

Tuesday, May 22, 1923

The Senate met at 10 o'clock a. m.

The President in the chair.

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

Mr. President, Senators Anderson, Butler, Calkins, Campbell, Colson, Cone, Eaton, Epperson, Etheredge, Hodges, Igou, Johnson, Knabb, Knight, Lindsey, MacWilliams, Malone, Mapoles, Mitchell, Overstreet, Phillips, Putnam, Rowe, Russell, Scales, Shelley, Singletary, Stokes, Taylor, Wells, Wicker—32.

A quorum present.

Prayer by the Chaplain.

#### REPORTS OF COMMITTEES.

Mr. Etheredge, Chairman of the Committee on County Organization, submitted the following report:

Senate Chamber,  
Tallahassee, Florida, May 22, 1923.

*Hon. T. T. Turnbull,*  
*President of the Senate.*

*Sir:*

Your Committee on County Organization, to whom was referred—

House Bill No. 653:

A bill to be entitled An Act changing, fixing and establishing the boundary line of the Counties of Hardee and DeSoto, in the State of Florida, and providing for an election to be held in the County of Hardee for the ratification or rejection by the qualified electors thereof of the provisions of this Act, and providing for the assessment, collection and allocation of certain tax moneys and

fixing and prescribing the duties of the officers of Hardee and DeSoto Counties in relation thereto.

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

Very respectfully,  
E. J. ETHEREDGE,  
Chairman of Committee.

And House Bill No. 653, contained in the above report, was placed on the table under the rule.

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

Senate Chamber,  
Tallahassee, Florida, May 20, 1923.

*Hon. T. T. Turnbull,*  
*President of the Senate.*

*Sir:*

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

(Senate Bill No. 452):

An Act to validate, approve and confirm proceedings taken by the Town Council of the Town of Umatilla, Lake County, Florida; for the construction and paving of certain streets in said Town; to authorize the Town Council of said Town to levy assessments against the property fronting or abutting on said streets or portions thereof to be paved; and to authorize the issuance of certificates of indebtedness and improvement bonds of said town based upon said assessments, and to make same the general obligations of the said Town of Umatilla.

Also—

(Senate Bill No. 444):

An Act to validate, approve and confirm proceedings taken for the levying of assessments against certain property abutting and fronting upon a certain street in the Town of Eustis, Lake County, Florida, known and designated as "Lake Gracie Drive" for the construction of certain street paving thereon; to validate, approve and confirm

the ordinances providing for the same and all other acts and proceedings taken by the Town Council of said Town and the other officers and agents of said Town for and on behalf of same in connection with the levying of said assessments; to authorize said Town to issue certificates of indebtedness against said assessments and said property abutting and fronting on said streets and avenues; and to authorize said Town to issue improvement bonds against said assessments and such certificates of indebtedness and to make the same general obligations of the said Town of Eustis.

Also—

(Senate Bill No. 489):

An Act relating to and authorizing Volusia County Florida, to construct a bridge across the Hillsboro or Indian River North at New Smyrna, Florida; or purchase the present bridge across said river, and repair, rebuild, or reconstruct the same; relating to and authorizing the Board of County Commissioners of said County to issue time warrants or bonds for such purpose and providing for the payment thereof; and relating to and authorizing the County Commissioners of said County to fix and collect tolls and charges on said bridge.

Beg leave to report that the same have this day been presented to the Governor for his approval.

Very respectfully,

R. H. ROWE,

Chairman of the Joint Committee on Enrolled Bills on the Part of the Senate.

Mr. Rowe, Chairman of the Joint Committee on Enrolled bills on the Part of the Senate, submitted the following report:

Senate Chamber,  
Tallahassee, Florida, May 22, 1923.

*Hon. T. T. Turnbull,*  
*President of the Senate,*

*Sir:*

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

(Senate Bill No. 486):

An Act to validate, approve and confirm proceedings taken for the levying of assessments against abutting property owners in the Town of Williston, Levy County, Florida, for the construction of certain street paving, and to validate, approve and confirm the ordinance providing for the same and all other acts and proceedings taken by the Council of said Town and other officers and agents of said Town for and on behalf of the same in connection with the levying of said assessments; to validate, approve, and confirm certificates of indebtedness issued against said assessments and said abutting property on account of said street paving, and to authorize the issue of improvement bonds against the same.

Also—

(Senate Bill No. 445):

An Act to validate, approve and confirm proceedings taken for the levying of assessments against certain property abutting and fronting upon certain streets and avenues in the town of Eustis, Lake County, Florida, for the construction of certain street paving; to validate, approve and confirm the ordinances providing for the same, and all other acts and proceedings taken by the Town Council of said town and the other officers and agents of said town for and on behalf of same in connection with the levying of assessments; to authorize said town to issue certificates of indebtedness against said assessments and said property abutting and fronting on said streets and avenues; and to authorize said town to issue improvement bonds against said assessments and said certificates of indebtedness, and to make same general obligations of the said Town of Eustis.

Also—

(Senate Bill No. 432):

An Act to legalize, ratify, validate and confirm the issuance by the Town of White Springs, Florida, of that certain issue of bonds known as "\$30,000.00 Town of White Springs Water and Light Bonds, as authorized by ordinance Number 133 of said Town; and to legalize, validate, ratify and confirm all steps, acts, proceedings and things done by said Town in connection with the issuance of said bonds, including the passage of ordinances relating thereto,

the calling of the election held therefor, and the form of said bonds, and to declare, make and render said bonds, legal, valid and subsisting obligations of said Town.

Beg leave to report that the same have this day been presented to the Governor for his approval.

Very respectfully,

R. H. ROWE,

Chairman of the Joint Committee on Enrolled Bills on the Part of the Senate.

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

Senate Chamber,  
Tallahassee, Fla., May 22, 1923.

*Hon. T. T. Turnbull,*  
*President of the Senate.*

*Sir:*

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

(Senate Bill No. 457):

An Act ratifying, validating and confirming all of the proceedings taken for the creation and organization of Pahokee Drainage District, and all of the Acts and proceedings taken by, for and on behalf of said District since the creation thereof, and all of the Acts and proceedings of the Circuit Court, of the Board of Supervisors, the Commissioners and all other officers, and all agents of said Drainage District, acting for and on behalf of said District, in carrying out the affairs of said District; and ratifying, validating and confirming any and all Tax Levies and Assessments which have been made by the Board of Supervisors of said District upon the assessable and taxable property located within said District; authorizing the Board of Supervisors of said District to pay for work done and refund amounts expended by the Drainage Commissioners of Everglades Drainage District; to extend the term of said District to ninety-nine years; and to authorize the said Board of Supervisors to construct such dikes, dams and levees on and across certain lands and waters adjacent to said Dis-

trict, as they shall deem necessary or useful in their general plan of drainage.

Also—

(Senate Bill No. 451):

An Act providing for proceedings in the Courts of Escambia County, Florida, other than the Circuit Court, upon appearance bonds and bail bonds and for the estreatment of such bonds, and to prescribe the powers and duties of the Court of Record of Escambia County, Florida, with reference to such bonds; and to provide for the rendition of judgment by the Court of Record of Escambia County, Florida, upon such bonds and to provide for the enforcement of such bonds through the Court of Record of Escambia County, Florida.

Beg leave to report that the same have this day been presented to the Governor for his approval.

Very respectfully,

R. H. ROWE,

Chairman of the Joint Committee on Enrolled Bills on the Part of the Senate.

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

Senate Chamber,  
Tallahassee, Fla., May 22, 1923.

*Hon. T. T. Turnbull,*  
*President of the Senate.*

*Sir:*

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

(House Bill No. 119):

An Act making an appropriation for the purpose of investigating means of preventing, eradicating and controlling injurious insects and diseases affecting pecan and other nut-bearing trees, and for the securing, gathering and dissemination of information in regard to the growing, fertilization and culture of pecan and other nut-bearing trees, to be used and expended by the University

of Florida Agricultural Experiment Station under the direction of the Board of Control as herein provided.

Also—

(House Bill No. 155):

An Act providing for the appointment of an Assistant to the Solicitor of Criminal Courts of Record in certain counties.

Also—

(House Bill No. 394):

An Act authorizing and empowering the County Commissioners of Seminole County, Florida, to transfer certain funds in the tick eradication fund of Seminole County, Florida, to the road and bridge fund of Seminole County, Florida.

Also—

(House Bill No. 730):

An Act authorizing the Council of the City of Winter Park to levy a special tax for the year 1923 for publicity purposes.

Also—

(House Bill No. 884):

An Act relating to toll roads and bridges on State Road No. (3) Three, declaring it unlawful for any person, firm or corporation to establish, build or complete any toll road or bridge on said State Road No. (3) Three, or to charge or collect toll for passage over the same; making it unlawful to connect any privately owned toll bridge with said State Road No. (3) Three, when such bridge is built on a detour from said State road, and prescribing penalties for the violation of the terms hereof.

Also—

(House Bill No. 672):

An Act extending and enlarging the amount of bonds that may be issued by the City of Kissimmee, and regulating and providing for the issuance of the same.

Beg leave to report that the same have this day been presented to the Governor for his approval.

Very respectfully,

**R. H. ROWE,**

Chairman of the Joint Committee on Enrolled Bills on the Part of the Senate.

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

Senate Chamber,  
Tallahassee, Florida, May 22, 1923.

*Hon. T. T. Turnbull,*  
*President of the Senate.*

Sir:

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

(Senate Bill No. 389):

An Act authorizing and empowering the Board of County Commissioners of Lee County, Florida, to issue and sell county bonds for the purpose of funding the outstanding indebtedness of all the various special road and bridge districts of said county as may be evidenced by special road and bridge district bonds or time warrants, and providing that all and every of the provisions of the General Laws of the State of Florida with reference to the issuance and sale of county bonds shall be applicable thereto.

Also—

(Senate Bill No. 483):

An Act to legalize and ratify the special election held in Carrabelle and McIntyre, Franklin County, Florida, on the 24th day of April, A. D. 1923, to determine whether a certain part of Franklin County should be created and constituted a Special Road and Bridge District of said county, and a permanent road and bridge be constructed in said district, and the issuance of Fifty Thousand Dollars of Bonds.

Also—

(Senate Bill No. 468):

An Act to organize and establish a County Court in and for Lee County, Florida; to prescribe the terms thereof; to provide for the appointment of a prosecuting attorney for said Court, and prescribing the fees and salaries of the

Judge and Prosecuting Attorney of the said Court, and to provide for the transfer of causes from other courts.

Also—

(Senate Bill No. 466):

An Act to authorize the construction, maintenance and operation of toll roads and bridges used in connection therewith, in the County of Hendry, in the State of Florida; regulating the operation thereof and prescribing tolls to be collected thereon; granting the right of eminent domain, and prescribing certain penalties.

Also—

(Senate Bill No. 488):

An Act to create certain territory in Lake County, Florida, into a Special Road and Bridge District, and to provide for the issuance and sale of bonds, interest bearing time warrants or script by the County Commissioners of Lake County, Florida, in behalf of said District, and providing for the levy and collection of a tax on all taxable property within said District, for the purpose of paying the interest and principal of such bonds, time warrants or script.

Beg leave to report that the same have this day been presented to the Governor for his approval.

Very respectfully,

R. H. ROWE,

Chairman of the Joint Committee on Enrolled Bills on the Part of the Senate.

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

Senate Chamber.

Tallahassee, Florida, May 22, 1923.

*Hon. T. T. Turnbull,*  
*President of the Senate.*

*Sir:*

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

(Senate Bill No. 429):

An Act to define the words "Paid for by the City" as used in the Thirty-ninth line of Section 42 of Chapter 8259. Laws of Florida, on page 692, Special Acts of 1919, said Chapter being the City Charter of Dade City, Florida; to authorize the City Council of Dade City to widen any pavement laid on any street or road in said City by the Board of County Commissioners of Pasco County, Florida, either for the County or for any Special Road and Bridge District of the County, and to assess the cost and expense of so widening the same against the abutting property; and providing for and authorizing certificates of indebtedness to be issued by said City Council on account of such assessments.

Also—

(Senate Bill No. 418):

An Act to amend Section five of Chapter 6587, Laws of Florida, approved June 7, 1913, entitled "An Act relating to the powers, duties and jurisdiction of the Court of Record in Escambia County, Florida, and of its Judges and officers, and relating to the powers, duties and jurisdiction of other officers in said County of Escambia in relation to matters within the jurisdiction of said Court of Record."

Also—

(Senate Bill No. 290):

An Act to prohibit catching or taking any fresh water fish from any of the lakes, ponds, bayous, rivers or streams, of Okaloosa County, Florida; in any manner whatever, except by the use of a pole hook and line outfit, or with a rod and reel outfit, and to prohibit the sale of any fresh water fish caught in Okaloosa County, Florida, and to prohibit the taking, shipping or in any way transporting, any fresh water fish caught in Okaloosa County, Florida; to any point beyond the limits of Okaloosa County, Florida, and to provide penalties for the violation of this Act.

Also—

(Senate Bill No. 492):

An Act to empower the City of Bartow to erect, equip and control a municipal auditorium, and to acquire and own lands for said purpose, and to levy a tax to maintain said auditorium, and to issue bonds to pay the cost of such

auditorium and lands, and prescribing an election to authorize such bonds and the qualifications of electors at such election.

Beg leave to report that the same have this day been presented to the Governor for his approval.

Very respectfully,

R. H. ROWE,

Chairman of the Joint Committee on Enrolled Bills on the Part of the Senate.

Mr. Rowe, Chairman of the Joint Committee on Enrolled bills on the Part of the Senate, submitted the following report:

Senate Chamber,  
Tallahassee, Fla., May 22, 1923.

*Hon. T. T. Turnbull,*  
*President of the Senate.*

*Sir:*

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

(Senate Bill No. 490):

An Act prohibiting the operation upon or over the Public Roads of Bradford County, Florida, of vehicles, trucks, tractors, implements, log-carts, log-wagons, and trailers, traction engines, trailers and other implements without rubber or smooth surfaced metal tires or having tires or supporting surfaces of a character injurious to said roads or the surface thereof and providing a penalty for the violation of such provisions; and providing for the operation of such vehicles by permission of the Board of Bond Trustees of said County; and providing for the operation on such roads of such vehicles used for transportation of logs, timber, or turpentine products in accordance with the rules and regulations to be fixed by the said Board of Bond Trustees for the repair of damages done by said vehicles, and providing penalties for violation of such provisions; and providing for recovery of damages and attorney fees from persons damaging such roads; and providing for the granting of temporary and permanent injunction without bond to protect such roads, and defining "Public Roads" as

used in this Act, and providing for the issue of writs of mandamus to compel the repair of damages to such roads; and providing rules and evidence for civil action and criminal prosecution with regard to such roads and damages thereto and exempting the Federal, State, and County Governments from the provisions thereof while building, maintaining or improving such roads and vesting in the said Board of Bond Trustees in said County the power and authority to make, prescribe and promulgate rules and regulations for the protection of and covering traffic on said roads, and to prescribe the weights of such vehicles and implements and the width and character of the tires or supporting surfaces thereof which will be allowed the use of such roads and generally regulating and governing the traffic on the use of such roads and providing penalties for violation of such rules and regulations and providing for the adoption and promulgation thereof and rules and evidence to prove such rules and regulations; and providing that such rules and regulations shall have the force and effect of law; and repealing all laws in conflict herewith and providing the method by which this Act may be repealed or modified; providing for the validation of all sections and parts hereof not held invalid; and providing when this Act shall take effect.

Beg leave to report that they have been presented to the Governor for his approval this day.

Very respectfully,

R. H. ROWE,

Chairman of the Joint Committee on Enrolled Bills on the Part of the Senate.

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

Senate Chamber,  
Tallahassee, Florida, May 22, 1923.

*Hon. T. T. Turnbull,*  
*President of the Senate.*

*Sir:*

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

(House Bill No. 447):  
 An Act to authorize and empower the Judges of the Municipal Court of Tampa to issue search warrants in aid of the enforcement of ordinances of said city to be executed within the limits of said city; to regulate their issuance, service and return.

Also—

(House Bill No. 661):  
 An Act providing for the manner in which shrimp may be taken from the waters of Duval County, repealing conflicting laws and providing for penalties for the violation of said Act.

Also—

(House Bill No. 718):  
 An Act to authorize the Board of County Commissioners of Seminole County to levy and collect a special tax for the preservation of public health.

Also—

(House Bill No. 212):  
 An Act to amend Section 51 of Chapter 6389 of the Laws of the State of Florida, relating to the boundaries of the City of Plant City, Florida.

Also—

(House Bill No. 697):  
 An Act to make valid certain municipal improvement bonds of the City of Clearwater.

Also—

(House Bill No. 620):  
 An Act authorizing and empowering the Town of Apopka City to regulate and prohibit the running at large of live stock within the corporate limits of said town, providing for the impounding of the same and the sale thereof for any penalty which may be imposed, and for the costs, fees and expenses of the impounding, sale and keep of said live stock.

Also—

(House Bill No. 671):  
 An Act to confer further municipal power on the City of Kissimmee.

Beg leave to report that the same have this day been presented to the Governor for his approval.

Very respectfully,

R. H. ROWE,  
 Chairman of the Joint Committee on Enrolled Bills on the Part of the Senate.

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

Senate Chamber,  
 Tallahassee, Florida, May 22, 1923.

*Hon. T. T. Turnbull,*  
*President of the Senate.*

Sir:

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

(House Bill No. 758):

An Act to abolish the present municipality of the Town of Moore Haven, in Glades County, Florida; to create and establish a new municipality to be known as the City of Moore Haven, in Glades County, Florida; to legalize and validate the ordinance of said City of Moore Haven and official Acts thereunder; to fix and provide the territorial limits, jurisdiction and powers of the City of Moore Haven in Glades County, Florida, and the jurisdiction and powers of its officers.

Also—

(House Bill No. 533):

An Act to establish a Fireman's Pension Fund for the members of the paid fire department of the City of Key West, and provide for the payment of a pension to certain members of said fire department.

Beg leave to report that the same have this day been presented to the Governor for his approval.

Very respectfully,

R. H. ROWE,  
 Chairman of the Joint Committee on Enrolled Bills on the Part of the Senate.

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

Senate Chamber,  
Tallahassee, Fla., May 22, 1923.

*Hon. T. T. Turnbull,*  
*President of the Senate.*

*Sir:*

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

(Senate Bill No. 481):

An Act to enable the City of Eustis, Florida, to regulate and limit the height and bulk of buildings; to regulate and determine the area of yards, courts and other open spaces, and to regulate and restrict the location of trades and industries in said City.

Also—

(Senate Bill No. 453):

An Act providing for the redistricting of the County of St. Lucie into Special Tax School Districts by consolidating certain Special Tax School Districts and changing and recifying the boundaries between others.

Also—

(Senate Bill No. 425):

An Act to authorize the City of DeLand, to levy a Special Tax for Hospital and City Library purposes.

Also—

(Senate Bill No. 390):

An Act to authorize and empower the Board of County Commissioners of Lee County, Florida, to convey real estate belonging to said County, and to execute sufficient deed thereto.

Also—

(Senate Bill No. 480):

An Act to require the Board of Commissioners of State

Institutions and the Commissioner of Agriculture to Prohibit Corporal Punishment on County Convicts forever, and to prohibit the use of Corporal Punishment upon State Convicts forever, and to devise other punishment to supply and take the place of Corporal Punishment.

Also—

(Senate Bill No. 456):

An Act to amend Section 6 of Chapter 7592 of the Laws of Florida, Acts of 1917, to provide for the appointment of an Assistant Prosecuting Attorney, fixing his duties and powers, and providing for his compensation.

Also—

(Senate Bill No. 455):

An Act providing for the issuance of bonds by Fort Pierce Special Tax School District Number 2 and Saint Lucie Special Tax School District Number 15, of Saint Lucie County, Florida, for the purpose of erecting, building and furnishing a Central High School Building in the City of Fort Pierce.

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

Very respectfully,

R. H. ROWE,

Chairman of the Joint Committee on  
Enrolled Bills on the Part of the Senate.

Mr. Rowe, Chairman of the Joint Committee on Enrolled bills on the Part of the Senate, submitted the following report:

Senate Chamber,  
Tallahassee, Fla., May 22, 1923.

*Hon. T. T. Turnbull,*  
*President of the Senate.*

*Sir:*

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

(House Bill No. 39):

An Act to prohibit and punish the desecration, mutila-

tion or other improper use of the flag of the United States of America; defining certain offenses in the use or exhibition thereof, and prescribing punishment for such offenses.

Also—

(House Bill No. 427):

An Act defining and fixing the territorial limits and boundaries of the Sixth Judicial Circuit; creating the Eighteenth Judicial Circuit; providing for a Circuit Judge and State Attorney in the Eighteenth Judicial Circuit, and providing and fixing the time for holding the terms of the Circuit Court in said Circuits, and effect on pending litigation.

Also—

(House Bill No. 222):

An Act to amend Section 610 of the Revised General Statutes of Florida, entitled "State Treasurer to receive and disburse certain funds."

Also—

(House Bill No. 172):

An Act to repeal Sections 6272, 6273, 6274, 6275, 6276, 6277, 6278, 6279, 6280, 6281, 6282, 6283, 6284, 6285, 6286, 6287, 6288 and 6289 of the Revised General Statutes of the State of Florida, providing for the leasing of State prisoners.

Also—

(House Bill No. 216):

An Act to amend Section 2598 of the Revised General Statutes of the State of Florida, relating to the service of process.

Also—

(House Bill No. 74):

An Act to remove the disability of certain female minors.

Beg leave to report that the same have this day been presented to the Governor for his approval.

Very respectfully,

R. H. ROWE,

Chairman of the Joint Committee on Enrolled Bills on the Part of the Senate.

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

Senate Chamber,

Tallahassee, Florida, May 22, 1923.

Hon. T. T. Turnbull,

President of the Senate.

Sir:

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

(House Bill No. 68):

An Act to amend Section 578 of the Revised General Statutes of the State of Florida relating to the form of ballot to be used in elections in Special Tax School Districts.

Also—

(House Bill No. 226):

An Act to amend Section 4630 of the Revised General Statutes of Florida, relating to the duty of the Railroad Commissioners to adopt rules and regulations requiring Railroads to maintain their roadbeds, right-of-ways, tracks, etc., in a safe condition.

Also—

(House Bill No. 828):

An Act empowering the Town of Inverness, Florida, to exempt from Town Taxes for a period not exceeding five years homes to be constructed in said Town.

Beg leave to report that the same have this day been presented to the Governor for his approval.

Very respectfully,

R. H. ROWE,

Chairman of the Joint Committee on Enrolled Bills on the Part of the Senate.

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

Senate Chamber,  
Tallahassee, Fla., May 22, 1923.

*Hon. T. T. Turnbull,*  
*President of the Senate.*

*Sir:*

Your Committee on Judiciary A, to whom was referred—

Senate Bill No. 550:

A bill to be entitled An Act creating an additional Judicial Circuit in the State of Florida, to be designated as the Sixteenth Judicial Circuit, and to create the Circuit Court thereof, and to provide for a Judge and State Attorney for the said Court, and defining and fixing the territorial limits and the boundaries of the said Sixteenth Judicial Circuit, and the territorial limits and boundaries of the Seventeenth Judicial Circuit, and of the Fifth Judicial Circuit, and providing the time for holding the terms of Court in the said Judicial Circuits, and prescribing the effect on pending cases in the said Courts, and making appropriation for payment of salaries of Judge and State's Attorney.

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

Very respectfully,

W. A. MacWILLIAMS,  
Chairman of Committee.

And Senate Bill No. 550, contained in the above report was placed on the Calendar of Bills on Second Reading.

#### SENATE RESOLUTION.

Mr. Epperson offered the following resolution:  
Senate Resolution No. 21:

Whereas, There has been many hard things said about the people of Dixie and Taylor counties, on account of the crimes committed in those counties by a few of the lawless; and

Whereas, There are as many good citizens living in Dixie and Taylor counties as can be found anywhere in the State; men who condemn wrong-doing and cruelty, and have done their part in fostering Christianity, education,

and lived according to the teachings of the Ten Commandments and the practice of the Golden Rule; therefore, be it

Resolved, That the members of the Senate, in all that has been said about the people of Dixie and Taylor counties, did not intend to cast any reflection on the law-abiding citizens of those counties, but appreciate them and commend their virtues as much as any of the good citizens of our great commonwealth.

Which was read.

Mr. Epperson moved to adopt the resolution.  
The resolution was adopted.

#### CONSIDERATION OF OTHER RESOLUTIONS.

Mr. Colson offered the following resolution:

Senate Concurrent Resolution No. 9:

Be it Resolved by the Senate, the House of Representatives concurring: That the Honorable Frank Clark, Congressman from the Second District, be and he is hereby invited to address the Members and Senators of the Legislature, in the Chamber of the House of Representatives, at 8 o'clock tonight, Tuesday, May 22, 1923.

Which was read the first time.

Mr. Colson moved to waive the rules and that the concurrent resolution be read the second time.

Which was agreed to by a two-thirds vote.

And Senate Concurrent Resolution was read the second time.

Mr. Colson moved to adopt the resolution.

And Senate Concurrent Resolution No. 9 was adopted.

Mr. Colson moved to waive the rules and that the resolution be immediately certified to the House of Representatives.

Which was agreed to.

House Concurrent Resolution No. 13:

Whereas, There are about 6,500 sailors in the Confederate Navy from the 13 Confederate States, averaging 500 from each State, whose records of enlistment, service and discharge were destroyed when Richmond was evacuated; and

Whereas, Their survivors find it difficult to secure pensions, or gain admittance into the Soldiers' Homes without such records; and

Whereas, There are to be found among the families of their descendants valuable papers, consisting of official documents, letters and other data that will enable those records to be established; and

Whereas, Admiral A. O. Wright is a resident of Florida and is rescuing such records, which when recovered are to be placed in the historic archives of this State, alongside those of the Confederate Soldiers already on file there; now, therefore,

Be it Resolved by the House of Representatives, the Senate concurring:

Section 1. That the efforts of Admiral Wright and his surviving shipmates of the Confederate Navy to rescue such records be endorsed and commended to the consideration and support of the people of Florida.

Section 2. Further, that the municipal and patriotic organizations of Florida may assist Admiral Wright by tag days and other methods to raise the necessary fund for that purpose, and in order that all benevolent organizations make a full investigation in their respective localities to ascertain all that can be learned whether or no there ever lived among them a Confederate Sailor, and if so advise the authorities in order that his case may be investigated and his record established.

Section 3. Further, that a copy of these resolutions be sent to Admiral Wright.

Which was read the second time.

Mr. Knight moved to adopt the Resolution.

Which was agreed to.

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

House Memorial No. 6:

A Memorial to the Congress of the United States, asking for a preliminary survey of Peace River, the dredging, widening and deepening thereof from Arcadia to the mouth of said river and for an appropriation therefor.

Was taken up and read the second time in full.

Mr. Etheredge moved the adoption of the Resolution.

Which was agreed to.

House Memorial No. 7:

A Memorial to the President and to the Congress of the United States of America, asking for adequate measure to be provided for the enforcement of the laws against sale, transportation and possession of intoxicating liquors, wines

and beer, and for appropriate measures to be inaugurated with a view to a more adequate protection from the illegal importation of intoxicating liquors into the State of Florida.

Was taken up the second time in full.

There being a tie vote the Memorial was not adopted.

#### INTRODUCTION OF BILLS.

By Mr. Cone—

Senate Bill No 562:

A bill to be entitled An Act granting pension to Mrs. Sarah Ann Hardee.

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

By Committee on Reforestration and Agriculture—

Senate Bill No 563:

A Bill to be entitled An Act creating a State Board of Forestry, Prescribing its membership, powers and duties; vesting power in the State Board of Forestry, to adopt and enforce rules and regulations, governing the work of said Board; providing for the employment of a Forester and fixing his compensation and prescribing his duties; prescribing penalties for violation of the provisions of this Act and appropriating moneys out of the State Treasury for carrying out the provisions of this Act, and for other purposes.

Which was read the first time by its title.

And the Bill was placed on the Calendar of Bills on the Second Reading without reference.

By Senator Knabb—

Senate Bill No. 564:

A bill to be entitled An Act validating, ratifying and confirming the organization and creation of Special Road and Bridge District Number Three, of Clay County, Florida, the election held for the organization of same, and validating, ratifying and confirming the bonds authorized to be issued by the Board of County Commissioners of Clay County, Florida, and the taxes levied for the payment thereof.

Which was read the first time by its title.

Mr. Knabb moved that the rules be waived and Senate Bill No. 864 be read a second time by its title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 564 was read a second time by its title only.

Mr. Knabb moved that the rules be further waived and that Senate Bill No. 564 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. 564 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, Calkins, Colson, Cone, Eaton, Epperson, Etheredge, Hodges, Igou, Knabb, Knight, MacWilliams, Malone, Mapoles, Mitchell, Overstreet, Phillips, Putnam, Rowe, Russell, Scales, Shelley, Singletary, Stokes, Taylor, Wells, Wicker—28.

Nays—None.

So the bill passed, title as stated.

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

By Senator Malone—  
Senate Bill No. 565:

A bill to be entitled An Act to create and establish a municipality to be known and designated as Town of Everglades and to define the territorial boundaries and provide for the organization and government thereof, and for its jurisdiction, powers and privileges, and to provide for the assessment and collection of taxes therein; and to authorize the imposition of penalties for the violation of its Ordinances.

Which was read the first time by its title.

Mr. Malone moved that the rules be waived and Senate Bill No. 565 be read a second time by its title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 565 was read a second time by its title only.

Mr. Malone moved that the rules be further waived and that Senate Bill No. 565 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. 565 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, Calkins, Colson, Cone, Eaton, Epperson, Etheredge, Hodges, Igou, Knabb, Knight, MacWilliams, Malone, Mapoles, Mitchell, Overstreet, Phillips, Putnam, Rowe, Russell, Scales, Shelley, Singletary, Stokes, Taylor, Wells, Wicker—28.

Nays—None.

So the bill passed, title as stated.

And Senate Bill No. 565 as amended on the third reading was referred to the Committee on Engrossed Bills.

By Senator Malone—  
Senate Bill No. 566:

A bill to be entitled An Act authorizing the Board of Public Instruction for Collier County, Florida, to borrow money for school purposes at any time prior to April 1, 1925, and to give negotiable notes or evidences or certificates of indebtedness therefor; to renew, refund or borrow money to pay such indebtedness and to authorize the validation of such indebtedness and the evidences thereof.

Which was read the first time by its title.

Mr. Malone moved that the rules be waived and Senate Bill No. 566 be read a second time by its title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 566 was read a second time by its title only.

Mr. Malone moved that the rules be further waived and that Senate Bill No. 566 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. 566 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, Calkins, Colson, Cone, Eaton, Epperson, Etheredge, Hodges, Igou, Knabb, Knight, Lindsey, MacWilliams, Malone, Mapoles, Mitchell, Overstreet, Phillips, Putnam, Rowe, Russell, Scales, Shelley, Singletary, Stokes, Taylor, Wells, Wicker—29.

Nays—None.

So the bill passed, title as stated.

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

By Mr. Mapoles—  
Senate Bill No. 567:

A bill to be entitled An Act to establish a municipality of the town of Camp Walton, Okaloosa County, Florida, and to provide for its territorial limits, its jurisdiction, powers, privileges and immunities, to appoint municipal officers and define their duties and powers.

Which was read the first time by its title.

Mr. Mapoles moved that the rules be waived and Senate Bill No. 567 be read a second time by its title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 567 was read a second time by its title only.

Mr. Mapoles moved that the rules be further waived and that Senate Bill No. 567 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. 567 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, Calkins, Colson, Cone, Eaton, Epperson, Etheredge, Hodges, Igou, Knabb, Knight, Lindsey, MacWilliams, Malone, Mapoles, Mitchell, Overstreet, Phillips, Putnam, Rowe, Russell, Scales, Shelley, Singletary, Stowes, Taylor, Wells, Wicker—29.

Nays—None.

So the bill passed, title as stated.

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

Mr. Knight moved to reconsider the vote by which House Concurrent Resolution No. 7 was not adopted.

Which motion was laid over under the rule.

Mr. Colson moved that the Senate do now take up for consideration the message from the House of Representatives containing the conveyance to the Senate of Senate Bill No. 9, with the amendments of the House of Representatives thereto, and which message was held over by consent until today.

Which was unanimously agreed to and

The following message from the House of Representatives was received and read:

House of Representatives,  
Tallahassee, Florida, May 18, 1923.

*Hon. T. T. Turnbull,*  
*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. 9:

A bill to be entitled An Act imposing license taxes upon Gasoline or other like products of Petroleum; Providing for reports of sale of such commodities to the Comptroller of the State of Florida; providing for the disposition of the Monies Derived from Such Tax and fixing a penalty for the violation of the provisions of this Act and to repeal all laws in conflict with this Act.

With the following amendments:

1. In Section 1 line 10, after the word "Florida" add the following: "For the use of the State Road Department as hereinafter provided."

2. In Section 3, line 2, strike out the words "and five (\$5.00) dollars for the County, as provided in Section 1 of this Act."

3. In Section 1, lines 3 and 4, strike out the words "and five (\$5.00) dollars to the County where the place of business is located for each place of business."

4. In Section 1, lines 13 and 14, strike out the words "and five (\$5.00) dollars for the county."

5. Add the following new section: "Section 12. If any section, sub-section, sentence, clause or phrase of this Act, is, for any reason, held unconstitutional, such decision shall not affect the validity of the remaining portions of this Act."

And respectfully requests the concurrence of the Senate thereto.

Very respectfully,  
B. A. MEGINNISS,  
Chief Clerk House of Representatives.

And Senate Bill No. 9, together with the amendments of the House of Representatives thereto, as contained in the foregoing message, was placed before the Senate for consideration.

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

Which was agreed to.

And House Amendment No. 1 was concurred in by the Senate.

Mr. Colson moved that the Senate do concur to House Amendment No. 2, as contained in the above message.

Which was agreed to.

And House Amendment No. 2 was concurred in by the Senate.

Mr. Colson moved that the Senate do concur to House Amendment No. 3, as contained in the above message.

Which was agreed to.

And House Amendment No. 3 was concurred in by the Senate.

Mr. Colson moved that the Senate do concur to House Amendment No. 4, as contained in the above message.

Which was agreed to.

And House Amendment No. 4 was concurred in by the Senate.

Mr. Colson moved that the Senate do concur to House Amendment No. 5, as contained in the above message.

Mr. Calkins offered the following amendment to pending House Amendment to Senate Bill No. 9:

Add to said House Amendment the following: "In case the provision of this Act providing for the distribution among the counties of this State of one-third of the net proceeds of the revenue derived from the tax of three cents per gallon for every gallon of gasoline or other like products of petroleum sold, is, for any reason, declared or found to be invalid, then, in that event, such one-third of the net proceeds of the revenue derived from the imposition of three cents per gallon on every gallon of gasoline or other like products of petroleum sold, shall be paid into the General Revenue Fund of the State of Florida."

Mr. Calkins moved the adoption of the amendment.

Mr. Etheredge offered the following amendment to the amendment to Senate Bill No. 9:

Strike out the words "General Revenue Fund" and insert in lieu thereof the following: "State School Fund."

Mr. Etheredge moved the adoption of the amendment to the amendment.

Mr. Colson moved that the amendment to the amendment be laid on the table.

Which was agreed to.

The question then recurred on the adoption of the amendment.

Mr. Johnson offered the following amendment to House Amendment to Senate Bill No. 9:

Strike out the words "General Revenue Fund" and insert in lieu thereof the following: "Fund of State Road Department."

Mr. Johnson moved the adoption of the amendment.

Which was not agreed to.

The question then recurred on the adoption of the amendment offered by Mr. Calkins to the House amendment.

Upon which a yea and nay vote was demanded.

The roll was called and the vote was:

Yeas—Senators Anderson, Calkins, Campbell, Colson, Cone, Epperson, Etheredge, Knabb, Knight, Lindsey, MacWilliams, Malone, Mapoles, Mitchell, Phillips, Russell, Scales, Shelley, Singletary, Stokes, Wells, Wicker—22.

Nays—Mr. President, Senators Butler, Eaton, Hodges, Igou, Johnson, Overstreet, Putnam, Rowe, Taylor—10.

So the amendment to the House Amendment to Senate Bill No. 9 was adopted and concurred in as amended by the Senate.

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

Mr. Campbell moved that the Senate do now proceed to the consideration of executive business.

Which was agreed to.

The chamber and galleries being duly cleared, the Senate closed its doors at 11:22 o'clock a. m. for consideration of executive matters.

The doors were opened at 1:42 o'clock p. m. and the Senate resumed its general session.

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

Mr. President, Senators Anderson, Calkins, Campbell, Colson, Cone, Eaton, Epperson, Etheredge, Hodges, Igou, Knabb, Lindsey, MacWilliams, Malone, Mapoles, Mitchell,

Overstreet, Phillips, Putnam, Rowe, Russell, Scales, Shelley, Singletary, Stokes, Wicker—27.

A quorum present.

Mr. Knabb moved that the Senate do now adjourn to 3 o'clock P. M.

Which was not agreed to.

The hour of adjournment having arrived, the Senate at 1:42 P. M., took a recess to 4 o'clock P. M. this day.

#### AFTERNOON SESSION

MAY 22nd, 1923.

The Senate met at 4 o'clock pursuant to recess order.

The President in the chair.

The following Senators answered to their names:

Mr. President, Senators Anderson, Butler, Calkins, Campbell, Colson, Cone, Eaton, Epperson, Etheredge, Hodges, Igou, Johnson, Knabb, Knight, Lindsey, MacWilliams, Malone, Mapoles, Mitchell, Overstreet, Phillips, Putnam, Rowe, Russell, Scales, Shelley, Singletary, Stokes, Taylor, Wells, Wicker—32.

A quorum present.

By consent the following reports were submitted:  
Mr. Colson, Chairman of the Committee on Education, submitted the following report:

Senate Chamber,  
Tallahassee, Fla., May 22, 1923.

*Hon. T. T. Turnbull,*  
*President of the Senate.*

*Sir:*

Your Committee on Education, to whom was referred—  
Engrossed House Bill No. 256:

A bill to be entitled An Act to amend Section 458 of the Revised General Statutes of the State of Florida relating to County School Boards authorized to borrow money.

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

Very respectfully,  
J. H. COLSON,  
Chairman of Committee.

And Engrossed House Bill No. 256, contained in the above report, was placed on the Calendar of Bills on Second Reading.

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

Senate Chamber,  
Tallahassee, Fla., May 22, 1923.

*Hon. T. T. Turnbull,*  
*President of the Senate.*

*Sir:*

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

(House Bill No. 564):

An Act to amend Section 4658 Revised General Statutes of Florida relating to Free or Reduced Transportation by Common Carriers and prescribing a penalty for the violation of the provisions thereof.

Also—

(House Bill No. 618) :

An Act limiting the amount of tonnage by motor vehicles and restricting the use of trailers and log, timber, turpentine or other carts, wagons or vehicles and well machines over certain roads in Sumter County, Florida, and regulating the speed of and the use of wagons, carts, machines or disc harrows, automobile or other vehicles over the roads of said County.

Also—

(House Bill No. 681) :

An Act limiting the amount of tonnage by Motor Vehicle, and restricting the use of trailers and log, timber, turpentine or other carts, wagons or vehicles and well machines, over certain roads in Bay County, Florida, and regulating the speed of and the use of wagons, carts, machines or disc harrows, automobiles or other vehicles over the roads of said County.

Also—

(House Bill No. 680) :

An Act to empower the City of Lynn Haven, Bay County, Florida, to borrow money on revenue notes, a limitation of the amount which it may borrow, and provision for the payment of the same.

Also—

(House Bill No. 804) :

An Act authorizing the County Commissioners of Hardee County, Florida, to issue County Notes, Certificates of Indebtedness or other evidence of indebtedness of Hardee County, Florida, in an amount not exceeding fifty thousand dollars, for the purchase of a Court House site and for the construction and equipment of a County Jail for said County, and for funding the outstanding indebtedness of said County; providing that the same when issued shall have all the attributes of negotiable papers; and authorizing and requiring the Board of County Commissioners of Hardee County, Florida, to levy a tax sufficient to pay the principal and the interest thereof.

Have 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,

R. H. ROWE,

Chairman of the Joint Committee on  
Enrolled Bills 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 Joint Committee on Enrolled Bills on the part of the Senate, to be conveyed to the Governor for his approval.

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

Senate Chamber,  
Tallahassee, Florida, May 22, 1923.

*Hon. T. T. Turnbull,*  
*President of the Senate.*

*Sir:*

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

(Senate Bill No. 365) :

An Act to abolish the present municipal government of the town of Riviera, in Palm Beach County, Florida; to legalize and validate the ordinances of said town of Riviera, and official acts thereunder; to create and establish a new municipality to be known as the town of Riviera, Palm Beach County, Florida; and to fix and provide its territorial limits, jurisdiction, and powers, and the jurisdiction and powers of its officers; and to provide that the said town of Riviera shall not be annexed nor consolidated with any other incorporation, city or town without the consent of two-thirds majority of the registered voters actually voting at an election to be held in the said town of Riviera.

Also—

(Senate Bill No. 454):

An Act to abolish the present municipal government of the town of Pahokee, in Palm Beach County, Florida; to legalize and validate the ordinances of said town and official acts thereunder; to create and establish a new municipality to be known as the town of Pahokee, Palm Beach County, Florida; and to fix and provide its territorial limits, jurisdiction and powers, and the jurisdiction and powers of its officers.

Have 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,

R. H. ROWE,

Chairman of the Joint Committee on Enrolled Bills 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 Joint Committee on Enrolled Bills on the Part of the Senate, to be conveyed to the Governor for his approval.

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

Senate Chamber,  
Tallahassee, Fla., May 22, 1923.

Hon. T. T. Turnbull,  
President of the Senate.

Sir:

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

(Senate Bill No. 433):

An Act to authorize the Town of Umatilla, Lake County, Florida, to construct, purchase, lease, establish, maintain and operate a municipal plant for the purpose of

manufacturing, furnishing and distributing electricity, ice and water for municipal purposes and for use by consumers thereof; to maintain in connection therewith a cold storage plant; to prescribe rules and regulations for the distribution of water, ice and electricity and the use of said cold storage plant, and to provide for the payment by consumers and users thereof proper compensation therefor; to authorize said town to reconstruct, extend or enlarge said municipal plant; to borrow money for last-mentioned purpose or to maintain and operate said plant; and to confer upon said town all rights and privileges provided by the laws of the State of Florida with reference to similar municipal plants.

Also—

(Senate Bill No. 272):

An Act relating to judgments and decrees of the Court of Record in and for Escambia County.

Also—

(Senate Bill No. 394):

An Act relating to the government and powers of the Town of Lake Worth, in Palm Beach County, Florida; authorizing, approving, ratifying, legalizing, validating and confirming certain certificates of indebtedness of said Town of Lake Worth, and declaring and making said certificates of indebtedness to be legally binding, direct and negotiable obligations of said Town of Lake Worth.

Have 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,

R. H. ROWE,

Chairman of the Joint Committee on Enrolled Bills 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 Joint Committee on Enrolled Bills on the part of the Senate, to be conveyed to the Governor for his approval.

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

Senate Chamber,  
Tallahassee, Florida, May 22, 1923.

*Hon. T. T. Turnbull,*  
*President of the Senate.*

*Sir:*

Your Joint Committee on Enrolled Bills, to whom was referred

(Senate Bill No. 434):

An Act to amend Sections One, Three and Four, Article Thirteen of Chapter 8376, Acts of The Legislature of the State of Florida for the year 1919, with reference to the issuance and sale of municipal bonds of the Town of Umatilla, Lake County, Florida.

Also—

(Senate Bill No. 392):

An Act to amend Section 1, of Chapter 7146 of the Acts of the Legislature of the State of Florida of 1915, said Act being entitled "An Act relating to the paving, grading, curbing, laying out, opening, repairing or otherwise improving of the streets, laying, constructing and repairing of sidewalks in said City, and giving to said city a lien for the cost of such improvements; and providing for the issuance of certificates of indebtedness, for such cost, and providing for their payment or collection."

Also—

(Senate Bill No. 334):

An Act to Amend Section 3045 of Article 1, Chapter 4, of the Revised General Statutes of the State of Florida providing for the holding of a Spring and Fall term of the Circuit Court, Fourth Judicial Circuit of Florida.

Also—

(Senate Bill No. 435):

An Act to Extend the Corporate Limits of the Town of Umatilla, Lake County, Florida, and to give the said Town

of Umatilla Jurisdiction over the Territory embraced in said extension.

Also—

(Senate Bill No. 502):

An Act Regulating and Fixing the Compensation of the County Solicitor of Monroe County, Florida.

Also—

(Senate Bill No. 430):

An Act giving and granting to the Park-Wood Lumber Company a corporation, its successors, and assigns, the consent and authority of the State of Florida to construct one or more bridges over the canal of St. Andrews Bay to the Apalachicola River for the purpose of conveying logs and lumber from the West to the East side of said canal to its mill at Port St. Joe, Florida.

Have 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,

R. H. ROWE,

Chairman of the Joint Committee on  
Enrolled Bills 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 Joint Committee on Enrolled Bills on the part of the Senate, to be conveyed to the Governor for his approval.

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

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Senate Chamber,  
Tallahassee, Florida, May 22, 1923.

Hon. Theo. T. Turnbull,  
President of the Senate.

Sir:

Your Committee on Engrossed Bills, to whom was referred (with amendments) after Third Reading—  
Senate Bill No. 7:

A bill to be entitled An Act prescribing the Number, names and requirements for certificates of Teachers and for the issuance of the certificates: to provide for a system of Teachers' Examinations; to prescribe the duties of County Superintendents relative to the conducting of examinations; to provide for a Teachers' Reading Circle; to give the force of law to the rules and regulations prescribed by the State Board of Education for the execution of the provisions of this Act; and to repeal all Laws in conflict with this Act.

Have carefully examined the same, and find same correctly engrossed, and return same herewith.

Very respectfully,

W. J. SINGLETARY,  
Chairman of Committee.

And Senate Bill No. 7, contained in the above report, was ordered to be referred to the Committee on Enrolled Bills.

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

Senate Chamber,  
Tallahassee, Florida, May 22, 1923.

Hon. T. T. Turnbull,  
President of the Senate.

Sir:

Your Committee on Judiciary A, to whom was referred—  
Senate Bill No. 215:

A bill to be entitled An Act to provide that persons in possession of merchandise for purpose of sale, or as secur-

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ity for advances or in whose names merchandise shall be shipped, shall be deemed the true owners thereof, so far as to give validity to certain contracts concerning such merchandise, to provide certain duties of shippers and providing a penalty therefor, to entitle the pledgee or consignee of such merchandise to a lien thereon, and providing for the enforcement of such lien.

Have had same under consideration, and return without recommendation.

Very respectfully,

W. A. MacWILLIAMS,  
Chairman of Committee.

And Senate Bill No. 215, contained in the above report, was placed on the Calendar of Bills on Second Reading.

Mr. Scales moved that House Bill No. 946 be committed to the Committee on Cities and Towns.

Which was agreed to.

And the bill was so referred.

By consent the following bills were introduced:

By Mr. Etheredge—  
Senate Bill No. 568:

A bill to be entitled An Act defining the legal status of certain property in the State of Florida in its relation to the tax laws of this State.

Which was read the first time by its title.

Mr. Etheredge moved that the rules be waived and Senate Bill No. 568 be read a second time by its title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 568 was read a second time by its title only.

Mr. Etheredge moved that the rules be further waived and that Senate Bill No. 568 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. 568 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, Campbell, Cone, Eaton, Epperson, Etheredge, Hodges, Igou, Johnson, Knabb, Knight, Lindsey, MacWilliams, Malone, Mapoles, Mitchell, Overstreet, Putnam, Rowe, Russell, Scales, Shelley, Stokes, Taylor, Wicker—28.

Nays—None.

So the bill passed, title as stated.

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

By Senator Wells—

Senate Bill No. 569:

A bill to be entitled An Act regulating the giving or making of mortgages or other liens upon all kinds of agricultural crops, and declaring invalid and against the public policy all mortgages or other liens on growing agricultural crops, or upon crops not planted at the time of the making, etc.

Which was read the first time by its title.

Mr. Wells moved that the rules be waived and that Senate Bill No. 569 be placed on the Calendar of Bills on the Second Reading without reference.

Which was agreed to by a two-thirds vote.

And the bill was placed on the Calendar of Bills on the Second Reading without reference.

By Senator MacWilliams—

Senate Bill No. 570:

A bill to be entitled An Act to authorize and empower the Town of Hastings to issue and sell negotiable interest bearing time warrants to the amount or amounts not exceeding ten thousand dollars and to provide that the proceeds derived from the sale of said time warrants be used and applied in the extension, repair, renewal and improvement of its sewer system, and providing for paying of interest thereon and a sinking fund for retiring of said warrants.

Which was read the first time by its title.

Mr. MacWilliams moved that the rules be waived and Senate Bill No. 570 be read a second time by its title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 570 was read a second time by its title only.

Mr. MacWilliams moved that the rules be further waived and that Senate Bill No. 570 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. 570 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, Calkins, Campbell, Cone, Eaton, Epperson, Etheredge, Hodges, Igou, Johnson, Knabb, Knight, Lindsey, MacWilliams, Mapoles, Mitchell, Phillips, Putnam, Rowe, Russell, Scales, Shelley, Singletary, Stokes, Taylor, Wells, Wicker—29.

Nays—None.

So the bill passed, title as stated.

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

By Senator Taylor—

Senate Bill No. 571:

A bill to be entitled An Act to protect and regulate the Sponge Industry of the State of Florida.

Which was read the first time by its title.

Senator Taylor moved that the rules be waived and that Senate Bill No. 571, be placed on the Calendar of Bills on the Second Reading without reference.

Which was agreed to by a two-thirds vote.

And the Bill was placed on the Calendar of Bills on the Second Reading without reference.

By Senator Mapoles—

Senate Bill No. 572:

A bill to be entitled An Act creating an additional Judicial Circuit in the State of Florida; to be designated as the Nineteenth Judicial Circuit, and to create the Circuit Court thereof, and to provide for a Judge and State Attorney in said Court, and to provide for a Judge in the First Judicial Circuit and defining and fixing the territorial limits and the boundaries of the First and the Nineteenth Judicial Circuits, and providing the time for holding the terms of Court in said Judicial Circuit, and prescribing the effect on pending cases in said Court.

Which was read the first time by its title.

Mr. Mapoles moved that the rules be waived and that Senate Bill No. 572 be placed on the Calendar of Bills on the Second Reading without reference.

Which was agreed to by a two-thirds vote.

And the bill was placed on the Calendar of Bills on the Second Reading without reference.

By Senator Singletary—

Senate Bill No. 573:

A bill to be entitled An Act authorizing the establishment of County Agricultural High Schools in the State of Florida; providing for a Board of Control for such Schools, authorizing the various Boards of County Commissioners of the State of Florida to levy a Special Tax for the purpose of operating and maintaining an experimental farm or farms in connection with any County Agricultural High School and authoring the Trustees of the Internal Improvement Fund of the State of Florida to lease a Section of State land to any such School for experimental purposes.

Which was read the first time by its title.

Mr. Singletary moved that the rules be waived and that Senate Bill No. 573 be placed on the Calendar of Bills on the Second Reading without reference.

Which was agreed to by a two-thirds vote.

And the bill was placed on the Calendar of bills on the Second Reading without reference.

Mr. Scales moved that the Senate do now proceed to consider Executive matters:

Which was agreed to.

And the Senate at 4:15 o'clock p. m. cleared the chamber and gallery and went into Executive Session:

The Senate emerged from its Executive deliberations and resumed its regular Session at 5:55 o'clock p. m.

The President in the chair:

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

Mr. President, Senators Anderson, Butler, Calkins, Campbell, Colson, Cone, Eaton, Epperson, Etheredge, Hodges, Igou, Knabb, Knight, Lindsey, MacWilliams, Malone, Mapoles, Mitchell, Overstreet, Phillips, Putnam, Rowe, Russell, Scales, Shelley, Singletary, Stokes, Taylor, Wells, Wicker.—31.

A quorum present.

Mr. MacWilliams moved that when the Senate adjourns this afternoon it shall recess to 8 o'clock p. m. to resume bills by the call of districts.

Which was agreed to.

Mr. Stokes moved that the Senate do now take a recess. Which was agreed to. Thereupon the Senate at 6 o'clock took a recess to 8 o'clock p. m. this day.

### NIGHT SESSION.

The Senate met in regular session at 8 o'clock P. M. The President Pro Tem. in the chair.

The following Senators answered to their names:

Senators Anderson, Butler, Calkins, Campbell, Colson, Cone, Eaton, Epperson, Etheredge, Hodges, Igou, Johnson, Knabb, Knight, Lindsey, MacWilliams, Malone, Mapoles, Mitchell, Overstreet, Phillips, Putnam, Russell, Scales, Shelley, Singletary, Stokes, Taylor, Wells, Wicker—30.

A quorum present.

Mr. Epperson presented the following communication: I am sensitive, and more so, if anything is said against the people of my district. This is true of each Senator, I feel sure.

I believe we should not neglect to commend those who have wrought well in building up our great State, and who are now using their influence in building the religious, moral and educational interest of the people.

Such are many of the citizens of Taylor and Dixie Counties, as it has been my privilege to know them for many years, of whom, I will now mention only a few; the Finlaysons, Cottrells, Chairs, Feltons, Sheppards and Hendrys, and I could name many others. These names will be handed down to future posterity honored and untarnished.

Taylor and Dixie Counties are two important units of the sixty-three units that compose our great State. There the sun shines as brightly, the mocking bird sings as sweetly, the flowers are as fragrant; there the youths are as bright and ambitious and with as high aspirations as any. The petitions to our Heavenly Father from those people are as from the people anywhere. I feel it is nothing but right and just to commend the good people of Dixie and Taylor Counties, as I shall ever be loyal to the good people of the State, especially my friends; and

for the above reasons, I ask for this to be spread on the Journal.

W. J. EPPERSON,  
Senator 21st District.

Mr. Epperson moved that the communication be spread on the Journal and asked that the following clipping be appended, to-wit:

And This in Florida—

Clearwater News: Those natives who greeted the legislative sub-committee with guns at Clara would not have looked natural without them. And still we want to retain those wilds as a part of Florida.

And the Senate ordered the same to be spread on the Journal.

Mr. Johnson called up—

Senate Bill No. 436:

A bill to be entitled An Act requiring the State Pension Board to investigate all claims for pensions heretofore or hereafter granted under Special Acts of the Legislature.

Was taken up and placed before the Senate, and read the second time.

Mr. Johnson, offered the following amendment to Senate Bill No. 436:

At end of title add "And to drop from such Pension roll any Special Pensioner whom it is found deserted the Confederate Army or Navy, or who did not render any service to the Confederate States as Soldier or Sailor.

Mr. Johnson moved the adoption of the amendment.

Which was agreed to.

Mr. Johnson moved that the rules be further waived and that Senate Bill No. 436 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. 436 was read a third time in full.

By Unanimous Consent—

Mr. Johnson, offered the following amendment to Senate Bill No. 436:

In Section 1; line 9, add words after word "Army or Navy."

Mr. Johnson moved the adoption of the amendment.

Which was agreed to.

On the call of the roll on Senate Bill No. 436 as amended, the vote was:

Yeas—Senators Anderson, Butler, Calkins, Campbell, Colson, Cone, Epperson, Etheredge, Igou, Johnson, Knabb, Knight, Lindsey, MacWilliams, Mitchell, Overstreet, Russell, Scales, Shelley, Singletary, Stokes, Taylor, Wicker—23.

Nays—Senators Eaton, Hodges, Malone, Mapoles, Phillips, Putnam, Wells—7.

So the bill passed, title as stated.

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

Upon Mr. Knabb's request Senate Bill No. 308, unfavorably reported, was restored to the Calendar.

#### BILLS AND JOINT RESOLUTIONS ON THE SECOND READING.

By Mr. Wells—

Senate Bill No. 3;

A Bill to be entitled An Act to authorize the assessment and collection of taxes upon any property in the State of Florida upon which ad valorem taxes could have been lawfully assessed for any year or years within five years previous to the year in which such assessment shall be made when the taxes which might have been lawfully assessed against such property for any cause have not been paid, or as to which an invalid assessment or sale shall appear to have been made.

Was taken up in its order and again read the second time in full for information.

Mr. Stokes, offered the following amendment to Senate Bill No. 3: at the end of section 1 add:

"Provided, further, that personal property acquired in good faith by purchase shall not be subject to assessment for taxes for any time prior to the time of such purchase, but the individual or corporation liable for any such assessment shall continue personally liable for same.

Mr. Stokes moved the adoption of the amendment.

Which was agreed to.

Mr. MacWilliams offered the following amendment to Senate Bill No. 3:

Strike out the word "five" wherever it appears in the title or body of the bill, and insert in lieu thereof the following: "three."

Mr. MacWilliams moved the adoption of the amendment.

Which was agreed to.

Mr. Phillips offered the following amendment to Senate Bill No. 3:

In Section 1, line 25, strike out all after the word "Law."

Mr. Phillips moved the adoption of the amendment.

Which was agreed to.

Mr. Stokes offered the following amendment to Senate Bill No. 3:

At the end of Section 1, add: "Provided, if real property or personal property be assessed for taxes, and because of litigation delay ensues and the assessment be held invalid, the taxing authorities may re-assess such property within the time herein provided after the termination of such litigation."

Mr. Stokes moved the adoption of the amendment.

Which was agreed to.

Mr. Wells moved that the rules be further waived and that Senate Bill No. 3, as amended, 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. 3 as amended 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, Calkins, Campbell, Colson, Cone, Eaton, Knight, Lindsey, MacWilliams, Mitchell, Putnam, Russell, Scales, Shelley, Singletary, Stokes, Wells—18.

Nays—Senators Epperson, Etheredge, Hodges, Igou, Johnson, Knabb, Malone, Overstreet, Phillips—9.

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

And the same was ordered referred to the Committee on Engrossed Bills.

Mr. Campbell moved to waive the rules and take up out of its order Senate Bill No. 503 for consideration.

Which was agreed to by a two-thirds vote.

And—

Senate Bill No. 503:

A bill to be entitled An Act to grant certain water front riparian rights and submerged lands in Biscayne Bay east of the City of Miami, Florida, to the City of Miami in Dade County, Florida.

Was taken up and placed before the Senate, and read the second time.

Mr. Campbell, offered the following amendment to Senate Bill No. 503:

In Section 1, line 1, strike out the words for "Municipal purposes only" and insert in lieu thereof the following: "for the purpose of digging channels and basins therein; and to the harbor line for wharves, docks, piers, and for warehouses, terminals, and for other similar purposes."

Mr. Campbell moved the adoption of the amendment.

Pending the consideration of the amendment, the hour of adjournment arrived, and the Senate stood adjourned at 10:01 o'clock to 10 o'clock, A. M. Wednesday, May 23, 1923.

#### CONFIRMATIONS.

DeWitt T. Gray to be additional Judge, Fourth Judicial Circuit, authorized by Acts of 1923.

Burton Barrs, to be Judge Civil Court of Record, Duval County.

Mrs. George E. Welch, to be member of Board of Managers, of Farm Colony for Epileptic and Feeble Minded.

E. A. Barrett, to be member Board of Pilot Commissioners for Port of St. Andrews Bay to fill unexpired term of A. D. Weller, resigned.

The Senate refused to remove Fred A. Pine from the office of Solicitor of Criminal Court of Record, Dade County.