

Mr. MacWilliams moved that the Senate do now adjourn.

Which was agreed to.

Thereupon the Senate stood adjourned to 10:30 o'clock A. M., Thursday, May 29, 1919.

**Thursday, May 29, 1919**

The Senate met at 10:30 o'clock A. M., pursuant to adjournment.

The President in the chair.

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

Mr. President, Senators Anderson, Andrews, Baker, Bradshaw, Butler, Carlton, Cash, Crawford, Crosby, Eaton, Hughlett, Hulley, Igon, Johnson, King, Lowry, MacWilliams, Malone, Mathis, McLeod, Moore, Oliver, Plympton, Roland, Rowe, Russell, Singletary, Stokes, Turnbull, Turner, Wilson—32.

A quorum present.

Prayer by the Chaplain.

The reading of the Journal was dispensed with.

The Journal of May 28 was corrected and approved as corrected.

#### REPORTS OF COMMITTEES.

Mr. Cash, Chairman of the Committee on Education, submitted the following report:

Senate Chamber,  
Tallahassee, Fla., May 28, 1919.

*Hon. James E. Calkins,*  
*President of the Senate.*

*Sir:*

Your Committee on Education, to whom was referred—  
House Concurrent Resolution No. 26:

A concurrent resolution disapproving certain histories for use in public schools and public libraries of this State.

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

Very respectfully,

W. T. CASH,  
Chairman of Committee.

And House Concurrent Resolution No. 26, contained in the above report, was placed on the Calendar of Bills and Resolutions on Second Reading.

Mr. Cash, Chairman of the Committee on Education, submitted the following report:

Senate Chamber,  
Tallahassee, Fla., May 28, 1919.

*Hon. James E. Calkins,*  
*President of the Senate.*

*Sir:*

Your Committee on Education, to whom was referred—

Senate Bill No. 381:

A bill to be entitled An Act to establish a State School for Delinquent Negro Girls, to provide for its management and maintenance, and making an appropriation therefor.

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

Very respectfully,

W. T. CASH,

Chairman of Committee.

And Senate Bill No. 381, contained in the above report, was placed on the table under the rule.

Mr. Cash, Chairman of the Committee on Education, submitted the following report:

Senate Chamber,  
Tallahassee, Fla., May 28, 1919.

*Hon. James E. Calkins,*  
*President of the Senate.*

*Sir:*

Your Committee on Education, to whom was referred—

House Bill No. 570:

A bill to be entitled An Act to amend Section 4 of Chapter 7373, Laws of Florida, the same being entitled An Act to amend Chapter 6540, Acts of 1913, the same being entitled An Act to enable normal school and college graduates to teach and acquire certificates in this State.

Have had the same under consideration, and recom-

mend that it do pass with the following amendment, to-wit:

In Section 1, line 9, after the word "certificate," add the following:

"Provided holder of such graduate State certificate, and who is an applicant for life State certificate, has successfully taught for a period of at least thirty-two months prior to the obtaining of graduate State certificate.

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

Very respectfully,

W. T. CASH,  
Chairman of Committee.

And House Bill No. 570, contained in the above report, was placed on the Calendar of Bills on Second Reading.

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

Senate Chamber,  
Tallahassee, Fla., May 29, 1919.

Hon. James E. Calkins,  
President of the Senate.

Sir:

Your Committee on Engrossed Bills, to whom was referred—

House Bill No. 244:

(With Senate Amendments Adopted May 28, 1919):

A bill to be entitled An Act relating to the inspection, measurement, analysis and fixing the standards of certain oils and gases sold in this State; to authorize the collection of an inspection fee and disposition thereof; to provide for the appointment of an assistant State chemist, oil inspectors, clerical help and prescribe their duties; and to define the powers and duties of State attorneys and other prosecuting attorneys and the Commissioner of Agriculture in connection herewith.

Have examined House Bill No. 244 with Senate amendments adopted and find the same correctly engrossed.

Very respectfully,

W. A. McLEOD,  
Chairman of Committee.

And House Bill No. 244, contained in the above report, was placed on the Calendar of Bills on Third Reading.

Mr. Igou, Chairman of the Committee on Public Roads and Highways, submitted the following report:

Senate Chamber,  
Tallahassee, Fla., May 29, 1919.

Hon. James E. Calkins,  
President of the Senate.

Sir:

Your Committee on Public Roads and Highways, to whom was referred—

Senate Bill No. 435:

A bill to be entitled An Act making it a misdemeanor for any conductor or engineer or other person in charge of a railroad or logging trains in this State, to cause or permit such such trains of cars or locomotives to remain across any public road or highway in this State for more than ten minutes at any time, and prescribing a penalty therefor.

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

Very respectfully,

W. M. IGOU,  
Chairman of Committee.

And Senate Bill No. 435, contained in the above report, was placed on the Calendar of Bills on Second Reading.

Mr. Cash moved to waive the rules, and that House Bill No. 20, set for special consideration at the hour of eleven o'clock, be deferred and made a special order for consideration at 4 o'clock p. m. this day.

Which was agreed to by a two-thirds vote.

And it was so ordered.

#### INTRODUCTION OF RESOLUTIONS AND CONSIDERATION OF SENATE RESOLUTIONS.

Mr. Oliver offered the following Resolution:

Senate Concurrent Resolution No. 19:

Whereas, The Convention that adopted the Constitution for the Territory of Florida was held at St. Joseph, Calhoun County, Florida, in 1838; and

Whereas, It is important to preserve in the annals of history as well as the memory of our citizenship, this historic spot; and

Whereas, the Town of St. Joseph was dissolved about the year 1845; and

Whereas, the Town of Port St. Joe has been established near the site of St. Joseph, which is likely to confuse the two places; and

Whereas, The spot where the Town of St. Joseph was originally located is fast becoming settled to such an extent as to lose sight of the historic significance of this place; and

Whereas, It is appropriate that a monument of some nature be erected at this place to commemorate this event; therefore, be it

Resolved, That the President of the Senate and the Speaker of the House of Representatives, each appoint a committee of one to locate the identical spot of this said event, and arrange for a donation of a suitable site for such monument. The committee to make report and recommendation to the Legislature of 1921.

Which was read the first time.

Mr. Oliver moved that the rules be waived and Senate Concurrent Resolution No. 19 be read a second time.

Which was agreed to by a two-thirds vote.

And Senate Concurrent Resolution No. 19 was read the second time.

Mr. Oliver moved the adoption of Senate Concurrent Resolution No. 19.

Which was agreed to.

And said resolution was adopted.

Mr. Oliver moved that the rules be waived and that Senate Concurrent Resolution No. 19 be immediately certified to the House of Representatives.

Which was agreed to by a two-thirds vote.

And it was so ordered.

#### REPORT OF JOINT COMMITTEE ON ENROLLED BILLS.

M. Eaton, Chairman of the Joint Committee on Enrolled Bills on the part of the Senate, submitted the following report:

Senate Chamber,  
Tallahassee, Fla., May 29, 1919.

*Hon. James E. Calkins,*  
*President of the Senate.*

*Sir:*

The Joint Committee to whom was referred—

(House Bill No. 399):

An Act for the relief of H. J. Brett, C. D. Meigs, L. E. Bowers, and others, sureties upon the bond of J. A. Stewart, a contractor who contracted for and undertook the construction of a bridge in Okaloosa County, Florida:

Also—

(House Bill No. 706):

An Act to legalize and validate the incorporation of the Town of Coconut Grove and declaring the same to be a municipal corporation of the State of Florida, and fixing the boundary thereof, and conferring upon the said corporation certain powers in addition to the powers conferred by the general laws of the State of Florida, and fixing the qualification of voters in said Town.

Also—

(House Bill No. 716):

An Act to authorize the Board of County Commissioners of Wakulla County, Florida, to issue and sell interest-bearing time warrants and to provide for the application of funds derived therefrom.

Also—

(House Bill No. 654):

An Act defining what are improved highways in the County of Volusia in State of Florida: making regulations for the protection of said highways; prescribing the weight of vehicles that may be used and the speed at which they may be operated on said highways; and fixing a penalty for the violation of this Act.

Also—

(House Bill No. 727):

An Act to change the name of Millville, Florida, to "Millville" and define and prescribe the boundaries thereof and to validate the incorporation thereof and to declare the same as defined and bounded to be legally incorporated municipality under the name of Millville; and to abolish the incorporation of any territory not located within the boundaries herein defined and prescribed.

Also—

(House Bill No. 747):

An Act authorizing the issuance of bonds which shall be a charge upon Special Tax School District No. 1 of Duval County, Florida, and providing for the calling of an election in Special Tax School District No. 1 of Duval County, Florida, by the Board of Public Instruction of said county, to determine whether or not said Board of Public Instruction shall issue interest bearing coupon bonds in and for said district to the amount of one hundred and fifty thousand dollars (\$150,000.00) for the purpose of acquiring, building, enlarging, furnishing or otherwise improving school buildings and school grounds within the said district of said county and to the amount of one hundred and seventy-five thousand dollars (\$175,000.00) for the purpose of paying indebtedness incurred and to be incurred for such purposes; providing for the sale of said bonds in case of the affirmative vote of the majority of the voters at said election, and requiring the County Commissioners to levy a bond tax to pay said bonds and the interest thereon; providing for the investment of the sinking fund; and providing for the validation of said bonds.

Have carefully examined the same and find them correctly enrolled.

The same having been duly signed by the Speaker and Chief Clerk of the House of Representatives, we herewith present the same for the signature of the President and Secretary of the Senate.

Very respectfully,

O. M. EATON,

Chairman of Joint Committee on the Part of the Senate.

The bills contained in the above report were duly signed by the President and Secretary of the Senate in open session and ordered referred to the Chairman of the Joint Committee on the part of the Senate to be conveyed to the Governor for his approval.

Mr. Eaton, Chairman of the Joint Committee on Enrolled Bills on the part of the Senate, submitted the following report:

Senate Chamber,  
Tallahassee, Fla., May 29, 1919.

*Hon. James E. Calkins,*  
*President of the Senate.*

*Sir:*

The Joint Committee to whom was referred—  
(House Bill No. 711):  
An Act prescribing the terms of the elective officers of the City of St. Cloud, Florida.

Also—

(House Bill No. 600):

An Act prescribing the qualifications of electors in all municipal elections to be held in and for the Town of Dunedin, Pinellas County, Florida.

Have carefully examined the same and find them correctly enrolled.

The same having been duly signed by the Speaker and Chief Clerk of the House of Representatives, we herewith present the same for the signature of the President and Secretary of the Senate.

Very respectfully,

O. M. EATON,

Chairman of Joint Committee on the Part of the Senate.

The bills contained in the above report were duly signed by the President and Secretary of the Senate in open session and ordered referred to the Chairman of the Joint Committee on the part of the Senate to be conveyed to the Governor for his approval.

Mr. Eaton, Chairman of the Joint Committee on Enrolled Bills on the part of the Senate, submitted the following report:

Senate Chamber,  
Tallahassee, Fla., May 29, 1919.

*Hon. James E. Calkins,*  
*President of the Senate.*

*Sir:*

The Joint Committee, to whom was referred—  
(House Concurrent Resolution No. 28):

A Concurrent Resolution memorializing Congress relative to bill in Congress proposing the establishing of Engineering Experiment Stations in the various States.

Also—

(House Bill No. 617):

An Act authorizing and requiring the Clerks of the Circuit Courts of this State to record the certificate of discharge of the soldiers and sailors who enlisted from this State in the Army or Navy of the United States Government during the war with Germany, and providing for the payment of same by the County Commissioners of this State.

Also—

(House Bill No. 692):

An Act authorizing the Board of Public Instruction of Washington County, Florida, to issue time warrants to the amount of twenty thousand (\$20,000.00) dollars, bearing interest at the rate of six per cent per annum and maturing not more than fifteen years after date of issue, and providing for the levying of a tax to pay the interest thereon, and to provide a sinking fund for the redemption thereof and for other purposes.

Also—

(House Bill No. 81):

An Act for the relief of J. E. Peacock, County Solicitor of the Criminal Court of Record in and for Volusia County, Florida, for loss of salary and fees because of his suspension from said office.

Also—

(House Bill No. 420):

An Act to establish a reservation for the protection and propagation of and to regulate the means and methods of capturing fish in the waters of New Smyrna Inlet, Indian River, North Halifax River, Spruce, Tomoka, Bulow and Smith Creeks and the Bays and Tributary waters thereof, lying and being in the County of Volusia, State of Florida; to prohibit the use of certain nets and appliances and to provide for the seizure and summary destruction of such nets and appliances; to provide for the payment of a portion of the fines imposed for the violation of the provisions of said Act to the Sheriff of said county; to provide penalties for the violation of the provisions of said Act.

Also—

(House Bill No. 587):

An Act relating to jury lists in counties having a population of less than six thousand.

Also—

(House Bill No. 71):

An Act to authorize the County Boards of Public Instruction to acquire lands for use in farm demonstration work.

Also—

(House Bill No. 694):

An Act to make lawful the use of trawl nets in the waters of Nassau County, Florida, for the purpose of catching shrimp.

Also—

(House Bill No. 29):

An Act to prohibit the sale, concealment or disposition of any personal property by any firm, person or corporation in which the bona fide title thereof is not vested, and providing penalties for violation of same.

Have carefully examined the same and find them correctly enrolled.

The same having been duly signed by the Speaker and Chief Clerk of the House of Representatives, we herewith present the same for the signatures of the President and Secretary of the Senate.

Very respectfully,

O. M. EATON,

Chairman of Joint Committee on the Part of the Senate.

The bills and resolutions, contained in the above report, were duly signed by the President and Secretary of the Senate in open session and ordered referred to the Chairman of the Joint Committee on the part of the Senate to be conveyed to the Governor for his approval.

Mr. Eaton, Chairman of the Joint Committee on Enrolled Bills on the part of the Senate, submitted the following report:

Senate Chamber,

Tallahassee, Fla., May 29, 1919.

Hon. James E. Calkins,

President of the Senate.

Sir:

The Joint Committee to whom was referred—

(House Bill No. 728):

An Act to repeal Chapter 7519, Laws of Florida, Special Acts of 1917, the same being "An Act to fix a maximum limit on the annual compensation to be paid to the Board of County Commissioners of Liberty County,

prescribing the duties of the Clerk of said Board thereunder, and providing for the removal of County Commissioners for violation hereof."

Also—

(House Bill No. 681):

An Act to empower the City Council of the City of Fort Lauderdale, Florida, to purchase lands within or without the corporate limits of the City of Fort Lauderdale, Florida, and to improve and maintain the same for general public park purposes, with the intent to include zoological gardens, golf courses, tennis courts, baseball grounds, and other recreation purposes.

Also—

(House Bill No. 675):

An Act abolishing Vero Drainage District of St. Lucie County, Florida; providing for paying over and delivering of the Board of Supervisors of Indian River Farms Drainage District all funds, equipment and assets of said Vero Drainage District; and prescribing the purposes for which the same may be used.

Also—

(House Bill No. 667):

An Act authorizing and empowering the Board of Public Instruction of Lake County, Florida, to issue interest bearing coupon warrants for the purpose of borrowing money for the erection of school buildings, equipping same, constructing sidewalks and improving grounds of Special Tax School District No. 36, Groveland, Florida.

Also—

(House Bill No. 664):

An Act giving to the City of Fort Myers, Lee County, Florida, the right to pave, grade, curb, lay out, open, repair or otherwise permanently improve the streets of said city, and to assess two-thirds of the cost thereof against the abutting property, and giving to the city a lien for the cost of such improvements, of prior dignity to all liens except taxes, and providing for the issuance of certificates of indebtedness for such costs, and providing for their payment or collection.

Also—

(House Bill No. 540):

An Act to amend Chapter 7031, Special Laws of Florida, approved May 19, 1915, relating to the method of construction and maintaining public roads and bridges in

Jackson County, and other matters contained in said Chapter.

Also—

(House Bill No. 59):

An Act providing for the sanitation, healthfulness and cleanliness of swimming pools, public bath houses, swimming and bathing places; regulating the granting and revocation of permits therefor from the State Board of Health, providing for the inspection of such places; declaring places and things in violation of this Act to be nuisances, dangerous to health and providing for the abatement of the same; making violations of this Act misdemeanors; and providing for the punishment of the same.

Also—

(House Bill No. 699):

An Act authorizing the City Council of St. Cloud, Florida, to issue negotiable interest-bearing notes or obligations for the purpose of paying existing city indebtedness of said city.

Have carefully examined the same and find them correctly enrolled.

The same having been duly signed by the Speaker and Chief Clerk of the House of Representatives, we herewith present the same for the signatures of the President and Secretary of the Senate.

Very respectfully,

O. M. EATON,

Chairman of Joint Committee on the Part of  
the Senate.

The bills contained in the above report were duly signed by the President and Secretary of the Senate in open session and ordered referred to the Chairman of the Joint Committee on the part of the Senate to be conveyed to the Governor for his approval.

Mr. Eaton, Chairman of the Joint Committee on Enrolled Bills on the part of the Senate, submitted the following report:

Senate Chamber,  
Tallahassee, Fla., May 29, 1919.

*Hon. James E. Calkins,*  
*President of the Senate.*

*Sir:*

The Joint Committee, to whom was referred—  
(Senate Bill No. 392):

An Act providing that certain territory in Brevard County, Florida, described as follows, to-wit: Beginning in the southerly line of the Delespine Grant in Brevard County, Florida, where the same is intersected by the West line of Section twenty-four (24), Township twenty-three (23) South, Range thirty-five (35) East, thence Northeasterly along the Southerly line of said Delespine Grant to its intersection with the West shore of the Indian River, thence Easterly across said river to the East shore of said river where the same is intersected by the South line of Section sixteen (16), Township twenty-three (23) South, Range thirty-six (36) East, thence East, following the section lines to the West shore of the Atlantic Ocean, thence Southerly along the meanderings of the West Shore of the Atlantic Ocean, being also the East line of Brevard County aforesaid, to the South line of Township twenty-five (25) South, thence West along said Township line to the East line of Section thirty-three (33), Township twenty-five (25) South, Range thirty-six (36) East, thence North along the East lines of Sections thirty-three (33) and twenty-eight (28), Township twenty-five (25) South, Range thirty-six (36) East, to the Northeast corner of Section twenty-eight (28), thence West along the South line of Section twenty-one (21), Township twenty-five (25) South, Range thirty-six (36) East, to the Southwest corner of said Section twenty-one (21), thence North along the West line of Sections twenty-one (21) and sixteen (16), Township twenty-five (25) South, Range thirty-six (36) East, to the Northwest corner of said Section sixteen (16), thence West one (1) mile to the Northwest corner of Section seventeen (17), Township twenty-five (25) South, Range thirty-six (36) East, thence North two (2) miles along the West line of Sections eight (8) and five (5), Township twenty-five (25) South, Range thirty-six (36) East, to the Northwest corner of said Section five (5), thence west one (1) mile to the Northwest corner of Township twenty-five (25)

South, Range thirty-six (36) East, thence North along the Range line between Ranges thirty-five (35) and thirty-six (36) to the Northeast corner of Section thirteen (13), Township twenty-four (24) South, Range thirty-five (35) East, thence West one (1) mile to the Northwest corner of said Section thirteen (13), thence North along the Section line to the point of beginning, may be constituted into a Special Road and Bridge District under the provisions of Chapter 6208, Laws of Florida, Acts of 1911, and its amendments, and that among the roads and bridges to be constructed in said territory there may be included the re-constructing, re-surfacing or remodeling of any portion of the Dixie Highway which may be included within the boundaries of said proposed Special Road and Bridge District.

Have carefully examined the same and find it correctly enrolled.

The same having been duly signed by the Speaker and Chief Clerk of the House of Representatives, we herewith present the same for the signatures of the President and Secretary of the Senate.

Very respectfully,

O. M. EATON,

Chairman of Joint Committee on the Part of the Senate.

The bill contained in the above report was duly signed by the President and Secretary of the Senate in open session and ordered referred to the Chairman of the Joint Committee on the part of the Senate to be conveyed to the Governor for his approval.

Mr. Eaton, Chairman of the Joint Committee on Enrolled Bills on the part of the Senate, submitted the following report:

Senate Chamber,  
Tallahassee, Fla., May 29, 1919.

*Hon. James E. Calkins,*  
*President of the Senate.*

*Sir:*

The Joint Committee to whom was referred—  
(Senate Bill No. 412):

An Act authorizing Duval County, Florida, to borrow the sum of Twelve Thousand Dollars for the purpose of enforcing the provisions of Chapter 7345 of Chapter 7345 of the Laws of Florida.

Also—

(Senate Bill No. 404):

An Act for the preservation of the United States Flag and the Regimental Colors carried by the One Hundred Twenty-fourth Infantry, Second Regiment, Florida Troops in the Great World War and making appropriation therefor.

Also—

(Senate Bill No. 95):

An Act to amend Section 2887 of the General Statutes of Florida, as amended by Chapter 5625, Acts of 1907, relating to the Clerk of the Railroad Commissioners; salary; place of holding sessions; annual expenditures; how paid.

Also—

(Senate Bill No. 413):

An Act to validate, approve and confirm all of the proceedings taken from the levying of an assessment on the abutting property owners in the Town of Murray Hill, Duval County, Florida; and to validate, approve and confirm all the acts and proceedings taken by the Town Council for and on behalf of said town in connection with the levying of said assessment and to validate, approve and confirm the issuance of bonds of the par value of eight thousand dollars of the said town of Murray Hill, bearing date the . . . . day of . . . . ., bearing interest at six per cent per annum, payable semi-annually.

Have carefully examined the same and find them correctly enrolled.

The same having been duly signed by the Speaker and Chief Clerk of the House of Representatives, we herewith present the same for the signature of the President and Secretary of the Senate.

Very respectfully,

O. M. EATON,

Chairman of Joint Committee on the Part of the Senate.

The bills contained in the above report were duly signed by the President and Secretary of the Senate in open session and ordered referred to the Chairman of the Joint Committee on the part of the Senate to be conveyed to the Governor for his approval.

## INTRODUCTION OF BILLS.

By Mr. Eaton—

Senate Bill No. 461:

A bill to be entitled An Act to amend Section 2807 the General Statutes of the State of Florida of 1906, relating to grants of right-of-way through State lands to railroad and canal companies.

Which was read the first time by its title.

Mr. Eaton moved that the rules be waived and Senate Bill No. 461 be read a second time by its title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 461 was read a second time by its title only.

Mr. Eaton moved that the rules be further waived and that Senate Bill No. 461 be read a third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 461 was read a third time in full.

Upon call of the roll on the passage of the bill the vote was:

Yeas—Mr. President, Senators Anderson, Andrews, Baker, Bradshaw, Butler, Carlton, Crawford, Crosby, Eaton, Hughlett, Hulley, Igou, Johnson, King, Lowry, MacWilliams, Malone, Mathis, McLeod, Moore, Plympton, Roland, Rowe, Russell, Singletary, Stokes, Turnbull, Turner, Wilson—30.

Nays—None.

So the bill passed, title as stated.

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

By Mr. Hulley—

Senate Bill No. 462:

A bill to be entitled An Act to provide for compulsory school attendance in the State of Florida of all children between certain ages, and requiring every parent, guardian or other person having the custody, control or charge of children to send such children to school; to provide for the means of enforcement of this Act, and penalties for violations thereof.

Which was read the first time by its title and placed on Calendar of Bills on Second Reading without reference.

By Mr. Hughlett—  
Senate Bill No. 463:

A bill to be entitled An Act for the prevention of blindness.

Which was read the first time by its title.

Mr. Hughlett moved that the rules be waived and Senate Bill No. 463 be read a second time in full.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 463 was read a second time in full.

There being no amendment offered, Senate Bill No. 463 was, under the rule, placed on the Calendar of Bills on Third Reading.

By Mr. Mathis—  
Senate Bill No. 464:

A bill to be entitled An Act to prevent the introduction into and dissemination within the State of Florida of contagious and infectious diseases of honey bees; providing for the eradication of bee diseases; authorizing the State Plant Board of Florida to make rules and regulations for carrying out the provisions of this Act; prescribing a penalty for violations, and providing an appropriation for carrying out the purposes of this Act.

Which was read the first time by its title.

Mr. Mathis moved that the rules be waived and Senate Bill No. 464 be read a second time by its title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 464 was read a second time by its title only.

Mr. Mathis moved that the rules be further waived and that Senate Bill No. 464 be read a third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 464 was read a third time in full.

Upon call of the roll on the passage of the bill the vote was:

Yeas—Mr. President, Senators Anderson, Andrews, Baker, Bradshaw, Carlton, Crawford, Crosby, Eaton, Hughlett, Hulley, Igou, Johnson, King, Lowry, MacWilliams, Malone, Mathis, Moore, Oliver, Plympton, Roland, Rowe, Singletary, Stokes, Wilson—26.

Nays—None.

So the bill passed, title as stated.

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

By Mr. Moore—  
Senate Bill No. 465:

A bill to be entitled An Act amending Sections 3, 8, 10 and 11 of Chapter 7123, Acts of 1915, entitled: "An Act to provide the method and manner of working, building, constructing and maintaining public roads and bridges in Walton County, Florida, and to provide penalties for violations of this Act."

Which was read the first time by its title.

Mr. Moore moved that the rules be waived and Senate Bill No. 465 be read a second time by its title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 465 was read a second time by its title only.

Mr. Moore moved that the rules be further waived and that Senate Bill No. 465 be read a third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 465 was read a third time in full. Upon the call of the roll on the passage of the bill, the vote was:

Yeas—Mr. President, Senators Anderson, Andrews, Baker, Carlton, Crawford, Crosby, Eaton, Hughlett, Hulley, Johnson, King, Lowry, MacWilliams, Malone, Mathis, Moore, Oliver, Plympton, Roland, Singletary, Stokes, Wilson—23.

Nays—None.

So the bill passed, title as stated.

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

By Mr. Stokes—  
Senate Bill No. 466:

A bill to be entitled An Act to empower the Board of County Commissioners of Escambia County to borrow and expend money for the repair and rebuilding of the public road running from Millview in said county to Lillian Bridge; to provide for the issuance of time warrants for such moneys and the repayment thereof from the budget and tax levy for 1919.

Which was read the first time by its title.

Mr. Stokes moved that the rules be waived and Senate Bill No. 466 be read a second time by its title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 466 was read a second time by its title only.

Mr. Stokes moved that the rules be further waived and that Senate Bill No. 466 be read a third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 466 was read a third time in full.

Upon call of the roll on the passage of the bill the vote was:

Yeas—Mr. President, Senators Anderson, Baker, Bradshaw, Butler, Carlton, Crawford, Crosby, Eaton, Hughlett, Hulley, Igou, King, Lowry, MacWilliams, Malone, Mathis, Moore, Oliver, Plympton, Roland, Singletary, Stokes, Turner, Wilson—25.

Nays—None.

So the bill passed, title as stated.

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

By Mr. Hulley—  
Senate Bill No. 467:

A bill to be entitled An Act creating the Florida Purchase Centennial Commission, defining its powers and duties, and providing for the necessary expenses of said commission.

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

By Mr. Carlton—  
Senate Bill No. 468:

A bill to be entitled An Act to create county plant boards in certain counties of this State, to prescribe their powers and duties, and to authorize the assessment and collection of a tax to carry out the provisions of this Act.

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

Mr. Butler moved that 200 copies of House Bill No. 678 be printed, together with amendments thereto.

Which was agreed to.

And the secretary was instructed to have 200 copies of of said bill printed.

## CONSIDERATION OF OTHER RESOLUTIONS.

House Concurrent Resolution No. 31:

A concurrent resolution suggesting to the President and Congress of the United States that the people of Florida are in favor of an international fair celebrating the purchase of Florida.

Was taken up and read the second time.

Mr. Mathis moved that the rules be waived and that House Concurrent Resolution No. 31 be referred to Committee on Judiciary A.

Which was agreed to by a two-thirds vote.

And House Concurrent Resolution No. 31 was so committed.

House Concurrent Resolution No. 30:

A Resolution directing and requesting the Trustees of the Internal Improvement Fund to draw a warrant upon said fund for the sum of Six Thousand Dollars to procure a special train to convey the members of the House and Senate to the Everglades Drainage District.

Was taken up and read the second time.

Mr. Moore moved that further consideration of House Concurrent Resolution No. 30 be temporarily passed over.

Which was agreed to.

And said resolution was temporarily passed over.

House Concurrent Resolution No. 26:

*In re* to discontinuing the use of certain text books and histories in the public schools of Florida.

Was taken up and read the second time.

Mr. Mathis moved that House Concurrent Resolution be indefinitely postponed.

Which was agreed to.

And House Concurrent Resolution was indefinitely postponed.

And the action of the Senate was ordered to be certified to the House of Representatives.

## MESSAGES FROM THE GOVERNOR.

The following message from the Governor was read:

State of Florida,  
Executive Chamber,  
Tallahassee, May 27th, 1919.

*Hon. James E. Calkins,*  
*President of the Senate,*  
*Senate Chamber.*

*Sir:*

I have the honor to inform you that I have approved the following Acts which originated in your Honorable Body and have caused the same to be filed in the office of Secretary of State:

(Senate Bill No. 23):

An Act making an appropriation to pay the E. O. Painter Printing Company for extra volumes of Florida Supreme Court Reports, reprinted under contract of said company, with the Board of Commissioners of State Institutions.

Also—

(Senate Bill No. 24):

An Act making appropriation to pay the E. O. Painter Printing Company for freight paid by said company on certain Supreme Court Reports.

Also—

(Senate Bill No. 131):

An Act for the relief of C. F. Burgman, former County Commissioner, District No. 4, Volusia County, Florida, for the loss of compensation during his suspension from office.

Very respectfully,  
SIDNEY J. CATTS,  
Governor.

The following communication was received and read:

State of Florida  
Executive Chamber,  
Tallahassee, Fla., May 28, 1919.

*Hon. James E. Calkins,*  
*President of the Senate,*

*Sir:*

The time for the biennial session of the Legislature is fast drawing to a close and finds many of the most important matters either far back upon the Calendar or quietly slumbering in the committees.

Whatever may be said to the contrary, the State of

Florida needs two additional Assistant State Auditors and the Governor hopes that this matter will claim your careful attention at once, and that you may, by a law, create these two offices so that the heavy work of auditing may not lag two years behind as it is doing now.

Conditions from a military standpoint also should claim your careful and prolonged attention until you have put upon the Statute Books a system of laws which will give the Governor power to meet and cope with any internal disorders in the State, for we must consider the fact that the termination of the world-wide war has thrust upon the Southern States, and especially Florida, a social condition which we have never known before and which was almost undreamed of. It may be absolutely necessary to meet this condition with a sufficient force of National Guard troops to hold in obedience and check any matter of disorder which might arise between the races on account of this changed relationship.

There are other large and powerful forces of unrest in the world today, such as Bolshevism and discontent in all the affairs of men, that a settling down of trade and commercial relationship, after a period of war, will make necessary. This may superinduce an unrest, which, in some states, may almost sweep the civilization of a hundred years away. The Governor would, therefore, urge that you carefully consider the matter of a National Guard to take the place of the home guards, which companies are fast disappearing as peace returns, and give sufficient funds to equip them.

The Governor of the State of Florida has appointed as Adjutant General of this State a man who has taken a part in the late world war, and who is acquainted with military conditions, drills, evolutions, tactics, and all the intricate knowledge which goes to make up a great military department. This man, we hope, will not only reflect credit upon the military department of the State, but will be in direct touch and communication with the Chief Executive at all times. The Governor would, therefore, recommend that, in passing these military bills, you incorporate a bill changing the headquarters of the Adjutant General of the State from St. Augustine to Tallahassee.

There will be many demands made by your bills of appropriation upon the Treasury of the State, and the Governor calls attention once more to the fact that it

will be impossible to have these appropriations paid without raising the millage, and this he is loath to do. He, therefore, asks that you carefully consider the three tax matters which he has brought to your attention before, which are the income, franchise and inheritance tax, all of which would bring an increment of money into the Treasury, which will alleviate much of the doubt and fear prevalent everywhere as to whether the millage as it now exists would have to be increased.

There is another matter which the Governor desires to bring to your attention, which he hoped you would take up without his suggesting it, and this is the matter of the re-apportionment of the State, as provided for by the Constitution of the State of Florida, and although this session is held in an off-year, yet this is a continuing duty which the Chief Executive cannot understand how the Legislature can neglect, for without a re-apportionment of the State, as it now exists, some sections of our State are doubly represented while others are scarcely represented at all. There is one case in point where there is a Senator from two thinly settled counties in the western part of the State and also counterpart to this there is a Senator in a thickly settled portion of the southern part of the State who represents six of our most populous and densely settled counties. To the mind of the Governor it is a matter of astonishment that this condition is allowed to continue to exist and it will soon become such a glaring growing southern portion of the State will demand entire separation from the other sections of this State, unless common justice is meted out to them by re-apportionment.

Therefore, while the time is short, your Governor urges upon you to give careful attention to the matter of re-apportionment, and do not let this session close without passing some law, either looking to a Constitutional Convention, which will solve this matter, or some other needed legislation which will take care of the re-apportionment question. It seems to him that this is such a duty incumbent upon both branches of the Legislature that they cannot gainsay the fact that it needs their careful, painstaking and statesmanlike attention, and let us hope that each and every gentleman constituting the membership of both branches of the Legislature will so apply himself to this question of momentous and powerful import, that, when he returns to the constituency which

elected him, he can feel that they will realize that he acquitted himself with integrity, honor and credit by having passed laws which will take care of a re-apportionment of this State.

In conclusion, let us hope that this message will not be spread upon the records only, but will be read in open session, so that each and every member may know that it is an address to him, especially that part which refers to re-apportionment.

Very respectfully,  
SIDNEY J. CATTS,  
Governor.

Also—

The following message from the Governor was read and ordered to be spread upon the Journal:

State of Florida,  
Executive Chamber,  
Tallahassee, May 28th, 1919.

*Hon. James E. Calkins,*  
*President of the Senate,*  
*Senate Chamber.*

Sir:

In pursuance of the provisions of Section 28, Article III of the Constitution of Florida, I return to you herewith, without my approval, Senate Bill No. 115, which originated in the Senate:

"An Act to amend Section 1131 of the General Statutes of the State of Florida, providing for a State Board of Health tax."

My objections to this bill are as follows:

1st. The bill as passed by both branches of the Legislature does not provide sufficient revenue to meet the regular expenses of the State Board of Health, if it is to continue to operate on the same basis as it has been doing during the year 1918, and I do not deem it advisable to in any way cripple this important branch of the public service.

2nd. This Act is not clear in its terms in that it purports to levy the tax therein provided for "to create a special fund for the maintenance and support of the State Board of Health," yet by its language it is uncertain in that immediately after the language above quoted the following language appears: "Other than for

maintenance, quarantine, or maritime sanitation." This last quoted provision of the Act is broad in its terms and might so limit the use of the funds derived from the Act that it would greatly embarrass the State Board of Health in carrying on the work for which it is established.

3rd. To keep Fifty Thousand Dollars of the funds derived under this Act intact at all times to be available in case of an epidemic or an emergency would only leave, according to the total assessment valuation of the State, the sum of approximately Forty Thousand Dollars per year for the maintenance and support of the work of the Board of Health, which I do not deem is sufficient to adequately carry on the work of this Board.

Very respectfully,

SIDNEY J. CATTS,  
Governor.

Pending the question being put upon the passage of the bill, the Governor's objections to the contrary notwithstanding—

Mr. Johnson moved that the further consideration of the Governor's objections to the bill be informally passed over and that it be placed among the continuing orders of the day.

Which was agreed to by a two-thirds vote.

And the bill, with the Governor's veto, was placed on the Calendar among the orders of the day as ordered.

#### MESSAGES FROM THE HOUSE OF REPRESENTATIVES.

The following message from the House of Representatives was read:

House of Representatives,  
Tallahassee, Fla., May 28, 1919.

Hon. James E. Calkins,  
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. 105:

A bill to be entitled An Act assenting to and accepting the provisions of An Act of Congress approved July

11, A. D. 1916, and all amendments thereto, the same being entitled: "An Act to provide that the United States shall aid the States in the construction of rural post roads and for other purposes," and providing for the levy of a tax on all taxable property in this State to meet the same and for the repealing of Chapter 7327, Acts of 1917, Laws of Florida, and for the carrying forward of balances of all funds created by same.

House Amendment No. 1:

"Strike out all after the enacting clause and insert the following:

Section 1. That Chapter 7328 of the Acts of the Legislature of 1917, the same being entitled "An Act to amend Chapter 6883 of the Acts of the Legislature of 1915, the same being entitled 'An Act providing for the creation of a State Road Department; providing for the appointment of the members of such department; prescribing their duties and powers; providing for the employment of a State Road Commissioner and creating a fund for the maintenance thereof,'" be and is hereby amended to read as follows:

Section 1. There is hereby created a State Road Department, consisting of seven (7) persons. The Governor shall appoint, subject to approval by the Senate, the members of such department, one from each Congressional District as now defined and limited in this State and three (3) from the State at large; Provided, that one shall be a resident of the southeast section and one from the northeast section of the Fourth Congressional District, one from the extreme western portion and one from the central or eastern section of the Third Congressional District, and in all future appointments the Governor shall distribute the appointees in a manner that shall give every section geographically the best representation. Upon this Act becoming a law the Governor shall appoint two additional members, one for a period of two years and one for a period of four years, and each successor to such appointees or either of them, shall be for a period of four years; Provided, nothing herein shall be so construed as to affect in any manner the term of office of any person heretofore appointed a member of such Department under the provisions of Chapter 6883, Acts of 1915, as amended by Chapter 7328, Acts of the Legislature of 1917, and who have qualified as members of said Department.

Sec. 2. That the State Road Department upon its organization or as soon thereafter as is found practicable shall if deemed necessary, select and employ a Manager, experienced in general business, experienced in road construction, and in the management of the work contemplated under the provisions of this Act, at a salary not to exceed Three Thousand (\$3,000.00) Dollars per annum, and at the same time may select and employ two Superintendents of Construction, who are experienced in such line of work and in handling funds, men and materials, capable of taking charge of and having the ability to perform the duties devolving upon the Road Department under the provisions of this Act and as contemplated hereby. That the compensation of such Superintendents shall be and is fixed at Twenty-four Hundred (\$2,400.00) Dollars each per annum, payable quarterly out of the funds of the State Road Department as is otherwise provided in this Act and which sums are hereby appropriated for such purpose.

Sec. 3. In case any member of the department who is appointed as a member from any Congressional District and not the State at large shall change his domicile from the Congressional District from which he was appointed, except to make his temporary residence at the capital at Tallahassee in pursuance of his duties as a member of the Road Department, the office shall become vacant and the Governor shall fill such vacancy for the unexpired term of such officer, and such appointment shall be from the same Congressional District and the same section of said district.

Sec. 4. The members of the department shall receive as compensation the sum of one (\$1.00) dollar each per annum, except the chairman, whose compensation is hereinafter fixed, but their actual reasonable expenses incurred in the performance of their official duties when approved by the department and audited and allowed by warrant drawn by the State Comptroller upon the State Treasurer.

Sec. 5. The headquarters and offices of such department shall be located at the State Capital. The members of said department shall meet on the first Tuesday in the month of July, 1919, or as soon thereafter as practicable, at their office in Tallahassee, and elect from their membership a chairman who shall serve for a

period of two (2) years, provided that if his term of office shall expire or he be removed for cause or resign prior to that time, a successor shall be selected to fill out the unexpired term and he shall be the executive and presiding officer of said department. The members of said Road Department shall every two years thereafter elect a chairman, who shall be their executive officer in the manner hereinabove provided for. They shall adopt and use a common seal and keep full and correct minutes which shall be open to public inspection, and have power to adopt rules and regulations for the government of their proceedings and for the transaction of the business of the department. They shall meet at the office of the department at such regular time, not less than semi-annually, as may by rule be provided, and may hold special meetings at any time upon seven days' notice when authorized by at least four members given to the other members of the department. Four members shall constitute a quorum. Notice of any meeting may be waived by the affirmative vote of any five members duly recorded. A certificate of the department signed by the chairman and attested by the secretary shall constitute sufficient evidence of the action of the department.

Sec. 6. The chairman and executive office as hereinbefore provided for shall receive a salary not to exceed Forty-two Hundred (\$4,200.00) Dollars per annum in addition to his traveling expenses incurred while on official duty away from Tallahassee, to be paid quarterly, when approved by the Department and audited and allowed by the Comptroller. Said Chairman and executive officer shall not engage in any other business or occupation requiring his personal supervision or attention, or that may be in conflict with the provisions of this Act, and shall devote his entire time or so much thereof as may be necessary, in executing the plans, duties and powers as now outlined by the Road Department or provided for by law, or hereafter provided for by the Road Department or by law, and shall have all privileges and carry out such duties as heretofore prescribed or may hereafter be directed by the Road Department. Each member of said Road Department shall enter into a bond of Ten Thousand (\$10,000.00) Dollars, except the Chairman, whose bond shall be Twenty-five Thousand (\$25,000.00) Dollars; each bond shall be subject to approval

by the Comptroller and be payable to the Governor, conditioned for the faithful performance of their duties. Each bond shall be made and signed by two responsible sureties or by a reputable bonding company authorized to do business in this State, the premiums on such sureties bonds to be paid by the Road Department as are other expenses thereof.

Sec. 7. Immediately after its organization the State Road Department shall lay out comprehensive plans for and commence the building and construction of a system of State-owned hard-surfaced highways, laying out and constructing first, as far as practicable, the through trunk lines of highways traversing the State, and all necessary bridges, and such work shall continue toward completion as rapidly as shall be found consistent with good and durable workmanship and permanent construction, and as the funds available therefor shall make possible, as is herein provided for.

Sec. 8. The said State Road Department shall have the power and authority to take over, incorporate in, and declare to be a part of the State system of highways, any highway already laid out, graded or hard-surfaced, which may in its judgment be necessary in the development or completion of such system; provided, that before so doing the State Road Department and the Board of County Commissioners of the County wherein such highway is situated, or the Board of Bond Trustees of such county or any special Road and Bridge District, shall agree on the actual value of such highway as a part of the State system at the time of so being taken over, or the value it will have in the construction of a standard road as adopted by the State Road Department, or if the two Boards cannot agree on such value, then the same shall be ascertained by arbitrators, the State Road Department selecting one arbitrator, the Board of County Commissioners or Board of Bond Trustees of such county or Special Road and Bridge District selecting the other, and the Judge of the Circuit Court in which such county is situated naming an umpire, who shall reside in and be a citizen of some other county; and the determination of such arbitrators, or any two of them, shall fix such value, and one-half of the value, as agreed upon shall constitute a credit in favor of such county or district to be paid out of a State bond issue or in such other manner as the Legislature may in the future provide; provided, nothing in

this Act shall in any way jeopardize the building program or funds necessary to meet the Federal aid fund provided for or hereafter to be provided for by the National Government at any time or in any manner.

Sec. 9. In the event that the State Road Department shall take over any road, or part of a road, or subdivision of roads, in any county or counties where bonds have been issued for the building of the said road or part of road or subdivision of roads, and shall have agreed upon a price of payment, or of refunding to said county or counties, the said county or counties shall be reimbursed for the amount agreed upon as provided for in this Act, upon the terms of the bond issue for said road, part of road or subdivision of roads, and shall refund to them in the same manner, at the same time and upon the same terms as shall have been provided for by such bond issue; provided, it shall be refunded to each county or counties in the same proportion and only in such amounts as could proportionately be paid to the counties from the funds of the Road Department for that purpose, as is specifically provided for under the provisions of this Act.

Sec. 10. That the State Road Department shall have the power, and it is hereby made its duty to lay out and establish between the various county seats of this State, not situated on one of said trunk lines of this State, routes of State-owned highways, which shall lead toward and ultimately connect with one or more of the main trunk lines of the State, and to construct such highways and all necessary bridges, or acquire such portions thereof as shall have been heretofore constructed as rapidly as may be found practicable and possible, and its funds shall permit; and acquire by purchase or otherwise, or by condemnation, prior to such construction, the rights of way or road bed of and for the same, which shall be and become the property of the State of Florida, and for that purpose the said State Road Department shall have the right of eminent domain and may condemn the said rights of way or road bed or toll bridge as is now provided for by law for securing rights of way or road bed for public roads by Boards of County Commissioners, and the right of way of all highways laid out or constructed or taken over by said department, now or hereafter the property of any of the counties is hereby declared to be the property of the State.

Sec. 11. The hard-surfaced highways and bridges con-

structed by the State Road Department shall be laid out and constructed along the most available and direct routes; the ultimate purpose shall be to connect every county seat in the State with one or more through trunk lines as may be found necessary and feasible; said trunk line roads shall be adequately graded, and shall be hard-surfaced with some durable, established and approved hard-surfacing material, selected by the State Road Department and of proven worth and stability, and so laid out, graded and hard-surfaced as to best insure in the judgment of said State Road Department, a permanent, durable and adequate highway; and after such construction, or after taking over a highway already constructed, as above provided for, the same shall be kept and maintained in a state of good repair at all times by said State Road Department at no cost to the respective counties, as is provided for under the provisions of this Act.

Sec. 12. The terms "road" and "roads" as used in this Act shall be construed to mean and include all highways for public travel, including means of crossing streams by way of bridges or ferries, under the jurisdiction or control of the several Boards of County Commissioners in the several counties of this State, or upon which they may expend any public money or cause any work to be done, or any roads that may by this or any other Act be placed under the supervision and control of the State Road Department, or any highway or bridge for public travel within the boundaries of any proposed or existing special road and bridge district.

Sec. 13. It shall be the duty of said Department to employ, subject to removal by them, a competent person, who shall be known as the State Highway Engineer, who shall be a competent and efficient engineer and well versed in the building of good roads, whose salary shall be Three Thousand (\$3,000.00) Dollars per annum. Said Department may also employ one or more assistants to the State Highway Engineer, whose salaries shall not exceed Two Thousand (\$2,000.00) Dollars each per annum, to be fixed by said State Road Department, and shall also appoint a Secretary at a salary not exceeding Twenty-four Hundred (\$2,400.00) Dollars per annum, and shall employ such legal counsel as may from time to time be necessary; Provided that the compensation of such counsel shall not exceed in any one calendar year the

salary of the Attorney General of the State of Florida. Said Department shall also employ such other help as may be necessary from time to time and fix the compensation paid to such persons, employees, laborers and agents, and a scale of wages or compensation to be fixed by said Department shall not exceed a reasonable wage for such services rendered, nor be at a greater rate than is paid for like services in other departments of the State work. All expenditures of the Department shall be made upon vouchers issued by the Secretary of the Department and countersigned by the Chairman, and paid by warrants issued by the State Comptroller upon the State Treasurer.

Sec. 14. That said State Road Department, shall purchase all materials required to be used under the provisions of this Act, including machinery, equipment, utensils, tools, live stock, engineering supplies, food and clothing, supplies and other necessities for the care and maintenance of the State prisoners, and such other materials, supplies and properties found necessary in carrying out the provisions of this Act. That said State Road Department shall advertise and give due notice, asking for sealed bids for materials and supplies and properties herein more particularly described and provided for, in such manner and form as the said Department may determine upon from time to time, to the end that competition may be invited by sealed bids for the furnishing of all materials and supplies found necessary in carrying out the provisions of this Act; Provided it shall not be necessary to advertise for bid where amounts are less than Five Hundred (\$500.00) Dollars. All expenditures of every kind and description whatsoever of the funds of the Department shall be made upon vouchers issued by the Secretary of the Department and countersigned by the Chairman and paid by warrants issued by the Comptroller upon the State Treasurer.

Sec. 15. It shall be the duty of the Department to collect data and information as to all roads in the State and where practicable have maps and plats thereof made; to investigate and collect data and information as to the best methods and materials for road building and repair; to investigate and gather information as to suitable material for road building and repairing in the different localities in this State; to compile all such data and in-

formation; to furnish the same free to the County Commissioners of the several counties of this State and to the citizens of this State; to enter into contracts for and to make such rules and regulations as may be necessary for the construction and maintenance of such highways and bridges as may by law or by resolution of any Board of County Commissioners or Bond Trustees be placed under its supervision and control, together with all powers for the exercise of the right of eminent domain; and it shall be the duty of the State Road Department to prepare plans and specifications for such proposed work, other than maintenance work of a regular or routine nature, and to advertise for bids on same at least once a week for two consecutive weeks in some newspaper having general circulation in the county where the proposed work is located; and the State Road Department may, at its discretion, award the proposed work to the lowest responsible bidder, or it may reject all bids and proceed to perform the work with convict labor or free labor, and may purchase such supplies and equipment as may be necessary for the efficient and economical prosecution of the work as hereinbefore provided.

Sec. 16. That a State Highway System shall be defined as a trunk line roadway owned or to be owned and maintained by the State as provided in this Act; provided that said system may be extended by said department to the county seats upon roads owned or to be owned by said State and maintained by said State Road Department.

That all other public highways and roads not included in said State Highway System shall be and are defined and confirmed as county roads, to be constructed and maintained by said counties.

That said State highways shall be under the State Road Department, exclusive of county control.

That said county roads shall be exclusively under the control of each county respectively.

Sec. 17. Until authorized in the future by Act of the Legislature the State Road Department shall not construct or hard-surface any road as a part of the State-owned system at a greater cost than fifteen thousand (\$15,000.00) dollars per mile, borne by State and Federal Funds. If the Board of County Commissioners or District Trustees should, in conjunction with the State

Road Department, decide it necessary or expedient in any case to construct or hard-surface a road costing more than fifteen thousand (\$15,000.00) dollars per mile, the State Road Department shall appropriate fifteen thousand (\$15,000.00) dollars or less per mile, as the State and Federal funds available shall permit, for such distance as determined on, and the Board of County Commissioners or District Trustees shall supply the additional cost, but such additional cost or money above fifteen thousand (\$15,000.00) dollars per mile, supplied by any Board of County Commissioners or District Trustees shall not be refunded or repaid to said county or district, but any portion of the cost of such work under said sum of fifteen thousand (\$15,000.00) dollars so furnished by any county or trustees shall be refunded or repaid said county or district as provided for in Section 27 of this Act: and provided, that the said sum of fifteen thousand (\$15,000.00) dollars per mile shall not be held to include bridges of more than fifty feet in length.

Sec. 18. All books, papers, bills, moneys and accounts shall be subject to inspection of the State Auditor and it is hereby provided that said Auditor shall audit the accounts of said department at least annually and report the same to the Governor, which reports shall be submitted to the Legislature at each regular session.

Sec. 19. It shall be unlawful for the State Road Department, or any member thereof, or any employe of the Road Department, or company, corporation or firm in which the members, or any member or employe is in any way financially interested in, to bid on or enter into or be in any way interested in any contract for the working or building of any of the roads or highways of the State or any county of the State, or for the construction or building of any bridge, building or house, or for the performance of any other work in which said Road Department may be concerned, or for the furnishing of any materials or supplies of any kind whatsoever to be used in the work of the State or any county of the State, and any person upon conviction thereof shall be fined, punished by a fine not exceeding five hundred (\$500.00) dollars, or by imprisonment not exceeding twelve (12) months and removal from office by the Governor.

Sec. 20. It shall be the duty of the Attorney General

of the State of Florida to act as the legal adviser of the State Road Department; provided, however, that in the event of legal assistance being necessary which the Attorney General cannot conveniently promptly provide, said Department is hereby authorized to employ such legal counsel as it may deem necessary in the premises, the compensation for which shall not be in excess of the amount specified in this Act.

Sec. 21. That the State Road Department be and is hereby authorized to accept the provisions of the laws of Florida relating to the taking over and working of the State prisoners as a State convict road force and otherwise, and to conform to the provisions of said laws in relation to the care and maintenance and the furnishing of supplies and provisions, and in handling the State prisoners as is therein provided; subject, however, to the supervision and control of the Commissioner of Agriculture and the Board of State Institutions as is provided by law.

Sec. 22. That the Legislature of the State of Florida, in behalf of and for said State, does hereby give its assent to the provisions and requirements of a certain Act of Congress of the United States, approved July 11, A. D. 1916, and all amendments thereto, the same being entitled "An Act to provide that the United States shall aid the States in the construction of rural post roads, and for other purposes," and that the State Road Department of the State of Florida, being clothed with certain duties and powers affecting public roads in this State, be and is hereby authorized and empowered to receive the grants of money appropriated under the said Act of Congress and all amendments thereto, and apply the same to the public roads and bridges in this State in accordance with the terms and conditions expressed in the said Act of Congress and all amendments thereto.

Sec. 23. That for the purpose of the construction of roads in this State, as provided for in the said Act of Congress and amendments thereto, assent to which is hereby given, and that the said State of Florida may receive from the Federal Government such sums of money as are now or may hereafter be annually apportioned to this State as provided in the said Act of Congress and all amendments thereto, and to provide equipment and labor and meet any expense incident to such work as is

provided for in said Act of Congress and amendments thereto, a special levy of two (2) mills on each dollar of taxable property within the State of Florida for the year 1919 and the year 1920 is hereby levied, said special tax to be assessed and collected as other taxes are assessed and collected and remitted to the State Treasurer.

Sec. 24. That the whole amount of taxes paid in to the State Treasurer under the provisions of this Act be and are hereby appropriated as provided in Section 24 hereof. Said tax shall be paid out only on warrants drawn by the State Comptroller in payment of vouchers or bills duly approved by the State Road Department of said State of Florida, countersigned by the Chairman and Secretary of said Department.

Sec. 25. Should there be any funds remaining after the Federal apportionments for each year referred to herein have been met, the said funds shall be used in the discretion of the State Road Department for the construction or maintenance of roads under the supervision of said Department, said funds to be paid out in the same manner as is provided for in this Act.

Sec. 26. In all cases where any county or district in this State shall have heretofore voted to issue the bonds of such county or district for the purpose of constructing or hard-surfacing any road through or in such county or district, or has otherwise been authorized or empowered to make such issue of bonds, and the State Road Department shall, before the funds so authorized to be raised shall have been used in such work, declare the road or roads intended to be constructed or hard-surfaced by the use of such funds or the proceeds of said bonds a State road under this Act, and shall take the same over as such, or shall lay out and establish a State road in or through said county or district along the same route as to direction and objectives, then it shall be the duty of the Board of County Commissioners of such county or the Trustees of any such District to use and devote the monies so raised for the construction or hard-surfacing of said road, through and by the State Road Department, to the construction or hard-surfacing of the road in said county or district so taken over or laid out in said county or district by the State Road Department, the same to be expended by said Department in such work, under rules and regulations as the Department may prescribe, together with the State and Federal funds applicable

thereto, which shall not be less than amount so contributed or furnished by said county or district; provided, in any case where such bonds have been voted or said funds or bonds otherwise provided, as applicable to the roads of an entire county or district, without specifying the amount of such fund apportioned to any particular road therein, and any of the roads or a portion thereof shall be so taken over by the State Road Department as above set out, then and in such case the appropriate portion or amount of the entire fund shall be apportioned to the road or part of road so taken over, according to mileage, as the mileage of the roads so taken over shall bear in proportion to the mileage of the roads in the entire county or district for the construction or hard-surfacing of which the said bonds were voted or otherwise authorized or said funds raised, and the amounts thus ascertained shall be expended by the Board of County Commissioners of such county or the Trustees of such district on the road or part of road so taken over by and through the State Road Department, and repaid to such county or district, as provided for in this section; and in any case the bonds so voted or otherwise authorized shall not have been sold, it shall be the duty of said Board of County Commissioners or Trustees, as the case may be, to make sale of the same at the earliest practical moment and apply the funds as above set out, and all monies of any county or district furnished or supplied the State Road Department under the foregoing provisions shall be used exclusively in the county or district so furnishing the same, and on the roads for which such funds were, respectively, voted, raised, or otherwise provided, as aforesaid, and shall constitute a debt by the said State Road Department to and in favor of such county or district, and shall be repaid as is herein provided for or as shall hereafter be provided by law; and any county or district in this State which may hereafter raise money by the sale of bonds or otherwise for the purpose of constructing or hard-surfacing any road in such county or district as above referred to in this Section, which any such county or district is hereby authorized to do, the monies so raised may be loaned by such county or district to the State Road Department, to be used by it in the construction of hard-surfacing any such road, as aforesaid, and the amount thereof shall constitute a debt by said Department to and in favor of such county or district, and re-

paid as above set out; the debt in each of the cases above provided for to be evidenced by certificates of indebtedness in like manner, as far as practical, as in cases where roads already or partly constructed or hard-surfaced are taken over by said Department under the terms of this Act.

Sec. 27. The State Road Department shall report to the Governor, not later than thirty days before the meeting of each session of the Legislature, such changes in the laws as the department may agree upon as being expedient to secure the best results in road construction and repair work; and the department shall also file with the Governor, not later than thirty days prior to such meeting of each session of the Legislature, a report covering the operation of the department for the preceding two fiscal years.

Sec. 28. All funds and all road building equipment and supplies that have heretofore been or may in the future be apportioned by the Congress of the United States to the State of Florida to aid in the building of roads shall be expended and used under the supervision of the State Road Department.

Sec. 29. That all laws and parts of laws in conflict with the provisions hereof, including Chapter 7327, Acts of 1917, Laws of Florida, be and the same are hereby repealed; provided, that all balances of funds on hand July 1, A. D. 1919, derived from and under the authority of said Chapter 7327 shall be carried forward to the credit of the fund provided for in Section 24 of this Act. In the event any section or provision of this Act shall be held to be invalid by a court of competent jurisdiction, such decision shall in no wise affect the validity of the remaining sections and provisions of this Act.

Sec. 30. The provisions of this Act shall become operative immediately upon its becoming a law.

Also refused to concur in Amendment No. 2:

Strike out the title and insert in lieu thereof the following:

A bill to be entitled An Act to amend Chapter 7328 of the Acts of the Legislature of 1917, the same being entitled "An Act to amend Chapter 6883 of the Acts of the Legislature of 1915, the same being entitled 'An Act providing for the creation of the State Road Department;

providing for the appointment of the members of such department; prescribing their duties and powers; providing for the employment of a State Road Commissioner, and creating a fund for the maintenance thereof;" providing for the selection of a Chairman and his compensation; providing for the employment of a Secretary and his compensation; providing for the employment of a Manager and two Superintendents and their compensation; providing for a State Highway Engineer and other employees; creating and providing for State owned highways, and the acquisition of highways already constructed; providing for loans of funds by the Boards of County Commissioners and District Trustees to the State Road Department, and for using, by and through the said department, certain funds heretofore voted or raised by the counties or districts on the roads for which such funds were voted or raised, and providing for certain sums to be refunded or repaid such counties or districts on account of the use of such funds by the State Road Department; prohibiting certain transactions; providing penalty for violation of certain provisions of this Act; assenting to and accepting the provisions of An Act of Congress approved July 11, A. D. 1916, and all amendments thereto, the same being entitled: "An Act to provide that the United States shall aid the States in the construction of rural post roads, and for other purposes," and providing for the levy of a 2-mill tax on all taxable property in this State to meet the same.

And respectfully requests the concurrence of the Senate thereto.

Very respectfully,

J. G. KELLUM,

Chief Clerk, House of Representatives.

And Senate Bill No. 105, together with the amendments of the House of Representatives, as contained in the foregoing message was placed before the Senate.

Mr. Igou moved that the Senate do not concur in House Amendment No. 1 to Senate Bill No. 105, as contained in the foregoing message.

Upon which a yea and nay vote was demanded.

The roll was called and the vote was:

Yeas—Mr. President, Senators Anderson, Baker, Bradshaw, Butler, Carlton, Crawford, Crosby, Eaton, Hugglett, Hulley, Igou, Johnson, Lowry, MacWilliams, Malone,

Mathis, McLeod, Moore, Plympton, Roland, Rowe, Russell, Singletary, Stokes, Turnbull, Turner, Wilson—28.

Nays—None.

And the Senate refused to concur in said House amendment No. 1 to Senate Bill No. 105.

House Amendment No. 2 to Senate Bill No. 105, as contained in the foregoing message, was placed before the Senate.

Mr. Igou moved that the Senate do not concur in said Amendment No. 2 to Senate Bill No. 105.

Which was agreed to.

And the Senate refused to concur in said amendment.

And the action of the Senate was ordered to be certified to the House of Representatives.

#### ORDERS OF THE DAY.

House Bill No. 666 was taken up in its order and the consideration of the same was temporarily passed over.

House Bill No. 83 was taken up in its order and the consideration of the same was temporarily passed over.

#### UNFINISHED BUSINESS.

#### MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

The following message from the House of Representatives, which had been informally passed over yesterday, was read:

House of Representatives,  
Tallahassee, Fla., May 28, 1919.

Hon. James E. Calkins,  
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—

A bill to be entitled An Act to authorize the Trustees of the Internal Improvement Fund of the State of Florida to sell and convey the swamp and overflowed lands

in this State held by them, and to provide for the disposition of the proceeds of such sales of said lands.

Which amendments are as follows:

Strike out all after the enacting clause and insert in lieu thereof the following:

Section 1. That the Trustees of the Internal Improvement Fund are hereby authorized and directed to fix a reasonable and fair price on any and all lands in the State of Florida, which at this time, or may hereafter, be added to said Fund; Provided, that no lands belonging to the said Fund shall be placed on the market at any time until it has become suitable for cultivation and improvement.

Sec. 2. That the Trustees of the Internal Improvement Fund are authorized to accept cash payment for such lands or, if in their judgment it is deemed proper, they may sell the same on term notes, but when any such sales are made on deferred payments, the Trustees shall take mortgage to secure the same and the said lands shall be placed immediately on the tax books; Provided, that when tracts of not more than twenty acres are sold, the Trustees may sell the same on contract calling for deed, when payments shall have been completed, and providing for forfeiture of said contract upon failure to make payment, and provided that when any lands are sold on term notes, either by contract or mortgage, a reasonable cash payment of not less than ten per cent (10%) of the purchase price shall be made thereon, and all deferred payments shall be made in equal installments which shall become due and payable at not great intervals than one year, and none of which shall run for a period of more than twenty years, and shall bear interest at the rate of six per cent (6%) per annum, payable annually.

Sec. 3. The Trustees of the Internal Improvement Fund shall give first privilege of purchase of any lands to persons actually residing on said lands, or who have made improvements upon the same.

Sec. 4. That the Trustees of the Internal Improvement Fund may sell lands in larger quantities and to others than are herein specified when it shall be actually necessary to do so for the purpose of securing funds to pay drainage taxes upon the lands of Trustees, and for no other purpose, and in no greater quantity than is actually necessary, and in such event the said Trustees shall be held to secure the highest possible market price

Sec. 5. That fifty per cent of the proceeds from the sale of any and all lands sold under the provisions of this Act shall be promptly paid by the Trustees of the Internal Improvement Fund into the hands of the State Treasurer, to be by him placed to the credit of the principal of the State School Fund.

Sec. 6. All laws and parts of laws in conflict with this Act be, and the same are, hereby repealed.

Sec. 7. This Act shall take effect upon its passage and approval by the Governor, or upon becoming a law without such approval.

And respectfully requests the concurrence of the House of Representatives thereto.

And respectfully requests the concurrence of the Senate thereto.

Very respectfully,

J. G. KELLUM,

Chief Clerk, House of Representatives.

And Senate Bill No. 11, together with the amendment of the House of Representatives, contained in the foregoing message was again placed before the Senate.

Mr. Singletary moved that the Senate do not concur in the House Amendment to Senate Bill No. 11, as contained in the foregoing message from the House of Representatives.

Which was agreed to.

And the Senate refused to concur in the said amendment, and the action of the Senate was ordered to be certified to the House of Representatives.

#### BILLS AND JOINT RESOLUTIONS ON THIRD READING.

Senate Joint Resolution No. 3-A was taken up in its order, and the consideration of the same was temporarily passed over.

Senate Bill No. 103 was taken up in its order, and the consideration of the same was temporarily passed over.

Senate Bill No. 215 was taken up in its order, and the consideration of the same was temporarily passed over.

Senate Bill No. 137:

A bill to be entitled An Act amending Sections 1470, 1471 and 1474 of the General Statutes of Florida, 1906,

affecting the trial of civil and criminal causes where the trial judge is disqualified or a change of venue necessary.

Was taken up and read the third time in full.

Upon the passage of Senate Bill No. 137, the vote was:

Yeas—Mr. President, Senators Anderson, Baker, Bradshaw, Butler, Carlton, Crawford, Crosby, Eaton, Hughlett, Hulley, Johnson, MacWilliams, Malone, McLeod, Moore, Oliver, Plympton, Roland, Russell, Singletary, Turner, Wilson—23.

Nays—Senators Rowe, Stokes Turnbull—3.

So the bill passed, title as stated.

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

Senate Bill No. 271:

A bill to be entitled An Act authorizing County Boards of Public Instruction to purchase school books, sell, rent, or furnish them free to pupils; to require publishers to file sample copies of all high school books to be sold in the State with the State Superintendent of Public Instruction and County Boards of Public Instruction; to require publishers to sell school books in this State at the lowest net wholesale price given anywhere in the United States; to require publishers to give bond to the State; to provide rules and regulations for enforcing and punishment and penalties for the violation of this Act; and for other purposes.

Was taken up and read the third time in full.

Upon the passage of Senate Bill No. 271 the vote was:

Yeas—Mr. President, Senators Anderson, Baker, Bradshaw, Carlton, Cash, Crawford, Crosby, Eaton, Hughlett, Igou, MacWilliams, Malone, Moore, Oliver, Plympton, Roland, Rowe, Russell, Singletary, Stokes, Turner, Wilson—23.

Nays—Senators Johnson, Turnbull—2.

So the bill passed, title as stated.

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

Senate Bill No. 248:

A bill to be entitled "An Act relating to the marking and branding of cattle and the marking of hogs and to recording of marks and brands and the transfer and sale of hogs and cattle and the execution and delivery of bills of sale conveying and selling hogs and cattle or

either and recording the same, and providing that Sections 3108, 3109 and 3110 of the General Statutes shall not be applicable to hogs and cattle and providing a penalty for violation of the provisions of this Act."

Was taken up and read the third time in full.

Pending the consideration of the bill—

Mr. Cash moved to waive the rules, and that the further consideration of the bill be informally passed over.

Which was unanimously agreed to.

House Bill No. 151:

A bill to be entitled An Act to amend Section 1 of Chapter 7294 of the Acts of 1917 of the Laws of Florida, being An Act creating a State Fire Insurance Fund, and authorizing the Board of Commissioners of State Institutions to insure all property of the State in such fund, and directing the State Treasurer to keep a record of all matters necessary for carrying out the provisions of this bill.

Was taken up and read the third time in full, with Senate amendment thereto.

Upon the passage of House Bill No. 151 as amended, the vote was:

Yeas—Mr. President, Senators Anderson, Baker, Carlton, Cash, Crawford, Crosby, Eaton, Hughlett, Hulley, Igou, Johnson, King, Lowry, MacWilliams, Malone, Mathis, McLeod, Moore, Roland, Rowe, Russell, Stokes, Turnbull, Turner, Wilson—26.

Nays—Senator Bradshaw—1.

So the bill passed as amended, title as stated.

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

Senate Bill No. 228:

A bill to be entitled An Act creating and providing for the organization and management of a State Farm Colony for Epileptic and Feeble-Minded and to make an appropriation therefor.

Was taken up and read the third time in full.

Upon the passage of Senate Bill No. 228 the vote was:

Yeas—Mr. President, Senators Anderson, Baker, Bradshaw, Butler, Carlton, Crawford, Crosby, Hughlett, Hulley, Igou, Johnson, King, Lowry, Malone, Moore, Plympton, Roland, Rowe, Russell, Stokes, Turner, Wilson—23.

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. 346:

A bill to be entitled An Act establishing a State Library, providing for a State Librarian and a Board of Trustees for the State Library, prescribing the duties, powers and responsibilities of said Librarian and Board of Trustees, and providing an appropriation for carrying out the provisions of this Act.

Was taken up and read the third time in full.

Upon the passage of Senate Bill No. 346 the vote was:

Yeas—Mr. President, Senators Anderson, Cash, Crawford, Crosby, Hughlett, Hulley, Igou, Johnson, King, Lowry, Malone, Oliver, Turnbull—14.

Nays—Senators Andrews, Baker, Bradshaw, Eaton, MacWilliams, Mathis, Moore, Plympton, Rowe, Russell, Singletary, Turner, Wilson—13.

So the bill passed, title as stated.

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

#### BILLS ON THIRD READING.

Mr. MacWilliams moved to waive the rules and to recommit Senate Bill No. 363 to Committee on Claims. Which was agreed to by a two-thirds vote.

And the bill was referred to said committee.

House Bill No. 191:

A bill to be entitled An Act amending Section 2481 of the General Statutes of the State of Florida, providing for acknowledgments and proofs of execution of instruments to be made in foreign countries and validating certain acknowledgments and proofs of the same heretofore had and taken in foreign countries.

Was taken up and read the third time in full.

Upon the passage of House Bill No. 191 as amended by the Senate, the vote was:

Yeas—Mr. President, Senators Anderson, Andrews, Baker, Bradshaw, Butler, Carlton, Cash, Crawford, Eaton, Hughlett, Hulley, Igou, Johnson, King, Lowry, MacWilliams, Malone, Mathis, McLeod, Moore, Oliver, Plympton, Roland, Rowe, Singletary, Stokes, Turner, Wilson—29.

Nays—None.

So the bill passed as amended, title as stated.

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

By consent—

Mr. Baker introduced—

Senate Bill No. 469:

A bill to be entitled An Act relating to the creating, organization and maintenance of stump and land clearing districts in Clay County for the purpose of clearing and stumping land or lands, not now fitted for agricultural purposes, for sanitary and agricultural purposes, or when the same may be conducive to the public health, convenience or welfare, or for public utility or benefit by clearing or stumping or otherwise; to define the privileges, powers, duties and liabilities of such stump and land clearing districts, the officers and agents thereof; to provide for the levying of taxes upon the property in said clearing district or districts; authorizing the issuance of bonds by such stump and land clearing districts, and giving to said stump and land clearing districts full power to acquire such machinery, tools, lands and property as may be necessary and proper for its purpose.

Which was read the first time by its title and by consent was placed on Calendar of Senate Local Bills on Second Reading without reference.

Mr. Cash moved that House Bill No. 242 be made a special order for 4:00 o'clock p. m. Friday, May 30, and that 200 copies of said Bill be printed.

Which was agreed to.

And it was so ordered.

And House Bill No. 242 took its place on the Calendar as a special order for Friday, at 4:00 o'clock p. m.

#### CONSIDERATION OF BILLS ON SECOND READING.

Senate Bill No. 101 was taken up.

Mr. Carlton moved that the rules be waived and that Senate Bill No. 101 be recommitted to the Committee on Judiciary A for amendment.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 101 was so committed.

Senate Joint Resolution No. 73 was taken up in its order and the consideration of the same was temporarily passed over.

Senate Bill No. 79 was taken up in its order and the consideration of the same was temporarily passed over.

Senate Bill No. 288 was taken up in its order and the consideration of the same was temporarily passed over.

Senate Bill No. 262:

A bill to be entitled An Act authorizing the entry of declaratory judgments or decrees and providing for suits seeking such judgments or decrees.

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

Mr. Stokes moved that Senate Bill No. 251 be substituted for Senate Bill No. 262.

The question was put upon the adoption of Senate Bill No. 251 as a substitute for and in lieu of Senate Bill No. 262.

Which was agreed to.

And—

Senate Bill No. 251:

A bill to be entitled An Act to authorize certain courts in the State to render declaratory decrees in certain cases, and to authorize the Supreme Court to prescribe rules to carry this Act into effect.

Was adopted in lieu of Senate Bill No. 262.

Mr. Stokes moved that the rules be waived, and that Senate Bill No. 251 be read a third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 251 was read a third time in full.

Upon the call of the roll on the passage of the bill, vote was:

Yeas—Mr. President, Senators Anderson, Andrews, Baker, Bradshaw, Butler, Carlton, Cash, Crawford, Crosby, Eaton, Hughlett, Hulley, Johnson, King, Lowry, MacWilliams, Moore, Oliver, Plympton, Russell, Stokes, Turnbull, Turner, Wilson—25.

Nays—Senators Malone, Rowe—2.

So the bill passed, title as stated.

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

Mr. Turnbull moved that House Bill No. 538 be withdrawn from the Committee on Railroads and Telegraphs and be committed to Committee on Judiciary A.

Which was not agreed to.

Senate Joint Resolution No. 348:

A joint resolution proposing an amendment to Section 35 of Article V of the Constitution, relating to the establishment of courts.

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

Mr. Butler moved that the rules be waived and that Senate Joint Resolution No. 348 be read a third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Joint Resolution No. 348 was read a third time in full.

Senate Joint Resolution No. 348:

Proposing an amendment to Section 35 of Article V of the Constitution, relating to the establishment of courts. Be It Resolved by the Legislature of the State of Florida:

That the following amendment to Section 35 of Article V of the Constitution of Florida is hereby agreed to, and shall be proposed and submitted to the electors of the State for approval or rejection at the next General Election hereafter, that is to say, said Section 35 of said Article V shall be amended so as to read as follows:

Section 35. The Legislature may provide for the creation and establishment of such additional Judicial Circuits as may from time to time become necessary, and for the appointment by the Governor, and confirmation by the Senate, of additional Circuit Judges therefor, whose terms of office and general jurisdiction shall be the same as is herein provided for the Circuit Judges herein already provided for, and may clothe any Railroad Commission with judicial powers in all matters connected with the functions of their office. The Legislature may also from time to time provide for the appointment by the Governor and confirmation by the Senate of additional Circuit Judges in and for any Judicial Circuit in which such additional Circuit Judges may be deemed necessary.

The question was put upon the adoption of the resolution, and the vote was:

Yeas—Mr. President, Senators Anderson, Andrews, Baker, Bradshaw, Butler, Carlton, Cash, Crawford, Crosby, Eaton, Hughlett, Hulley, Johnson, King, Lowry, Mac-

Williams, Malone, McLeod, Moore, Oliver, Plympton, Roland, Rowe, Russell, Singletary, Stokes, Turnbull, Turner, Wilson—30.

Nays—None.

So the resolution, having received the constitutional three-fifths of all the members elected to the Senate, passed, title as stated.

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

By consent, Mr. Butler withdrew Senate Bill No. 374.

By consent, Mr. Carlton withdrew Senate Bill No. 407.

Senate Bill No. 272:

A bill to be entitled An Act fixing the status of reclaimed lands of Lake Okeechobee and in "The Everglades;" and providing for the sale thereof.

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

The committee substitute therefore with title as follows:

A bill to be entitled An Act fixing the status of lands reclaimed by the drainage works of Everglades Drainage District, and providing for the sale thereof.

Was taken up and placed before the Senate.

The committee substitute was read the first time by its title only, and the second time in full.

Mr. Hughlett offered the following amendment to Committee Substitute for Senate Bill No. 272:

In Section 3, after the words "adding value to said lands," insert the following: "That spectators and others who have settled on these reclaimed lands and made permanent improvements shall have right to purchase a reasonable acreage at a reasonable price, and if dispossessed they shall recover damages from purchasers of the aforesaid reclaimed lands."

Mr. Hughlett moved the adoption of the amendment.

Pending the consideration of the same, Mr. Hughlett on the floor speaking to the amendment—

The Senate took a recess to 3:00 o'clock p. m.

AFTERNOON SESSION—3:00 P. M.

Senate reconvened at 3:00 o'clock P. M. pursuant to recess order.

The President in the chair.

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

Yeas—Mr. President, Senators Anderson, Bradshaw, Carlton, Cash, Crawford, Crosby, Eaton, Hughlett, Hulley, Johnson, King, Lowry, MacWilliams, Malone, Mathis, Moore, Oliver, Plympton, Roland, Rowe, Russell, Singletary, Stokes, Turnbull, Turner, Wilson—27.

A quorum present.

The consideration of Senate Bill No. 272, with the Committee Substitute therefor, and the amendment of Mr. Hughlett to the proposed Committee Substitute for Senate Bill No. 272, which was pending at the recess hour, was resumed, Mr. Hughlett occupying the floor.

The following amendment by Mr. Carlton pending—

Add to Section 3 "that squatters who have settled on these reclaimed lands and make improvements hereon shall have prior right to purchase land settled upon."

Mr. Carlton moved the adoption of the amendment.

Which was agreed to.

Mr. Wilson moved that further consideration of the bills, together with the amendment to the Substitute Bill, be informally passed over.

Which was agreed to.

By consent—

Mr. Malone introduced—

Senate Bill No. 470:

A bill to be entitled An Act to protect and regulate fishing and the fishing industry of Florida; to collect revenue therefrom, and for the enforcement of its provisions.

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

Senate Bill No. 378 was taken up in its order and the consideration of the same was temporarily passed over.

## House Bill No. 347:

A bill to be entitled An Act to provide water supplies for the cities and towns of Southeast and Southwest Florida.

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

The Committee on Cities and Towns offered the following amendment to House Bill No. 347:

At the end of Section 1 insert the following: "Provided that before establishing any plant or laying any pipe line through lands owned by the State, the location of such plant or route of such proposed pipe line must be placed before the Trustees of the Internal Improvement Fund of Florida and their consent to such proposed location or route obtained, and said Trustees shall have the right and it shall be their duty to prescribe such terms and conditions as may be necessary to protect the interests of the State. Should the Trustees of the Internal Improvement Fund or the Board of Commissioners of the Everglades Drainage District at any time determine that it is necessary to construct any canal that may cross said pipe line, when constructed, the removal and replacement of such pipe line so crossed by said canal shall be made, and the cost thereof borne by the owner of said pipe line and said replacement shall be made in a manner satisfactory to said Trustees and said Board."

Mr. Malone moved the adoption of the amendment.

Which was agreed to.

The Committee on Cities and Towns offered the following amendment to House Bill No. 347:

Strike out Section 3 and insert the following: "That the manner of taking water from all canals affected by this Act, and the manner of crossing same by pipe lines, so that said canals may not be injured, and that the navigation thereof shall not be interfered with, shall be prescribed at all times by the Board of Commissioners of Everglades Drainage District, or such officer or official body as shall succeed to its duties and powers. All cities or towns desiring to avail themselves of the right and privileges conferred by this Act shall be authorized to do so for a period of not exceeding thirty years from the date of this Act becoming a law. The manner of taking the water and the amount thereof and the times at which, and the terms during which, it shall be taken from

any of the canals shall be prescribed from time to time by the said Board of Commissioners of Everglades Drainage District, or their successors."

Mr. Malone moved that the amendment be adopted.

Which was agreed to.

And House Bill No. 347, as amended, was placed on the Calendar of Bills on Third Reading.

## House Bill No. 387:

A bill to be entitled An Act designating the headquarters of the State Board of Health, and fixing the place of residence of the State Health Officer.

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

Mr. Hughlett moved that the rules be further waived and that House Bill No. 387 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. 387 was read a third time in full.

Upon call of the roll on the passage of the bill the vote was:

Yeas—Mr. President, Senators Anderson, Bradshaw, Butler, Cash, Crawford, Crosby, Eaton, Hughlett, Johnson, Lowry, Mathis, McLeod, Moore, Plympton, Roland, Russell, Turnbull, Turner—19.

Nays—Senators MacWilliams, Malone, Stokes—3.

So the Bill passed, title as stated.

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

## Senate Bill No. 393:

A bill to be entitled An Act to amend Section 150 of General Statutes of Florida, relating to the duties of the Commissioner of Agriculture.

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

Committee on Judiciary A offered the following amendment to Senate Bill No. 393:

In Section 1, line 7, strike out the words "without charge," and insert in Section 1, line 5, after the word "pamphlet" in the words "without charge."

Mr. Carlton moved the adoption of the amendment.

Which was agreed to.

And Senate Bill No. 393, together with the amendment, was ordered to be referred to the Committee on Engrossed Bills.

House Bill No. 569:

A bill to be entitled An Act to regulate the issuing of marriage license in the State of Florida and providing a penalty for the violation thereof.

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

Committee on Judiciary A offered the following amendment to House Bill No. 569:

Strike out Section 2.

Mr. Carlton moved the adoption of the amendment.

Mr. Stokes offered the following amendment to House Bill No. 569, as a substitute for committee amendment.

Strike out Section 2 and insert in lieu thereof, the following:

Section 2. That no County Judge in this State shall issue a license for the marriage of any persons unless there shall be first presented and filed with him an affidavit in writing, signed by both parties to the marriage, made and subscribed before some person authorized by law to administer an oath, reciting the true and correct ages of such parties, and unless both such parties shall be over the age of twenty-one years; Provided, that if either of such parties shall be under the age of twenty-one years, such County Judge shall not issue a license for the marriage of such party unless there shall be first presented and filed with him the written consent of the parents of such minor to such marriage, acknowledged before some officer authorized by law to take acknowledgments and administer oaths; provided, this section shall not apply in any case where both parents of such minor shall be deceased at the time of making application for such marriage license.

Mr. Stokes moved the adoption of the substitute amendment.

Which was agreed to.

Mr. Stokes moved that the rules be waived and that House Bill No. 569 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. 569 was read a third time in full.

Upon call of the roll on the passage of the bill, the vote was:

Yeas—Mr. President, Senators Anderson, Butler, Carlton, Cash, Crawford, Crosby, Eaton, Hughlett, MacWil-

liams, Malone, Moore, Plympton, Roland, Russell, Singletary, Stokes—17.

Nays—Senators Johnson, Lowry, Mathis, Turnbull, Turner, Wilson—6.

So the bill passed, title as stated.

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

Mr. Eaton moved to waive the rules and that the Senate do now take up the consideration of 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., May 29, 1919.

*Hon. James E. Calkins,*  
*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. 203:

A bill to be entitled An Act for the relief of Duncan G. McBride, former County Commissioner, District No. 3, Volusia County, Florida, for loss of compensation during his suspension from office.

Also—

Senate Bill No. 204:

A bill to be entitled An Act for the relief of W. Z. Haymans, former County Commissioner, District No. 1, Volusia County, Florida, for loss of compensation during his suspension from office.

Also—

Senate Bill No. 310:

A bill to be entitled An Act defining and fixing the territorial limits and boundaries of the Tenth Judicial Circuit of Florida; creating the Twelfth Judicial Circuit; providing for a Circuit Judge and State Attorney in the Twelfth Judicial Circuit; and providing and fixing

the time for holding the terms of the Circuit Court in said Circuit.

Also—

Senate Bill No. 353:

A bill to be entitled An Act for the relief of P. B. Bird, of Jefferson County, Florida, and providing for the refund of certain taxes paid by the said P. B. Bird to the County of Jefferson and the State of Florida, and making appropriation for said purpose.

Very respectfully,

J. G. KELLUM,

Chief Clerk, House of Representatives.

And Senate Bill No. 203, contained in the above message, was referred to the Committee on Enrolled Bills.

And Senate Bill No. 204, contained in the above message, was referred to the Committee on Enrolled Bills.

And Senate Bill No. 310, contained in the above message, was referred to the Committee on Enrolled Bills.

And Senate Bill No. 353, contained in the above message, 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 29, 119.

*Hon. James E. Calkins,*  
*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. 271:

A bill to be entitled An Act to legalize and validate all land surveys, field notes, maps and plats thereof, made in this State by or under the direction of the Chief Drainage Engineer for the Trustees of the Internal Improvement Fund; to validate and confirm the Acts of the Trustees of the Internal Improvement Fund pertaining to such surveys; and to designate the custodian for such plats, field notes and maps of survey.

And respectfully requests the concurrence of the Senate thereto.

Very respectfully,

J. G. KELLUM,

Chief Clerk, House of Representatives.

And House Bill No. 271, contained in the above message, was read the first time by its title and referred to the Committee on Drainage.

Also—

The following message from the House of Representatives was read:

House of Representatives,  
Tallahassee, Fla., May 29, 1919.

*Hon. James E. Calkins,*  
*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. 166:

A bill to be entitled An Act to amend Section 1492 of the General Statutes of Florida, as amended by Chapter 5902, Acts of 1909, of the State of Florida, relating to challenge of jurors.

Also—

House Bill No. 408:

A bill to be entitled An Act making it unlawful to place logs, cross ties, or other timbers in the canals and rivers of this State, and allowing same to remain until becoming water logged, thereby sinking, and leaving said logs, cross ties, or other timbers to remain in said canals and rivers, and providing penalties for the violation of this Act.

Also—

House Bill No. 316:

A bill to be entitled An Act providing for the appointment of inspectors of marks and brands of cattle and marks of hogs, sheep and goats; to prescribe their duties; to provide for the printing and issuance of certificates and tags of inspection; to regulate the sale of slaughtered beef cattle and hogs, sheep and goats and to provide a penalty for violation thereof and to fix the fees to be allowed inspectors in certain cases.

Also—

House Bill No. 832:

A bill to be entitled An Act to provide for the levy of taxes for the years 1919 and 1920.

And respectfully requests the concurrence of the Senate thereto.

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

And House Bill No. 166, contained in the above message, was read the first time by its title and referred to the Committee on Judiciary B.

And House Bill No. 408, contained in the above message, was read the first time by its title and was referred to the Committee on Canals.

And House Bill No. 316, contained in the above message, was read the first time by its title and was referred to the Committee on Agriculture.

And House Bill No. 832, contained in the above message was read the first time by its title.

Mr. Johnson moved to waive the rules and that House Bill No. 832 be placed on the Calendar of Bills on Second Reading without reference.

Which was agreed to by a two-thirds vote.

And it was so ordered.

Mr. Cash moved to waive the rules and take up the Special Order for the consideration at 4:00 o'clock P. M.—

House Bill No. 20 for immediate consideration.

Mr. Johnson moved as a substitute that 200 copies of the bill be printed, and that it be made a continuing order.

Which was agreed to.

And it was so ordered.

Mr. Hulley moved that 200 copies of Senate Bill No. 462 be printed and that the bill be made a continuing order of the day.

Which was agreed to.

And it was so ordered.

Mr. Russell moved to waive the rules and that the Senate do now take up Senate Bill No. 454.

Which was ont agreed to by a two-thirds vote.

Mr. Eaton moved to waive the rules and that the Senate devote the balance of the afternoon session to the consideration of local bills.

Which was agreed to by a two-thirds vote.

And the Senate took up the consideration of local bills.

#### SENATE LOCAL BILLS ON SECOND READING.

Senate Bill No. 443 was taken up in its order, and the consideration of the same was temporarily passed over.

#### HOUSE LOCAL BILLS ON THIRD READING.

House Bill No. 286 was taken up in its order, and the consideration of the same was temporarily passed over.

#### HOUSE LOCAL BILLS ON SECOND READING.

House Bill No. 74 was taken up in its order, and the consideration of the same was temporarily passed over.

House Bill No. 320 was taken up in its order, and the consideration of the same was temporarily passed over.

House Bill No. 427 was taken up in its order, and the consideration of the same was temporarily passed over.

House Bill No. 549 was taken up in its order, and the consideration of the same was temporarily passed over.

House Bill No. 611 was taken up in its order, and the consideration of the same was temporarily passed over.

House Bill No. 656 was taken up in its order, and the consideration of the same was temporarily passed over.

House Bill No. 503 was taken up in its order, and the consideration of the same was temporarily passed over.

House Bill No. 629 was taken up in its order, and the consideration of the same was temporarily passed over.

House Bill No. 646 was taken up in its order, and the consideration of the same was temporarily passed over.

House Bill No. 746 was taken up in its order, and the consideration of the same was temporarily passed over.

House Bill No. 766:

A bill to be entitled An Act relating to South Lake Worth Inlet District, and to amend Sections 5, 6, 8 and 9 of An Act entitled: "An Act to create and incorporate a Special Taxing District in Palm Beach County, Florida, to be known as South Lake Worth Inlet District, embracing all of Townships forty-four (44) and forty-five (45) South, Range forty-three (43) East, and all of Townships forty-four (44) and forty-five (45) South, Range forty-two (42) East, and to prescribe the boundaries of said District, and to provide for the government and administration of the same, and to prescribe and define the powers and purposes of said District and of the Board of Commissioners thereof, and to authorize said Board to construct an inlet in said District to connect the waters of Lake Worth with the Atlantic Ocean and all other works necessary or proper in connection therewith, and to empower said Board to levy and provide for the collection of taxes upon all the taxable property in said District for said purposes and other purposes authorized by this Act, and to authorize said Board to borrow money and to issue and sell bonds and procure money to carry out the provisions of this Act, and to prevent injury to any works constructed under this Act, and generally to create and provide the powers of such district for the construction and maintenance of an inlet in said District connecting the waters of Lake Worth with the Atlantic Ocean," approved June 5th, 1915, being Chapter 7080, Laws of Florida, and to provide for the appointment under certain circumstances of the Board of Commissioners of said District, and for other purposes relating to said District.

Was taken up.

Mr. Hughlett offered the following amendment to House Bill No. 766:

In Section 5, line 5, after the word district add the words: "South of Hypoluxo Island."

Mr. Hughlett moved the adoption of the amendment.

Which was agreed to.

Mr. Hughlett moved that the rules be waived and that House Bill No. 766, as amended, 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. 766 was read a third time in full.

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

Yeas—Senators Anderson, Bradshaw, Butler, Carlton, Cash, Crawford, Hughlett, King, Lowry, MacWilliams, Mathis, Moore, Plympton, Roland, Russell, Singletary, Stokes, Turner, Wilson—19.

Nays—None.

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

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

House Bill No. 726:

A bill to be entitled An Act fixing the compensation of the County Commissioners of Dade County, Florida, and providing for the manner in which it shall be paid.

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

Mr. MacWilliams moved that House Bill No. 726 be indefinitely postponed.

Which was agreed to.

And the action of the Senate was ordered to be certified to the House of Representatives.

Mr. Butler moved that House Bill No. 735 be taken up out of its order and now considered.

Which was agreed to by a two-thirds vote.

And—

House Bill No. 735:

A bill to be entitled An Act for the appointment, compensation, expenses, duties and powers of probation officers in counties of ninety thousand (90,000) or more population and having two or more Circuit Court Judges.

Was taken up.

Mr. Butler moved that the rules be waived and House Bill No. 735 be read a second time by its title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 735 was read a second time by its title only.

Mr. Butler moved that the rules be further waived and that House Bill No. 735 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. 735 was read a third time in full.

Upon call of the roll on the passage of the bill the vote was:

Yeas—Mr. President, Senators Butler, Carlton, Crawford, Hughlett, Hulley, King, MacWilliams, Mathis, McLeod, Moore, Plympton, Roland, Russell, Singletary, Stokes, Turner, Wilson—18.

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. 804 was taken up in its order and the consideration of the same was temporarily passed over.

House Bill No. 805:

A bill to be entitled An Act to legalize and validate election held in the County of Brevard, State of Florida, on the 30th day of July, A. D. 1918, to determine whether the compulsory systematic tick eradication work and the compulsory dipping of cattle should be conducted in said county.

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

Mr. Hughlett moved that the rules be further waived and that House Bill No. 805 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. 805 was read a third time in full.

Upon call of the roll on the passage of the bill the vote was:

Yeas—Mr. President, Senators Carlton, Crawford, Hughlett, Hulley, Johnson, King, MacWilliams, Mathis, McLeod, Moore, Plympton, Roland, Singletary, Stokes, Turner, Wilson—17.

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. 779 was taken up in its order, and the consideration of the same was temporarily passed over.

House Bill No. 803:

A bill to be entitled An Act validating the calling and

holding of an election in the Town of Chipley, Washington County, for the issuance of \$60,000 bonds, for the construction, building and installation of a system of sewerage and water works extension and improvement in said town, and confirming and validating said bonds, and for other purposes.

Was taken up.

Mr. Mathis moved that the rules be waived and House Bill No. 803 be read a second time by its title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 803 was read a second time by its title only.

Mr. Mathis moved that the rules be further waived, and that House Bill No. 803 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. 803 was read a third time in full.

Upon call of the roll on the passage of the bill the vote was:

Yeas—Mr. President, Senators Carlton, Crawford, Hughlett, Hulley, Johnson, King, MacWilliams, Mathis, McLeod, Moore, Plympton, Roland, Russell, Singletary, Stokes, Turner, Wilson—18.

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. 802:

A bill to be entitled An Act authorizing and empowering the Town of Chipley, in Washington County, Florida, through its Tax Assessor, to fix its own valuation on property within the corporate limits for the purpose of municipal taxation, and providing the equalization thereof, and for other purposes.

Was taken up.

Mr. Mathis moved that the rules be waived and House Bill No. 802 be read a second time by its title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 802 was read a second time by its title only.

Mr. Mathis moved that the rules be further waived, and that House Bill No. 802 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. 802 was read a third time in full.

Upon the call of the roll on the passage of the bill, vote was:

Yeas—Mr. President, Senators Carlton, Crawford, Hughlett, Hulley, Johnson, King, MacWilliams, Mathis, McLeod, Moore, Plympton, Roland, Russell, Singletary, Stokes, Turner, Wilson—18.

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. 799 was taken up in its order and the consideration of the same was temporarily passed over.

House Bill No. 798 was taken up in its order and the consideration of the same was temporarily passed over.

House Bill No. 307 was taken up in its order and the consideration of the same was temporarily passed over.

House Bill No. 790 was taken up in its order and the consideration of the same was temporarily passed over.

House Bill No. 793:

A bill to be entitled An Act authorizing and requiring J. N. Brown, Clerk of the Circuit Court for the Sixth Judicial Circuit in and for Pinellas County, State of Florida, to pay A. E. Moore, A. A. Whitehurst, G. B. Clary, J. J. Head, executors of the estate of John C. Williams, Sr., deceased; Bethel McMullen, H. A. Mears and L. D. Vinson, for principal and interest collected at the time of redemption for certain individual tax certificates which have been lost by the owners of record thereof.

Was taken up.

Mr. Carlton moved that the rules be waived and House Bill No. 793 be read a second time by its title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 793 was read a second time by its title only.

Mr. Carlton moved that the rules be further waived and

that House Bill No. 793 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. 793 was read a third time in full.

Upon the call of the roll on the passage of the bill, the vote was:

Yeas—Mr. President, Senators Carlton, Crawford, Hughlett, Hulley, Johnson, King, MacWilliams, Mathis, McLeod, Moore, Plympton, Roland, Russell, Singletary, Turner, Wilson—17.

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. 794:

A bill to be entitled An Act legalizing, validating and confirming the creation of Special Tax School District No. 4, in Hillsborough County, Florida, bounded as follows: Beginning at the Southwest corner of the NE $\frac{1}{4}$  of Section 7, Township 29 South, Range 19 East, run thence South one-half mile, thence East one-half mile, thence South to Seaboard Air Line Railway tracks, thence Easterly along said Seaboard Air Line Railway tracks to a point one-quarter of a mile West of the East line of Section 17, Township 29, South, Range 19 East, thence South to the North line of Section 29, Township 29 South, Range 19 East, thence West to Northwest corner of Section 29, Township Twenty-nine South, Range 19 East, thence South along 22nd Street in the City of Tampa to a point where said line intersects the South line of Sections 32, 33 and 34, Township 29 South, Range 18 East, if projected East, thence West to Old Tampa Bay, thence Northerly along the waters of said bay to a point where a line one-half mile North of the South line of Sections 20, 21 and 22, Township 29, South, Range 18 East, intersects the waters of old Tampa Bay, thence East along said last-mentioned line to the Hillsborough River, thence Northwesterly along said river to the half-mile line running East and West through the center of Section 11, Township 29 South, Range 18 East, thence along said line to point of beginning, situate in Hillsborough County, Florida, and the election held on February 26, 1914, and all proceedings incident thereto, for the purpose of creating said Special Tax School District, and the election held

in said Special Tax School District on January 7, 1919, for the selection of Trustees of said District and for fixing the tax millage to be levied and collected therein.

Was taken up.

Mr. Carlton moved that the rules be waived and House Bill No. 794 be read a second time by its title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 794 was read a second time by its title only.

Mr. Carlton moved that the rules be further waived and that House Bill No. 794 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. 794 was read a third time in full.

Upon call of the roll on the passage of the bill the vote was:

Yeas—Senators Carlton, Crawford, Hughlett, Hulley, Johnson, King, MacWilliams, Mathis, McLeod, Moore, Plympton, Roland, Russell, Singletary, Stokes, Turner, Wilson—18.

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. 792 was taken up in its order, and the consideration of the same was temporarily passed over.

House Bill No. 791 was taken up in its order, and the consideration of the same was temporarily passed over.

House Bill No. 790:

A bill to be entitled An Act to establish, organize and constitute a municipality to be known and designated as the city of Vero, and to define its territorial boundaries, and to provide for its jurisdiction, powers and privileges.

Was taken up.

Mr. Hughlett moved that the rules be waived, and House Bill No. 790 be read a second time by its title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 790 was read a second time by its title only.

Mr. Hughlett moved that the rules be further waived,

and that House Bill No. 790 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. 790 was read a third time in full.

Upon call of the roll on the passage of the bill the vote was:

Yeas—Mr. President, Senators Carlton, Crawford, Hughlett, Hulley, Johnson, King, MacWilliams, Mathis, McLeod, Moore, Plympton, Roland, Rowe, Russell, Singletary, Turner, Wilson—18.

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. 788 was taken up in its order and the consideration of the same was temporarily passed over.

House Bill No. 787:

A bill to be entitled An Act providing that certain territory in Brevard County, Florida, described as follows, to-wit: Beginning at a point where the south line of the Delespine grant intersects the middle of the St. Johns river, said point being in the western boundary line of Brevard County; thence run northeasterly along the south line of said Delespine grant and continuation of the same to a point in the center of the Indian river; thence northerly along the center of the Indian river to the north line of Township 23 South; thence east, following the township line to the Atlantic Ocean, or eastern boundary line of Brevard County aforesaid; thence northwesterly along the Atlantic Ocean, same being the eastern boundary of Brevard County aforesaid to a point which is due east of a point in the center line of the Haulover Canal at the northeast end of said canal in Township 20 South, Range 36 East, thence west to said point in the center of Haulover Canal at its northeast end and thence southwesterly along a line drawn through the center of said Haulover canal and continuation thereof to the point of the Indian River where said continuation of said line drawn through the center of Haulover Canal intersects the north line of Township 21 South, thence along said north line of township 21 South to the center of the Indian river, thence southerly along

the center of the Indian river aforesaid to a point due east of the northeast corner of Section 33, Township 21 South, Range 35 East; thence west to said northeast corner of said Section 33; thence south to the northeast corner of the southeast quarter of said Section 33; thence west to the northwest corner of the southeast quarter of said Section 33, Twp. 21 South, Range 35 East; thence south to the south line of Township 21 South; thence west along said township line to the western line of Brevard County aforesaid; thence running in a generally southeasterly direction along the western line of Brevard County aforesaid to the point or place of beginning, may be constituted into a special road and bridge district under the provisions of Chapter 6208, Laws of Florida, Acts of 1911, and its amendments, notwithstanding the fact that said territory is embraced wholly or in part in one or more special road and bridge district as at this time constituted.

Was taken up.

Mr. Hughlett moved that the rules be waived and House Bill No. 787 be read a second time by its title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 787 was read a second time by its title only.

Mr. Hughlett moved that the rules be further waived and that House Bill No. 787 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. 787 was read a third time in full.

Upon call of the roll on the passage of the bill the vote was:

Yeas—Mr. President, Senators Carlton, Crawford, Hughlett, Hulley, Johnson, King, MacWilliams, Mathis, McLeod, Moore, Plympton, Roland, Russell, Singletary, Stokes, Turner, Wilson—18.

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. 786:

A bill to be entitled An Act authorizing the Board of County Commissioners of Okaloosa County to issue time warrants in the sum of four thousand dollars for the

purpose of putting suitable cells and plumbing in the jail of Okaloosa County.

Was taken up.

Mr. McLeod moved that the rules be waived and House Bill No. 786 be read a second time by its title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 786 was read a second time by its title only.

Mr. McLeod moved that the rules be further waived and that House Bill No. 786 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. 786 was read a third time in full.

Upon call of the roll on the passage of the bill the vote was:

Yeas—Mr. President, Senators Carlton, Crawford, Hughlett, Hulley, Johnson, King, MacWilliams, Mathis, McLeod, Moore, Plympton, Roland, Rowe, Russell, Singletary, Stokes, Turner, Wilson—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. 785:

A bill to be entitled An Act authorizing the Board of County Commissioners of Okaloosa County, Florida, in their discretion, to reimburse J. W. Baggett, Jr., J. H. Givens, R. A. Rozier and W. J. Davis the sum of three hundred and fifty dollars (\$350.00), attorney's fees paid out by them in defending the suit of the State of Florida against said J. W. Baggett, Jr., J. H. Givens, R. A. Rozier and W. J. Davis in the Circuit Court of Okaloosa County, Florida.

Was taken up.

Mr. McLeod moved that the rules be waived and House Bill No. 785 be read a second time by its title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 785 was read a second time by its title only.

Mr. McLeod moved that the rules be further waived and that House Bill No. 785 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. 785 was read a third time in full. Upon the call of the roll on the passage of the bill, the vote was:

Yeas—Mr. President, Senators Carlton, Crawford, Hughlett, Hulley, Johnson, King, MacWilliams, Mathis, McLeod, Moore, Plympton, Roland, Russell, Singletary, Stokes, Turner, Wilson—18.

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. 783:

A bill to be entitled An Act providing for the catching of herring, the length of nets and the size of the meshes to be used, and the time for catching in the St. Johns river in Putnam County, State of Florida.

Was taken up.

Mr. Russell moved that the rules be waived and House Bill No. 783 be read a second time by its title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 783 was read a second time by its title only.

Mr. MacWilliams moved to lift House Bill No. 783 from the Local Calendar and place it on the General Calendar.

Which was not agreed to.

The further consideration of the bill was informally passed over.

House Bill No. 781:

A bill to be entitled An Act to extend and enlarge the territorial limits of Special Road and Bridge District Number 4, of Palm Beach County, Florida, by adding additional territory to said district; to authorize the Board of County Commissioners of Palm Beach County, Florida, to build certain hard-surfaced highways and bridges within said district and for and on behalf of said district; to require said Board of County Commissioners to call an election of the qualified voters of said district to vote upon the question of issuing bonds of said district for the purpose of constructing said highways and bridges; to authorize said Board of County Commissioners to issue and dispose of said bonds if such election shall be carried in the affirmative and to authorize said

Board of County Commissioners to levy taxes for the payment of the principal and interest to accrue on said bonds.

Was taken up.

Mr. Hughlett moved that the rules be waived and House Bill No. 781 be read a second time by its title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 781 was read a second time by its title only.

Mr. Hughlett moved that the rules be further waived, and that House Bill No. 781 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. 871 was read a third time in full.

Upon the call of the roll on the passage of the bill, the vote was:

Yeas—Mr. President, Senators Carlton, Crawford, Crosby, Hughlett, Hulley, Johnson, King, MacWilliams, McLeod, Moore, Roland, Russell, Singletary, Stokes, Turner, Wilson—17.

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. 780 was taken up in its order and the consideration of the same was temporarily passed over.

House Bill No. 778:

A bill to be entitled An Act to prohibit the careless or wanton destruction of improved sidewalks or pavements in unincorporated towns and villages of Putnam County, Florida, and prescribing penalty for violation of this Act.

Was taken up.

Mr. Russell moved that the rules be waived and House Bill No. 778 be read a second time by its title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 778 was read a second time by its title only.

Mr. Russell moved that the rules be further waived and that House Bill No. 778 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. 778 was read a third time in full.

Upon call of the roll on the passage of the bill, the vote was:

Yeas—Mr. President, Senators Carlton, Crawford, Crosby, Hughlett, Hulley, Johnson, King, MacWilliams, McLeod, Moore, Plympton, Roland, Russell, Singletary, Stokes, Turner, Wilson—18.

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. 773 was taken up in its order and the consideration of the same was temporarily passed over.

House Bill No. 793 was taken up in its order and the consideration of the same was temporarily passed over.

Mr. Carlton moved that House Bill No. 780 be taken up out of its order and now considered.

Which was agreed to by a two-thirds vote.

And—

House Bill No. 780:

A bill to be entitled An Act to amend Section 165 of Article 15, Compensation of Officers and Employees of the Charter of the City of St. Petersburg, Florida, adopted by the qualified electors of said city at a special election held on the 28th day of December, A. D. 1915, under the provisions of An Act authorizing cities and towns to amend their charter and to adopt charters for the government, being Chapter 6940 of the Laws of Florida, Acts 1915, and which charter is recorded in accordance with the provisions of said Chapter 6940 in the office of the Clerk of the Circuit Court of Pinellas County, in incorporation Record No. 1, on page 263 et seq., and in the office of the Secretary of State of the State of Florida in Municipal Charters Book No. 1 on page 1 et seq., and Was taken up.

Mr. Carlton moved that the rules be waived and House Bill No. 780 be read a second time by its title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 780 was read a second time by its title only.

Mr. Carlton offered the following amendment to House Bill No. 780:

In title, line 2, strike out the words, "the charter of."

Mr. Carlton moved the adoption of the amendment.

Which was agreed to.

Mr. Carlton moved that the rules be further waived and that House Bill No. 780 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. 780 was read a third time in full.

Upon call of the roll on the passage of the bill the vote was:

Yeas—Mr. President, Senators Carlton, Crawford, Crosby, Hughlett, Hulley, Johnson, King, Mathis, McLeod, Moore, Plympton, Roland, Russell, Singletary, Stokes, Turner, Wilson—18.

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. 788 was taken up in its order, and the consideration of the same was temporarily passed over.

Mr. Hughlett moved that House Bill No. 769 be taken up out of its order and now considered.

Which was agreed to by a two-thirds vote.

And—

House Bill No. 769:

A bill to be entitled An Act creating Palm Beach Drainage and Highway District; to maintain and operate said Drainage and Highway District in this State and define its boundaries; to create a Board of Supervisors for said district, and to define its powers, authorizing the construction of hard-surfaced roadways and other roadways, canals, ditches, drains, dikes, reservoirs and other works for the reclamation, improvement, convenience and bene-

fit of the lands embraced in said district, and to levy assessments of taxes upon the lands in such district, and to provide for the collection of the same and the sale of lands to enforce the collection of such assessments, and to authorize the Board of Supervisors of this said district to borrow money, to issue bonds, notes, warrants and evidences of indebtedness and deposit of the same; to procure money to carry out the provisions of this Act and prevent injury to any works constructed under this Act, and to provide penalty for the violation of such provisions.

Was taken up.

Mr. Hughlett moved that the rules be waived, and House Bill No. 769 be read a second time by its title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 769 was read a second time by its title only.

And further consideration of House Bill No. 769 was informally passed over.

By consent—

House Bill No. 783 was taken up and by consent it was referred to the Committee on Fisheries.

By consent—

Mr. Stokes introduced—

Senate Bill No. 471;

A bill to be entitled An Act relating to the compensation of the County Solicitor for the County of Escambia, and to provide for the collection of certain costs in certain criminal cases in the Court of Record of said County of Escambia, for the use and benefit of the Fine and Forfeiture fund of said county.

Which was read the first time by its title.

Mr. Stokes moved that the rules be waived and Senate Bill No. 471 be read a second time by its title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 471 was read a second time by its title only.

Mr. Stokes moved that the rules be further waived and that Senate Bill No. 471 be read a third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 471 was read a third time in full.

Upon call of the roll on the passage of the bill, the vote was:

Yeas—Mr. President, Senators Carlton, Crawford, Crosby, Hugrlett, Hulley, King, MacWilliams, Mathis, McLeod, Moore, Plympton, Roland, Rowe, Russell, Singletary, Stokes, Turner—18.

Nays—None.

So the Bill passed, title as stated.

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

By consent—

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

Senate Chamber,  
Tallahassee, Fla., May 29, 1919.

*Hon. James E. Calkins,*  
*President of the Senate.*

Sir:

Your Committee on Engrossed Bills, to whom was referred—

Senate Bill No. 183:

(With House Amendments adopted May 28, 1919):

A bill to be entitled An Act making appropriations for the prevention, eradication and control of especially injurious insects, pests, plant and honey bee diseases, which may have been or may be introduced into the State of Florida, for quarantine, nursery and honey bee inspection; to be used and expended under the direction of the State Plant Board as herein provided; and making the unused part of the appropriation made under the provisions of Chapter 7281, Acts of 1917, a continuing appropriation for the purpose of eradicating, preventing and controlling citrus canker.

Have examined Senate Bill No. 183, with House amendments adopted, and find the same correctly engrossed.

Very respectfully,

W. A. McLEOD,  
Chairman of Committee.

And Senate Bill No. 183, contained in the above report, was referred to the Committee on Enrolled Bills.

Mr. Hulley moved that the Senate do now adjourn.

Which was agreed to.

And the Senate stood adjourned to 10:30 o'clock a. m. Friday, May 30, 1919.

### Friday, May 30, 1919

The Senate met at 10:30 o'clock A. M., pursuant to adjournment.

The President in the chair.

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

Mr. President, Senators Anderson, Andrews, Baker, Bradshaw, Butler, Carlton, Cash, Crawford, Crosby, Eaton, Hughlett, Hulley, Igou, Johnson, King, Lowry, MacWilliams, Malone, Mathis, McLeod, Moore, Oliver, Plympton, Roland, Rowe, Russell, Singletary, Stokes, Turnbull, Turner, Wilson—32.

A quorum present.

Prayer by the Chaplain.

The reading of the Journal was dispensed with.

The Journal of May 29 was corrected and approved as corrected.

### REPORTS OF COMMITTEES.

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

Senate Chamber,  
Tallahassee, Fla., May 29, 1919.

Hon. James E. Calkins,  
President of the Senate.

Sir:

Your Committee on Engrossed Bills, to whom was referred—

House Bill No. 347:

(With Senate Amendments Adopted May 29, 1919):  
A bill to be entitled An Act to provide water supplies for the cities and towns of Southeast and Southwest Florida.

Whereas, the City of Miami and some of the cities of the southeast and southwest coasts of Florida, are dependent for their water supply upon driven or bored wells; and,

Whereas, the supply obtained from such wells is, and in the opinion of competent experts, will continue to be at certain seasons of the year, and probably as the population and demands increase, at all seasons of the year, so impregnated with salt as not to be usable for drinking or other purpose; and,

Whereas, There does not appear to be any means of obtaining for said cities a permanent local supply free of an excess of salt making it not usable; and,

Whereas, the State of Florida has constructed and now has in use drainage canals running from Lake Okechobee to the Atlantic and to the Gulf of Mexico, and the water going through the said canals is running to waste, although it can be utilized to supply the water needs of the said cities; now, therefore.

Have examined House Bill No. 347, with Senate amendments adopted, and find the same correctly engrossed.

Very respectfully,

W. A. McLEOD,  
Chairman of Committee.

And House Bill No. 347, contained in the above report, was placed on the Calendar of Bills on Third Reading.

Mr. MacWilliams, Chairman of the Committee on Drainage, submitted the following report:

Senate Chamber,  
Tallahassee, Fla., May 30, 1919.

Hon. James E. Calkins,  
President of the Senate.

Sir:

Your Committee on Drainage, to whom was referred—  
Senate Bill No. 371:

A bill to be entitled An Act relating to the creation of Sub-Drainage Districts wholly or partially within the Everglades Drainage District of Florida, the plan of