

Mr. Calkins withdrew his motion.

The motion then recurred upon the motion that the Senate do now adjourn.

Which was agreed to.

Thereupon the Senate stood adjourned until 9 o'clock Monday morning, May 5th, 1913.

CONFIRMATIONS.

Mallory F. Horne, of Jasper, Florida, to be Circuit Judge of the Third Judicial Circuit for the remainder of the term expiring June 9th, 1917.

D. F. Jones, of Chipley, Florida, to be Circuit Judge for the Ninth Judicial Circuit for the term expiring June 9th, 1917.

D. Stuart Gillis, of DeFuniak Springs, Florida, to be Judge of the Criminal Court of Record for Walton County for the remainder of the term expiring June 8th, 1915.

Lee J. Gibson, of Tampa, Florida, to be Judge of the Criminal Court of Record for Hillsboro County for four years from the 18th day of May, 1913.

William H. Jackson, of Tampa, Florida, to be County Solicitor for Hillsboro County for a term of four years from the 28th day of May, 1913.

Clark Monroe, of Pensacola, Florida, to be Judge of the Criminal Court of Record for Escambia County, for a term of four years from the 18th day of May, 1913.

George W. Walker, of Quincy, Florida, to be State Attorney for the Second Judicial Circuit for a term of four years from the 23rd day of May, 1913.

H. Stafford Caldwell, of Jasper, Florida, to be State Attorney for the Third Judicial Circuit for a term of four years from the 29th day of August, 1913.

William A. Hallows, Jr., of Jacksonville, Florida, to be State Attorney for the Fourth Judicial Circuit for a term of four years from the 11th day of July, 1913.

Cary P. Landis, of DeLand, Florida, to be State Attorney for the Seventh Judicial Circuit for a term of four years from the 8th day of June, 1913.

Monday, May 5, 1913

The Senate met pursuant to adjournment.

The President in the Chair.

The roll being called the following Senators answered to their names:

Mr. President, Senators Adkins, Brown, Calkins, Carney, Cone, Conrad, Cooper, Davis, Finlayson, Himes, Hudson, Igou, Johnson, Malone, McCreary, McGeachy, McClellan, Stringer, Stokes, Wall, Wells, Zim—23.

A quorum present.

Prayer by the Chaplain.

The reading of the Journal was dispensed with.

The Journal of May 3 was corrected.

The Journal of May 3 was approved as corrected.

The Secretary called attention to the fact that the report of the Committee on Engrossed Bills on Senate Bill No. 49 and the attending order of placement on the Calendar, to-wit:

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

Senate Chamber,
Tallahassee, Fla., May 1, 1913.

Hon. H. J. Drane,
President of the Senate.

Sir:

Your Committee on Engrossed Bills, to whom was referred—

Senate Bill No. 49:

A Bill to be entitled An Act to establish a State Forest Commission; to promote conservation of forest resources of the State; to provide for the proper administration of same; to acquire lands; to prevent and suppress fires; and to provide penalties for the violation of this Act.

Have had the same under consideration and report same properly engrossed.

Very respectfully,

A. J. McCLELLAN,
Chairman of Committee.

Senate Bill No. 49, contained in the above report, was placed on Calendar of Bills on third reading."

Had been omitted from the Journal of May 1, 1913.

By a unanimous vote the Journal of May 1, 1913, was corrected so as to include the above report, and the correction ordered to be spread on the Journal of today.

INTRODUCTION OF BILLS.

By Mr. Watson—
Senate Bill No. 352:

A Bill to be entitled An Act to amend Section 2759 of the General Statutes of the State of Florida, providing for the issuance of certificates to insurance companies and providing other requisites, as amended by Chapter 5887, Acts of 1909.

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

By Mr. Wells—
Senate Bill No. 353:

A Bill to be entitled An Act to provide for the erection and furnishing of a building in the City of Tallahassee, to be used for a laboratory and offices for the State Chemist, and offices for the State Geologist, and for other purposes.

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

By Mr. Calkins—
Senate Bill No. 354:

A Bill to be entitled An Act relating to Primary Elections, and to limit, regulate, control and restrict campaign and other expenditures in connection with Primary Elections, and to require candidates for Primary nominations to make certain statements of campaign expenditures; to require certain duties of certain officers, boards and committees in connection with the said regulation and control of campaign expenditures as provided in said Act; to define, prevent and punish certain offenses and corrupt and illegal practices in connection with Primary

Elections; to require and protect the purity of the ballot; to make certain evidence admissible in the courts, and providing penalties for violations of its provisions.

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

By Mr. Calkins—
Senate Bill No. 355:

A Bill to be entitled An Act providing for the betterment of the rural schools by creating Rural School Inspectors and prescribing their duties and making appropriation for their compensation and expenses.

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

By Mr. Hudson—
Senate Bill No. 356:

A Bill to be entitled An Act to provide for printing in pamphlet form, the Constitution of the State of Florida as amended.

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

By Mr. Cooper (by request)—
Senate Bill No. 357:

A Bill to be entitled An Act to provide for the re-printing of the Acts of 1907, of the Legislature of the State of Florida.

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

Mr. Wells moved that Senate Bill No. 296 be placed on Calendar of Local Bills.

Which was agreed to.

And Senate Bill No. 296 was ordered placed on Calendar of Local Bills.

Mr. Wells moved that the rules be waived and that the order of miscellaneous business be taken up.

Which was agreed to by a two-thirds vote.

MISCELLANEOUS BUSINESS.

The following communication was read:

Carpenters and Joiners Union of America,
Local 1890,
Carrabelle, Florida.

*Hon. H. J. Drane, President, and Members of the Senate,
Tallahassee, Fla.*

Whereas, There has been introduced in the Senate Bill No. 93, and in the House Bill No. 47; and

Whereas, These bills are not only against the interest of the oyster industry of this section, but against the interest of the laboring people, and would eventually develop a monopoly whereby aliens could come in and run out our American labor,

Therefore, We appeal to the friends of organized labor in the Legislature to vote against these bills, and not make it necessary for Florida soon to be in a position, like California is now, with her foreigners; and be it

Resolved, That a copy of this resolution be sent to the Senate and House of Representatives, and to the Senator from the Fifth Senatorial District, and to the Representative from Franklin County.

Adopted unanimously this May 3rd, 1913.

MORIS ROBINSON,
Secretary.

Attest:

K. M. WATSON,
President.

The same was ordered to be spread on the Journal and referred to the Committee on Game and Fisheries.

Also the following communication was read:

April 14, 1913.

*To the Honorable Senate, State of Florida,
Capitol Building,
Tallahassee, Florida.*

Gentlemen:

Representing the living Confederate Veterans of the

State of Florida, and delegated by the unanimous voice of the Association at their annual convention, held at Lake City, October 23, 24 and 25, 1912, we come to you upon a sacred and holy mission.

Our cause is one that should appeal to the hearts of every manly, noble man in this Southland of ours. It is a cause that should be as dear to you as it is to us, whether you be the son of a soldier who wore the gray or of one who wore the blue; (or if neither) because you are a citizen of Florida—this wonderful, progressive State, which is destined to become the greatest commonwealth in all this re-united country.

We refer to the great enterprise we have undertaken the erection in our State of a fitting memorial to the matchless women of the Confederacy. They bore no musket to the front, but through the long, dark hours of that protracted struggle, with sublime patience and encouragement inspired the dauntless chivalry of the gleaming lines of gray that made glorious the history of the State, which you represent today. The completion of this monument is now the one great desire of every Confederate Soldier and his loyal, stalwart sons who love and honor him.

The Confederate Veteran, returning to his devastated home, met a struggle far more to be dreaded than a charge against the deadly heights or the repulse at the deadly angle. Courage of the loftiest type alone could sustain him. He had to provide a means of living for the helpless of his home, with oft-times nothing but a diseased body to offer as the cost of sustenance.

It you are the son of a Confederate soldier, one who fought the battle of life to equip you for the position you now hold, consider—and do not ask, "Why didn't you old men erect a monument to our mothers long ago?"

South Carolina has already unveiled the first monument to the Southern women; and other States, by the aid of their Legislatures, are constructing tributes to these devoted women. Florida should be no laggard.

So strong is our faith in the patriotism of the people, and in the love and loyalty of our State's Representatives, that we, the Veterans of the State, have planned

a monument which will be commensurate to our love for our women and a fitting tribute from our great State.

Florida, through its Legislature, has appropriated a fund to erect a statute to the memory of Dr. Gorrie, who invented the process of making ice. It will also appropriate liberally to a monument for Chickamanga Park, in memory of the soldiers who fought that victorious battle.

Gentlemen of the Legislature, we come to you from the crippled lines of the old Confederate gray, not to ask for alms, but to present a plea for our cause, and yours, and that cause is an effort to perpetuate the memory of the women of the Southern Confederacy by erecting a handsome monument in our State. We come to ask the State of Florida, through her Representatives and her Chief Executive, to assist us in the work now under course of construction in Dignan Park, City of Jacksonville, and which will bear the immortal inscription:

"Florida's Tribute to the Women of the Southern Confederacy."

We need your favorable consideration. You need the opportunity. With profound respect.

Very truly yours,

A. D. WILLIAMS, Chairman.
B. W. PARTRIDGE, Treasurer.
W. H. SEBRING, Secretary.

Board of Trustees, Women's Monument, Florida Division, U. C. V.

Tallahassee, Fla., April 15, 1913.

To Gen. A. D. Williams,
Chairman Board of Trustees of Monument to the
Women of the Southern Confederacy,
Jacksonville, Fla.

Dear Sir:

Responding to your request for status of the Treasury of the Board up to date, I beg to report as follows:

Subscriptions turned in to me since Jan 1, 1913. \$5,489.18

Of this sum the following disbursements have been made:

For completion of foundation	\$1,147.00
For Cr. on Contract McNeil Marble	
Co.	500.00—\$1,647.00
	\$3,842.18

Net balance now on hand deposited in Jefferson County State Bank at 4 per cent interest.

Very respectfully,

BENJ. W. PARTRIDGE,
Treasurer Board Trustees.

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

Which was agreed to.

MESSAGE FROM THE GOVERNOR.

The following message from the Governor was read:

State of Florida,
Executive Chamber,
Tallahassee, May 5, 1913.

Hon. H. J. Drane,
President of the Senate.

Sir:

I have the honor to advise that I have approved and signed the following Acts, which originated in the Senate and have caused same to be filed in the office of the Secretary of State:

An Act to amend Chapter 3945 of the Laws of Florida, entitled An Act to make it unlawful for live stock to run at large in certain election districts of Leon County and to provide for the impounding and sale of stock so running at large.

An Act annexing certain territory heretofore a part of Calhoun County to the territory of Bay County as Bay County is created and established by An Act approved April 24th, 1913, and defining the boundaries thereof.

An Act relative to the City of Pensacola, to create a commission form of government for said city; to provide for the election of Commissioners, their terms of office,

and the selection of one Commissioner as Mayor; to fix the powers, duties and compensation of such Commissioners; to punish improper conduct in connection with elections and petitions hereunder; to abolish all existing offices and boards, including the Council of the city of Pensacola and to enlarge and extend the powers and jurisdiction of said city, and to provide for the support and maintenance of its government.

Very respectfully,

PARK TRAMMELL,
Governor.

MESSAGES FROM THE HOUSE OF REPRESENTATIVES.

The following message from the House of Representatives was read:

House of Representatives,
Tallahassee, Fla., May 3, 1913.

Hon. H. J. Drane,
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. 310:

A Bill to be entitled An Act to establish the municipality of St. James City, Florida; to authorize its issuance of bonds; to provide for and to organize a commission form of government; to fix its territorial limits, and to prescribe its jurisdiction and powers.

Also—

Senate Bill No. 95:

A Bill to be entitled An Act to abolish the present municipal government of the Town of Eustis, Lake County, Florida, and to organize a town government for the same and to provide a jurisdiction and powers; to erect the same into an independent Road District of Lake County.

Very respectfully,

J. G. KELLUM,

Chief Clerk of the House of Representatives.
And Senate Bill No. 310, contained in the above mes-

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

And Senate Bill No. 95, contained in the above message, was read the first time by its title and was referred to the Committee on Enrolled Bills.

Also, the following message from the House of Representatives was read:

House of Representatives,
Tallahassee, Fla., May 3, 1913.

Hon. H. J. Drane,
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. 43:

A Bill to provide for the creation of Broward County in the State of Florida, and for the organization and government thereof.

Very respectfully,

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

Also the following message from the House of Representatives was read:

House of Representatives,
Tallahassee, Fla., May 3, 1913.

Hon. H. J. Drane,
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. 15:

A Bill to be entitled An Act to make it a capital offense to burglarize or steal from a building that is occupied at night.

Also—

House Bill No. 76:

A Bill to be entitled An Act authorizing the Board of County Commissioners of St. Lucie County, Florida, to issue interest-bearing time warrants, for the purpose of

grading, hard surfacing and improving the roads of St. Lucie County, Florida, and for building bridges therein.

Also—

House Bill No. 29: •

A Bill to be entitled An Act to incorporate the Town of Ponce de Leon, Holmes County, Florida, and provide for the election of its municipal officers.

Also—

House Bill No. 25:

A Bill to be entitled An Act to repeal Chapter 5983 of the Laws of Florida, approved May 25, 1909, entitled "An Act to organize and establish a County Court in and for Escambia County, Florida, and to prescribe the terms thereof, and for calling special terms of said court, the thereof, and for calling special terms of said court, the transfer of causes from other courts and matters pertaining thereto," to abolish the County Court thereby created and to provide for the disposition of the causes, records and papers in or of said court, and appellate proceedings therefrom, to prescribe the effect of judgments of the said court and the issuance of executions thereon, and the effectuating and disposition of appellate proceedings therefrom, and to provide the effect of executions heretofore issued on judgments of said County Court.

Also—

House Bill No. 107:

A Bill to be entitled An Act to authorize and empower the Board of Public Instruction of St. Lucie County, Florida, to issue interest-bearing coupon warrants for the purpose of borrowing money for the erection and equipment of a County High School Building and providing for the payment thereof.

Also—

House Bill No. 108:

A Bill to be entitled An Act permitting and authorizing the Board of County Commissioners of St. Lucie County, Florida, in its discretion, to employ an attorney at law to represent the State in all trials, in which the

State is a party, in the County Judge's Court of St. Lucie County; limiting the salary of such attorney, and fixing the manner in which the same shall be paid.

Also—

House Bill No. 120:

A Bill to be entitled An Act to provide a municipal government for the town of Waldo, in Alachua County, Florida.

Also—

House Bill No. 143:

A Bill to be entitled An Act to prohibit the catching of food fish in any of the fresh water lakes of Citrus County, Florida, or from the Withlacoochee River, in said Citrus County, Florida, other than with hook and line or bob; to prohibit the selling of any fish so caught with hook and line or bob, and to prohibit the shipment of same.

Also—

House Bill No. 183:

A Bill to be entitled An Act to amend Sections 188, 190, 194, 195 and 197, of the General Statutes of the State of Florida, relating to registration books and blanks.

Also—

House Bill No. 169:

A Bill to be entitled An Act to prohibit the catching or taking of food fish in the waters of the Pithlochascotie River and its tributaries in the County of Pasco, in the State of Florida, by the use of seines, gill nets, or any other kinds of net or device except cast nets, hook and line, and prescribing that its violation shall be punished by the General Laws of the State of Florida as in such cases made and provided.

Also—

House Bill No. 214:

A Bill to be entitled An Act to authorize the County Commissioners of Osceola County to levy a special road tax for the years 1913, 1914, 1915 and 1916 and providing for the assessment and collection thereof.

Also—

House Bill No. 245:

A Bill to be entitled An Act to establish the municipality of the town of McIntosh; to provide for its government; to fix its territorial limits and to prescribe its jurisdiction and powers.

Also—

House Bill No. 293:

A Bill to be entitled An Act to organize a County Court in the County of Pinellas, to provide for the appointment of a prosecuting attorney for the said court, to provide for the terms of said court, to provide for the transfer of causes from other courts and to provide for the salaries of the Judge and prosecuting attorney.

Also—

House Bill No. 563:

A Bill to be entitled An Act to be entitled "An Act authorizing the Board of County Commissioners of the County of Dade, in the State of Florida, to call and hold a special election in said county, to determine the question as to whether or not said county shall issue bonds for the purpose of purchasing or otherwise acquiring real estate adjacent to and fronting on navigable waters within said county, together with riparian rights and submerged lands appurtenant thereto, and of purchasing, constructing and maintaining public docks and wharves thereon, and for improving the navigation of such water, and providing for the manner of calling and holding said election; to issue bonds for said purposes; to provide for the payment of the principal and interest of such bonds, and the application of the proceeds thereof to the purposes for which the same may be issued; to purchase or otherwise acquire real estate to and fronting on navigable waters within said county, together with riparian rights and submerged lands appurtenant thereto, and to purchase, construct and maintain docks and wharves thereon, and to fix and collect wharfage rates and charges in connection with said docks and wharves; and to exercise said powers either alone or in conjunction with the city of Miami.

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. 15, contained in the above message, was read the first time by its title and was referred to the Committee on Judiciary A.

And House Bill No. 76, contained in the above message, was read the first time by its title and was referred to the Committee on Public Roads and Highways.

And House Bill No. 29, contained in the above message, was read the first time by its title and referred to the Committee on Municipalities.

And House Bill No. 25, contained in the above message, was read the first time by its title and was referred to the Committee on Judiciary A.

And House Bill No. 107, contained in the above message, was read the first time by its title and referred to the Committee on Education.

And House Bill No. 108, contained in the above message, was read the first time by its title and was referred to the Committee on Judiciary B.

And House Bill No. 120, contained in the above message, was read the first time by its title and was referred.

Mr. McCreary moved that House Bill No. 120 be placed on Calendar of Local Bills on second reading.

Which was agreed to.

And House Bill No. 120 was placed on the Special Calendar of House Bills on second reading.

And House Bill No. 143, contained in the above message, was read the first time by its title and was referred to the Committee on Game and Fisheries.

And House Bill No. 183, contained in the above message, was read the first time by its title and was referred to the Committee on Privileges and Elections.

And House Bill No. 169, contained in the above message, was read the first time by its title and was placed on Local Calendar of Bills without reference.

And House Bill No. 214, contained in the above message, was read the first time by its title and was referred to the Committee on Public Roads and Highways.

And House Bill No. 245, contained in the above mes-

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

And House Bill No. 293, contained in the above message, was read the first time by its title and was referred to the Committee on Judiciary B.

And House Bill No. 563, contained in the above message, was read the first time by its title and was referred to the Committee on Judiciary A.

Also the following message from the House of Representatives was read:

House of Representatives.
Tallahassee, Fla., May 3, 1913.

Hon. H. J. Drane,
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. 273:

A Bill to be entitled An Act for the protection and preservation of the deer, turkeys and quail of Lee County, Florida, designating the time when they can and cannot be hunted, chased and killed, and providing a license tax to be paid for such permits, providing for a fund to be used by the County Commissioners in protecting such game, and for prosecutions of violations thereof, and providing a punishment for the violation of said Act.

Also—

House Bill No. 324:

A Bill to be entitled An Act authorizing the County Commissioners of Lee County, Florida, to employ an attorney-at-law to prosecute persons charged with violating the law, before the County Judge and Justices of the Peace of Lee County, Florida, and as legal advisor of said Board.

And respectfully requests the concurrence of the Senate thereto.

Very respectfully,

J. G. KELLUM,

Chief Clerk of the House of Representatives.

And House Bill No. 273, contained in the above mes-

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

And House Bill No. 324, contained in the above message, was read the first time by its title and was placed on Calendar of Local Bills without reference.

ORDERS OF THE DAY.

The motion by Mr. Adkins to reconsider the vote by which—

Senate Bill No. 50:

A Bill to be entitled An Act to regulate the practice in appellate in reversing judgments on writs of error, failed to pass the Senate.

Was taken up.

Mr. McCreary moved to make the motion to reconsider a continuing order of the day.

Which was agreed to.

Senate Bill No. 90:

A Bill to be entitled An Act to provide for the punishment of desertion of wife, or wife and children.

Was taken up.

Mr. Hudson moved that Senate Bill No. 90 be passed over temporarily be made a continuing order of the day.

Which was agreed to.

Senate Bill No. 94:

A Bill to be entitled An Act to prohibit the shipment of spirituous, vinous, malted, fermented or other intoxicating liquors of any kind, when said liquor is intended by any person interested therein to be received, possessed, and sold in violation of law from places in which the sale of such liquor is authorized by law of the State of Florida, to places in which the sale of such liquors is prohibited by the laws of the State of Florida; to authorize the seizure and destruction of such liquor when so shipped, to provide for the seizure and destruction of such intoxicating liquor consigned or shipped from without the State of Florida to places in counties that have or may hereafter vote against the sale of said liquors in accordance with the Constitution and Laws of the State of Florida, whether in original package or

otherwise, when said intoxicating liquor so shipped is intended by any person interested therein to be received, possessed, sold, or in any manner used in violation of any law or laws of the State of Florida, and providing for the marking and labeling of all liquors shipped from one place to another in the State of Florida, and prescribing penalties for violations of this Act, and establishing rules of evidence for proceedings under this Act.

Was taken up and passed over temporarily.

BILLS ON THIRD READING.

Senate Bill No. 35:

A Bill to be entitled An Act to amend Section 2 of Chapter 5717, Laws of Florida, Acts of 1907, entitled: "An Act to prescribe the terms and conditions upon which foreign corporations for profit may transact business, or acquire, hold or dispose of property in this State."

Was taken up and passed over temporarily.

Senate Bill No. 69:

A Bill to be entitled An Act directing and authorizing the Board of County Commissioners of the several counties of this State, to provide and place signs on the public roads of this State and at road-crossings and intersections, and providing for the enforcement of this Act.

Was taken up and passed over temporarily.

Senate Bill No. 153:

A Bill to be entitled An Act to provide for the care of the Olustee Monument, and making an appropriation for such purpose.

Was taken up and read the third time in full.

Upon the passage of Senate Bill No. 153, the vote was: Yeas—Senators Adkins, Brown, Carney, Cone, Conrad, Cooper, Himes, Hudson, Igou, Malone, McCreary, McGeachy, McClellan, McLeod, Stringer, Stokes, Wall, Wells, Zim—19.

So the Bill passed, title as stated.

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

Senate Bill No. 127:

A Bill to be entitled An Act amending Section 3809 of the General Statutes relating to the sale of intoxicating liquor within four miles of school houses.

Was taken up and read the third time in full.

Mr. Cone asked unanimous consent to offer the following amendment: Strike out "and" and insert in lieu thereof the word "or."

Which was agreed to.

Mr. Cone moved that Senate Bill No. 127 be recommitted to Committee on Engrossed Bills.

Which was agreed to.

And Senate Bill No. 127 was referred to the Committee on Engrossed Bills.

Senate Bill No. 147:

A Bill to be entitled An Act to amend Section 3676 of the General Statutes of the State of Florida, relating to the obstruction of county and settlement roads.

Was taken up and passed over temporarily.

Senate Bill No. 49:

A Bill to be entitled An Act to establish a State Forest Commission; to promote conservation of forest resources of the State; to provide for the proper administration of same; to acquire lands; to prevent and suppress forest fires; and to provide penalties for the violation of this Act.

Was taken up and passed over temporarily.

Senate Bill No. 93:

A Bill to be entitled An Act to encourage, protect, regulate and develop the shell fish industry of the State of Florida, and to increase the revenue of the State of Florida therefrom, by recognizing and declaring the ownership of the State in and to the bottoms or 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 or conveyed for the purpose of giving exclusive rights to plant oysters and clams by recognizing and de-

clarifying the ownership of the State in and to all reefs and beds of oysters, clam and other shell fish growing naturally thereon; for the protection of those heretofore engaged in the growing of oysters; by creating the office of Shell Fish Commissioner of the State of Florida, and defining his powers and duties; by providing for the leasing of oyster and clam beds belonging to the State; by providing for the licensing, registration and designation of vessels employed in the oyster and clam industry; by levying a special assessment of privilege tax on oysters and clams produced in said waters; and a police license on persons, firms, corporations and vessels engaged in the oyster and clam industry; by providing for the manner of collecting, handling, depositing and disbursing the revenue derived from said industry, and the distribution of the surplus revenues; by providing for the protection and enlargement of the natural oyster and clam reefs and beds of the State, and for the creating of the artificial reefs or beds by authorizing the Counties to make appropriations therefor; 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 violations of this Act; and by repealing and superseding all laws on the same subject matter and in conflict with the provisions of this Act.

Was taken up.

Mr. Cone moved that Senate Bill No. 93 be recommitted to the Committee on Engrossed Bills and retain its place on the Calendar.

Which was agreed to.

Mr. Adkins raised the question as to a quorum being present.

And the roll was called.

The following Senators answered to their names:

Mr. President, Senators Adkins, Brown, Calkins, Carney, Cone, Conrad, Cooper, Davis, Finlayson, Himes, Hudson, Igou, Johnson, Malone, McCreary, McGeachy, McClellan, McLeod, Stringer, Wall, Wells, Zim.

A quorum present.

REPORTS OF COMMITTEES.

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

Senate Chamber,
Tallahassee, Fla, May 5, 1913.

Hon. H. J. Drane,
President of the Senate.

Sir:

Your Committee on Judiciary A, to whom was referred—

Senate Bill No. 230:

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

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

Very respectfully,
A. Z. ADKINS,
Chairman of Committee.

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

Senate Chamber,
Tallahassee, Fla, May 5, 1913.

Hon. H. J. Drane,
President of the Senate.

Sir:

Your Committee on Engrossed Bills, to whom was referred—

Senate Bill No. 92:

A Bill to be entitled An Act to define domestic and foreign investment companies; to provide for the regulation and supervision of same; to provide conditions and terms under which corporations, foreign and domestic, can sell to persons in Florida stock and other securities; to place such investment companies under the jurisdiction of the Comptroller and Attorney General, and to prescribe for the Comptroller and Attorney General certain duties and powers; to provide for the service of process thereon; to provide for the registration of agents selling securities of

such investment companies, and to provide penalties for the violations of the terms of this Act, and for other purposes.

Have had the same under consideration and report same properly engrossed.

Very respectfully,
A. J. McCLELLAN,
Chairman of Committee.

Senate Bill No. 92, contained in the above report, was placed on Calendar of Bills on third reading.

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

Senate Chamber,
Tallahassee, Fla., May 5, 1913.

Hon. H. J. Drane,
President of the Senate.

Sir:

Your Committee on Engrossed Bills, to whom was referred—

Senate Bill No. 121:

A Bill to be entitled An Act to amend Section 2 of Chapter 5943 of the 1909 Laws of Florida relative to the sales of land vested in the Trustees of the Internal Improvement Fund and the State Board of Education and the publication of notices when certain sales are contemplated.

Have had the same under consideration and report same properly engrossed.

Very respectfully,
A. J. McCLELLAN,

Senate Bill No. 121, contained in the above report, was placed on Calendar of Bills on third reading.

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

Senate Chamber,
Tallahassee, Fla., May 3, 1913.

Hon. H. J. Drane,
President of the Senate.

Sir:

Your Committee on Engrossed Bills, to whom was referred—

Senate Bill No. 38:

A Bill to be entitled An Act to provide a custodian for the Supreme Court Building and grounds.

Have had the same under consideration and report same properly engrossed.

Very respectfully,

A. J. McCLELLAN,
Chairman of Committee.

Senate Bill No. 38, contained in the above report, was placed on Calendar of Bills on third reading.

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

Senate Chamber,
Tallahassee, Fla., May 3, 1913.

Hon. H. J. Drane,
President of the Senate.

Sir:

Your Committee on Engrossed Bills, to whom was referred—

Senate Bill No. 3:

A Bill to be entitled An Act to provide for furnishing the new Supreme Court Building and to grade and otherwise improve the grounds surrounding same

Have had the same under consideration and report same properly engrossed.

Very respectfully,

A. J. McCLELLAN,
Chairman of Committee.

Senate Bill No. 3, contained in the above report, was placed on Calendar of Bills on third reading.

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

Senate Chamber,
Tallahassee, Fla., May 3, 1913.

Hon. H. J. Drane,
President of the Senate.

Sir:

Your Committee on Engrossed Bills, to whom was referred—

Senate Bill No. 115:

A Bill to be entitled An Act for the relief of H. E. Murrhee for loss of fees during his suspension from the office of Sheriff of Lake County.

Have had the same under consideration and report same properly engrossed.

Very respectfully,

A. J. McCLELLAN,
Chairman of Committee.

Senate Bill No. 115, contained in the above report, was placed on Calendar of Bills on third reading.

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

Senate Chamber,
Tallahassee, Fla., May 3, 1913.

Hon. Herbert J. Drane,
President of the Senate.

Sir:

Your Committee on Engrossed Bills, to whom was referred—

Senate Bill No. 81:

A Bill to be entitled An Act authorizing and empowering the County Commissioners of the Several Counties of the State to employ a County Engineer and provide for his compensation.

Have had the same under consideration and report same properly engrossed.

Very respectfully,

A. J. McCLELLAN,
Chairman of Committee.

Senate Bill No. 81, contained in the above report, was placed on Calendar of Bills on third reading.

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

Senate Chamber,
Tallahassee, Fla., May 2, 1913.

Hon. H. J. Drane,

President of the Senate.

Sir:

Your Committee on Enrolled Bills, to whom was referred—

Senate Bill No. 50:

A Bill to be entitled An Act to regulate the practice of appellate courts in reversing judgments on writ of error.

Have had the same under consideration and report same properly engrossed.

Very respectfully,

A. J. McCLELLAN,
Chairman of Committee.

Senate Bill No. 50, contained in the above report, was placed on Calendar of Bills on second reading.

Bills, submitted the following report:

Mr. McLellan, Chairman of Committee on Engrossed Bills, submitted the following report:
Senate Chamber,
Tallahassee, Fla., May 3, 1913.

Hon. Herbert J. Drane,

President of the Senate.

Sir:

Your Committee on Engrossed Bills, to whom was referred—

Senate Bill No. 114:

A Bill to be entitled An Act to amend Section 789 of the General Statutes of the State of Florida relating to Elections to determine whether or not any county in this State shall issue county bonds for the purpose of constructing paved, macadamized or other hard surfaced highways.

Have had the same under consideration and report same properly engrossed.

Very respectfully,

A. J. McCLELLAN,
Chairman of Committee.

Senate Bill No. 114, contained in the above report, was placed on Calendar of Bills on third reading.

BILLS ON SECOND READING.

Senate Bill No. 5:

A Bill to be entitled An Act to fix the liability of persons, firms and corporations engaged in the telegraph business in certain cases, providing for assessing the damages and granting of new trials in such cases, and to declare illegal and void certain stipulations and provisions in contracts exempting such persons, firms and corporations from liability in certain cases.

Was taken up and informally passed over.

House Bill No. 1:

A Bill to be entitled An Act authorizing and empowering the several Boards of County Commissioners, in the several counties in the State of Florida, to construct, erect, equip, acquire, lease, operate, maintain and control bridges, cross-ways and passage ways over, along or across water, to acquire property and franchises for such purposes and kindred and subsidiary purposes, and to issue bonds for such purposes and creating trustees for such bonds and prescribing duties, and to carry into effect the provisions of this Act.

Was taken up and informally passed over.

Senate Bill No. 145:

A Bill to be entitled An Act for the relief of C. B. McCleny.

Was taken up.

Mr. McCreary moved that House Bill No. 132 be substituted for Senate Bill No. 145, which was agreed to.

And—

House Bill No. 132:

A Bill to be entitled An Act for the relief of C. B. McCleny.

Was taken up and read the second time in full.

There being no amendments, House Bill No. 132 was ordered placed on the Calendar of Bills on third reading without being engrossed.

Senate Bill No. 2:

A Bill to be entitled An Act providing for the establishment of a Bureau of Labor Statistics, and the appointment of a Commissioner.

Was taken up and passed over temporarily.

Senate Bill No. 174:

A Bill to be entitled An Act to prescribe the practice in Chancery procedure relative to answers and cross-bills in such cases.

Was taken up and read the second time in full.

There being no amendments, Senate Bill No. 174 was ordered placed on the Calendar of Bills on third reading without being engrossed.

Senate Bill No. 160:

A Bill to be entitled An Act to regulate the employment of minor children in the State of Florida and to provide penalties for the violations thereof.

Was taken up and temporarily passed over.

Senate Bill No. 164:

A Bill to be entitled An Act to make it unlawful to use firearms by hunting game or firing at targets or to catch fish by any means on Sunday, and to repeal Section 3568 of the General Statutes of Florida.

Was taken up and passed over temporarily.

Senate Bill No. 88:

A Bill to be entitled An Act to amend paragraph Two (2) of Section 1866 of the General Statutes of Florida of 1906, relating to publication of orders in cases of constructive service.

Was taken up and passed over temporarily.

Senate Bill No. 171:

A Bill to be entitled An Act to amend Section 1397 of the General Statutes of Florida of 1906.

Was taken up and passed over temporarily.

Senate Bill No. 11:

A Bill to be entitled An Act to provide for the parole of State convicts.

Was taken up and read the second time in full.

There being no amendments, Senate Bill No. 11 was placed on the Calendar of Bills on third reading without being engrossed.

Senate Joint Resolution No. 113:

Joint Resolution proposing the amendment of Section 1 of Article 9 of the Constitution of the State of Florida, relating to taxation and finance.

Was taken up and informally passed over.

Senate Bill No. 163:

A Bill to be entitled An Act to define legal wire fences in this State, to prescribe the specifications and dimensions thereof, and to fix the consequences of failure to provide such fences.

Was taken up and informally passed over.

Senate Joint Resolution No. 83:

A Joint Resolution submitting to the voters at the next general election the question of calling a constitutional convention.

Was taken up and read the second time in full.

Under the rules Mr. Finlayson, acting Chairman on Committee on Constitutional Amendments, moved that Senate Joint Resolution No. 83 be indefinitely postponed.

Mr. Stokes moved as a substitute that further consideration of the motion be temporarily passed until the Chairman of the Committee shall be present.

Which was agreed to.

Senate Bill No. 184:

A Bill to be entitled An Act to amend Sections 3103, 3104 and 3105 of the General Statutes of the State of Florida, the same being relative to the legal rate of in-

terest allowed in this State, and also defining and prohibiting usury.

Was taken up and read the second time in full.

Under the rule, Mr. Davis, as Chairman of the Committee on Judiciary B, moved that Senate Bill No. 184 be indefinitely postponed.

A yea and nay vote was demanded. Thereupon the roll was called and the vote was:

Yeas—Senators Adkins, Conrad, Davis, Finlayson, Himes, Igou, Johnson, McCreary, Stringer, Wells—10.

Nays—Mr. President, Senators Brown, Calkins, Carney, Cone, Cooper, Hudson, Malone, McGeachy, McLellan, McLeod, Stokes, Wall, Zim—14.

So the Bill was not indefinitely postponed.

And—

There being no amendments, Senate Bill No. 184 was ordered placed on the Calendar of Bills on third reading without being engrossed.

Senate Bill No. 105:

A Bill to be entitled An Act to authorize the working of persons convicted in any municipal court of the State of Florida, upon the public roads of the county in which said municipality is situated.

Was taken up and passed over temporarily.

Senate Bill No. 57:

A Bill to be entitled An Act to remove certain legal disabilities of married women with respect to their property rights and to authorize married women to sue and be sued, and to manage, sell, convey and dispose of their property without the joinder of their husbands, and to abolish separate acknowledgements of married women, and to repeal Section 2462 of the General Statutes of the State of Florida.

Was taken up and passed over temporarily.

Senate Bill No. 183:

A Bill to be entitled An Act to amend Sections 1721 and 1722 of the General Statutes of the State of Florida

in relation to limitation of actions affecting real property and adverse possession thereof under color of title and without color of title.

Was taken up and read the second time in full.

Under the rule Mr. Adkins, as Chairman of the Committee on Judiciary A, moved that Senate Bill No. 183 be indefinitely postponed.

Mr. Adkins, as Chairman of the Committee on Judiciary A, moved that Senate Bill No. 183, be indefinitely postponed.

Mr. Malone moved that Senate Bill No. 183 be informally passed.

Which was agreed to.

Senate Bill No. 86:

A Bill to be entitled An Act to provide a penalty for coercing or influencing or making demands upon or requirement of employes, servants, laborers and persons seeking employment.

Was taken up and informally passed over.

Senate Bill No. 136:

A Bill to be entitled An Act constituting eight hours as a legal day's work by persons employed or hereafter employed by or in behalf of the State of Florida, or any County, City, Township or other municipality in said State.

Was taken up and informally passed over.

Senate Bill No. 202:

A Bill to be entitled An Act to amend Chapter 5945 of the Laws of Florida, entitled "An Act to amend Section 658 of the General Statutes of the State of Florida, relating to the number of copies of Statutes and disposition thereof.

Was taken up.

Pending which—

Mr. Stringer moved that the Senate now adjourn.

Which was agreed to.

Thereupon the Senate stood adjourned until 9 o'clock Wednesday morning, May 7, 1913.

Wednesday, May 7, 1913

The Senate met pursuant to adjournment.

The President in the Chair.

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

Mr. President, Senators Adkins, Blitch, Brown, Calkins, Carney, Cone, Conrad, Cooper, Davis, Finlayson, Himes, Hudson, Igou, Johnson, L'Engle, Lindsey, Malone, McCreary, McGeachy, McClellan, McLeod, Stringer, Stokes, Wall, Watson, Wells, Wilson, Zim—27.

A quorum present.

Prayer by the Chaplain.

The reading of the Journal was dispensed with.

The Journal of May 5 was corrected.

The Journal of May 5 was approved as corrected.

The following telegram from Senator D. U. Fletcher was read:

Washington, D. C., May 5th, 1913.

*Hon. H. J. Drane,
Tallahassee, Fla.*

One more State needed to adopt constitutional amendment for electing senators.

DUNCAN U. FLETCHER.

The following telegram from U. S. Senator N. P. Bryan was read:

Washington, D. C. May 5.

*Hon. F. M. Hudson,
Tallahassee, Fla.*

Wisconsin's ratification of resolution providing for election of senators is defective. It has been sent back for correction. If our Legislature will act promptly Florida will have credit of making resolution effective.

N. P. BRYAN.

Mr. Cone moved that Committee on Constitutional