

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

Amendments be instructed to prepare and draft such a constitutional amendment and report same to the Senate for ratification.

Mr. Hudson moved as a substitute that the telegram be spread on the Journal.

Which was agreed to.

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

Senate Chamber,  
Tallahassee, Fla., May 6, 1913.

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

*Sir:*

Your Committee on Appropriations, to whom was referred—

Senate Bill No. 357:

A Bill to be entitled An Act to provide for the reprinting of the Acts of 1907 of the Legislature of the State of Florida.

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

Very respectfully,  
A. S. WELLS,  
Chairman of Committee.

Senate Bill No. 357, contained in the above report, was placed on Calendar of Bills on second reading.

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

Senate Chamber,  
Tallahassee, Fla., May 6, 1913.

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

*Sir:*

Your Committee on Appropriations, to whom was referred—

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.

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

Very respectfully,  
A. S. WELLS,  
Chairman of Committee.

Senate Bill No. 353, contained in the above report, under the rules, was laid on the table.

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

Senate Chamber,  
Tallahassee, Fla., May 6, 1913.

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

*Sir:*

Your Committee on Appropriations, to whom was referred—

Senate Bill No. 313:

A Bill to be entitled An Act to provide for the establishment, management and control of State banks in each Congressional District of the State of Florida.

Have had the same under consideration and recommend that it do not pass. Committee requests that same go on Calendar.

Very respectfully,  
A. S. WELLS,  
Chairman of Committee.

Senate Bill No. 313, contained in the above report, under the rules, was laid on the table, and Senate Bill No. 313 was placed on Calendar on request of the Committee on Appropriations.

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

Senate Chamber,  
Tallahassee, Fla., May 6, 1913.

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

*Sir:*

Your Committee on Appropriations, to whom was referred—

Senate Bill No. 356.

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

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

Very respectfully,

A. S. WELLS,  
Chairman of Committee.

Senate Bill No. 356, contained in the above report, was placed on Calendar of Bills on second 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. 129:

A Bill to be entitled An Act regulating the hours and times of delivery by common carriers, their agents and employes of spirituous, vinous, malted, fermented or other intoxicating liquors, and in aid of the police powers of the State of Florida, and prescribing a penalty for violations thereof.

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

Very respectfully,

A. J. McCLELLAN,  
Chairman of Committee.

Senate Bill No. 129, 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. 45:

A Bill to be entitled An Act conferring jurisdiction upon Courts of Chancery to issue writs of injunction to restrain, under certain conditions, the discharge of mud, muddy substances or other sedimentary matters into the creeks, streams or rivers of the State of Florida.

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

Very respectfully,

A. J. McCLELLAN,  
Chairman of Committee.

Senate Bill No. 45, 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. 132:

A Bill to be entitled An Act prohibiting the soliciting of orders for the sale of spirituous, vinous or malt liquors in any County or District of the State of Florida wherein the sale of such liquors is prohibited by law, and prescribing penalties for violations thereof.

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

Very respectfully,

A. J. McCLELLAN,  
Chairman of Committee.

Senate Bill No. 132, 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 7, 1913.

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

*Sir:*

Your Committee on Engrossed Bills, to whom was referred—

Senate Bill No. 1:

A Bill to be entitled An Act to amend Section 1292 of the General Statutes of the State of Florida, in relation to the appointment and qualifications of Pilot Commissioners.

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

Very respectfully,

A. J. McCLELLAN,  
Chairman of Committee.

Senate Bill No. 1, 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, May 5, 1913.

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

*Sir:*

Your Committee on Engrossed Bills, to whom was referred—

Senate Bill No. 93:

A Bill to be entitled An Act to encourage, protect, regu-

late 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 declaring 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 lands 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 or 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.

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

Very respectfully,

A. J. McCLELLAN,  
Chairman of Committee.

Senate Bill No. 93, 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 7, 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 lands 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,  
Chairman of Committee.

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 5, 1913.

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

Sir:

Your Committee on Engrossed Bills, to whom was referred—

Senate Bill No. 127:

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

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

Very respectfully,

A. J. McCLELLAN,  
Chairman of Committee.

Senate Bill No. 127, contained in the above report, was placed on Calendar of Bills on third reading.

## INTRODUCTION OF RESOLUTIONS.

Mr. Zim offered the following—

Senate Memorial No. 1:

A memorial to the Congress of the United States asking for protection to the north point of Anastasia Island and, incidentally government property thereon; and also, asking for consideration by the government of appropriate action for the jettying of the inlets to North and Matanzas Rivers, the same being the entrance to the Port of St. Augustine.

Whereas, The inroads to the ocean on the north point of Anastasia Island are being made more and more manifest with each recurring northeast storm; and

Whereas, aside from the menace to government and private property located upon the endangered point, the danger to the City of St. Augustine in the event of the invasion of the ocean is of great concern; and

Whereas, in as much as the proper protection of the north point of Anastasia Island with a jetty would subserve the purpose of directing the waters of the ocean over the bar per one channel into the Matanzas and North Rivers, thereby assuring deep water; and

Whereas, as such an event would largely contribute to the commercial benefit of the vast interests and industries along the entire east coast of Florida; therefore be it

Resolved by the Legislature of the State of Florida, That the Congress of the United States be petitioned to take immediate steps looking to the protection of property and the interest of the section, as indicated in this memorial.

Resolved further, That our Senators and Representatives in Congress be urged to secure the passage of legislation necessary to carry out the prayer of this memorial; be it further

Resolved, That the Secretary of State of the State of Florida be requested to forward to the President of the United States Senate, and Speaker of the House of Repre-

sentatives, and to each of the Senators and Representatives aforesaid, a copy of this Memorial.

Which was read the first time.

Mr. Zim moved that the rules be waived and that Senate Memorial No. 1 be read a second time in full.

Which was agreed to by a two-thirds vote.

And Senate Memorial No. 1 was read a second time in full.

Mr. Zim moved that Senate Memorial No. 1 be adopted. Which was agreed to.

#### INTRODUCTION OF BILLS.

By Mr. McCreary—  
Senate Bill No. 358:

A Bill to be entitled An Act to provide for the opening of a road along a portion of the south line of Section six (6), in township ten (10), range twenty (20) in Alachua County, Florida.

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

By Mr. McCreary—  
Senate Bill No. 359:

A Bill to be entitled An Act authorizing County Boards of Public Instructions to levy and collect a contingent fee for incidental expenses of any school or schools and to direct the expenditure of the sum raised therefrom.

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

By Mr. Cone—  
Senate Joint Resolution No. 360:

A Bill to be entitled An Act proposing an amendment to the Constitution of the State of Florida.

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

By Mr. Himes—  
Senate Bill No. 361:

A Bill to be entitled An Act to regulate the taking, gathering or catching of stone crabs, and providing penalties for the violation of this Act.

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

By Mr. Himes—  
Senate Bill No. 362:

A Bill to be entitled An Act prescribing what shall hereafter be essential to the creation of a valid marriage in the State of Florida.

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

By Mr. Himes—  
Senate Bill No. 363:

A Bill to be entitled An Act relative to the operation of automobiles or motorcycles, and to prescribe penalties for the violation of the provisions of this Act.

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

By Mr. Himes—  
Senate Bill No. 364:

A Bill to be entitled An Act to limit the effect of the use of the word "Trustee" or similar words, without any declaration of the terms or purpose of the trust, in recorded deeds of conveyance as imparting notice.

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

By Mr. Adkins—  
Senate Bill No. 365:

A Bill to be entitled An Act regulating the distribution of the Road and Bridge Fund in the several counties of the State of Florida.

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

By Mr. Finlayson—  
Senate Bill No. 366:

A Bill to be entitled An Act granting a pension to Jackson Junius, and providing for the payment thereof.

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

By Mr. Stokes (By Request)—  
Senate Bill No. 367:

A Bill to be entitled An Act to provide for the manner of conducting the business of selling automobiles in the State of Florida by the manufacturers thereof or their agents, and to regulate such agencies in the State of Florida.

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

By Mr. Stokes (By Request)—  
Senate Bill No. 368:

A Bill to be entitled An Act for the relief of J. L. Kelley, L. W. Bucholz, R. L. Turner, C. C. Gunn, Asa B. Clark, C. A. Keith, Mrs. R. B. Rutherford, Miss Pauline Reese and Authur Williams and making appropriation therefor and providing for manner of payment of same.

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

By Mr. Stokes (By Request)—  
Senate Bill No. 369:

A Bill to be entitled An Act to repeal Sections 2804 and 2805 of the General Statutes of the State of Florida as far as they relate to water front property, riparian rights and submerged land in Escambia County, the title of which has been adjudicated by any court of this State, either by injunction or other proceedings, said Sections authorizing railroad and canal companies to condemn land and water rights for terminal facilities.

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

By Mr. Stokes (By Request)—  
Senate Bill No. 370:

A Bill to be entitled An Act relative to, and for the pur-

pose of suspending the game laws in Escambia County, Florida, with reference to hunting, killing, trapping or in anywise destroying birds within the limits of Escambia County, Florida, except birds of pray, for the period of five years.

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

By Mr. Stokes (By Request)—  
Senate Bill No. 371:

A Bill to be entitled An Act to be entitled "An Act to provide a penalty for the unauthorized selling of tickets by persons other than the authorized agents of common carriers, under the provisions of Sections 2880 of the General Statutes of Florida.

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

#### MESSAGES FROM THE HOUSE OF REPRESENTATIVES.

The following message from the House of Representatives was read:

House of Representatives,  
Tallahassee, Fla., May 7, 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 adopted—

House Concurrent Resolution No. 20:

Whereas, There is a majority and minority report in regard to report made by the Board of Managers of the State Reform School of Marianna, and,

Whereas, The Board of Managers of this Institution on March 26th, 1913, passed an order asking the Governor to have the State Auditor audit the accounts of the said Institution, and,

Whereas, Such order has not been received by the Governor, and,

Whereas, The reports rendered by the Superintendent of said institution to the State Comptroller is of such a nature that the satisfactory accounting of receipts, expenditures and earnings were shown :

Whereas, the report of the Superintendent of this institution on stock, farm implements, household and kitchen furniture, clothing, and the earnings of the institute are so meagerly small and of such a nature that would invite a thorough and complete investigation of said institution; therefore be it

Resolved by the House of Representatives, the Senate Concurring,, That the Speaker appoint three members of the House, and one of the House Stenographers, the President of the Senate to appoint one Senator, and request the Governor to direct the State Auditor to go with the Committee to visit said institution and make a thorough and complete investigation of the finances, deficits, efficiency, equipment and needs of the institution, and the care of inmates. Also investigate the purchasing of supplies of every nature, from whom brought, and how, and report the same to this House at as early a date as possible.

And respectfully requests the concurrence of the Senate thereto.

Very respectfully,

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

And House Concurrent Resolution No. 20, contained in the above message was read the first time.

Mr. Johnson moved that the rules be waived and House Concurrent Resolution No. 20 be read a second time and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Concurrent Resolution No. 20 was read a second time in full and adopted.

#### ORDERS OF THE DAY.

The motion of 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 Courts in reversing judgments on writs of error.

Failed to pass the Senate, was taken up and considered.

The motion to reconsider prevailed.

The bill was then read the third time in full and put upon its passage.

Upon the passage of Senate Bill No. 50 the vote was :

Yeas—Senators Blicht, Calkins, Carney, Cone, Conrad, Cooper, Finlayson, Hudson, Igou, L'Engle, Lindsey, McGeachy, McClellan, McLeod, Stokes, Wall, Watson, Wilson, Zim—19.

Nays—Mr. President, Senators Adkins, Brown, Davis, Himes, Johnson, Malone, McCreary, Stringer—9.

So the bill was passed, title as stated.

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

#### 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 and temporarily passed over.

#### 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 destruc-

tion 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 labelling 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 informally passed over.

#### 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 informally.

##### Committee Substitute for 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 signboards on the public roads of this State and at road-crossings and intersections, and for the maintenance of such signboards and providing for the enforcement of this Act.

Was taken up and read the third time in full.

Upon the passage of Senate Bill No. 69, the vote was:

Yeas—Mr. President, Senators Adkins, Blitch, Brown, Carney, Conrad, Cooper, Davis, Himes, Hudson, Igou, Johnson, L'Engle, Lindsey, Malone, McCreary, McGeachy, McClellan, Stringer, Stokes, Watson, Zim—22.

Nays—Senators Cone, Finlayson, McLeod, Wells—4.

So the Bill passed, title as stated.

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

##### 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 read the third time in full.

Mr. Watson moved that the bill be recommitted to the Committee on Engrossed Bills.

Which was agreed to.

And Senate Bill No. 49 was again referred to the Committee on Engrossed Bills.

##### 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.

Was taken up and read the third time in full.

Upon the passage of Senate Bill No. 92, the vote was:

Yeas—Senators Adkins, Blitch, Brown, Calkins, Carney, Cone, Conrad, Cooper, Davis, Finlayson, Himes, Hudson, Igou, Johnson, L'Engle, Lindsey, Malone, Mc-

Creary, McGeachy, McClellan, McLeod, Stringer, Stokes, Wall, Watson, Wells, Wilson, Zim—28.

So the Bill passed, title as stated.

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

By unanimous consent, Mr. Cone called up—

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 or 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 declaring 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 lands 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 or 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 this 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.

And Senate Bill No. 93 was taken up and read the third time in full.

Upon the passage of Senate Bill No. 93, the vote was:

Yeas—Senators Adkins, Blich, Brown, Cone, Davis, Hudson, Igou, Johnson, L'Engle, Lindsey, Malone, McCreary, McLeod, Stringer, Wall, Wells, Zim—17.

Nays—Mr. President, Senators Himes, McGeachy, McClellan, Stokes, Wilson—6.

So the Bill was passed, title as stated.

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

Mr. Finlayson moved that a committee of two be appointed to escort Hon. A. W. Gilchrist, ex-Governor of Florida, to a seat on the rostrum.

Which was agreed to.

And the President appointed Messrs. Finlayson and Wilson as such committee to escort Mr. Gilchrist to a seat by the side of the President.

The committee performed the duty and was discharged.

Senate Bill No. 38:

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

Was taken up and read the third time in full.

Upon the passage of Senate Bill No. 38, the vote was:

Yeas—Mr. President, Senators Adkins, Blich, Brown, Calkins, Carney, Cone, Conrad, Davis, Finlayson, Himes, Hudson, Igou, Johnson, L'Engle, Lindsey, Malone, McCreary, McGeachy, McClellan, McLeod, Stringer, Stokes, Wall Watson, Wells, Wilson, Zim—28.

Nays—None.

So the Bill passed, title as stated.

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

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.

Was taken up and read the third time in full.

Upon the passage of Senate Bill No. 3 the vote was:

Yeas—Mr. President, Senators Adkins, Blitch, Brown, Calkins, Carney, Conrad, Davis, Finlayson, Himes, Hudson, Igou, Johnson, L'Engle, Lindsey, Malone, McCreary, McGeachy, McLeod, Stringer, Stokes, Wall, Watson, Wells, Wilson—25.

Nays—None.

So the bill was passed, title as stated.

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

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.

Was taken up and read the third time in full.

Upon the passage of Senate Bill No. 115, the vote was:

Yeas—Mr. President, Senators Adkins, Blitch, Brown, Carney, Conrad, Davis, Finlayson, Himes, Igou, Johnson, L'Engle, Malone, McCreary, McGeachy, Stringer, Stokes, Watson, Wells, Wilson, Zim—21.

Nays—Senators Calkins, Hudson, Lindsey, McLeod, Wall—5.

Mr. Hudson moved to reconsider the vote by which Senate Bill No. 115 failed to pass.

Mr. Davis woved to reconsider the vote by which Senate Bill No. 115 did pass.

Mr. Stokes moved that the Senate do now rescind its action on the vote by which the bill failed to pass.

Mr. Finlayson moved that the Senate, by unanimous consent, allow the Chair until tomorrow morning to render his decision whether or not Senate Bill No. 115 passed.

Which was agreed to.

Mr. Wells moved that when the Senate adjourns that it shall adjourn until 4 o'clock this afternoon.

Which was not agreed to.

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.

Was taken up and read the third time in full.

Upon the passage of Senate Bill No. 81, the vote was:

Yeas—Mr. President, Senators Adkins, Blitch, Brown, Calkins, Carney, Conrad, Davis, Finlayson, Hudson, Johnson, L'Engle, Malone, McCreary, McGeachy, Stringer, Stokes, Wall, Watson, Wells, Wilson, Zim—22.

Nays—None.

So the bill passed, title as stated.

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

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 lands 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.

Was taken up and read the third time in full.

And the Bill was passed over temporarily owing to improper engrossment.

And Senate Bill No. 121 was again taken up and read the third time in full.

54—S.

Upon the passage of Senate Bill 121, the vote was:

Yeas—Mr. President, Senators Adkins, Blicht, Brown, Calkins, Carney, Conrad, Himes, Hudson, L'Engle, Malone, McCreary, McGeachy, McClellan, Stringer, Stokes, Wall, Watson, Wilson, Zim—20.

Nays—None.

So the Bill was passed, title as stated.

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

Mr. Calkins was excused from further attendance upon the Senate until Monday morning.

Mr. Calkins asked that the Committee on Executive Communications be allowed to hold No. 3 from further consideration until his return.

Which was agreed to.

Various communications were ordered filed with the Secretary.

A communication from the State Federation of Labor was read.

Mr. Zim moved that the communication be spread upon the Journal.

Mr. Wells moved as a substitute that the communication be filed with the Secretary.

Upon which a yea and nay vote was demanded.

Thereupon the roll was called and the vote was as follows:

Yeas—Senators Adkins, Brown, Carney, Davis, Finlayson, Himes, Hudson, Johnson, L'Engle, Lindsey, Stringer, Stokes, Watson, Wells, Wilson—15.

Nays—Mr. President, Senators Blicht, Calkins, Cone, Conrad, Igou, Malone, McCreary, McGeachy, McLeod, Wall, Zim—12.

I change my vote from Nay to Yea for the purpose of moving to reconsider.

JOHN P. STOKES.

Mr. Stokes moved that the Senate do reconsider the vote by which the substitute motion was adopted.

Which went over under the rule.

Mr. Lindsey moved that the Senate do now adjourn.

Which was agreed to.

Thereupon the Senate stood adjourned until 9 o'clock Thursday morning, May 8, 1913.

### Thursday, May 8, 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, Blicht, Brown, Carney, Conrad, Cooper, Culpepper, Davis, Donegan, Finlayson, Himes, Hudson, Igou, Johnson, L'Engle, Lindsey, Malone, McCreary, McGeachy, McLeod, Roddenbery, Stringer, Stokes, Wall, Watson, Wells, Wilson, Zim—29.

A quorum present.

Prayer by the Chaplain.

The reading of the Journal was dispensed with.

The Journal of May 7 was corrected.

The Journal of May 7 was approved as corrected.

The following corrections in the titles of bills passed at yesterday's session were ordered made, to wit:

Senate Bill No. 69 passed Senate to read "Committee Substitute for Senate Bill No. 69."

In title to Substitute for Senate Bill No. 69 make word "signs" in line 3 to read, "signboards," and in line 5, after the word "intersections" add "and for due maintenance of such signboards."

In title of Senate Bill No. 93, change the word "of" to "or" after "bodies" in line 6, and in line 28 change "the" to "this" before "State."

In title of Senate Bill No. 92 strike out in lines 9, 10 and 11 from "to provide" down to "Florida"—both inclusive.

And that whenever the titles of the above-mentioned bills appear in Journals prior to this date, the same are hereby corrected to read as above.