulf of Mexico, as contemplated in the drainage operations. We find that there is an agreement by which the present contractors will cut this canal upon the same terms as those now being dug, should the I. I. Board desire them to do so. When the Furst-Clark Company took charge of the drainage operations, they contracted to pay the State for the State-owned dredges, \$145,000.00.

The State receives taxes on the entire amount of land sold by the State, less 50,600 acres sold by the trustees on the 16th day of November, 1910, which land was not deeded, as were the other sales, but a contract for sale made, the purchaser paying so much cash and giving notes for the deferred payments. However, it was stipulated in the contract for sale that the purchaser was to pay the drainage taxes on the land beginning with the year 1911. The State owns in the Everglades, north of an imaginary line running due west from Miami, 676,650 acres. Up to the present time the State has received \$834,730.35 from the sale of Everglade lands sold since January 1, 1905. Of this amount twenty-five per cent, has been paid into the school fund under the Constitutional provision providing that 25 per cent. of all the proceeds arising from the sale of all public lands shall be paid into the school fund of the State.

On the first day of May, 1911, the trustees of the I. I. Fund and the Board of Drainage Commissioners had \$439,993.95 in cash on hand and resources in the nature of amounts due by purchasers of land, dredges, etc., and drainage taxes to be due during the life of the present drainage contract of \$1,578,864.00, making a total of cash and valuable resources of \$2,018,857.00.

All the land in the Everglades drainage district is taxed five cents per acre per year. The State still owns about 1,200,000 acres of land in the Everglades.

We are advised that about 35,000 acres of land in the Everglades had been sold in small tracts by promoters at prices as high as eighty (\$80.00) dollars per acre, under

an agreement that the promoters would cut a canal at certain places which is supposed to be sufficient to carry off the water and make the lands suitable for cultivation. Parties buying the lands are fully advised, so far as we can ascertain, of the existing conditions and of the progress of the drainage operations.

We recommend that the I. I. Board sell off tracts of land to bona fide settlers in tracks ranging in size from five acres and multiples thereof, at prices according to location, depth of soil and other advantages determining its value, and that the same be sold when necessary upon the installment plan, the title remaining in the State until the last payment is made. We believe that this plan would yield much more into our Treasury and would bring many immigrants into the State.

In our opinion, there should be remaining to the State of Florida about one million acres of Everglade land, exclusive of school lands, when the present drainage contract is completed. These lands, in our opinion, should not be worth less than twenty-five dollars per acre on an average, if sold on the plans above stated.

On November 16, 1910, 50,600 acres of land in the Everglades were sold to one E. C. Chambers, for a sum of fifteen dollars per acre. This is not listed in our report, for the reason that no deed was executed, the land being sold to Mr. Chambers on payments and a contract being drawn up between the trustees and the said Chambers in lieu of a deed to the land. Most of the deeds listed were issued in amounts of from five to eighty acres and were issued to parties who had settled upon the lands several years prior to the issuance of the deeds, and who had made improvements thereon, and this fact, we are advised, was taken into consideration by the trustees in making a price upon these lands. We here refer to those small tracts sold for from \$1.25 to \$1.50 per acre.

Your committee also crossed Lake Okeechobee, which covers approximately an area of five hundred thousand acres, and is situated in the northwest part of the drainage district. This lake, during heavy and continued rains, overflows its banks and overflows the land to the south and southeast, which lands are commonly called the Everglades. The intention of the drainage operations is to lower the level of this lake about six feet, and

by means of locks and dams, control its flood waters and afford an outlet for draining the lands through which the canals pass, and also for means of transportation and immigration. There are four of these canals now being constructed. The approximate location of these canals is shown on the accompanying map, although their entire course has not been definitely determined, except on the North New River Canal. They vary in width from fifty to seventy feet, and range in depth from eight to twelve feet. The material that is dug from the canals is placed for enough back from the edge of the canals so as not to wash in again. This mud and rock may be leveled down and made into a fine road bed, and we think that there is sufficient material to make a road bed for a suburban line of moter cars, and we think that in the near future there will be a line of cars running from Fort Myers on the west to Miami and Fort Lauderdale on the east along the banks of these canals. We recommend that the I. I. Board encourage the construction of the same by donating a right-of-way along the banks of the canals, and giving this waste material for the construction of road beds. We know of nothing that would develop the Everglades more rapidly, except, of course, the drainage operations now in progress. We are advised that this waste material on one side of the canals has been given to the counties in which the canals are dug, for road purposes.

All the canals under contract are to be completed within three years from July 1, 1910.

We find that the I. I. Board has well in hand the drainage operations, and under J. O. Wright, Supervising Drainage Engineer, there is a thorough check on all the proceedings, and that everything is well mapped out and planned, and we do not believe a more competent, honest, energetic and thorough man could be found anywhere, than Mr. Wright. So long as he is in charge of the actual construction, it is our opinion that the interests of the State will be thoroughly protected in every particular. At the same time, no mean advantage will be taken of the contractors.

Your committee believes that the lands are exceedingly fertile. With transportation facilities, irrigation and climate, we believe that the Everglades would rank among the garden spots of the world. For some three miles on

the southeast side of Lake Okeechobee, the tenderest plants survive without blight from cold. It is impossible for one not having seen that vast stretch of country, to have a proper conception of its immensity. One can be on Lake Okeechobee and travel for hours out of sight of land, so vast is the surface of the lake. We find vegetation, especially such as grow in gardens, grown in profusion both at the mouths of the canals and on the banks of Lake Okeechobee. Every kind of vegetable and farm product that we saw under cultivation, seemed to be grown successfully, with the exception of corn. We saw no cotton. On the banks of Lake Okeechobee we saw cabbage growing that were about four feet across, and were assured that fertilizer of no kind was used. We were told that they sold a cabbage the week before our visit, that weighed twenty-eight pounds, and which was grown on the south side of the Lake without fertilizer. We found alfalfa growing most luxuriantly on the banks of the canal on the south shore of Lake Okeechobee. The soil is said to be as rich in ammonia as the highest class fertilizer, ranging from two to four per cent. Fertilizer containing potash and phosphate causes the soil to yield more abundantly, especially near the mouths of the canals, where the soil seems to be newer.

On the South New River Canal, some four to five miles out in the "Glades," we found a settlement of some eight or ten families who have been conducting vegetable gardens for the season past, and they were well pleased. They had raised cabbage, tomatoes, beans, Irish potatoes and all kinds of garden truck profitably. One person there stated that he had grown one hundred and twenty-six hampers of beans on a half acre, and sold them at an average price of three dollars and a quarter per hamper—that the average crop of beans was about three hundred hampers to the acre. They raise about five hundred crates of tomatoes to the acre and have grown as high as eight hundred and fifty crates to the acre, which yielded them from \$1.50 to \$3.50 per crate.

We found one farm in the Glades consisting of about three sections, with lateral ditches running into the main canal about one-quarter of a mile apart and three-quarters of a mile long. At the time we were there, about fifty-five acres were in actual cultivation. The lands were new, having been cultivated about fifteen months. We

often found along the banks of the canal, houses, boat landings, etc., that had been taken possession of by settlers. We recommend that the I. I. Board at once take proper steps to secure the interest of the State in the same, so that these parties may not later claim it by right of their possession, and, where it is deemed best, that the State may lease to them the right to occupy the same for a given number of years at an annual rental.

Your committee is of the opinion that speed of power boats will have to be limited to six miles per hour in passing up and down the canals, as the swash from fast-moving boats washes down the banks and sucks rock of great size into the canals.

We notice on the south New River Canal where the water mark was about five feet above the level of the land, caused by the great overflow from Lake Okeechobee during the last rainy season. This shows conclusively that the Glades cannot be drained to prevent overflow, until the lake is lowered and converted into a reservoir.

Your committee saw ditching machines that would move right along over the glades and cut a mile of a ditch a day about four feet wide at the top and three feet and a half deep, and three feet wide at the bottom. This machine could be operated, so we were informed, by one person. The dirt dug was placed in a row about eight feet from the canal, and could be easily leveled down and made into a driveway.

Your committee is of the opinion that the drainage operation will ultimately be a great success, and is one of the greatest undertakings of the age, and will convert the Everglades—once a watery waste—into one of the garden spots of the world. We believe, however, before it has reached perfection, that individuals will have to spend for farm ditches and lateral canals a sum approximating two dollars per acre. When completed, the farmer need not fear cold, droughts nor floods, and has the consciousness of knowing that he is tilling as rich a soil as is to be found within the bounds of the South.

There seems to be great doubt existing in the minds of many people throughout the State as to whether or not the lake can be lowered and the Everglades drained by means of canals. This is purely a matter of mathematics. That portion of the State from which the waters run to Lake Okeechobee is well defined and known. The aver-

age rainfall upon this territory is also known, as is also the rainfall upon the glades. It is also known what per cent. of the water is taken up by evaporation and what per cent. goes into the ground. It is also known how many gallons of water per second pass through each of the canals at a given point. The canals are so constructed as to receive from the lake the excessive rainfall that pours into the lake over and above its capacity to hold the same when once lowered to six feet below its banks, which lowering will take place in the dry season, which season lasts about eight months, and as the canals pass through the glades towards the sea and Gulf, they are constantly widened and deepened, and even divided so as to carry off the extra water furnished by the glades themselves. There is absolutely no occasion to doubt the practicability of the drainage operations. Of course, a canal will not drain a portion of the Everglades five to ten miles away, as the lands are flat, unless there be lateral canals dug.

We highly endorse the drainage operations, and recommend that the same be pushed with all vigor, and are in hopes that no obstacle will intervene to stop or delay the completion of the canals now contracted for, and any others that may be found necessary to reclaim at least the more fertile parts of the glades.

We would further recommend, in case it is found that the canals now under construction and embraced in the plan of drainage are not sufficient to control the level of Lake Okeechobee, that a canal of proper dimensions be cut from some point on the east shore of the lake, north of Pelican Bay, in a southeast and easterly direction, along the most feasible route, if found most advisable by the engineer-in-chief, to Lake Worth in the vicinity of West Palm Beach; such a canal being, in our opinion, the most direct and nearest route to the ocean.

Respectfully submitted,

J. A. WILLIAMS,  
Chairman of Senate Committee.  
C. T. CULPEPPER,  
GEO. W. WARD,  
Chairman of House Committee  
SAMUEL A. ROBINSON,  
JAS. E. CADE.

## EXHIBIT A, B AND C.

To whom conveyed and date.	Receipt.	Acres.	Price.
Joseph Jennings, Apr. 11, 1904	15933	59,980.00	\$ .41 $\frac{3}{4}$
L. & N. R. R. Co., (Pensacola & Atlantic R. R. Company), Dec. 5, 1907.....	16076	374,831.84	.....
In settlement of claim against the Trustees. See Resolution of Trustees of Dec. 5, 1907.			
J. A. Tindall, Dec. 18 1907...	16082	15.00	20.00
		5.00	15.00
T. B. Chilton, Dec. 18, 1907...	16083	5.00	20.00
		5.00	15.00
F. R. Oliver, Dec. 18, 1907....	16084	10.00	20.00
G. W. Carter, Dec. 18, 1907....	16085	10.00	20.00
E. N. Worley, Dec. 18, 1907....	16086	20.00	20.00
John Dunn, Dec. 18, 1907....	16087	5.00	20.00
M. E. Forrey, Dec. 18, 1907....	16088	13.30	20.00
Reed A. Bryan, Dec. 18, 1907..	16089	8.50	20.00
John T. Lewis, Dec. 18, 1907.	16090	5.5	20.00
Edward Ames, Jan. 7, 1908...	16092	5.00	20.00
Abbie E. Dunlap, Jan. 7, 1908	16094	5.00	15.00
Mrs. G. M. Bradley, Jan. 27, 1908 .....	16097	80.40	1.25
W. E. Merriman, Jan. 27, 1908	16098	62.30	1.25
J. R. Charlton, Feb. 1, 1908..	16101	80.00	1.50
Mrs. Carrie M. Brown, Feb. 6, 1908 .....	16102	80.00	1.50
Margaret B. Kosel, Feb. 6, 1908	16103	80.00	1.50
Thomas A. Harp, Feb. 6, 1908..	16104	60.00	1.50
H. W. Padgett, Feb. 15, 1908..	16106	80.00	1.50
John E. Douthitt, Feb. 15, 1908	16108	55.50	1.25
A. E. Conrad, Feb. 15, 1908...	16109	50.40	1.25
W. A. H. Hobbs, Feb. 15, 1908	16110	80.00	1.50
E. H. Kirkman, Feb. 15, 1908..	16111	80.00	1.50
A. Andren, Feb. 15, 1908.....	16112	40.00	2.00
Mrs. F. H. Sowles, Feb. 15, 1908 .....	16114	80.00	1.50
Wisner Land Co., Feb. 15, 1908	16115	59,887.10	.....
In settlement of claim against Trustees. See Minutes of Trustees of February.			
Wisner Land Co.,.....	16116	6,080.00	
In settlement of claim against Trustees. See Minutes of Trustees of February 21 and 25, 1908.			

To whom conveyed and date.	Receipt.	Acres.	Price.
R. S. Douthitt, Feb. 20, 1908..	16118	80.00	1.25
A. P. Curry, Feb. 20, 1908....	16119	95.15	1.25
Eug. S. Roberts, Feb. 20, 1908	16120	32.10	1.25
Ward A. Roberts, Feb. 20, 1908	16121	40.00	1.25
T. F. Alderman, Feb. 20, 1908	16122	63.94	1.25
Joseph Mounier, Feb. 20, 1908	16123	14.45	20.00
N. C. Bryan, Feb. 20, 1908....	16124	80.00	1.50
Miss Grace C. Jack, Mar. 4, 1908	16126	80.00	1.25
S. L. Roberts, Mar. 4, 1908....	16127	80.00	1.25
Melch L. Roberts, Mar. 4, 1908	16128	80.00	1.25
James Roberts, Mar. 4, 1908..	16129	40.00	1.25
Loren S. Roberts, Mar. 4, 1908	16130	80.00	1.25
R. J. Clark, Mar. 13, 1908.....	16132	44.50	1.25
E. A. McElroy, Mar. 13, 1908.	16133	80.00	1.25
H. F. Ingalls, Mar. 13, 1908..	16134	40.00	1.50
L. E. Bradley, Mar. 27, 1908..	16136	40.70	1.25
S. W. Clark, Agt., Apr. 3, 1908	16137	15.00	20.00
Jos. Mounier, Apr. 7, 1908....	16138	10.00	15.00
J. R. Burtashaw, Apr. 17, 1908	16142	84.40	1.50
J. C. Burtashaw, Apr. 17, 1908	16143	80.00	1.50
Henry Joansen, Apr. 17, 1908.	16144	40.00	2.00
H. B. Gaskin, et al., Apr. 28, 1908	16145	20.00	20.00
Victor Lewis, Apr. 28, 1908...	16146	10.00	20.00
Mrs. S. E. Irwin, May 8, 1908.	16147	80.00	1.25
J. H. Tatum, May 8, 1908....	16148	20.00	1.25
Howell C. Low, May 8, 1908..	16149	60.00	1.25
G. W. Davis, May 8, 1908.....	16150	80.00	1.25
J. H. Tatum, May 8, 1908.....	16151	80.00	1.25
W. A. Larkin, May 8, 1908....	16152	80.00	1.50
J. G. Truitt, May 8, 1908.....	16154	80.13	1.50
N. A. Carlson, May 21, 1908..	16155	80.00	2.00
E. A. Brewer, May 26, 1908..	16156	112.12	1.50
John A. Harp, May 26, 1908..	16157	53.42	1.25
C. E. Ingalls, May 26, 1908...	16159	80.00	1.50
R. P. Davie, June 4, 1908.....	16160	27,486.09	2.00
See Resolution of Trustees of June 3, 1908.			
J. A. G. Embley, June 8, 1908	16163	80.00	1.25
D. H. Griffin, June 8, 1908....	16164	80.00	1.25
E. L. Eaton, June 8, 1908.....	16165	40.00	1.25
Wm. Enger, June 8, 1908.....	16166	80.57	2.00
T. J. Pryor, Jr., June 22, 1908	16168	40.00	1.50
W. R. Burton, July 1, 1908...	16169	66.35	1.25
Joseph Mounier, July 1, 1908.	16170	9.77	15.00

To whom conveyed and date.	Receipt.	Acres.	Price.
J. E. Mills, July 1, 1908.....	16172	80.00	1.25
J. C. Thompson, July 3, 1908.	16173	9,451.67	*.529
*Plus.			
A. H. Ramsey, July 9, 1908...	16174	80.00	1.50
R. P. Davie, Sept. 2, 1908....	16180	320.00	2.50
W. R. Comfort, Oct. 13, 1908..	16187	6,422.13	2.00
A. L. Ingalls, Oct. 17, 1908....	16188	80.00	2.00
Davie Realty Co., Oct. 26, 1908	16189	80,000.00	1.25
John R. O'Neal, Nov. 5, 1908..	16190	106.84	1.50
J. R. Gage, Nov. 11, 1908.....	16192	20.73	20.00
Geo. M. Coram, Nov. 28, 1908.	16194	10.00	20.00
P. A. VansAgnew, Dec.15,1908	16195	68,818.60	
In settlement of claim against Trustees.			
See Resolutions of Trustees of Nov. 20, 1908 and Dec. 15, 1908.			
Richard J. Bolles, Dec.24,1908	16198	500,008.57	1.00
S. M. Tatum, Jan. 6, 1909....	16199	13,600.00	
\$3.00 per acre for land in range 40 and \$2 per acre for that in range 39.			
Mrs. E. J. Mobley, Jan.10,1909	16200	80.38	1.50
A. T. Carter, Jan. 20, 1909....	16201	40.00	1.50
A. T. Carter, May 15, 1909...	16212	98.03	1.50
J. H. Johnson, June 30, 1909.	16219	80.00	3.00
J. B. Combs, June 30, 1909....	16220	80.00	3.00
M. T. Cheshire, Aug. 6, 1909..	16230	80.00	1.50
J. T. Wofford, Sept. 1, 1909...	16232	80.00	2.00
C. N. Combs, Sept. 22, 1909...	16233	80.00	3.00
Andrew Hardie, Nov. 12, 1909	16239	98.95	3.00
Charlotte Wofford, Feb. 8, 1910	16258	80.00	3.00
(Widow.)			
A. B. Sanders and A. A. Boggs, April 20, 1910 .....	16279	10,130.50	3.00
A. B. Sanders and A. A. Boggs, April. 20, 1910 .....	16280	37.25	20.00
E. H. Padgett, Apr. 27, 1910..	16282	40.00	3.00
N. H. Braddock, July 11, 1910	16286	40.75	1.50
Geo. E. Galoway, July 13, 1910	16287	40.00	2.00
Noble Padgett, Aug. 3, 1910..	16288	80.00	1.50
Fla. East Coast Ry. Co., suc- cessor to Palatka & Indian River R. R. Co.....	16294	67,200.00	
See Resolution of Trustees of June 17, 1910.			
John J. Cordner, Feb. 2, 1911.	16301	62.19	20.00

On Nov. 16, 1910, 50,650 acres of land in the Everglades were sold to one E. C. Chambers, for the sum of \$15.00 per acre. It is not listed above for the reason that no deed was executed, the land being sold to Mr. Chambers on payment and a contract being drawn up between the Trustees and the said Chambers in lieu of the deed to the land.

Most of the deed listed above, issued in amounts of from five to eighty acres, were issued to parties who had settled upon the land several years ago, prior to the issuance of the deed, and had made improvements thereon, and this fact was taken into consideration by the Trustees in making a price upon these lands. This has reference to those small tracts sold from \$1.25 to \$1.50 per acre.

J. A. WILLIAMS,

Senate Chairman.

C. T. CULPEPPER,

SAMUEL A. ROBINSON,

JAS. E. CADE,

## EVERGLADE DRAINAGE CANALS.

Statement showing length of the various canals that have been excavated from the commencement of the work to May 1, 1911. Distances given in miles.

NAME OF CANAL.	Beginning to Jan. 1, 1909	Jan. 1, 1909 to July 1, 1910	July 1, 1910 to May 1, 1911	Total Miles Excavated	Miles Exca- vated to Com- pleted ( Cross- Section
North New River Canal .....	6.52	4.67	7.01	18.20	18.20
Upper North New River Canal.....	0.00	0.00	11.51	11.51	6.71
South New River Canal.....	6.72	6.92	2.77	16.41	16.41
Upper South New River Canal.....	0.00	0.00	8.55	8.55	8.55
Miami Canal .....	0.00	4.25	5.68	9.93	9.93
Upper Hillsboro Canal.....	0.00	0.00	4.52	4.52	2.27
Total miles of Canal excavated to May 1, 1911 .....	.....	.....	.....	69.12	.....
Total miles of Canal excavated to com- pleted Cross Section May 1, 1911.....	.....	.....	.....	.....	62.07

1769

Total yardage included under Furst-Clark Co's. contract July 1, 1910, to complete these  
 Canals ..... 19,000,000  
 Total yardage removed by Furst-Clark Co's. contract July 1, 1910, to May 1, 1911..... 3,040,279  
 Per cent of Furst-Clark Co's. contract completed..... 16%  
 Approximate per cent of all the above Canals completed May 1, 1911 ..... 30%

Tallahassee, May 12, 1911.

J. O. WRIGHT, Chief Drainage Engineer.

PROGRESS STATEMENT NO. 1—EVERGLADES DRAINAGE CANALS.

The following table shows the work done by the Furst-Clark Construction Company during the three months ending September, 1910.

NAME OF CANAL.	JULY.		AUGUST.		SEPTEMBER		TOTALS.	
	Earth.	Rock.	Earth.	Rock.	Earth.	Rock.	Earth.	Rock.
South New River Canal AA....	51,723	11,365	88,878	16,744	53,052	14,655	193,653	42,764
North New River Canal BB....	18,419	9,282	46,009	28,975	46,654	32,115	111,082	70,372
Miami Branch Canal CC.....	36,675	22,841	41,206	34,216	28,645	50,589	106,526	107,646
Hillsboro Canal DD.....	.....	.....	.....	.....	.....	.....	.....	.....
Total cubic yards each month.	106,812	43,488	176,093	79,935	128,351	97,359	411,261	220,782

1770

SUMMARY:

Total cubic yards earth and rock to date .....632,043  
 New Canal excavated .....4.8 miles  
 Old Canal enlarged .....5.0 miles  
 Per cent of entire contract completed .....3.4%

J. O. WRIGHT, Chief Drainage Engineer.

PROGRESS STATEMENT NO. 2--EVERGLADES DRAINAGE CANALS.

The following table shows the work done by the Furst-Clark Construction Company during the three months ending December 31, 1910:

NAME OF CANAL.	OCTOBER.		NOVEMBER.		DECEMBER		TOTALS.	
	Cubic Yards.		Cubic Yards.		Cubic Yards.		Cubic Yards.	
	Earth.	Rock.	Earth.	Rock.	Earth.	Rock.	Earth.	Rock.
South New River Canal AA....	47,031	17,575	75,509	9,877	81,012	.....	203,552	27,452
North New River Canal BB....	89,737	22,203	148,263	18,649	155,097	15,816	393,097	56,668
Miami Branch Canal CC .....	40,011	27,611	35,397	22,105	78,025	22,421	153,433	72,137
Hillsboro Canal DD.....	6,324	.....	36,985	.....	51,428	.....	94,737	.....
Total cubic yards each month.	183,103	67,389	296,154	50,631	365,562	38,237	844,819	156,251

1771

SUMMARY:

Total cubic yards earth and rock removed to date.....1,633,119  
 Total miles of new Canal excavated to date..... 12.1  
 Total miles of old Canal excavated to date..... 5.0  
 Per cent of entire contract completed..... 8.6%

Tallahassee, Fla., Jan. 1, 1911.

J. O. WRIGHT, Chief Drainage Engineer.

PROGRESS STATEMENT NO. 3—EVERGLADES DRAINAGE CANALS.

The following table shows the work done by the Furst-Clark Construction Company during the three months ending March 31, 1911.

NAME OF CANAL.	JANUARY.		FEBRUARY.		MARCH.		TOTALS.	
	Cubic Yards.		Cubic Yards.		Cubic Yards.		Cubic Yards.	
	Earth.	Rock.	Earth.	Rock.	Earth.	Rock.	Earth.	Rock.
South New River Canal AA....	71,042	.....	101,092	.....	134,615	12,309	306,749	12,309
North New River Canal BB....	137,141	16,566	137,513	34,858	122,630	26,696	397,284	78,120
Miami Branch Canal CC .....	21,152	12,442	48,346	28,750	10,245	5,953	79,743	47,145
Hillsboro Canal DD.....	34,848	.....	33,000	.....	34,200	.....	102,048	.....
Total cubic yards each month.	264,183	29,008	319,951	63,608	301,690	44,958	885,824	137,574

1772

SUMMARY:

Total cubic yards earth and rock removed to date.....2,656,517  
 Total miles of new Canal excavated to date..... 22.81  
 Total miles of old Canal excavated to date..... 8.36  
 Per cent of entire contract completed..... 13.98%

Tallahassee, Fla., April 1, 1911.

J. O. WRIGHT, Chief Drainage Engineer.



Mr. Flournoy asked permission to file committee report relative to the State Insane Asylum.

Which was objected to by Mr. Carney.

Mr. Carney moved that the report be temporarily kept from the file.

Which was agreed to.

Mr. Culpepper moved to waive the rules and that the Senate now proceed to take up House Messages.

Which was agreed to by a two thirds' vote.

### MESSAGES FROM THE HOUSE OF REPRESENTATIVES.

The following message from the House of Representatives was read:

House of Representatives,  
Tallahassee, Fla., June 1, 1911.

*Hon. F. P. Cone,*  
*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 Memorial No. 9:

A Memorial to the Congress of the United States requesting an appropriation in such amounts as the said Congress may deem necessary for the purpose of erecting an adequate postoffice building in the City of Lake City, Florida.

Also—

Senate Bill No. 261:

A Bill to be entitled An Act to amend Section 1369 of the General Statutes of the State of Florida, relative to the rights and liabilities and sureties and accommodation signers on bonds, notes, drafts and bills of exchange, and providing for contribution between such persons.

Very respectfully,

J. G. KELLUM,

Chief Clerk of the House of Representatives.

And Senate Memorial No. 9, contained in the above message, was read the first time by its title and referred to the Committee on Enrolled Bills.

And Senate Bill No. 261, contained in the above message, was read the first time by its title and referred to the Committee on Enrolled Bills.

The following message from the House of Representatives was read:

House of Representatives,  
Tallahassee, Fla., June 1, 1911.

*Hon. F. P. Cone,*  
*President of the Senate.*

*Sir:*

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

Senate Bill No. 191:

A Bill to be entitled An Act relative to tax assessments and redemption of lands from tax sales.

Which amendment is as follows:

Strike out "June 1st" in Section 3 and insert "July 1st."

Has also passed—

Senate Bill No. 61:

A Bill to be entitled An Act fixing the amount of credit to be allowed county convicts on fines and costs.

And respectfully requests the concurrence of the Senate thereto.

Very respectfully,

J. G. KELLUM,

Chief Clerk of the House of Representatives.

Mr. Massey moved that the Senate concur in the amendments of the House of Representatives to Senate Bill No. 191, contained in the above message.

Which was agreed to.

And Senate Bill No. 191, as amended by the House of Representatives and concurred in by the Senate, was referred to the Committee on Enrolled Bills.

And Senate Bill No. 61, contained in the above message, was read the first time by its title and referred to the Committee on Enrolled Bills.

Mr. Miller moved that the rules be waived and that the Senate now resume the regular Order of Business.

Which was agreed to by a two thirds' vote.

And—

House Bill No. 305:

A Bill to be entitled An Act to amend Chapter 5690 of the Laws of the State of Florida, entitled An Act to amend Section 3556 of the General Statutes of the State of Florida, relative to the sale of liquors in counties or precincts voting against such sale, and to amend Section 3448 of the General Statutes of the State of Florida, relating to selling liquors without a license.

Was taken up and read the second time in full.

Mr. Henderson moved to waive the rules and that House Bill No. 305 be read the third time and put upon its passage.

Which was agreed to by a two thirds' vote.

And House Bill No. 305 was read a third time in full.

Upon the passage of House Bill No. 305 the vote was:

Yeas—Senators Adkins, Broome, Carney, Cook, Culpepper, Dayton, Henderson, Hosford, Hudson, Humphries, Johnson, L'Engle, Malone, McMullen, Perkins, Sloan, Williams, Wilson, Withers, Zim—20.

Nays—Mr. President—1.

So the bill passed, title as stated.

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

Senate Bill No. 457:

A Bill to be entitled An Act to prohibit a candidate and other persons from employing workers at or before and in connection with an election or a primary election; to prohibit persons from accepting employment as worker at or before and in connection with such elections; defining the work "worker," and fixing a penalty for a violation of this Act.

Was taken up.

Mr. Williams moved that the rules be waived and that House Bill No. 106 be substituted for Senate Bill No. 457.

Which was agreed to by a two thirds' vote.

Mr. Williams withdrew Senate Bill No. 457.

And—

House Bill No. 106:

A Bill to be entitled An Act authorizing all common carriers, including railroad companies, to grant free pas-

sage or tickets to the immediate families of their physicians, surgeons and salaried attorneys-at-law, and to exchange free passes with other carriers for families of their physicians, surgeons and salaried attorneys-at-law.

Was taken up and read a second time by its title.

Mr. Malone moved that the rules be further waived, and that House Bill No. 106 be read a third time and put upon its passage.

Which was agreed to by a two thirds' vote.

And House Bill No. 106 was read a third time in full.

Upon the passage of House Bill No. 106 the roll was called and the vote was:

Yeas—Senators Adkins, Cook, Dayton, Flournoy, Henderson, Hilburn, Hosford, Hudson, Humphries, Johnson, L'Engle, Massey, McCreary, McMullen, Perkins, Sloan, Stokes, Williams, Wilson, Zim—19.

Nays—Senators Broome, Carney, Culpepper—3.

So the bill passed, title as stated.

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

Senate Bill No. 277:

A Bill to be entitled An Act to amend Section 4 of Chapter 5459 of the Laws of Florida, approved June 5, 1908.

Was taken up.

Mr. L'Engle moved that the rules be waived, and that House Bill No. 328 be substitute for Senate Bill No. 277.

Which was agreed to by a two thirds' vote.

Mr. L'Engle withdrew Senate Bill No. 277.

And—

House Bill No. 328:

A Bill to be entitled An Act to amend Section 2459 of the General Statutes of the State of Florida, relating to conveyances by corporations, and to validate certain conveyances of corporations heretofore made.

Was taken up and read the second time in full.

Mr. Henderson offered the following amendment to—

House Bill No. 328:

Amend enacting clause by inserting word "State" before the word "of."

Mr. Henderson moved to adopt the amendment.

Which was agreed to.

Mr. L'Engle moved that the rules be further waived,

and that House Bill No. 328 be read a third time and put upon its passage.

Which was agreed to by a two thirds' vote.

And House Bill No. 328 was read a third time in full.

Upon the passage of House Bill No. 328 the roll was called and the vote was:

Yeas—Mr. President, Senators Adkins, Carney, Cook, Culpepper, Finlayson, Hilburn, Hosford, Hudson, Humphries, Johnson, L'Engle, Malone, Massey, McLeod, McMullen, Stokes, Wilson, Withers—18.

Nays—Senators Davis, Henderson—2.

So the bill, as amended by the Senate, passed, title as stated.

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

Senate Bill No. 323:

A Bill to be entitled An Act to amend Sections 796 and 799 of Article II, Chapter 2, Title 9 of the First Division of the General Statutes of the State of Florida, relating to the disposition of the proceeds of county bonds, and to provide for the appointment and election of trustees of county bonds, and to prescribe their powers and duties, and also relating to county bonds heretofore issued and to trustees of such county bonds heretofore appointed, and to extend the provisions of this Act to the same, and to repeal all Acts in conflict herewith.

Was taken up.

Mr. L'Engle moved that the rules be waived and that House Bill No. 730 be substituted for Senate Bill No. 323.

Which was agreed to by a two thirds' vote.

And—

House Bill No. 730:

A Bill to be entitled An Act authorizing the employment of an additional bank examiner.

Was read the second time in full.

Mr. L'Engle moved that the rules be further waived and that House Bill No. 730 be read a third time and put upon its passage.

Which was agreed to by a two thirds' vote.

And House Bill No. 730 was read a third time in full.

Upon the passage of House Bill No. 730 the roll was called and the vote was:

Yeas—Mr. President, Senators Calkins, Finlayson,

Hudson, L'Engle, Malone, Massey, McCreary, McLeod, McMullen, Stokes, Wilson, Withers—13.

Nays—Senators Adkins, Broome, Carney, Cook, Culpepper, Davis, Flournoy, Henderson, Hosford, Humphries, Johnson, Miller, Perkins, Sloan, Williams, Zim—16.

So the bill failed to pass.

Senate Bill No. 336:

A Bill to be entitled An Act to require railroad companies to provide facilities and equipment for handling express matter and to provide for the enforcement thereof.

Was taken up.

Mr. Massey moved that the rules be waived and that House Bill No. 136 be substituted for Senate Bill No. 336.

Which was agreed to by a two thirds' vote.

And—

House Bill No. 136:

A Bill to be entitled An Act to amend Section 821 of the General Statutes of the State of Florida, entitled "Fees."

Was read the second time in full.

Mr. Massey offered the following amendment to House Bill No. 136:

Add to the title the words "and relative to the fees of County Treasurer."

Mr. Massey moved to adopt the amendment.

Which was agreed to.

Mr. Massey moved that the rules be further waived and that House Bill No. 136 be read a third time in full and put upon its passage.

Which was agreed to by a two thirds' vote.

And House Bill No. 136 was read a third time in full.

Upon the passage of House Bill No. 136 the roll was called and the vote was:

Yeas—Senators Adkins, Carney, Cook, Flournoy, Henderson, Hilburn, Hosford, Humphries, Johnson, Massey, McLeod, McMullen, Miller, Perkins, Sloan, Stokes, Williams, Wilson, Withers, Zim—20.

Nays—Senators Broome, Calkins, Culpepper, Davis, Dayton, Finlayson, Hudson, L'Engle, Malone, McCreary—10.

So the bill, as amended by the Senate, passed, title as stated.

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

Senate Bill No. 153:

A Bill to be entitled An Act to protect the game of the State of Florida, and to define what birds and animals shall be classed as game, and to regulate the taking of the same, and to provide closed seasons for the taking of the same, and to provide means for deriving a revenue therefrom, and to provide for the appointment of a Game, Fish and Forest Commissioner, and to provide for the appointment of Deputy Fish, Game and Forest Commissioners and Wardens, and defining the duties of such commissioners, their deputies and wardens, and providing for their compensation, and to define non-game birds and animals, and to provide rewards for the capture or killing of certain animals, and to protect certain non-game birds and animals, and to provide for a license system of hunting, and to fix fees for such licenses, and to provide for the protection of game birds and animals during certain seasons and in certain localities, and to encourage introduction of foreign game and animals, and the protection of the same, and provide for establishing private game reserves and their protection.

Was taken up.

Mr. Williams moved that the rules be waived and that House Bill No. 148 be substituted for Senate Bill No. 153.

Which was agreed to by a two thirds' vote.

And—

House Bill No. 148:

A Bill to be entitled An Act to secure the prompt payment of funds collected for the State and county, and providing penalties for the omission.

Was taken up and read the second time in full.

Mr. Williams moved that the rules be further waived and that House Bill No. 148 be read a third time in full and put upon its passage.

Which was agreed to by a two thirds' vote.

And House Bill No. 148 was read a third time in full.

Upon the passage of House Bill No. 148 the roll was called and the vote was:

Yeas—Senators Adkins, Broome, Calkins, Carney, Cook, Culpepper, Davis, Dayton, Finlayson, Flournoy, Hosford, Hudson, Humphries, Johnson, McCreary, McLeod, McMullen, Miller, Perkins, Williams, Zim—21.

Nays—Senator L'Engle—1.

So the bill passed, title as stated.

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

House Bill No. 150:

A Bill to be entitled An Act to enable cities, towns and villages, incorporated under any general or special law of this State; to fix rates and charges for the supply of electricity or gas for the purpose of illuminating, heating, supplying motor power or any other purpose for which electricity or gas may be used, furnished by any individual, company or corporation to any such city, town or village, and the inhabitants thereof, within the corporate limits of such city, town or village.

Was taken up and read the third time in full.

Upon the passage of House Bill No. 150 the vote was:

Yeas—Mr. President, Senators Broome, Carney, Culpepper, Davis, McCreary, McLeod, McMullen, Sloan, Stokes, Williams, Zim—12.

Nays—Senators Adkins, Calkins, Cook, Dayton, Finlayson, Henderson, Hosford, Hudson, Humphries, Johnson, L'Engle, Malone, Massey, Miller, Perkins, Wilson—16.

So the bill failed to pass.

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

Mr. Cook moved to reconsider the vote by which House Bill No. 150 failed to pass the Senate, and to lay the motion to reconsider on the table.

Which was agreed to.

House Bill No. 94:

A Bill to be entitled An Act prescribing the hours during which spirituous, vinous or malt liquors must not be sold; providing a requisite of all licenses to sell the same; prescribing rules of evidence in cases of violation thereof, and providing a penalty for such violation.

Was taken up and read the third time in full.

Upon the passage of House Bill No. 94, the vote was:

Yeas—Mr. President, Senators Adkins, Broome, Carney, Culpepper, Davis, Dayton, Finlayson, Flournoy, Henderson, Hudson, Humphries, Malone, Massey, McCreary, McLeod, McMullen, Miller, Sloan, Withers, Zim—21.

Nays—Senators Calkins, Cook, L'Engle, Stokes, Wilson—5.

So the bill passed, title as stated.

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

Mr. Hudson moved that the State Auditor's report be spread on the Journal.

Which was agreed to.

Mr. Flournoy, Chairman of the Joint Committee to Visit and Inspect the State Hospital for Indigent Insane, submitted the following report:

Senate Chamber,  
Tallahassee, Fla., May 27, 1911.

*Hon. F. P. Cone,*  
*President of the Senate.*

*Sir:*

We, your committee, having been appointed by the Senate and the House of Representatives as a Joint Committee to visit and inspect the State Hospital for Indigent Insane, beg leave to report that we have visited said institution on the 29th and 30th of April, 1911, pursuant to your appointment.

Your committee made a full investigation, going over the entire institution in detail, and we are pleased to report that in our opinion the management and control of the institution and its condition is worthy of words of praise, especially when we consider the amount of former appropriations and the large number of patients. At the time of our visit there were nine hundred and eighty-four patients, since which time we are advised that the number has increased beyond one thousand.

In the examination of the Superintendent's office and of his connection with the institution, we were convinced that he was doing well his part. We believe he is the right man in the right place.

The system of bookkeeping at the institution, in our opinion, is not adequate and certainly far from being permanent in form. It is true no extensive bookkeeping is necessary, but such records as are kept, especially those in the Superintendent's office and in the physician's office, ought to be specially prepared with the view of making and preserving a permanent record of the transactions concerning this important institution. From these records statistics of much value could be had to assist our successors in the proper disposition of questions which may be presented to them. The records in the physician's office seem to be well-made and well-kept.

We suggest that in this institution there should be more than two physicians. We would recommend that at least one expert physician, specially selected for his training and experience, be employed. We believe that so large a number of indigent insane whose conditions, by reason of their insanity, becomes more complex, and that a proper regard for their rights and respect for the feeling and interest of people in the State, both the relatives as well as friends and citizens, demands such expert assistance in addition to the two physicians, Doctors Ralph N. Green and B. F. Barnes. We are pleased to say that we found these two young men doing the best they could and seemed to be both by nature and training well fitted for the duties and obligations imposed upon them in this work.

We are of the opinion also that there should be kept at the hospital at least one expert Dental Surgeon. The proper care and comfort of these wards of the State could be best subserved in this manner by securing for them experts both as physicians and as dental surgeons.

We were very much impressed with the character of the soil and the general location. We believe that it can be transformed without any great cost into a hospital, the grounds around which, if beautified after a general plan, would be attractive and pleasing and pleasant to the sane and insane alike. This can be done not suddenly, but it can be done surely, and we hope that it will be done. The expense can be greatly reduced, and the physical and mental condition of the patients greatly benefited by using them in opening up and beautifying part of the land as parks, to which the patients could resort for recreation rather than remaining around the buildings in the hot sun as they now do. We find the patients in crowds in small lots, many of whom were in the hot sun, notwithstanding the fact that within a few yards there was plenty of space well shaded by large trees that could have been and ought to have been transformed into a park for the recreation and benefit of the patients.

In our investigation we found that there has not been during the past two administrations a meeting of the Board of Commissioners of State Institutions at the Hospital. One or two members of the Board have gone there at different times, not to exceed three times during any administration, but the Board as a Board, has never vis

ited the hospital, and our investigation brings us to the conclusion that the Board, as a Board, has too much left the Institution to take care of itself. We are, therefore, of the opinion that the Board of Commissioners of State Institutions as a Board should visit the Hospital at least semi-annually in order that they might both individually and collectively better take care of the administration of affairs of this great and necessary Institution.

We found the buildings to be well kept. The sanitary conditions are excellent. The fire escapes are not, in our opinion, sufficient, and we therefore recommend that immediate attention be given to the construction of additional fire escapes in the respective buildings.

The Superintendent's residence, we are of the opinion, has been neglected. It is in need of repairs and improvements. Its lighting and water fixtures are not adequate for the position it occupies at the Hospital. It ought to be equipped also with suitable furniture in all its apartments. We recommend, therefore, that \$2,500 be spent in making necessary repairs and furnishing of the Superintendent's residence.

We found that the attendance at the Hospital is increasing quite rapidly, and it is, therefore, necessary that the appropriations accordingly increase. We believe that there should be appropriated for the maintenance annually not less than \$175,000 and for improvements and repairs annually not less than \$25,000, for the next two years, making the aggregate appropriation by this Legislature \$200,000 annually.

Respectfully submitted,

W. W. FLOURNOY,

D. C. McMULLEN,

On the Part of the Senate.

W. A. MacWILLIAMS,

JOHN M. WARREN,

W. S. MIDDLETON,

On the Part of the House of Representatives.

W. W. FLOURNOY,

Chairman of Joint Committee.

We concur except as to spending \$2,500.00 on Superintendent's residence.

E. L. CARNEY,

C. P. LITTELL,

By E. L. CARNEY.

Mr. McMullen moved that when the Senate adjourn that it adjourn to 8:30 o'clock this evening.

Which was agreed to.

House Bill No. 344:

A Bill to be entitled An Act to amend Section 1209 (857), Chapter XV of the General Statutes of the State of Florida, relating to local elections concerning the sale of liquor.

Was taken up.

Mr. Miller moved that the rules be waived and that House Bill No. 344 be read a second time by its title only.

Which was agreed to by a two thirds' vote.

And House Bill No. 344 was read a second time by its title only.

Mr. Miller moved that the rules be further waived and that House Bill No. 344 be read a third time and put upon its passage.

Which was agreed to by a two thirds' vote.

And House Bill No. 344 was read a third time in full.

Upon the passage of House Bill No. 344 the roll was called and the vote was:

Yeas—Mr. President, Senators Adkins, Calkins, Cook, Dayton, Flournoy, Hosford, Johnson, Massey, McLeod, Miller, Williams, Wilson, Zim—14.

Nays—Senators Broome, Carney, Culpepper, Davis, Finlayson, Henderson, Hudson, Humphries, L'Engle, Malone, Perkins, Sloan, Withers—13.

So the bill passed, title as stated.

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

Mr. Sloan, by unanimous consent, introduced—

Senate Bill No. 524:

A Bill to be entitled An Act to provide for the appointment of a commission for the State of Florida to act in concert with the Pennsylvania Fiftieth Anniversary of the Battle of Gettysburg Commission in all arrangements for having the State of Florida adequately represented at said anniversary celebration; to define the du-

ties of said commission; and to fix his compensation for the performance of said duties.

Which was read the first time by its title.

Mr. Sloan moved that the rules be waived and that Senate Bill No. 524 be read a second time by its title only.

Which was agreed to by a two thirds' vote.

And Senate Bill No. 524 was read a second time by its title.

Mr. Sloan moved that the rules be further waived and that Senate Bill No. 524 be read a third time and put upon its passage.

Which was agreed to by a two thirds' vote.

And Senate Bill No. 524 was read a third time in full.

Upon the passage of Senate Bill No. 524 the roll was called and the vote was:

Yeas—Senators Adkins, Carney, Flournoy, Sloan—4.

Nays—Mr. President, Senators Calkins, Culpepper, Davis, Dayton, Finlayson, Henderson, Hosford, Hudson, Humphries, Johnson, L'Engle, Malone, Massey, McLeod, McMullen, Miller, Williams, Withers, Zim—20.

So the bill failed to pass.

Mr. Johnson moved that the Senate do now take a recess to 8:30 this evening.

Which was agreed to.

Whereupon the Senate took a recess until 8:30 o'clock p. m.

#### EVENING SESSION.

The Senate met at 8:30 o'clock p. m.

The President in the chair.

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

Mr. President, Senators Adkins, Broome, Calkins, Carney, Cook, Culpepper, Davis, Dayton, Finlayson, Flournoy, Henderson, Hilburn, Hosford, Hudson, Humphries, Johnson, Malone, Massey, McCreary, McLeod, McMullen, Miller, Perkins, Sloan, Stokes, Williams, Wilson, Withers, Zim—31.

A quorum present.

Mr. McMullen moved that the Senate take a recess for five minutes.

Which was agreed to.

#### RECESS MOMENTS.

In the presentation of a silver service to President Cone, a tribute from the Senators, Mr. Hilburn said:

Mr. President:

There is an element of justice in the minds of the people that can be safely relied upon to do justice, and reward a faithful servant of the people for the faithful discharge of duty, and this Senate is a part of those who believe that we should, at least in a modest way, make public acknowledgement of the faithfulness and ability of those who are especially entitled to it and we believe that this should be done before the Great Rewarder of the departed says to such faithful servant, "Come up higher."

Eulogies at the bier are pleasing to surviving friends and are commendable. Flowers at the grave are beautiful and appropriate and will be appreciated by surviving friends, but all of those will do the departed no good.

When in the course of human events, in the progress of the old Ship of State, one of our countrymen distinguishes himself as an able and faithful servant of the people, let us not hesitate to acknowledge it before the people in his living presence while he may enjoy it and be inspired to greater achievement for the public good.

Mr. President, we have in this Senate a character such as I have described—a boy to the manor born, one who by native ability, indomitable will and energy has equipped himself for the public service; one so faithful to the public trust; so steadfast in what he believes to be right, that his motives have never been questioned.

Mr. President, on account of the merit of this gentleman, his people, who know him best, have twice elected him as a member of the Senate of this State, and one of the highest compliments that could be paid any man was his election as President of the Senate, and this distinguished honor is emphasized by reason of the fact that prior to this election he had served two terms in the Senate, and his merits were well known, and further, because this Senate is composed of the best and ablest men of this State, excepting myself, of course.

Mr. President, it is very gratifying to me to say that you have made an able, impartial and absolutely fair President. If you have, as President of this Senate, been unfair to anyone, we are unable to see it. By your fairness and uniform courtesy to all you have had much to do with the harmony and goodwill that has been manifest among the members of the Senate throughout the entire session.

The harmony and goodwill existing among the members of this Senate—a thing of incalculable value—has been promoted and encouraged by you. It has made the session not only pleasant, but I trust beneficial to the people in good legislation.

Mr. President, this session of the Legislature is about to close; and while we shall regret to say good-bye to our fellow Senators, we rejoice that we shall part as friends, and have such a rich memory of this pleasant and profitable association. We rejoice that we can carry with us such pleasant memories of our President and rest assured that wherever you may be, or whatever may be your situation in life, whether as private citizen or public servant, you have our goodwill and best wishes.

Mr. President, as a further slight token of our appreciation of you as our President, all the Senators excepting yourself have contributed to the selection of a silver service which I am directed to present to you, and by direction of my fellow Senators, it is with pleasure that I now transmit it to your keeping. It is the wish of the Senate that you may enjoy good health and that success may crown your laudable undertakings.

Mr. Broome said:

Mark Antony, standing over the dead body of his friend, Caesar, said to the conspirators: "I come not to praise Caesar, but to bury him." Unlike Mark Antony, I come not to bury Fred P. Cone, but to praise him. 'Tis a rule of divine equity that "They who have proven faithful over a few things shall be made ruler over many things," and in consequence of the faithfulness of Hon. Fred P. Cone, as President of the Senate of 1911, I opine that his fellow citizens will ere long, commission him to preside over the destinies of Florida as her Chief Magistrate.

Mr. Perkins said:

Mr. President, It is not right, it is not fair, it is not just that there should be a felicitous occasion of this sort without my being heard from whether on the program or not, as I wish to testify to the ability and fairness of the President. When he first solicited my support for the position of presiding officer of this august body I did not write back with the promise he may have expected, because I had a lingering idea even until the caucus decided in his favor that I would be the choice of the Senators. It is possible to cure a man of fits, of the hookworm, of St. Vitus' dance, and of various other ills, but if a man once becomes inoculated with the virus of political ambition there is no cure this side of the grave. I have endeavored to cure myself, but it has never been more than temporary, and, I confess now, that I like political office, and I wanted the position of President. I did not know then why I wanted it, but since looking upon that beautiful silver service on the table there, it has become revealed to me; I trace it all back to my love for that great party policy of free silver—free silver, whether it be sixteen to one or thirty-one to one.

Mr. Andrews, Bill Secretary, in presenting a gold-headed cane to the President, a tribute from the attaches of the Senate, said:

Mr. President, the attaches are not often allowed to make a speech on this floor, and I thought it best to hold this cane.

I have been commissioned by the attaches of the Senate to present to you this handsome stick. The material of which it is made is emblematic of purity, thus symbolizing the motive that prompted the giving, and every attache has contributed to this gift.

I trust that this gift may be a comfort to you in the bloom of your manhood, and I trust that after the noontide of your life shall have passed and when you approach the evening of your life, when your feet become unsteady, that this stick may steady your feet.

I hope that this stick may some day stalk down Pennsylvania Avenue with the President of the Florida Senate holding the top end of it.

And I hope that you will always see fit to use the top end of this stick in your hand, and not the small end.

On the top of this gift is engrossed the laconic inscription: "Fred P. Cone, President of the Florida Senate, Session of 1911. Presented by the attaches."

I thank you for this opportunity.

The Senate resumed its session 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, Broome, Calkins, Carney, Cook, Culpepper, Dayton, Finlayson, Flournoy, Henderson, Hilburn, Hosford, Hudson, Humphries, Johnson, Malone, Massey, McCreary, McLeod, McMullen, Miller, Perkins, Sloan, Stokes, Williams, Wilson, Withers, Zim—29.

A quorum present.

Senate Joint Resolution No. 315:

A Joint Resolution proposing an amendment to Section Nine (9) of Article Five (5) of the Constitution of Florida relating to judicial salaries.

Was taken up and read the second time in full.

Mr. Flournoy moved that the rules be waived and that Senate Joint Resolution No. 315 be read a third time and put upon its passage.

Which was agreed to by a two thirds' vote.

And—

Senate Joint Resolution No. 315:

A Joint Resolution proposing an amendment to Section Nine (9) of Article Five (5) of the Constitution of Florida, relating to judicial salaries.

Be it resolved by the Legislature of the State of Florida, That Section Nine (9) of Article Five (5) of the Constitution of the State of Florida be and the same is hereby amended so as to read as follows, viz:

Sec. Nine (9). That salaries of all Judicial Officers of this State shall be fixed by law.

That the foregoing amendment of Section Nine (9) of Article Five (5) of the Constitution of the State of Florida is hereby agreed to, and the same shall be submitted to the electors of the State for approval or rejection at the next general election of Representatives hereafter, as required by Section One (1) of Article Seventeen (17) of said Constitution.

Was read a third time in full.

Upon the passage of Senate Joint Resolution No. 315 the roll was called and the vote was:

Yeas—Mr. President, Senators Adkins, Calkins, Cook, Culpepper, Dayton, Finlayson, Flournoy, Henderson, Hilburn, Hosford, Hudson, Humphries, L'Engle, Malone, Massey, McCreary, McLeod, McMullen, Miller, Perkins, Sloan, Stokes, Williams, Wilson, Withers, Zim—28.

Nays—Senators Broome, Carney, Johnson—3.

So the Joint Resolution passed, title as stated.

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

Mr. Cook moved that the rules be waived and that the vote by which House Bill No. 730 failed to pass the Senate now be reconsidered.

Which was agreed to by a two thirds' vote.

And the vote by which House Bill No. 730 failed to pass the Senate was reconsidered.

And—

House Bill No. 730:

A Bill to be entitled An Act authorizing the employment of an additional bank examiner.

Was taken up for consideration.

Mr. Cook moved that House Bill No. 730 be re-called from the House by request of the Senate.

Which was agreed to.

Mr. Henderson moved that the Senate now reconsider the vote by which—

House Bill No. 305:

A Bill to be entitled An Act to amend Chapter 5690 of the Laws of the State of Florida, entitled An Act to amend Section 3556 of the General Statutes of the State of Florida, relative to the sale of liquors in counties or precincts voting against such sale, and to amend Section 3448 of the General Statutes of the State of Florida, relating to selling liquors without a license.

Passed the Senate.

Mr. Henderson moved to recall House Bill No. 305.

Mr. Adkins moved to lay the motion to recall on the table.

Upon which a yea and nay vote was demanded.

The roll was called and the vote was:

Yeas—Mr. President, Senators Adkins, Broome, Calkins, Carney, Cook, Culpepper, Davis, Dayton, Flournoy,

Hudson, Johnson, Malone, Massey, Miller, Sloan, Wilson, Zim—18.

Nays—Senators Finlayson, Henderson, Hilburn, Hosford, Humphries, L'Engle, McCreary, McLeod, McMullen, Williams, Withers—11.

So the motion to lay on the table was agreed to.

Mr. Culpepper moved that the rules be waived, and that the Senate now take up House Messages.

Which was agreed to by a two thirds' vote.

The following message from the House of Representatives was read:

House of Representatives,  
Tallahassee, Fla., June 1, 1911.

*Hon. F. P. Conè,*  
*President of the Senate.*

*Sir:*

I am directed by the House of Representatives to inform the Senate that the House of Representatives has concurred by a three fifths' vote in Senate amendments to—

House Joint Resolution No. 76:

A Joint Resolution proposing an amendment to Article XII of the Constitution of the State of Florida, relative to education, to be known as Section 17 of said Article. Providing for the issuance of bonds by incorporated cities and towns, regular school district and special tax school districts, for the exclusive use of public free schools within such city, town or school district, and authorizing the levy of a tax to create a sinking fund for the payment of the interest and redemption of such bonds.

Which amendment is as follows:

Strike out the word "providing" in line 6 of resolution and all thereafter, and insert in lieu thereof the following: "Providing for the issuance of bonds by special tax school districts, for the exclusive use of public free schools within such school district, and authorizing the levy of a tax to create a sinking fund for the payment of the interest and redemption of such bonds.

Be it resolved by the Legislature of the State of Florida, That the following amendment to Article XII of said Constitution of the State of Florida, to be known as Sec-

tion 17 of said Article be, and the same is hereby agreed to, and shall be submitted to the electors of the State at the next general election of Representatives, to be held in the year A. D. 1912, for ratification or rejection:

"Sec. 17. The Legislature may provide for special tax school districts, to issue bonds for the exclusive use of public free schools within any such special tax school district, whenever a majority of the qualified electors thereof who are free holders, shall vote in favor of the issue of such bonds. Whenever any such special tax school district has voted in favor of the issuance of such bonds, a tax not to exceed five mills on the dollar, in any one year, on the taxable property within the district voting for the issue of bonds shall be levied in accordance with law providing for the levying of taxes, to become a fund for the payment of the interest and redemption of such bonds.

And respectfully requests the concurrence of the Senate thereto.

Very respectfully,

J. G. KELLUM,

Chief Clerk of the House of Representatives.

The consideration of the amendment to Senate Joint Resolution by the House of Representatives was informally passed.

The following message from the House of Representatives was read:

House of Representatives,  
Tallahassee, Fla., June 1, 1911.

*Hon. F. P. Cone,*

*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. 447:

A Bill to be entitled An Act providing for a reduction in the number of the Justices of the Supreme Court of Florida.

Also—

Senate Bill No. 301:

A Bill to be entitled An Act to empower Circuit Courts

to authorize curators, administrators and executors to continue the business of deceased persons in certain cases.

Also—

Senate Bill No. 175:

A Bill to be entitled An Act to establish, maintain and operate a hog cholera serum plant, to authorize the Board of Health to make rules for the production and distribution of said serum, and to make appropriations therefor.

And respectfully requests the concurrence of the Senate thereto.

Very respectfully,

J. G. KELLUM,

Chief Clerk of the House of Representatives.

And Senate Bill No. 447, contained in the above message, was read the first time by its title and referred to the Committee on Enrolled Bills.

And Senate Bill No. 301, contained in the above message, was read the first time by its title and referred to the Committee on Enrolled Bills.

And Senate Bill No. 175, contained in the above message, was read the first time by its title and referred to the Committee on Enrolled Bills.

The following message from the House of Representatives was read:

House of Representatives,  
Tallahassee, Fla, June 1, 1911.

*Hon. F. P. Cone,*  
*President of the Senate.*

*Sir:*

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

Senate Bill No. 120:

A Bill to be entitled An Act providing that in actions on insurance policies, a substantial compliance with the terms, conditions and warranties of such policies, shall be deemed sufficient, providing that actions may be maintained to recover on insurance policies against the company, or the securities on the bond required by the laws

of this State, within the period prescribed by law, for bringing actions on promises in writing, declaring any provision in any policy to the contrary void; providing that in actions upon policies of insurance, if the plaintiff shall suffer a non-suit, or if judgment be arrested or reversed, such plaintiff may commence a new action, any stipulation in the policy to the contrary notwithstanding, providing that no oral or written misrepresentation by assured or on his behalf shall be material or avoid the policy, unless such misrepresentation is made with intent to deceive and defraud, or unless the matter misrepresented, increases the risk; defining insurable interest in property, in what such insurable interest may consist, the measure of such interest, and providing when such interest must exist, and providing that no policy of insurance issued by any fire insurance company doing business in this State shall be voided by foreclosure proceedings commenced or notice given of the sale of any property covered by such policy by virtue of any mortgage or trust deed.

Very respectfully,

J. G. KELLUM,

Chief Clerk of the House of Representatives.

The following message from the House of Representatives was read:

House of Representatives,  
Tallahassee, Fla., June 1, 1911.

*Hon. F. P. Cone,*  
*President of the Senate.*

*Sir:*

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

Substitute to Senate Bill No. 429:

A Bill to be entitled An Act to prevent persons from traveling upon or using that portion of the public roads in any of the counties of this State that are being graded or hard surfaced under any contract made by or under the authorities of County Commissioners of such counties and to provide a penalty therefor.

Very respectfully,

J. G. KELLUM,

Chief Clerk of the House of Representatives.

The following message from the House of Representatives was read :

House of Representatives,  
Tallahassee, Fla., June 1, 1911.

*Hon. F. P. Cone,*  
*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. 516:

A Bill to be entitled An Act relating to the leasing of convicts.

Very respectfully,

J. G. KELLUM,

Chief Clerk of the House of Representatives.

And Senate Bill No. 516, contained in the above message, was read the first time by its title and referred to the Committee on Enrolled Bills.

The following message from the House of Representatives was read:

House of Representatives,  
Tallahassee, Fla., June 1, 1911.

*Hon. F. P. Cone,*  
*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. 745:

A Bill to be entitled An Act to provide the method and manner of working, building, constructing and maintaining public roads and bridges in Jackson County, Florida; to provide a road and bridge fund for said county, and for the collection and assessment of the same.

Also—

Senate Bill No. 33:

A Bill to be entitled An Act requiring persons, firms or

corporations engaged in mining operations in this State to use diligence to prevent the escape of waste and debris, and discharge of the same into the streams and rivers of the State, and to provide a method of enjoining the same where due diligence is not used, and defining the venue where due diligence is not used, and defining the venue where such suits shall be brought.

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. 745, contained in the above message, was read the first time by its title and placed on the Local Calendar of Bills on Second Reading.

And Senate Bill No. 33, contained in the above message, was read the first time by its title and referred to the Committee on Enrolled Bills.

The following message from the House of Representatives was read:

House of Representatives,  
Tallahassee, Fla., June 1, 1911.

*Hon. F. P. Cone,*  
*President of the Senate.*

*Sir:*

I am directed by the House of Representatives to inform the Senate that the House of Representatives herewith returns, at the request of the Senate—

House Bill No. 730:

A Bill to be entitled An Act authorizing the employment of an additional bank examiner.

Very respectfully,

J. G. KELLUM,

Chief Clerk of the House of Representatives.

By permission, Mr. Culpepper, Chairman of Committee on Enrolled Bills, submitted the following report:

Senate Chamber,  
Tallahassee, Fla., June 1, 1911.

*Hon. F. P. Cone,*  
*President of the Senate.*

*Sir:*

Your Committee on Enrolled Bills, to whom was referred—

An Act to provide for the selection and securing of a site for government biological station on the gulf coast of Florida.

Has carefully examined the same and finds it correctly enrolled.

Very respectfully,  
C. T. CULPEPPER,  
Chairman of Committee.

And the Act contained in the above report, was referred to the Joint Committee on Enrolled Bills.

By permission, Mr. Culpepper, Chairman of the Joint Committee on Enrolled Bills, submitted the following report:

Senate Chamber,  
Tallahassee, Fla., June 1, 1911.

*Hon. F. P. Cone,*  
*President of the Senate.*

*Sir:*

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

An Act to provide for the selection and securing of a site for government biological station on the gulf coast of Florida.

Has carefull examined the same and finds it correctly enrolled.

Very respectfully,  
C. T. CULPEPPER,  
Chairman of Committee.

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

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

Senate Chamber,  
Tallahassee, Fla., June 1, 1911.

*Hon. F. P. Cone,*  
*President of the Senate.*

*Sir:*

Your Committee on Enrolled Bills, to whom was referred—

An Act to repeal Chapter 6053 of the Laws of Florida, providing for the assessment and collection of taxes for the Town of DeFuniak Springs, Florida, and for the collection of back taxes and tax sale certificates of said city.

Also—

An Act to amend Section 2812 of the General Statutes of the State of Florida, relating to consolidation, lease and purchase by railroad and canal companies, and to fix a penalty for violation thereof.

Also—

An Act to prevent the girdling, cutting down or mutilating of any water oak or live oak trees now growing, or the girdling, cutting down or mutilating of any trees of any character that have been set out or planted, or that may hereafter be set out or planted within twenty feet from the center of any public highway in Lake County, of this State.

Also—

An Act to validate and confirm Ordinance No. 217 of the City of St. Petersburg, Florida, being entitled "An Ordinance vacating Second Avenue, North, between the west line of Fifth Street, and the East line of Lake Steet.

Also—

An Act to authorize and empower the Board of Public Instruction of Alachua County, Florida, to issue interest-bearing coupon warrants for the purpose of borrowing money for the erection of school buildings and providing for the payment thereof.

Also—

An Act authorizing and empowering the Board of

County Commissioners of Washington County, Florida, to adopt maps and plats of real estate situate in Washington County, Florida, for the purpose of assessment and collection of taxes; the said maps and plats to be filed and recorded in the office of the Clerk of the Circuit Court of the said county.

Has carefully examined the same and finds them correctly enrolled.

Very respectfully,  
C. T. CULPEPPER,  
Chairman of Committee.

And the Acts contained in the above report, were referred to the Joint Committee on Enrolled Bills.

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

Senate Chamber,  
Tallahassee, Fla., June 1, 1911.

*Hon. F. P. Cone,*  
*President of the Senate.*

*Sir:*

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

An Act to repeal Chapter 6053 of the Laws of Florida providing for the assessment and collection of taxes for the Town of DeFuniak Springs, Florida, and for the collection of back taxes and tax sale certificates of said city.

Also—

An Act to amend Section 2812 of the General Statutes of the State of Florida, relating to consolidation, lease and purchase by railroad and canal companies, and to fix a penalty for violation thereof.

Also—

An Act to prevent the girdling, cutting down or mutilating of any water oak or live oak trees now growing, or the girdling, cutting down or mutilating of any trees of any character that have been set out or planted, or that may hereafter be set out or planted within twenty feet from the center of any public highway in Lake County, of this State.

Also—

An Act to validate and confirm Ordinance No. 217 of the City of St. Petersburg, Florida, being entitled An Ordinance vacating Second Avenue, North, between the west line of Fifth Street, and east line of Lake Street.

Also—

An Act to authorize and empower the Board of Public Instruction of Alachua County, Florida, to issue interest-bearing coupon warrants for the purpose of borrowing money for the erection of school buildings and providing for the payment thereof.

Also—

An Act authorizing and empowering the Board of County Commissioners of Washington County, Florida, to adopt maps and plats of real estate suited in Washington County, Florida, for the purpose of assessment and collection of taxes; the said maps and plats to be filed and recorded in the office of the Clerk of the Circuit Court of the said county.

Has carefully examined the same and finds them correctly enrolled.

Very respectfully,

C. T. CULPEPPER,  
Chairman of Committee.

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

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

Senate Chamber,  
Tallahassee, Fla., June 1, 1911.

*Hon. F. P. Cone,*  
*President of the Senate.*

*Sir:*

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

An Act to prohibit the catching or taking of food fish in the waters of Chassahowitzka River, and its tributaries, in the County of Citrus, State of Florida, by the

use of seines, gill nets, haul nets, drag nets or by any other kind of nets or device except cast nets, hook and line, spear or gig, and prescribing that its violation shall be deemed a misdemeanor, and shall be punished by General Laws in such cases made and provided.

Also—

An Act making an appropriation for, and directing the payment of certain vouchers heretofore issued by the Board of Control.

Also—

A Memorial to Congress asking for an appropriation to establish and maintain an industrial school among the Seminole Indians.

Also—

An Act to amend Section 2 of Chapter 6007 (No. 138), Laws of Florida, Acts of 1909, entitled "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 or precincts which vote to prohibit same from running at large within the limits of such groups of precincts.

Also—

An Act to legalize and confirm the incorporation of the Town of Lloyd, in Jefferson County, Florida, and to declare the same a legally incorporated town.

Also—

An Act to amend Section 3, of Article 6, of Chapter 5360, Laws of Florida, same being An Act to incorporate the City of Saint 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—

An Act to amend Section 2023 of the General Statutes of the State of Florida in relation to the right-of-way of railroads.

Also—

An Act appropriating money for the benefit and maintenance of the Florida State Reform School.

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

Very respectfully,

C. T. CULPEPPER,  
Chairman of Committee.

### ENROLLED.

The President announced that he was about to sign—

An Act authorizing and empowering the City of St. Augustine to contract for the construction of a bridge over and across the San Sebastian River at the point where the wooden bridge now stands, and authorizing the City Council of said city to issue interest-bearing time warrants in payment for said bridge in said city.

Also—

An Act to provide for furnishing school text books free to certain children.

Also—

An Act making appropriation to cover the cost of certain repairs to the Capitol building

Also—

An Act appropriating the sum of four thousand dollars for the purpose of carrying into effect the provisions of Chapter 5735 of the Laws of Florida, approved May 31, 1907, appropriating four thousand dollars to the West Florida Fair Association, to pay premiums at fairs to be held in DeFuniak Springs, Florida, in the falls of 1907 and 1908 respectively.

Also—

A House Joint Resolution providing for the issuance of bonds by special tax school districts, for the exclusive use of public free schools within such school district, and authorizing the levy of a tax to create a sinking fund for the payment of interest and redemption of such bonds.

Also—

An Act to enlarge the powers of the Board of Control and to confer the right of Eminent Domain upon said Board of Control, in certain cases.

Also—

An Act empowering the City of Kissimmee to improve the streets, alleys and sidewalks within said city; to assess abutting owners for a part of the cost of such improvement, and to enforce the collection of such cost by proceedings in rem.

Also—

An Act making an appropriation for the purpose of enabling the Railroad Commission to audit, investigate and examine into the books and accounts of express and railroad companies subject to their jurisdiction.

Also—

An Act making an appropriation for the Board of Commissioners of State Institutions to purchase lands, building material and other equipage to establish a State Prison Farm, and to authorize the Board of Commissioners of State Institutions to sell detached parcels of land and to buy land and building material necessary to the said State Prison Farm.

Also—

An Act to extend the powers of the Town of Pablo Beach, Florida.

Also—

An Act to regulate the hunting of fox in Leon County, Florida, by non-residents of said county.

Also—

An Act to define the line between Levy and Alachua Counties.

Also—

A House Concurrent Resolution regarding the lease of convicts.

Also—

An Act to provide for the payment of the present indebtedness of the Florida State Reform School.

Also—

An Act to prohibit the catching or taking of food fish in the waters of Chassahowitska River, and its tributaries, in the County of Citrus, State of Florida, by the use of seines, gill nets, haul nets, drag nets or by any other kind of nets or device except cast nets, hook and line, spear or gig, and prescribing that its violation shall be deemed a misdemeanor, and shall be punished by general laws in such cases made and provided.

Also—

An act making an appropriation for, and directing the payment of certain vouchers heretofore issued by the Board of Control.

Also—

Memorial to Congress asking for an appropriation to establish and maintain an industrial school among the Seminole Indians.

Also—

An Act to amend Section 2 of Chapter 6007 (No. 138), Laws of Florida, Acts of 1909, entitled "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—

An Act to legalize and confirm the incorporation of the Town of Lloyd, in Jefferson County, Florida, and to declare the same a legally incorporated town.

Also—

An Act to amend Section 3, of Article 6, of Chapter 5360, Laws of Florida, same being 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—

An Act to amend Section 2023 of the General Statutes of the State of Florida, in relation to the right-of-way of railroads.

Also—

An Act appropriating money for the benefit and maintenance of the Florida State Reform School.

And—

An Act for the relief of Harriet M. Wright and Lizzie B. McCarty.

And—

An Act prescribing the method of serving process upon non-resident co-partners having an office or conducting a business in the State of Florida.

Also—

An Act to provide for the selection and securing of a site for government biological station on the Gulf coast of the State of Florida.

Also—

An Act for the relief of M. A. Schuler.

Also—

An Act to amend Section 2017 of the General Statutes of the State of Florida, the same being relative to the payment into Court for the use of the defendant by petitioners in condemnation proceedings, of the compensation ascertained by the jury.

Also—

An Act for the relief of Lee Daniel.

Also—

An Act to prescribe the time for holding the terms of the Circuit Courts in and for the First, Second, Third, Fourth, Fifth, Sixth, Seventh, Eighth, Ninth, Tenth and Eleventh Judicial Circuits of the State of Florida.

Also—

An Act appropriating five thousand dollars for farmers' demonstrating work, and providing the method for expending the same.

Also—

An Act to amend Section 2 of Chapter 5885, Laws of the State of Florida, relating to pensions.

The Acts were, therefore, duly signed by the President and Secretary of the Senate, and ordered returned to the Chairman of the Joint Committee on Enrolled Bills to convey to the Governor for his approval.

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

Senate Chamber,  
Tallahassee, Fla., June 1, 1911.

*Hon. F. P. Cone,*  
*President of the Senate.*

*Sir:*

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

An Act making an appropriation for the Board of Commissioners of State Institutions to purchase lands, building material and other equipage to establish a State Prison Farm, and to authorize the Board of Commissioners of State Institutions to sell detached parcels of land and to buy land and building material necessary to the said State Prison Farm.

Also—

An Act to extend the powers of the Town of Pablo Beach, Florida.

Also—

An Act to regulate the hunting of fox in Leon County, Florida, by non-residents of said county.

Also—

An Act to define the line between Levy and Alachua Counties.

Also—

A Concurrent Resolution regarding the lease of convicts.

Also—

An Act to provide for the payment of the present indebtedness of the Florida State Reform School.

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

Very respectfully,

C. T. CULPEPPER,  
Chairman of Committee.

Mr. Miller moved that the rules be waived, and that the Senate now resume its regular order of business.

Which was agreed to by a two thirds' vote.

And—

House Bill No. 730:

A Bill to be entitled An Act authorizing the employment of an additional bank examiner.

Was taken up and put upon its passage.

Mr. Broome moved to lay House Bill No. 730 on the table.

Upon which a yea and nay vote was demanded.

The roll was called and the vote was:

Yeas—Senators Adkins, Broome, Carney, Culpepper, Davis, Flournoy, Henderson, Humphries, Johnson, Malone, Miller, Perkins, Sloan, Williams—14.

Nays—Mr. Speaker, Senators Calkins, Cook, Dayton, Finlayson, Hilburn, Hosford, Hudson, L'Engle, Massey, McCreary, McLeod, Stokes, Wilson, Withers—15.

So the motion to lay on the table was not agreed to.

The question then recurred upon the passage of House Bill No. 730.

The roll was called and the vote was:

Yeas—Mr. President, Senators Calkins, Cook, Dayton, Finlayson, Hilburn, Hosford, Hudson, L'Engle, Massey, McCreary, McLeod, Perkins, Sloan, Stokes, Wilson, Withers, Zim—18.

Nays—Senators Adkins, Broome, Carney, Culpepper, Davis, Flournoy, Henderson, Humphries, Johnson, Malone, Miller, Williams—11.

So the bill passed, title as stated.

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

Mr. Hudson, Chairman of the Committee on Rules and Procedure, made a verbal report that the Senate should resume its regular order of business and adhere to it except in considering messages from the House of Representatives in order to expedite business.

Mr. Hudson moved to adopt the report.

Which was agreed to.

Mr. Massey moved that the Senate now proceed with the regular order of business.

Which was agreed to.

## House Bill No. 514:

A Bill to be entitled An Act to organize and establish a County Court in and for Holmes County, Florida, to provide for the appointment of a Prosecuting Attorney for said court, to fix and provide for the compensation of the Judge and Prosecuting Attorney of said court, to inhibit the Judge of said court 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.

Was taken up.

Mr. Flournoy moved that House Bill No. 514 be indefinitely postponed.

Which was agreed to.

Mr. Flournoy explains his motion to indefinitely postpone House Bill No. 514, as follows:

Section 9 of this bill contains the referendum clause that it shall not take effect until ratified by a majority of the electors. The State Constitution provides that the Legislature may create County Courts. I am of the opinion that this power cannot be delegated and that this bill, because of Section 9, is not in accordance with the State Constitution, and I therefore move the indefinite postponement of the bill.

## House Bill No. 745:

A Bill to be entitled An Act to provide the method and manner of working, building, constructing and maintaining public roads and bridges in Jackson County, Florida; to provide a road and bridge fund for said county, and for the collection and assessment of the same.

Was taken up.

Mr. Wilson moved that the rules be waived and that House Bill No. 745 be read a second time by its title only.

Which was agreed to by a two thirds' vote.

And House Bill No. 745 was read a second time by its title.

Mr. Wilson moved that the rules be further waived and that House Bill No. 745 be read a third time and put upon its passage.

Which was agreed to by a two thirds' vote.

And House Bill No. 745 was read a third time in full.

Upon the passage of House Bill No. 745 the roll was called and the vote was:

Yeas—Mr. President, Senators Adkins, Broome, Carney, Cook, Culpepper, Davis, Dayton, Finlayson, Flournoy, Hosford, Hudson, Humphries, L'Engle, Malone, Massey, McCreary, McLeod, Miller, Perkins, Stokes, Williams, Wilson, Withers, Zim—24.

Nays—None.

So the bill passed, title as stated.

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

#### UNFINISHED BUSINESS.

Mr. Stokes moved that the Senate do concur in the first House amendment to—

Senate Bill No. 448:

A Bill to be entitled An Act relating to the issuance of bonds and special tax bills; the assessment, levy and collection of taxes; the licensing, regulation and prohibition of businesses, occupations, trades and amusements, and the abatement of nuisances, by the City of Pensacola, and also to further alter and increase the jurisdiction, privileges and powers of said city in other matters pertaining to its general welfare, and to revise, supersede or repeal conflicting laws.

Which was agreed to.

Mr. Stokes moved that the Senate do concur in the second House amendment to Senate Bill No. 448.

Which was agreed to.

Mr. Stokes, in explanation, said:

In explanation of my action in asking the Senate to concur in the House amendments to Senate Bill No. 448, I want to say that I am moved by the following resolution of the City Council of the City of Pensacola, to wit:

Whereas, The passage of the city charter amendment bill is of vital importance to the financial interests of our city; therefore, be it

Resolved by the Mayor and Council of the City of Pensacola, That the City Council of the City of Pensacola endorse the action of Senator John P. Stokes upon the

firm stand he has taken for the passage of this bill, and earnestly urges him to accept the amendments to paragraphs two and three, if necessary, to secure the passage of the bill.

Passed May 29, 1911.

Approved May 30, 1911.

FRANK REILLY,  
Mayor.

Attest:

L. G. AYMARD,  
City Clerk.

State of Florida, Escambia County, City of Pensacola.

I, L. G. Aymard, City Clerk in and for the City of Pensacola, do hereby certify that the above is a true and correct copy of a resolution adopted by the City Council May 29, 1911, as same appears, of record on file in this office.

Given under my hand and official seal, this 30th day of May, A. D. 1911.

(Seal) L. G. AYMARD,  
City Clerk.

By permission, Mr. Culpepper, Chairman of the Joint Committee on Enrolled Bills, submitted the following report:

Senate Chamber,  
Tallahassee, Fla., June 1, 1911.

*Hon. F. P. Cone,*  
*President of the Senate.*

*Sir:*

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

An Act authorizing and empowering the City of St. Augustine to contract for the construction of a bridge over and across the San Sebastian River at the point where the wooden bridge now stands, and authorizing the City Council of said city to issue interest-bearing time warrants in payment for said bridge in said city.

Also—

An Act to provide for furnishing school text books free to certain children.

Also—

An Act making appropriations to cover the cost of certain repairs to the Capitol building.

Also—

An Act appropriating the sum of four thousand dollars for the purpose of carrying into effect the provisions of Chapter 5735 of the Laws of Florida, approved May 31, 1907, appropriating four thousand dollars to the West Florida Fair Association, to pay premiums at fairs to be held in DeFuniak Springs, Florida, in the falls of 1907 and 1908, respectively.

Also—

A House Joint Resolution providing for the issuance of bonds by special tax school districts, for the exclusive use of public free schools within such school district, and authorizing the levy of a tax to create a sinking fund for the payment of interest and redemption of such bonds.

Also—

An Act to enlarge the powers of the Board of Control, and to confer the right of eminent domain upon said Board of Control in certain cases.

Also—

An Act empowering the City of Kissimmee to improve the streets, alleys and sidewalks within said city; to assess abutting owners for a part of the cost of such improvement, and to enforce the collection of such cost by proceedings in rem.

Also—

An Act making an appropriation for the purpose of enabling the Railroad Commission to audit, investigate and examine into the books and accounts of express and railroad companies subject to their jurisdiction.

Also—

An Act making an appropriation for the Board of Commissioners of State Institutions to purchase lands, building material and other equipage to establish a State Prison Farm, and to authorize the Board of Commissioners of State Institutions to sell detached parcels of land and to buy land and building material necessary to the said State Prison Farm.

Also—

An Act to extend the powers of the Town of Pablo Beach, Florida.

Also—

An Act to regulate the hunting of fox in Leon County, Florida, by non-residents of said county.

Also—

An Act to define the line between Levy and Alachua Counties.

Also—

A House Concurrent Resolution regarding the lease of convicts.

Also—

An Act to provide for the payment of the present indebtedness of the Florida State Reform School.

Also—

An Act to prohibit the catching or taking of food fish in the waters of Chassahowitzka River, and its tributaries, in the County of Citrus, State of Florida by the use of seines, gill nets, haul nets, drag nets or by any other kind of nets or devices except cast nets, hook and line, spear or gig, and prescribing that its violation shall be deemed a misdemeanor, and shall be punished by general laws in such cases made and provided.

Also—

An Act making an appropriation for, and directing the payment of certain vouchers heretofore issued by the Board of Control.

Also—

Memorial to Congress asking for an appropriation to establish and maintain an industrial school among the Seminole Indians.

Also—

An Act to amend Section 2 of Chapter 6007 (No. 138) Laws of Florida, acts of 1909, entitled "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—

An Act to legalize and confirm the incorporation of the Town of Lloyd, in Jefferson County, Florida, and to declare the same a legally incorporated town.

Also—

An Act to amend Section 3, of Article 6, of Chapter 5360, laws of Florida, same being An Act to incorporate the City of Saint 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—

An Act to amend Section 2023 of the General Statutes of the State of Florida in relation to the right of way of railroads.

Also—

An Act appropriating money for the benefit and maintenance of the Florida State Reform School.

Also—

An Act for the relief of Harriet M. Wright and Lizzie B. McCarty.

Also—

An Act prescribing the method of serving process upon non-resident co-partners having an office or conducting a business in the State of Florida.

Also—

An Act to provide for the selection and securing of a site for government biological station on the gulf coast of the State of Florida.

Also—

An Act for the relief of M. A. Schuler.

Also—

An Act to amend Section 2017 of the General Statutes of the State of Florida, the same being relative to the payment into court for the use of the defendant by petitioners in condemnation proceedings, of the compensation ascertained by the jury.

Also—

An Act for the relief of Lee Daniel.

Also—

An Act to prescribe the time for holding the terms of the Circuit Courts in and for the First, Second, Third, Fourth, Fifth, Sixth, Seventh, Eighth, Ninth, Tenth and Eleventh Judicial Circuits of the State of Florida.

Also—

An Act appropriating five thousand dollars for farmers' demonstrating work, and providing the method for expending the same.

Also —

An Act to amend Section 2 of Chapter 5885, Laws of the State of Florida, relating to pensions.

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

Very respectfully,

C. T. CULPEPPER,  
Chairman of Committee.

House Bill No. 689 :

A Bill to be entitled An Act to regulate the taking of food fish from the waters of Franklin County, State of Florida, and handling and shipping of such fish, and regulating the size of the mesh or bar of seines and nets used in catching food fish in said County of Franklin and providing a season or period during which such food fish shall not be shipped from said county, or caught in said county, and providing a period or season during which such food fish may lawfully be caught, shipped and transported from said county.

Was taken up and read the second time in full.

Mr. Hosford moved that the rules be waived and that House Bill No. 689 be read a third time and put upon its passage.

Which was not agreed to.

So the bill was placed on the Calendar of Bills on the Third Reading.

House Bill No. 743 :

A Bill to be entitled An Act permitting and authorizing the Board of County Commissioners of Leon County, Florida, 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 of

said county; limiting the salary of such attorney, and fixing the manner in which same shall be paid.

Was taken up.

Mr. Henderson moved that the rules be waived and that House Bill No. 743 be read a second time by its title only.

Which was agreed to by a two thirds' vote.

And House Bill No. 743 was read a second time by its title only.

Mr. Henderson moved that the rules be further waived and that House Bill No. 743 be read a third time and put upon its passage.

Which was agreed to by a two thirds vote.

And House Bill No. 743 was read a third time in full.

Upon the passage of House Bill No. 743 the roll was called and the vote was:

Yeas—Mr. President, Senators Adkins, Broome, Calkins, Carney, Culpepper, Dayton, Finlayson, Henderson, Hosford, Hudson, Humphries, Johnson, L'Engle, Malone, McCreary, McLeod, Miller, Perkins, Sloan, Stokes, Williams, Wilson, Withers, Zim—25.

Nays—None.

So the bill passed, title as stated.

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

Mr. Hudson moved that the rules be waived and that the Senate now take up House messages.

Which was agreed to by a two thirds' vote.

The following message from the House of Representatives was read:

House of Representatives.  
Tallahassee, Fla., June 1, 1911.

*Hon. F. P. Cone,*

*President of the Senate.*

*Sir:*

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

Senate Bill No. 302:

A Bill to be entitled An Act to prevent the adultera-

tion, misbranding and imitation of food for man or beast, of beverages, candies or condiments, of medicines, drugs and liquors, or the manufacture or sale thereof in the State of Florida, prescribing a penalty for the violation hereof, providing for the inspection and analysis of the articles prescribed by the Florida State Department of Agriculture, charging the State's Attorney with the enforcement hereof, and providing means therefor, providing for the appointment of an additional State Chemist, or expert Food Analyst, three Food and Drug Inspectors, to appropriate the necessary funds to enforce the provisions of this Act, and for general expenses of the State Laboratory and Chemical Division of the Agricultural Department of the State of Florida, and to repeal all laws in conflict with this Act.

Which amendment is as follows:

In title line 16, strike out "three" and insert "two."

And respectfully requests the concurrence of the Senate thereto.

Very respectfully,

J. G. KELLUM,

Chief Clerk of the House of Representatives.

Mr. Hudson moved that the Senate concur in the amendment of the House of Representatives to Senate Bill No. 302, contained in the above message.

Which was agreed to.

The Senate resumed its regular order of business.

House Bill No. 699:

A Bill to be entitled An Act declaring the Town of Altha, in Calhoun County, Florida, to be a legally incorporated town, and the officers thereof legally elected and qualified.

Was taken up.

Mr. Cook moved that the rules be waived and that House Bill No. 699 be read a second time by its title only.

Which was agreed to by a two thirds' vote.

And House Bill No. 699 was read a second time by its title.

Mr. Cook moved that the rules be further waived and that House Bill No. 699 be read a third time and put upon its passage.

Which was agreed to by a two thirds' vote.

And House Bill No. 699 was read a third time in full.

Upon the passage of House Bill No. 699 the roll was called and the vote was:

Yeas—Senators Adkins, Calkins, Carney, Cook, Dayton, Flournoy, Henderson, Hosford, Humphries, Johnson, Malone, Massey, McCreary, McLeod, McMullen, Miller, Perkins, Sloan, Williams, Wilson, Withers, Zim—23.

Nays—None.

So the bill passed, title as stated.

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

House Bill No. 720:

A Bill to be entitled An Act to authorize the County Commissioners of Levy County to offer rewards for the killing of certain animals.

Was taken up.

Mr. Williams moved that the rules be waived and that House Bill No. 720 be read a second time by its title only.

Which was agreed to by a two thirds' vote.

And House Bill No. 720 was read a second time by its title.

Mr. Williams moved that the rules be further waived, and that House Bill No. 720 be read a third time and put upon its passage.

Which was agreed to by a two thirds' vote.

And House Bill No. 720 was read a third time in full.

Upon the passage of House Bill No. 720 the roll was called and the vote was:

Yeas—Senators Adkins, Calkins, Carney, Cook, Dayton, Flournoy, Hudson, Humphries, Malone, Massey, McCreary, McLeod, McMullen, Miller, Perkins, Sloan, Stokes, Williams, Wilson, Withers, Zim—21.

Nays—Senator Hosford—1.

So the bill passed, title as stated.

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

House Bill No. 724:

A Bill to be entitled An Act to protect the fresh water fishes in the fresh water lakes, ponds and other fresh water streams in the County of Palm Beach.

Was taken up.

Mr. Hudson moved that the rules be waived and that House Bill No. 724 be read a second time by its title only.

Which was agreed to by a two thirds' vote.

And House Bill No. 724 was read a second time by its title.

Mr. Hudson moved that the rules be further waived and that House Bill No. 724 be read a third time and put upon its passage.

Which was agreed to by a two thirds' vote.

And House Bill No. 724 was read a third time in full.

Upon the passage of House Bill No. 724 the roll was called and the vote was:

Yeas—Senators Adkins, Calkins, Carney, Cook, Dayton, Finlayson, Flournoy, Hosford, Hudson, Humphries, L'Engle, Malone, Massey, McCreary, McLeod, McMullen, Miller, Sloan, Stokes, Williams, Wilson, Withers, Zim—23.

Nays—None.

So the bill passed, title as stated.

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

#### House Bill No. 731:

A Bill to be entitled An Act for the protection of deer in St. Johns County, State of Florida, and prescribing what months shall constitute an open season for hunting said deer in said county.

Was taken up.

Mr. Zim moved that the rules be waived, and that House Bill No. 731 be read a second time by its title only.

Which was agreed to by a two thirds' vote.

And House Bill No. 731 was read a second time by its title.

Mr. Zim moved that the rules be further waived, and that House Bill No. 731 be read a third time and put upon its passage.

Which was agreed to by a two thirds' vote.

And House Bill No. 731 was read a third time in full.

Upon the passage of House Bill No. 731 the roll was called and the vote was:

Yeas—Senators Adkins, Calkins, Carney, Cook, Culpepper, Dayton, Flournoy, Hosford, Hudson, Humphries,

Johnson, L'Engle, Malone, McCreary, McLeod, McMullen, Miller, Stokes, Williams, Wilson, Zim—21.

Nays—None.

So the bill passed, title as stated.

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

House Bill No. 742:

A Bill to be entitled An Act to amend Sections 41 and 46 of the General Statutes of the State of Florida, relating to the boundary lines of Sumter and Polk Counties.

Was taken up.

Mr. Sloan moved that House Bill No. 472 be indefinitely postponed.

Which was agreed to.

House Bill No. 744:

A Bill to be entitled An Act to protect the fresh water fish in the fresh water lakes, ponds and fresh water streams in the County of Alachua.

Was taken up.

Mr. McCreary offered the following—

Substitute for House Bill No. 744:

A Bill to be entitled An Act to prohibit the catching of fish known as Black Bass, Jack Fish, Speckle Perch, Bream, and Chub of a certain size in the fresh water lakes, ponds and fresh water streams in the County of Alachua, and prohibiting persons from having such fish in their possession.

Was taken up.

Mr. McCreary moved that the rules be waived and that Senate Substitute for House Bill No. 744 be read a second time by its title only.

Which was agreed to by a two thirds' vote.

And Senate Substitute for House Bill No. 744 was read a second time by its title.

Mr. McCreary moved that the rules be further waived and that Substitute for House Bill No. 744 be read a third time and put upon its passage.

Which was agreed to by a two thirds vote.

And Senate Substitute for House Bill No. 744 was read a third time in full.

Upon the passage of Senate Substitute for House Bill No. 744 the roll was called and the vote was:

Yeas—Senators Adkins, Calkins, Carney, Cook, Culpepper, Flournoy, Hosford, Hudson, Humphries, Johnson, Malone, Massey, McCreary, McMullen, Miller, Stokes, Williams, Wilson, Withers—19.

Nays—None.

So the bill passed, title as stated.

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

House Bill No. 45:

A Bill to be entitled An Act to repeal Chapter 6018 of the Laws of Florida, entitled An Act to establish a Criminal Court of Record in Walton County, State of Florida.

Was taken up.

Mr. Flournoy moved to indefinitely postpone House Bill No. 45.

Which was agreed to.

Mr. Flournoy in explanation said:

Explanation of motion to indefinitely postpone House Bill No. 45, A Bill to abolish the Criminal Court of Record of Walton County:

*Mr. President:*

The Criminal Court of Record of Walton County by the Legislature of 1909 was established under the Constitution upon the required Constitutional petition signed by a very large majority of the electors. Some of the electors of the county now desire the court abolished, while others desire it continued. Personally I have never practiced before this court, and neither of its officers are in any way connected with me. I can, therefore, act upon my conception of its merits, and of the conditions connected with the court segregated from any personal interest, and without foundation for any suggestion of sinister or ulterior motives.

The execution of our criminal laws has been too much neglected. We spend much time and expense in creating the criminal statutes, but we pay not enough attention towards securing their execution and obedience thereto. The Divine commandments have been left to the con-

science of the people, but the criminal statutes which we enact and the securing of obedience thereto can not be left to the conscience of the people. If the criminal statutes as we enact them were enforced without fear or favor and without delay their effectiveness would be in a marked degree manifested in the general welfare and especially in the improvement of morals and the character of the citizens. While obedience to law is the first obligation and duty of the citizen, I am equally of the view that providing a means by which that obedience can be promptly and effectively enforced is the first duty and obligation of the State. The State Constitution has provided no other machinery so adequate as that of the Criminal Court of Record. Its machinery is complete in every respect to guarantee both to the State and to the citizens prompt respect of and obedience to the law. The machinery of the Circuit Court in its effectiveness does not compare with that of the Criminal Court of Record. While these are my views, personally, yet I believe that under a Republican form of government in like questions a majority should rule, although that majority might not be in harmony with my own views, and, therefore, if I knew what a majority of the qualified electors of Walton County desired upon the question of whether or not this court should be abolished, I would act upon the will of that majority. Courts and their obligations are a sacred part of our government. We should not deal with them hastily, or by sporadic action, but only after sober and deliberate consideration, separated from any fancied public sentiment, or selfish or sordid motives. In the absence of proper expression by a majority of the qualified electors, I am left to deal with the question as my conscience dictates. I have considered the court, its purpose and its effect, entirely with the desire to reach a conclusion that would be just and that would best subserve the interest of Walton County and her people, both individually and collectively. I must, therefore, in obedience to my conception of the merits of this court move that the bill to abolish it (House Bill No. 45) be indefinitely postponed.

House Bill No. 686:

A Bill to be entitled An Act to permit the registered voters of County Commissioners' District No. 5 of Palm

Beach County, Florida, to decide whether hogs shall be allowed to run at large in said district.

Was taken up.

Mr. Hudson moved to indefinitely postpone House Bill No. 686.

Which was agreed to.

House Bill No. 102:

A Bill to be entitled An Act authorizing the City of Jacksonville to fix telephone rates, to require the extension of telephone systems and facilities and to prescribe rules and regulations relative to the conduct and operation of telephone business.

Was taken up.

Mr. L'Engle moved that the rules be waived and that House Bill No. 102 be read a second time by its title only.

Which was agreed to by a two thirds' vote.

And House Bill No. 102 was read a second time by its title.

Mr. L'Engle moved that the rules be further waived, and that House Bill No. 102 be read a third time and put upon its passage.

Which was agreed to by a two thirds' vote.

And House Bill No. 102 was read a third time in full.

Upon the passage of House Bill No. 102 the roll was called and the vote was:

Yeas—Senators Hilburn, L'Engle, Perkins, Stokes, Wilson, Zim—6.

Nays—Senators Adkins, Calkins, Carney, Davis, Dayton, Flournoy, Henderson, Hosford, Hudson, Humphries, Johnson, McMullen, Miller, Williams, Withers—14.

So the bill did not pass.

House Bill No. 729:

A Bill to be entitled An Act to provide the method and manner of working, building and maintaining public roads and bridges in Santa Rosa County, Florida; to provide a road and bridge fund for said county, and for the collection and assessment of the same.

Was taken up.

Mr. Miller offered the following amendment to House Bill No. 729:

## Amendment No. 1:

In Section 9, lines 4 and 5, strike out "a tax of not less than two mills and not more than seven mills," and insert in lieu thereof the following: "Such road and bridge tax and in like amount as is provided by general law."

Mr. Miller moved to adopt the amendment.

Which was agreed to.

Mr. Miller offered the following amendment to House Bill No. 729:

## Amendment No. 2:

Strike out Section 14, make Section 15 read Section 14.

Mr. Miller moved to adopt the amendment.

Which was agreed to.

Mr. Miller moved that the rules be waived and that House Bill No. 727 as amended be read a third time and put upon its passage.

Which was agreed to by a two thirds vote.

And House Bill No. 729 as amended by the Senate was read a third time in full.

Upon the passage of House Bill No. 729 the roll was called and the vote was:

Yeas—Senators Carney, Culpepper, Davis, Flournoy, Hilburn, Hosford, Humphries, Johnson, Malone, McCreary, McMullen, Miller, Stokes, Williams, Wilson, Withers, Zim—17.

Nays—None.

So the Bill as amended by the Senate passed, title as stated.

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

Mr. Hilburn moved that the rules be waived and that the Senate now take up House Bill 745.

Which was not agreed to.

## House Bill No. 50:

A Bill to be entitled "An Act to amend Section 351 of the General Statutes of the State of Florida, relative to the duties of County Superintendents of Public Instruction."

Was taken up.

Mr. Cone moved that the rules be waived and that House Bill No. 50 be read a second time by its title only.

Which was agreed to by a two thirds' vote.

And House Bill No. 50 was read a second time by its title.

Mr. Cone moved that the rules be further waived and that House Bill No. 50 be read a third time and put upon its passage.

Which was agreed to by a two thirds' vote.

And House Bill No. 50 was read a third time in full.

Upon the passage of House Bill No. 50 the roll was called and the vote was:

Yeas—Mr. President, Senators Adkins, Calkins, Carney, Culpepper, Flounoy, Henderson, Hilburn, Hosford, Humphries, Johnson, Malone, Massey, McCreary, McLeod, McMullen, Miller, Sloan, Stokes, Williams, Wilson, Withers, Zim—22.

Nays—None.

So the bill passed, title as stated.

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

#### House Bill No. 17:

A Bill to be entitled An Act to fix the compensation of Clerks of the Circuit Courts, Sheriffs, Tax Assessors, Tax Collectors, County Treasurers and County Judges in the State of Florida, to provide for the payment thereof by the Counties and to require all costs, fees, emoluments, perquisites and commissions now or hereafter to be provided for such officers to be collected by them and paid over the County Treasurers of the respective counties.

Was taken up.

Mr. Williams moved that the rules be waived and that House Bill No. 17 be read a second time by its title only.

Which was agreed to by a two thirds' vote.

And House Bill No. 17 was read a second time by its title.

Mr. Williams moved that the rules be further waived and that House Bill No. 17 be read a third time and put upon its passage.

Which was agreed to by a two thirds' vote.

Mr. Calkins moved that House Bill No. 17 be laid on the table.

Upon which a yea and nay vote was demanded.

The roll was called and the vote was:

Yeas—Mr. President, Senators Calkins, Cook, Culpep-

per, Dayton, Finlayson, Henderson, Hosford, Humphries, L'Engle, Massey, McCreary, Perkins, Wilson, Withers, Zim—16.

Nays—Senators Adkins, Carney, Davis, Flournoy, Johnson, Malone, McLeod, McMullen, Miller, Sloan, Stokes, Williams—12.

So the motion to lay on the table was agreed to.

Mr. Calkins moved that the Senate do now adjourn.  
Which was not agreed to.

Mr. Calkins moved to reconsider the vote by which the motion to lay House Bill No. 17 was laid on the table, and that the motion to reconsider be laid on the table.

Which was not agreed to.

House Bill No. 229:

A Bill to be entitled An Act to amend Section 2759 of Article II, Sub-Chapter 111, Fourth Division of the General Statutes of the State of Florida, relating to insurance companies.

Was taken up.

Mr. Zim moved that the rules be waived and that House Bill No. 229 be read a second time by its title only.

Which was agreed to by a two thirds vote.

And House Bill No. 229 was read a second time by its title.

Mr. Williams moved to lay House Bill No. 229 on the table.

Which was agreed to.

House Bill No. 121:

A Bill to be entitled An Act to provide for the admission of certain practicing attorneys from other states and Territories to practice law in the Courts of Florida.

Was taken up.

Mr. Culpepper moved that the rules be waived and that House Bill No. 121 be read a second time by its title only.

Which was agreed to by a two thirds' vote.

And House Bill No. 121 was read a second time by its title.

Mr. Calkins moved that the Senate do now adjourn.  
Upon which a yea and nay vote was demanded.

The roll was called and the vote was:

Yeas—Senators Calkins, Carney, Finlayson, Hilburn, Humphries, Johnson, L'Engle, McCreary, Withers—9.

Nays—Mr. President, Senators Adkins, Cook, Culpepper, Davis, Dayton, Henderson, Hosford, Hudson, Malone, Massey, McLeod, McMullen, Miller, Perkins, Sloan, Stokes, Williams, Zim—19.

So the motion was not agreed to.

Mr. Davis moved that when the Senate adjourns it adjourn until 10 o'clock tomorrow morning.

Which was not agreed to.

Mr. Culpepper moved that the rules be further waived and that House Bill No. 121 be read a third time and put upon its passage.

Which was agreed to by a two thirds' vote.

And House Bill No. 121 was read a third time in full.

Upon the passage of House Bill No. 121 the roll was called the vote was:

Yeas—Mr. President, Senators Adkins, Calkins, Cook, Culpepper, Davis, Finlayson, Henderson, Hosford, Malone, McCreary, Stokes, Wilson, Zim—14.

Nays—Senators Carney, Dayton, Hilburn, Hudson, Humphries, Massey, McLeod, Miller, Sloan, Williams—10.

So the bill passed, title as stated.

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

House Bill No. 721:

A Bill to be entitled An Act providing for the election of a Congressman at large should the State be allowed four members of the House of Representatives in the Congress of the United States.

Was taken up.

Mr. Johnson moved that the rules be waived and that House Bill No. 721 be read a second time by its title only.

Which was agreed to by a two thirds' vote.

And House Bill No. 721 was read a second time by its title.

Mr. Davis offered the following amendment to House Bill No. 721:

Senate Substitute to House Bill No. 721:

A Bill to be entitled An Act creating four Congressional

Districts in the State of Florida and defining the boundaries of the same in the event the State of Florida shall be entitled to four Representatives in Congress by An Act of Congress making an apportionment of Representatives in Congress among the several States under the 13th Census of the United States.

Be It Encated by the Legislature of the State of Florida :

Section 1. Whenever by an Act of Congress making an apportionment of Representatives in Congress among the several States under the Thirteenth Census of the United States, the State of Florida shall be entitled to or allowed four Representatives in the Congress of the United States, the Counties of Monroe, Lee, DeSoto, Manatee, Polk, Hillsboro, Pasco, Hernando, Citrus, Sumter and Lake shall form and constitute the First Congressional District; and the Counties of Dade, Palm Beach, St. Lucie, Osceola, Brevard, Orange, Volusia, Putnam, St. Johns, Clay, Duval and Nassau shall form and constitute the Second Congressional District; and the counties of Baker, Hamilton, Columbia, Suwannee, Bradford, Alachua, Marion, Levy, Lafayette, Taylor, Madison and Jefferson shall form and constitute the Third Congressional District; and the Counties of Leon, Gadsden, Wakulla, Liberty, Franklin, Calhoun, Jackson, Holmes, Washington, Walton, Santa Rosa and Escambia shall form and constitute the Fourth Congressional District.

Sec. 2. Whenever by an Act of Congress of the United States making an apportionment of Representatives in Congress among the several States under the Thirteenth Census of the United States, the State of Florida shall be allowed or entitled to be represented by four Representatives in the Congress of the United States, the Districts hereinbefore named shall constitute and form the Congressional Districts of the State of Florida, and a Representative to the Congress of the United States shall be elected in and for each of the said Congressional Districts at the next general election, and thereafter as now provided by law.

Sec. 3. This Act shall take effect in accordance with an Act of Congress making an apportionment of Representatives in Congress among the several States under the Thirteenth Census of the United States, whenever such Act shall become a law.

Mr. Davis moved to adopt the amendment.

Which was agreed to.

Mr. Henderson offered the following amendment to the amendment to—

House Bill No. 721:

In Section 1, line 11, strike out the word "Jefferson" and in line 14 in said section 1 after the word "Wakulla" insert "Jefferson."

Mr. Henderson moved to adopt the amendment.

Which was agreed to.

Mr. Johnson moved that the rules be further waived, and that House Bill No. 721 be read a third time and put upon its passage.

Which was agreed to by a two thirds' vote.

And House Bill No. 721, as amended, was read a third time in full.

Pending the passage of House Bill No. 721. as amended.

Mr. Davis moved that the Senate do now adjourn to tomorrow morning at 9 o'clock.

Which was agreed to.

Whereupon the Senate stood adjourned until 9 o'clock a. m., Friday, June 2, 1911.

## FRIDAY, JUNE 2, 1911.

9 O'CLOCK A. M.

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, Broome, Calkins, Carney, Cook, Culpepper, Davis, Dayton, Finlayson, Flournoy, Henderson, Hilburn, Hosford, Hudson, Johnson, Malone, Massey, McLeod, McMullen, Miller, Perkins, Sloan, Stokes, Williams, Wilson, Withers, Zim—28.

A quorum present.

Prayer by the Chaplain.

The reading of the Journal of June 2 was dispensed with.