

JOURNAL OF THE SENATE

SATURDAY, MAY 25, 1929

The Senate convened at 10 o'clock A. M., pursuant to adjournment on Friday, May 24, 1929.

The President in the chair.

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

Mr. President, Senators Anderson, Bell, Caro, Council, Dell, Futch, Gary, Glynn, Harrison, Hinely, Hodges, Howell, Irby, Johns, King, Knabb, Malone, McCall, Mitchell, Neel, Phillips, Putnam, Rowe, Scales, Singletary, Stewart, Swearingen, Taylor, Turnbull, Turner, Wagg, Watson, Waybright, Welsh, Whitaker, Young—37.

A quorum present.

Prayer by the Chaplain.

The reading of the Journal was dispensed with.

The Journal of May 8, 1929, was corrected as follows:

On page 3, column 2, line 80, after the figures "678," add the following: "1927 Session".

And as corrected was approved.

The Journal of May 14, 1929, was corrected as follows:

On page 2, column 1, line 34, strike out the figures "241", and insert in lieu thereof the figures "341".

Also—

On page 15, column 1, line 59, strike out the figures "730", and insert in lieu thereof the figures "780".

And as corrected was approved.

The Journal of May 21, 1929 was corrected as follows:

On page 12, column 1, line 45 should read as follows:

By permission the following bill was introduced—

The same page and column, line 47, the title and proof of publication to Senate Bill No. 533 should read as follows:

A bill to be entitled An Act ratifying, confirming, validating and legalizing all acts and proceedings of the County Commissioners of Dixie County, Florida, their officers and agents, relative to the issuance and delivery to the State Road Department of seventy-five thousand dollars negotiable interest-bearing time warrants of said county, under Chapter 10479, Laws of Florida, Acts of Regular Session of 1925, authorizing the same; and ratifying confirming, validating and legalizing said interest-bearing time warrants; and authorizing the State Road Department to sell and dispose of same at public or private sale.

Together with the following proof of publication:

AFFIDAVIT OF PUBLICATION

State of Florida,
County of Dixie.

Before me, the undersigned authority duly authorized to administer oaths, personally came Rose O. Chavous, who being duly sworn says: That she is the publisher of the Dixie County Advocate, a newspaper published weekly at Cross City, Florida, and that a copy of the notice as per clipping attached: "Notice.—Board of County Commissioners, Dixie County, Florida, by L. L. Barber, Clerk," was published weekly in the regular and entire issue of said newspaper for five consecutive weeks, beginning with the issue dated April 18th, 1929, and ending with the issue dated May 16th, 1929. The other issues of the same are the following: April 25th, May 2 and May 9, 1929.

(Signed) ROSE O. CHAVOUS.

Sworn to and subscribed before me this the 16th day of May, A. D. 1929.

(Signed) GUSSIE BAUGHMAN,
Notary Public, State of Florida at Large.

(Seal)

My commission expires November 4th, 1932.

NOTICE

There will be a bill introduced in the Legislature of the State of Florida, during this session, for the purpose of validating \$75,000.00 worth of interest bearing time warrants issued by Dixie County, Florida, April 1st, A. D. 1929.

BOARD OF COUNTY COMMISSIONERS,
of Dixie County, Florida,
By L. L. BARBER, Clerk.

Also—

On page 9, column 1, between 59 and 60, insert the following:

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Dell, Chairman of the Joint Committee on Enrolled Bills on the Part of the Senate, submitted the following report:

Senate Chamber,
Tallahassee, Fla., May 21, 1929.

Hon. J. J. Parrish,
President of the Senate.

Sir:

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

(Senate Bill No. 398):

An Act to authorize the City of Leesburg, Florida, to issue bonds for the purpose of refunding, retiring or paying the interest, and/or principal on any or all bonds issued by said city for the cost and expense for local improvements where the same have been done wholly or partially by direct assessment against lots and lands adjacent to, or fronting or abutting such improvements, and bonds issued against such assessments for the purpose of financing such improvements, and providing for the assessment and collection of taxes for the payment of principal and interest on such bonds, and for creating a special fund for the assignment thereto of assessments upon which default has been made in payment, and for the use and disbursement of funds arising from such assessments.

Also—

(Senate Bill No. 402):

An Act affecting the government, powers and duties of the City of Newberry, a municipality in Alachua County, Florida, repealing Section 10 of Chapter 6078, and Section 40 of Chapter 8311, and amending Sections 21, 23 and 39, of Chapter 8311, Laws of Florida.

Also—

(Senate Bill No. 426):

An Act to authorize the County of Putnam to levy a special tax for publicity purposes and providing for the expenditure thereof.

Also—

(Senate Bill No. 459):

An Act to repeal Chapter 8778, Laws of Florida, Special Acts of 1921 entitled "An Act to authorize the Board of County Commissioners of Nassau County, Florida, to borrow money in amounts not to exceed the aggregate of \$25,000.00 for the purpose of constructing and repairing public roads and bridges in said county, to issue interest bearing time warrants therefor; and to authorize a tax levy for the payment of same."

Also—

(Senate Bill No. 454):

An Act to create and establish "Montclair Drainage District" in Lake County, Florida, and to provide for the establishment of public ditches and drains therein and for the assessment of the cost thereof, including surveys and other preliminary expenses, against lands benefited by such ditches and drains for the levying and collection of taxes upon the lands assessed and the sale of lands to enforce the collection of the same and for the issuance of certificates of indebtedness by said District to pay for the establishment of such ditches and drains, surveys and other preliminary and incidental expenses.

Also—

(Senate Bill No. 455):

An Act to authorize the Town of Groveland, Florida to issue bonds for the purpose of refunding, retiring or paying the interest, and/or principal on any or all bonds issued by said town for the cost and expense for local improvements where the same have been done wholly or partially by direct assessment against lots and lands adjacent to or fronting or abutting such improvements, and bonds issued against such assessments for the purpose of financing such improvements, and providing for the assessment and collection of taxes for the payment of principal and interest on such bonds, and for creating a special fund for the assignment thereto of assessments upon which default has been made in payment, and for the use and disbursement of funds arising from such assessments.

Also—

(Senate Bill No. 457):

An Act to authorize the City of Leesburg, Florida, to issue its bonds, notes or other evidences of indebtedness for the purpose of financing the costs and expenses incident to foreclosure and purchase and payment of assessments on and against land now owned or hereafter to be acquired by the city upon and against which assessments have been made and entered for public improvements.

Also—

(Senate Bill No. 395):

An Act to empower and direct the City of Hialeah, Florida, through its proper officials to use certain bond moneys for the purpose of paying interest and retirement of certain bonds, and providing for the discontinuing certain improvements.

Also—

(Senate Bill No. 452):

An Act to authorize and require the Board of County Commissioners of Escambia County, Florida, to pay to Runyan Company, a corporation, from the general funds of said county, the sum of \$343.02, as interest on deferred payment of contract price for the construction of Little Bayou Bridge in Escambia County, Florida, under contract between Runyan Company and the Board of County Commissioners of Escambia County, Florida.

Also—

(Senate Bill No. 453):

An Act authorizing the County Commissioners of Lake County, Florida, in behalf of Special Road and Bridge District No. 10 of Lake County, Florida, to issue and sell bonds, interest bearing time warrants or script 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 principal and interest of said bonds, interest bearing time warrants or script; the proceeds derived from the sale of said bonds, time warrants or script to be used for the purpose of paying the outstanding indebtedness of said district arising from the construction, reconstruction, grading, hard-surfacing, paving and maintaining public roads in said district.

Also—

(Senate Bill No. 456):

An Act to authorize the City of Clermont, Florida, to issue bonds for the purpose of refunding, retiring or paying the interest, and/or principal on any or all bonds issued by said city for the cost and expense for local improvements where the same have been done wholly or partially by direct assessment against lots and lands adjacent to, or fronting or abutting such improvements and bonds issued against such assessments for the purpose of financing such improvements, and providing for the assessment and collection of taxes for the payment of principal and interest on such bonds, and for creating a special fund for the assignment thereto of assessments upon which default has been made in payment, and for the use and disbursement of funds arising from such assessments.

Also—

Senate Bill No. 458:

An Act to repeal Chapter 9529, Laws of Florida, Special Acts of 1923, entitled "An Act authorizing and empowering the Board of County Commissioners of Nassau County, Florida, to issue and sell certificates of indebtedness in a sum or sums not to exceed two per cent of the assessed valuation of the taxable property of said Nassau County for the year 1922, and to provide for the application of the funds derived from such issue and sale of said certificates of indebtedness in constructing, grading, hardsurfacing, repairing and otherwise improving the Public Roads of said county, and the building and repairing of bridges in said county, and authorizing and empowering the said Board by resolution to provide for payment of interest and raising sinking fund for payment of said certificates of indebtedness, and authorizing and empowering the said board to levy annually a tax sufficient for such purposes."

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,

J. MAXEY DELL,

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

The Bills contained in the above report were thereupon duly signed by the President and Secretary of the Senate in open ses-

sion 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.

And as corrected was approved.

The Journal of May 23, 1929, was corrected as follows:

On all roll calls of the Night Session, where they appear, the names of the following should be stricken: Senators Futch, Irby, Johns, King, Knabb, Malone, McCall, Mitchell, Phillips, Young.

And as corrected was approved.

The Journal of May 22, 1929, was corrected as follows:

"On page 11, column 2, between lines 38 and 39, insert the following:

REPORT OF ENROLLING COMMITTEE

Senator Dell, Chairman of the Joint Committee on Enrolled Bills on the part of the Senate, submitted the following report:

Senate Chamber,
Tallahassee, Fla., May 22, 1929.

Hon. J. J. Parrish,

President of the Senate.

Sir:

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

(House Bill No. 828):

An Act to abolish the present municipal government of the Town of Lantana, in Palm Beach County, Florida; to create and establish a new municipality to be known as the Town of Lantana, in Palm Beach County, Florida; to legalize and validate the ordinances of the former Town of Lantana, and to legalize and validate the official acts of said former town and its officials, and to provide that the town hereby created shall assume the obligations and indebtedness of said former town and its officials; to legalize and validate all assessments and levies of general taxes and special assessments levied by said former town; to fix and provide the territorial limits, jurisdiction and powers of the town hereby created, and the jurisdiction and powers of its officers.

Also—

(House Concurrent Resolution No. 19):

Relating to the appointment of a delegate to the National Convention of the American Taxpayers' League, for the purpose of combating and fighting for the repeal of the Federal inheritance tax.

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 signature of the President and Secretary of the Senate.

Very respectfully,

J. MAXEY DELL,

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

The bill and resolution contained in the above report, were thereupon 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.

The Journal of May 24, 1929, was corrected as follows:

On page 21, column 1, between lines 67 and 68, insert the following:

Also—

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

House of Representatives,
Tallahassee, Fla., May 24, 1929.

Hon. J. J. Parrish,

President of the Senate.

Sir:

I am directed by the House of Representatives to request the Senate to return—

House Bill No. 1141:

A bill to be entitled An Act to validate, approve and confirm all of the acts and proceedings taken by, for and on behalf of the Halifax Drainage District of Volusia County, Florida, since the time that Chapter 9985 of the 1923 Laws of the State of Florida became effective, and to validate, approve and confirm all of the acts and proceedings had in and by the Circuit Court in and for Volusia County, Florida, for the enforcement and collection of delinquent Halifax Drainage taxes, and to validate, approve and confirm all of the acts and proceedings of the Board of Supervisors, the officers and agents of the said Halifax Drain-

age District, acting for and on behalf of said district in carrying out the affairs of the said district, except the unauthorized granting of that certain franchise to the Florida Light & Power Company on the 5th day of April A. D. 1926, which purported to authorize said company to use a portion of the rights-of-way within the said district; to validate, approve and confirm the appointment and election of all Supervisors of the said district not heretofore validated, approved and confirmed, and to validate, approve and confirm all acts and proceedings, all tax assessments and levies made by the said district; to validate, approve and confirm all advertisements of notices had by the said drainage district for any and all purposes whatsoever.

For further consideration.

Very respectfully,

FRANK WEBB,
Chief Clerk, House of Representatives.

And House Bill No. 1141 was ordered returned to the House of Representatives.

And as corrected was approved.

REPORT OF COMMITTEE ON ENGROSSED BILLS

Senator Phillips, Chairman of the Committee on Engrossed Bills of the Senate, submitted the following report:

Senate Chamber,
Tallahassee, Fla., May 25, 1929.

Hon. J. J. Parrish,
President of the Senate.

Sir:

Your Committee on Engrossed Bills, to whom was referred—
Senate Bill No. 112:

A bill to be entitled An Act to create the Office of Director of Finance to the State Board of Education; providing for the installation of a system of budgeting, accounting and auditing in the offices of the County School Boards; and prescribing penalties for County School officials who fail to install said system;

With the following amendments:

In Section 1, line 2, strike out the words: "In the State Board of Education" and all of the rest of the Section that follows these words and insert in lieu thereof the following: "Under the authority of the State Board of Education. Said director of finance shall be employed by the State Board of Education upon nomination of the State Superintendent of Public Instruction".

In Section 2, line 2, strike out the words "and shall be a citizen of Florida".

In Section 6, line 2, strike out the words "five thousand (\$5,000.00) and insert in lieu thereof the following: "Four thousand (\$4,000.00).

Also—

Senate Bill No. 286:

A bill to be entitled An Act to protect and regulate the shrimp industry in the waters of the Atlantic Ocean within the jurisdiction of the State of Florida, and providing penalties for violation thereof;

With the following amendment:

In Title, line 4, after the words "and providing" insert the following: "penalties".

Beg leave to report that the same have this day been examined and the above bills have been properly engrossed.

Very respectfully,

W. W. PHILLIPS,

Chairman of the Committee on Engrossed Bills.

And Senate Bills Nos. 112 and 286 were ordered to be certified to the House of Representatives.

INTRODUCTION OF BILLS AND JOINT RESOLUTIONS

By Senator Harrison—

Senate Bill No. 621:

A bill to be entitled An Act for the relief of H. V. Coarsey for damages to person and automobile growing out of an accident on State Road Project No. 669-V, on State Road No. 27, on or about July 12th, 1928.

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

By Senator Dell—

Senate Bill No. 622:

A bill to be entitled An Act to quiet title to Section 21, township 7 South, Range 17 East, in Columbia and Alachua Counties as against any claim of the State of Florida.

Which was read the first time by its title only.

Senator Dell moved that the rules be waived and Senate Bill No. 622 be read a second time by its title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 622 was read a second time by its title only. Senator Dell moved that the rules be further waived and Senate Bill No. 622 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. 622 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, Bell, Caro, Council, Dell, Futch, Gary, Glynn, Harrison, Hinely, Hodges, Howell, Irby, Johns, King, Knabb, Malone, Mitchell, Neel, Phillips, Putnam, Rowe, Scales, Singletary, Stewart, Swearingen, Taylor, Turnbull, Turner, Wagg, Watson, Waybright, Welsh, Whitaker, Young—33.

Nays—None.

So the Bill passed, title as stated.

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

By Senator Swearingen—

Senate Bill No. 623:

A bill to be entitled An Act to authorize the City of Bartow to issue bonds in an amount not exceeding one hundred and fifty thousand dollars for the purpose of refunding the bonded indebtedness of said city as represented by paving improvement bonds, previously issued and sold by said city, and maturing and to mature during the years 1929 and 1930 and to provide the payment of the principal of said refunding bonds and the interest on such bonds.

Which was read the first time by its title and placed on the Calendar of Local Bills on the Second Reading, the following proof of publication being attached thereto:

State of Florida,
County of Polk.

Personally appeared before me, J. D. Raulerson, Clerk Circuit Court of said county, Roy T. Gallemore, who deposeth and saith that he is the publisher of the Polk County Record, a newspaper published in the City of Bartow in said County and State, and that he has made publication of the notice of application to Legislature for passage of bill to sell \$150,000.00 refunding bonds (a copy of which is hereto attached), for six consecutive weeks, as required by law, embracing issues of April 17, 24, May 1, 8, 15, 22, 1929.

(Signed) ROY T. GALLEMORE.

Sworn to and subscribed before me, this 22nd day of May, 1929.

(Signed) J. D. RAULERSON,

(Seal)

Clerk.

By Clyde Stephens, Deputy Clerk.

By Senator Swearingen—

Senate Bill No. 624:

A bill to be entitled An Act to amend Section 21 and Section 24 of Chapter 9683, Laws of Florida as passed at the 1923 regular session of the Legislature of Florida entitled: "An Act to validate and legalize an election held in and for the City of Bartow on the 13th day of December, A. D. 1921; to validate and legalize the charter of the City of Bartow, which was adopted by the electors of said city at said election held on the 13th day of December, A. D. 1921; and to validate and legalize all contracts, municipal assessments, ordinances and resolutions, appointments and election of officers and all other Acts which have been done under and by virtue of said charter and providing a form and method of government for said City of Bartow," in relation to the powers of the City Manager, appointment, salary, and confirmation of certain other offices and appointees.

Which was read the first time by its title and placed on the Calendar of Local Bills on the Second Reading, the following proof of publication being attached thereto:

State of Florida,
County of Polk.

Personally appeared before me, J. D. Raulerson, Clerk Circuit Court of said county, Roy T. Gallemore, who deposeth and saith that he is the publisher of The Polk County Record, a newspaper published in the City of Bartow in said county and State, and that he has made publication of the notice of application to Legislature for amendments of Section 21 and 24, Chapter 9683, Laws of Florida (a copy of which is hereto attached), for seven consecutive weeks, as required by law, embracing issues of April 6, 13, 20, 27, May 4, 6, 7, 1929.

(Signed) ROY T. GALLEMORE.

Sworn to and subscribed before me, this 8th day of May, 1929.

(Seal)

(Signed) J. D. RAULERSON, Clerk.

By Senator Parrish—

Senate Bill No. 625:

A bill to be entitled An Act to provide for special enforcement

of protective laws relating to game and fish in all counties of the State of Florida, having a population of not less than twelve thousand, eight hundred, nor more than thirteen thousand, according to the last official State census, and authorizing a special tax levy therefor.

Which was read the first time by its title only.

Senator Howell moved that the rules be waived and Senate Bill No. 625 be read a second time by its title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 625 was read a second time by its title only.

Senator Howell moved that the rules be further waived and Senate Bill No. 625 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. 625 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, Bell, Caro, Council, Dell, Futch, Gary, Glynn, Harrison, Hinely, Hodges, Howell, Irby, Johns, King, Knabb, Malone, Mitchell, Neel, Phillips, Putnam, Rowe, Scales, Singletary, Stewart, Swearingen, Taylor, Turnbull, Turner, Wagg, Watson, Waybright, Welsh, Whitaker, Young—36.

Nays—None.

So the bill passed, title as stated.

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

By Senator Bell—

Senate Bill No. 626:

A bill to be An Act providing a cumulative remedy for the foreclosure of delinquent tax, and special assessment, liens by municipalities having a population of seven thousand or less providing for the incorporation into one suit of as many parcels of land with as many varied ownerships as deemed expedient; providing that each parcel of land with joint or common ownership shall be set out separately in the bill of complaint and decree; providing that the owner or owners of any parcel of land included in such suit may redeem same at any time before sale upon payment of all taxes, interest, costs and attorney's fees, and providing that complainant municipality shall pay costs and attorney's fees if property sold to such municipality.

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

By Senators Young and Swearingen—

Senate Bill No. 627:

A bill to be entitled An Act for the relief of C. P. Heuck, County Agent, Martin County, Florida; F. L. Holland, County Agent, Polk County, Florida; W. E. Evans, County Agent, Indian River County, Florida.

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

By Senator Waybright—

Senate Bill No. 628:

A bill to be entitled An Act relating to the construction and operation of a toll bridge and approaches over and across the St. Johns River at or near Black Point in Duval County, Florida, granting to and vesting Riverbank Development Company, a corporation, its successors and assigns with the right, franchise, power and privilege to survey, locate, construct, maintain and operate said bridge and appurtenances; granting to Riverbank Development Company, its successors and assigns a right-of-way for said bridge and approaches, with the right to fill in, occupy and use the same along said right-of-way and to construct thereon such roads, trestles, arches, drawbridges, wharves and other buildings and improvements as may be necessary, requisite or desirable in connection with the construction and operation of said bridge, providing that said bridge shall be operated for public use and vesting the owner thereof with the power to regulate the use thereof and to fix, demand and collect reasonable rates of tolls and making it unlawful to use said bridge without payment thereof; authorizing the Board of County Commissioners of Duval County to purchase said bridge; providing for an election to determine such purchase by said county and providing the manner and method of determining the price thereof in event said county elects to purchase said bridge; defining the term or period of duration of the privileges, rights and powers granted by this Act; fixing the time within which the construction of said bridge shall be commenced and completed; granting to said

bridge company the right of eminent domain; and repealing all laws or parts of laws in conflict herewith.

AFFIDAVIT OF PROOF OF PUBLICATION

State of Florida,
County of Duval.

Before the undersigned authority personally appeared H. H. Buckman, who on oath does solemnly swear (or affirm) that he has knowledge of the matters stated herein; that a notice stating the substance of a contemplated law or proposed bill relating to A bill to be entitled An Act relating to the construction and operation of a toll bridge and approaches over and across the St. Johns River at or near Black Point in Duval County, has been published at least thirty days prior to this date, by being printed in the issue of March 7th, 14th, 21st, 28th, April 4th, 1929, of the Florida Times-Union, a newspaper published in Jacksonville, Duval County, Florida; that a copy of the notice that has been published as aforesaid and also this affidavit of proof of publication are attached to the proposed bill or contemplated law, and such copy of the notice so attached is by reference made a part of this affidavit.

(Signed) H. H. BUCKMAN,

Sworn to and subscribed before me this May 14th, 1929.

(Seal)

(Signed) HELEN TILLEY,

Notary Public, State of Florida.

My commission expires Aug. 21, 1929.

And the Senate thereupon determined that the evidence that said bill has been published in compliance with Section 21 of Article III of the Constitution has been established in this Legislature.

And the bill was placed on the Calendar of Local Bills on second reading without reference.

By Senator Whitaker—

Senate Bill No. 629:

A bill to be entitled An Act fixing the fees and compensation to be charged by the clerk of the various Courts of Record and the clerks of the Circuit Court as Recorder in all counties of the State of Florida having a population of not less than fifty thousand and according to the last State census.

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

By Senator Dell—

Senate Bill No. 630:

A bill to be entitled An Act to authorize the County Commissioners of any county in the State of Florida having a population of not less than 32,500 and no more than 32,584, according to the next preceding regular State census or the governing body of any municipality, within the State of Florida, to adopt for use or use experimentally a voting machine or voting machines for the conduct of elections in such counties or municipalities, and setting forth the requirements of such voting machines, and prescribing the method of conducting elections by and with the use of such voting machines, and directing how the official returns of elections conducted with the aid of such voting machines shall be made, and providing a penalty for unlawfully possessing such voting machines or the keys thereto, and prescribing a penalty for wilfully tampering, or attempting to tamper, disarrange, deface, or impair such voting machines and also defining some of the terms used in this Act.

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

By Senator Anderson—

Senate Bill No. 631:

A bill to be entitled An Act authorizing the Board of County Commissioners of Gadsden County, Florida, to issue and sell certain interest-bearing time warrants of said county for certain purposes and providing for the assessment and collection of a fund with which to pay said warrants and the interest thereon, and authorizing said Board of County Commissioners to build an addition to the present county jail of said county.

Which was read the first time by its title and placed on the Calendar of Local Bills on the Second Reading.

By Senator Whitaker—

Senate Bill No. 632:

A bill to be entitled An Act prohibiting the owner or person having the custody and control of cattle, hogs, horses, mules, goats, sheep or other live stock from permitting the running at large of such cattle, hogs, horses, mules, goats, sheep or other live stock within the following described boundaries in Hillsborough County, Florida, to-wit: Beginning at a point 2,640

feet West of the Southeast corner of Section 23, Township 30 South, Range 19 East, running thence North 1,740 feet, more or less, to the Alafia River, running thence in a Westerly direction along the Alafia River to the waters of Hillsborough Bay; thence along the waters of Hillsborough Bay in a Southerly direction to the mouth of Roosevelt River or Bullfrog Creek; thence in an Easterly and Northeasterly direction along Bullfrog Creek to a point 2,640 feet West of the East Boundary of Section 26, thence North 3,000 feet, more or less, to a point of beginning, the same embracing all that part of the West Half of Sections 25 and 26 between the Alafia River and Bullfrog Creek, and all the land between said River and Creek Westward to Hillsborough Bay.

Which was read the first time by its title and placed on the Calendar of Local Bills on the Second Reading, the following proof of publication being attached thereto:

AFFIDAVIT OF PROOF OF PUBLICATION

State of Florida,
County of Hillsborough.

Before the undersigned authority personally appeared R. E. Belcher, Editor, who on oath does solemnly swear (or affirm) that he has knowledge of the matters stated herein; that a notice stating the substance of a contemplated law or proposed bill relating to An Act Relating to a No-Fence District, has been published at least thirty days prior to this date, by being printed in the issue of Mar. 30, April 6, 13, 20, A. D. 1929 of the Tampa Life, a newspaper or newspapers published in Hillsborough County or Counties, Florida (or), there being no newspaper, by being posted for at least thirty days prior to this date at three public places in the County or Counties, one of which places was at the court house of said county or counties, where the matter or thing to be affected by the contemplated law is situated; that a copy of the notice that has been published as aforesaid and also this affidavit of proof of publication are attached to the proposed bill or contemplated law, and such copy of the notice so attached is by reference made a part of the affidavit.

(Signed) R. E. BELCHER,
Editor.

Sworn to and subscribed before me this 20th day of April, 1929.
(Seal)

(Signed) J. B. HARRIS,
Notary Public, State of Florida.

My commission expires April 18th, 1920.

And the Senate thereupon determined that the evidence that said bill has been published in compliance with Section 21 of Article III of the Constitution has been established in this Legislature.

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

By Senators Whitaker and Hodges—
Senate Bill No. 633.

A bill to be entitled An Act to refund to the State Board of Plumbing Examiners the sum of ten thousand dollars paid into the State Treasury by the State Board of Plumbing Commissioners and to make an appropriation therefor.

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

By Senator Welsh—
Senate Bill No. 634:

A bill to be entitled An Act to authorize a levy and collection of a special tax in counties having a population of not less than fifty thousand nor more than fifty-five thousand, according to the last official State census, for the purpose of providing protection against dangerous insect pests in said counties, and to provide for the expenditure of said tax and the transfer of any other fund or funds in the county treasury of said counties to be used until the proceeds of said tax shall become available.

Which was read the first time by its title only.

Senator Welsh moved that the rules be waived and Senate Bill No. 634 be read a second time by its title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 634 was read a second time by its title only.

Senator Welsh moved that the rules be further waived and Senate Bill No. 634 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. 634 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, Bell, Caro, Council, Dell, Futch, Gary, Glynn, Harrison, Hinely, Hodges, Howell, Irby, Johns, King, Knabb, Malone, Mitchell, Neel, Phillips, Putnam, Rowe, Scales, Singletary, Stewart, Swearingen, Taylor,

Turnbull, Turner, Wagg, Watson, Waybright, Welsh, Whitaker, Young—36.

Nays—None.

So the bill passed, title as stated.

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

By unanimous consent, Senate Bill No. 630 was withdrawn.

Senator Glynn moved that the rules be waived and Senate Bill No. 530 be recalled from the Committee on Citrus Fruits.

Which was agreed to by a two-thirds vote.

By unanimous consent, Senate Bill No. 530 was withdrawn.

Senator Stewart moved that the rules be waived and Senate Bill No. 511 be recalled from the House of Representatives.

Which was agreed to by a two-thirds vote.

And the Secretary was ordered to convey the request of the recall to the House of Representatives.

CONSIDERATION OF OTHER RESOLUTIONS

House Concurrent Resolution No. 14:

Endorsing and approving the better enforcement of the Prohibition Laws of the United States and protesting against the repeal of any such laws, particularly against the repeal of the recently enacted Jones Law increasing the penalty for the violation of the Prohibition Laws.

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

The question was put on the adoption of the Resolution.

The Resolution was agreed to and adopted.

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

The following communication from the Governor was received:

State of Florida,
Executive Department,
Tallahassee, Fla., May 24, 1929.

Hon. J. J. Parrish,
President of the Senate.
Capitol

Sir:

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

- (Senate Bill No. 4):
Relating to Florida A. & M. College.
- (Senate Bill No. 140):
Relating to Foreclosure of Mortgages.
- (Senate Bill No. 148):
Relating to Foreclosure of Mortgages.
- (Senate Bill No. 154):
Relating to State Road No. 142.
- (Senate Bill No. 311):
Relating to Old Tampa Bay.
- (Senate Bill No. 317):
Relating to Pensacola.
- (Senate Bill No. 330):
Relating to Telephone Corporations.
- (Senate Bill No. 332):
Relating to Railroad and Canal Companies.
- (Senate Bill No. 387):
Relating to Relief of A. D. Sears.
- (Senate Bill No. 388):
Relating to Relief of Edward H. and Lena McGill.
- (Senate Bill No. 396):
Relating to Lake County.
- (Senate Bill No. 397):
Relating to Leesburg.
- (Senate Bill No. 466):
Relating to Manatee County.
- (Senate Bill No. 472):
Relating to Polk County.
- (Senate Bill No. 473):
Relating to Polk County.
- (Senate Bill No. 475):
Relating to Polk County.
- (Senate Bill No. 476):
Relating to Polk County.
- (Senate Bill No. 483):
Relating to Tampa; and
Senate Concurrent Resolution No. 7.

Very respectfully,
DOYLE E. CARLTON,
Governor.

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

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

House of Representatives,
Tallahassee, Fla., May 23, 1929.

Hon. J. J. Parrish,
President of the Senate.

Sir:

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

Senate Concurrent Resolution No. 19:

Relating to relief, by Congress, for Florida farmers and fruit growers on account of the destruction of crops in eradicating the Mediterranean fruit fly.

Also—

Senate Concurrent Resolution No. 20:

A Concurrent Resolution Memorializing the Congress and Senate of the United States of America to consider legislation necessary to make effective an increase in Federal-aid highway appropriations to the various States.

Very respectfully,

FRANK WEBB,

Chief Clerk, House of Representatives.

And Senate Concurrent Resolutions Nos. 19 and 20, contained in the above message, were referred to the Committee on Enrolled Bills.

Also—

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

House of Representatives,
Tallahassee, Fla., May 24, 1929

Hon. J. J. Parrish,
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. 244:

A bill to be entitled An Act to authorize the County Commissioners of any county or the governing body of any municipality, within the State of Florida, to adopt for use or use experimentally a voting machine or voting machines for the conduct of elections in such counties or municipalities, and setting forth the requirements of such voting machines, and prescribing the method of conducting elections by and with the use of such voting machines, and directing how the official returns of elections conducted with the aid of such voting machines shall be made, and providing a penalty for unlawfully possessing such voting machines or the keys thereto, and prescribing a penalty for willfully tampering, or attempting to tamper, disarrange, deface, or impair such voting machines, and also defining some of the terms used in this Act.

With the following amendments thereto:

(1) In Section 23, line 8, at the end of line 8, and before the beginning of line 9, add the following: "And also, under the scrutiny of each candidate or one representative of each candidate voted upon at such election."

(2) In Section 20, line 15, strike out the word "two", and insert in lieu thereof the following: "five".

(3) Strike out all of Section 3 and insert in lieu thereof the following:

"Section 3. Adoption of voting machine. The Board of County Commissioners of any county or the governing body of any municipality may, if it so elects, submit to the voters of such county or municipality at a general or special election, the question of whether or not it shall avail itself of the benefits of this Act. Providing, however, that a special election shall not be called for the sole purpose of determining this question, and if a majority of the voters voting at such election approve the said Board of County Commissioners of such county or the governing body of such municipality, may thereupon adopt for use at elections any kind of voting machine that meets the requirements of this Act, and thereupon such voting machine may be used at any and all elections held in such county or municipality or any part thereof for voting, registering and counting votes cast at such elections; provided, however, that the board of county commissioners of any county or the governing body of any municipality may purchase, install and use, not to exceed (5) five voting machines, meeting the requirements of this Act, for the purpose of experimenting with same in such districts or precincts as they may deem proper, without submission of the question to the voters of

the county or municipality. Voting machines of different kinds may be adopted for use in different districts in the same county or municipality."

4. In Section 20, line 11, strike out the word "two," and insert in lieu thereof the following: "five."

And respectfully requests the concurrence of the Senate therein.
Very respectfully,

FRANK WEBB,

Chief Clerk, House of Representatives.

And Senate Bill No. 244, contained in the above message, as amended by the House of Representatives was placed before the Senate.

Senator Waybright moved that the Senate do concur in House Amendment No. 1 to Senate Bill No. 244, contained in the above message.

Which was agreed to and the Senate concurred in House Amendment No. 1.

Senator Waybright moved that that the Senate do concur in House Amendment No. 2 to Senate Bill No. 244, contained in the above message.

Which was agreed to and the Senate concurred in House Amendment No. 2.

Senator Waybright moved that the Senate do concur in House Amendment No. 3 to Senate Bill No. 244, contained in the above message.

Which was agreed to and the Senate concurred in House Amendment No. 3.

Senator Waybright moved that the Senate do concur in House Amendment No. 4 to Senate Bill No. 244, contained in the above message.

Which was agreed to and the Senate concurred in House Amendment No. 4.

And Senate Bill No. 244, as amended, was ordered to be referred to the Committee on Engrossed Bills, then to the Committee on Enrolled Bills.

Also—

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

House of Representatives,
Tallahassee, Fla., May 24, 1929.

Hon. J. J. Parrish,
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. 235:

A bill to be entitled An Act to create a board consisting of the Governor, the Commissioner of Agriculture and the State Marketing Commissioner to be known as the State Agricultural Marketing Board, to define its duties and powers and make appropriation for the carrying out of the provisions thereof.

Also—

Senate Bill No. 204:

A bill to be entitled An Act authorizing and empowering the County Commissioners of the County of Bay, to charge and collect a fee, or toll on each and every person or vehicle before passing over either of the bridges constructed, or spanning St. Andrews Bay. The said bridges are known as the A. I. du Pont bridge on the east arm, and the Hathaway bridge on the west arm of St. Andrews Bay, Bay County, Florida.

With the following amendment:

At the end of Section 2, add the following:

"Provided, however, that all tolls on said bridges or either of them shall cease when all bonds, including the principal and interest thereon issued for the purpose of financing said bridges, shall have been paid and retired or when necessary legislation shall be enacted into law providing for the retirement of said bonds."

And respectfully requests the concurrence of the Senate therein.

Very respectfully,

FRANK WEBB,

Chief Clerk, House of Representatives.

And Senate Bill No. 235, contained in the above message, was referred to the Committee on Enrolled Bills.

And Senate Bill No. 204, contained in the above message, as amended by the House of Representatives, was placed before the Senate.

Senator Howell moved that the Senate do concur in the House Amendment to Senate Bill No. 204, contained in the above message.

Which was agreed to and the Senate concurred in the House Amendment to Senate Bill No. 204.

And Senate Bill No. 204, as amended, was ordered to be referred to the Committee on Engrossed Bills, then to the Committee on Enrolled Bills.

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

House of Representatives,
Tallahassee, Fla., May 24, 1929

Hon. J. J. Parrish,
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. 1174;
A bill to be entitled An Act validating the acts and proceedings of the Supervisors and all tax levies of the Palm City Drainage District; providing that the rights, powers and remedies of holders of bonds and other obligations of said district shall be such as existed when such bonds were issued or obligations originated; providing that all laws and parts of laws in conflict with such Act be repealed; and fixing the time that such Act shall take effect.

Also—
House Bill No. 1218:
A bill to be entitled An Act abolishing the Court of Crimes in counties of the State of Florida which alone constitute a Judicial Circuit for which there is provided by law four (4) or more resident Circuit Judges and having a population of more than One Hundred Thousand (100,000) and less than One Hundred Twenty Thousand (120,000) according to the last census; abolishing the office of the Judge of Court of Crimes in such counties and providing for the disposition and docketing of all causes pending in or appealed from Courts of Crimes heretofore existing in such counties.

And respectfully requests the concurrence of the Senate therein.

Very respectfully,
FRANK WEBB,
Chief Clerk, House of Representatives.

And House Bill No. 1174, contained in the above message, was read the first time by its title and placed on the Calendar of Local Bills on the Second Reading.

And House Bill No. 1218, contained in the above message, was read the first time by its title and placed on the Calendar of Bills on the Second Reading without reference, the rule having been waived.

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

House of Representatives,
Tallahassee, Fla., May 24, 1929.

Hon. J. J. Parrish,
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. 801:
A bill to be entitled An Act relating to securities of depositories of public funds, and to bonds of officers and/or employees of State banks and/or trust companies organized under the laws of Florida.

Also—
House Bill No. 1006:
A bill to be entitled An Act to abolish the present municipal government and municipality of the City of Okeechobee, Okeechobee County, Florida, and to establish, organize and incorporate a new municipality to be known as the City of Okeechobee; to fix, define and determine its territorial limits and boundaries, to prescribe its jurisdiction, powers and privileges and to provide for the exercise of the same and the jurisdiction and powers of its officers.

Also—
House Bill No. 1012:
A bill to be entitled An Act to authorize the trustees Internal Improvement Fund of the State of Florida, to sell and convey that part of the bottoms of Orange Lake in Township 12 south, ranges 22 and 23 east.

Also—
House Bill No. 1106:
A bill to be entitled An Act making it unlawful for horses,

mules, cattle, swine or other grazing animals to run or roam at large in certain prescribed limits of Flagler County, Florida; to provide for the impounding and sale of such animals so running and roaming at large, relating to the enforcement of this Act and liability of such owners of such animals for any damages created thereby and prescribing the terms and conditions upon which this law shall become operative.

Also—
House Bill No. 1217:
A bill to be entitled An Act to abolish the present municipal government of the City of Coronado Beach, in the County of Volusia, and the State of Florida, and to create, establish and organize a municipality to be known and designated as the City of Coronado Beach, and to define its territorial boundaries, and provide for its government, jurisdiction, powers, franchises and privileges.

Also—
House Bill No. 1246:
A bill to be entitled An Act to abolish Thornton Branch Drainage District in DeSoto County, Florida, created by Chapter 12418, Acts 1927, Laws of Florida, and providing for the liquidation and winding up of the affairs of said drainage district.

And respectfully requests the concurrence of the Senate therein.

Very respectfully,
FRANK WEBB,
Chief Clerk, House of Representatives.

And House Bill No. 801, contained in the above message, was read the first time by its title and referred to the Committee on Banking.

And House Bill No. 1006, contained in the above message, was read the first time by its title and placed on the Calendar of Local Bills on the Second Reading.

And House Bill No. 1012, contained in the above message, was read the first time by its title and placed on the Calendar of Bills on Second Reading without reference, the rule having been waived.

And House Bills Nos. 1106, 1217 and 1246, contained in the above message, were read the first time by their titles and placed on the Calendar of Local Bills on the Second Reading.

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

House of Representatives,
Tallahassee, Fla., May 23, 1929.

Hon. J. J. Parrish,
President of the Senate.

Sir:
I am directed by the House of Representatives to inform the Senate that the House of Representatives refuses to concur in Senate Amendment to House Bill No. 948.

House Bill No. 948:
A bill to be entitled An Act authorizing the Board of County Commissioners of Gadsden County, Florida, to issue and sell certain interest-bearing time warrants of said county for certain purposes and providing for the assessment and collection of a fund with which to pay said warrants and the interest thereon, and authorizing said Board of County Commissioners to build an addition to the present county jail of said county.

With the following amendment:
In Section 4, line 4, strike out the word "in" and insert in lieu thereof, the following: "at".

Very respectfully,
FRANK WEBB,
Chief Clerk, House of Representatives.

Senator Anderson moved that House Bill No. 948, contained in the above message, be indefinitely postponed.

Which was agreed to.
And House Bill No. 948 was indefinitely postponed.

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

Senator Caro moved that the rules be waived and the Senate take up for consideration at this time Senate Bill No. 236.

Which was not agreed to.
Senator Bell moved that the rules be waived and House Bill No. 1157 be taken up out of its order and read the second time by its title only.

Which was agreed to by a two-thirds vote.
And—
House Bill No. 1157:
A bill to be entitled An Act to constitute, organize and establish a municipality to be known and designated as the "City of Sebring," in the County of Highlands and the State of Florida, and to define its territorial boundaries and to provide for its

jurisdiction, powers, privileges, and to validate all obligations, contracts, debts, bonds, ordinances, assessments and levies, and to repeal Chapter 11158, Laws of Florida, Acts of 1925, and all other laws or parts of laws in any way in conflict with this Act insofar as they affect the same but no further.

Was taken up out of its order and read the second time by its title only.

Senator Bell offered the following amendment to House Bill No. 1157:

In Section 4, line 10, strike out all of the remainder of said section after the word "improvements" on said line 10 and insert in lieu thereof the following: "Be, and the same are hereby ratified, validated and confirmed: Provided that nothing herein contained shall be held to validate, ratify or confirm the special assessments against the property on Lake View Drive, or Lake Jackson Boulevard, or any of the proceedings relative thereto, and no suit relating thereto shall abate or in anywise be effected by the provisions of this Act, and the rights of property owners of land adjacent to or abutting or near said street or boulevard shall not be impaired by the passage of this Act.

Senator Dell moved the adoption of the amendment.

Which was agreed to.

And the amendment was adopted.

Senator Bell offered the following amendment to House Bill No. 1157:

In Section 93, line 2 (printed bill), strike out the words "Immediately upon its approval by the Governor, or upon its becoming a Law without such approval," and insert in lieu thereof the following:

"Upon its ratification by a majority of the qualified electors of the City of Sebring, Florida, voting at an election to be held in said city for the purpose of ratifying or rejecting this Act which election shall be called and held by the City Council of the City of Sebring, Florida in like manner as other city elections are called and held; said election shall be held at the City Hall in said city on Tuesday, 11th day of June, 1929, and it shall be the duty of said City Council to give notice and the purpose of said election by publishing a notice thereof in some newspaper published in said city in one issue prior to said election day, and that said duty heretofore mentioned shall be enforceable by mandamus against said City Council.

The City Council of the City of Sebring, Florida, shall provide for the opening of the registration book and all persons that shall have paid the poll tax legally assessable prior to said election day and otherwise qualified to vote shall be entitled to be registered and vote at said election. In the event this Act shall be ratified by the affirmative votes of a majority of the qualified electors participating in said election, the result of the canvass of the vote shall be recorded in the minute book of the City Council and also shall be certified by the City Council to the Governor of the State of Florida, who shall issue and file in the office of the Secretary of State a proclamation declaring that this Act has been legally ratified and become a part of the laws of the State of Florida, and from and after the date of said proclamation same shall be conclusive evidence of the fact that this law has been legally ratified and is in full force and effect. In the event this Act shall be rejected at said election, then the same shall be of no force and effect.

Senator Bell moved the adoption of the amendment.

Which was agreed to.

And the amendment was adopted.

Senator Bell moved that the rules be further waived and House Bill No. 1157, 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. 1157 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, Bell, Caro, Council, Dell, Futch, Gary, Glynn, Harrison, Hinely, Hodges, Howell, Irby, Johns, King, Knabb, Malone, Mitchell, Neel, Phillips, Putnam, Rowe, Scales, Singletary, Stewart, Swearingen, Taylor, Turnbull, Turner, Wagg, Watson, Waybright, Welsh, Whitaker, Young—36.

Nays—None

So the bill passed, title as stated.

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

By permission—

Senator Phillips, Chairman of the Committee on Engrossed Bills of the Senate, submitted the following report:

Senate Chamber,
Tallahassee, Fla., May 25, 1929.

Hon. J. J. Parrish,
President of the Senate.

Sir:

Your Committee on Engrossed Bills, to whom was referred—
Senate Bill No. 150:

A bill to be entitled An Act to provide for the selection of uniform textbooks for elementary and high schools of the State of Florida; amending Sections 1, 2, 3, 4, 6, 7, 8 and 20, of Chapter 8500, Acts of 1921, Laws of Florida, providing for the creation of a School Book Commission to procure a uniform series of textbooks for use in the elementary and high schools of the State of Florida, and repealing Sections 688, 689 and 690 of the Revised General Statutes of Florida, relating to the Text-book Commission of the State of Florida, being a repeal of Sections 849, 850, 851 and 863 and an amendment of Sections 852, 853, 854, 855, 857, 858, 859 and 870, of the Compiled General Laws of 1927, relating to uniform textbooks; with the following amendments:

In title of bill, line 14, after the figures 851 add the figures 863. Strike out all of Section 5 and insert in lieu thereof the following:

Section 5. That Section 4 of Chapter 8500, Acts of 1921, Laws of Florida, relating to the selection of uniform textbooks, being Section 855, Compiled General Laws of Florida, be, and the same is hereby amended so as to read as follows:

"855. SUB-COMMISSIONS. Three sub-commissions are hereby created to be known, respectively, as the Elementary Book Sub-Commission, the Junior High School Book Sub-Commission and the Senior High School Book Sub-Commission. At least two months prior to the date set by the Book Commission for the filing of sample books by bidders and publishers, the Governor shall appoint, upon the nomination of the State Superintendent of Public Instruction, the said sub-commission then next to make a selection of books, to be composed of seven prominent educators, who have been actually engaged in school work in this State for not less than three years. The words "sub-commission" as used in this chapter shall mean and apply to each of the aforesaid three sub-commissions, severally.

"The duties, powers and term of service of the sub-commissions herein created shall terminate with the filing of their reports.

"The Governor is hereby authorized to remove any member of any sub-commission for cause, or to fill, upon the nomination of the State Superintendent of Public Instruction, any vacancy occurring thereon."

Strike out the words and figures Section 11, and Section 12 on the last page and insert in lieu thereof the following: Section 12 and Section 13, respectively.

At the end of Section 10 add the following:

"Section 11. That Section 15, Chapter 8,500, Acts of 1921, Laws of Florida, the same being Section 866, Compiled General Laws of Florida, be and the same is hereby amended to read as follows:

"866. Book Depositories.—Such school books as are adopted by the several county boards of public instruction, not supplied free by the State, shall be sold to and paid for by such County Boards of Public Instruction, at the net wholesale contract price, f. o. b. shipping point, and shall be sold and distributed by or under the direction of said county boards of public instruction at such advance in price, not greater than ten per cent. of the said wholesale price. Payments for books purchased by said County Boards of Public instruction shall be made from any funds on hand, and all moneys received from the re-sale of such books shall be paid back into the fund from which said moneys were withdrawn. Such school books as are furnished by the State shall be purchased by the State Board of Education direct from the publishers at the net wholesale contract price, plus transportation charges, and shipped to such County Boards of Public Instruction as may be directed by said State Board of Education.

Also—

Senate Bill No. 114:

A bill to be entitled An Act creating the position of director of buildings and building standards under the authority of the State Board of Education and regulating the construction of new buildings and the remodeling of old buildings to be used for county educational purposes, and making provisions for the enforcement hereof:

With the following amendments.

In Section 5, line 1, strike out the words: "That the Director of Buildings and Building standards shall receive compensation not to exceed Five Thousand (\$5,000.00) Dollars per annum; plus traveling expenses not to exceed Two Thousand Five Hundred

(\$2,500.00) dollars per annum and shall be" and insert in lieu thereof the following:

"Traveling expenses shall be provided for said director of building and building standards not to exceed six hundred (\$600.00) dollars per annum."

In Section 3, line 9, insert the following: "at a cost of more than five hundred dollars" after the word "remodeled" and before the word "for."

Strike out all of Section Two.

In Section 1, strike out the words: "to the State Board of Education" and all of the rest of the section that follows these words and insert in lieu thereof the following: "under the authority of the State Board of Education. Said Director of buildings and building standards shall be nominated by the Superintendent of Public Instruction and employed by the State Board of Education."

Also—

Senate Bill No. 204:

A bill to be entitled An Act authorizing and empowering the County Commissioners of the County of Bay, in the State of Florida, to charge and collect a fee, or toll on each and every person or vehicle before passing over either of the bridges constructed, or spanning St. Andrews Bay. The said bridges are known as the A. I. du Pont bridge on the east arm, and the Hathaway bridge on the west arm of St. Andrews Bay, Bay County, Florida; with the following amendment:

At the end of Section 2, add the following: "Provided, however, that all tolls on said bridges or either of them shall cease when all bonds, including the principal and interest thereon issued for the purpose of financing said bridges, shall have been paid and retired or when necessary legislation shall be enacted into law providing for the retirement of said bonds."

Beq leave to report that the same have this day been examined and the above bills have been properly engrossed.

Very respectfully,

W. W. PHILLIPS,

Chairman of the Committee on Engrossed Bills.

And Senate Bills Nos. 150 and 114 were ordered to be certified to the House of Representatives and Senate Bill No. 204 was referred to the Committee on Enrolled Bills.

By unanimous consent, Senator Caro was excused from further attendance upon the body until Monday, May 27, 1929.

Senator Young moved that the rules be waived and the consideration of House Bill No. 497 be taken up out of its order.

Which was agreed to by a two-thirds vote.

House Bill No. 497:

A bill to be entitled An Act to establish the Okeechobee Flood Control District of this State, and define its boundaries, to create a Board of Commissioners of said District, and to define its duties and powers, authorizing the establishment and construction of a system of canals, levees, dams, locks and reservoirs, and improvement of natural waterways to control and regulate the waters of Lake Okeechobee, preventing the overflow thereof and protecting and preserving life and property from loss and damage by reason of the overflow of Lake Okeechobee, and the cooperation of said Board with the Federal Government or agencies thereof in connection with flood control and navigation; for the benefits of the lands and other property embraced in the said District, and to levy assessments of taxes upon land and other property embraced in said District and to provide for the collection of the same, and to enforce the collection of such assessments and to authorize the Board of Commissioners of said District to borrow money and to issue bonds and dispose of the same to procure money to carry out the provisions of this Act; repealing Chapter 8412, Laws of Florida, Acts of 1921, relating to the levying and assessing of an ad valorem tax upon all taxable property within Everglades Drainage District.

Was taken up out of its order and read a second time in full.

The Committee on Drainage offered the following amendment to House Bill No. 497:

Strike all parts of said bill, following the enacting clause, and insert in lieu thereof the following:

Section 1. For the purpose of controlling the flood waters of Lake Okeechobee and the Caloosahatchee River and vicinity, preventing the overflow of the same, and for the preservation of life and the protection of property in the territory hereinafter described, for agricultural and sanitary purposes and for the public convenience and welfare, and for the public utility and benefit a special taxing district is hereby established to be known and designated as Okeechobee Flood Control District, the territorial boundaries of which shall be as follows:

All of that part of the State of Florida south of the following

described line except that part of Monroe County not on the mainland of the State of Florida, to-wit:

Beginning at a point where the North boundary of Martin County intersects with the Atlantic Ocean; thence West, South and West on the North boundary of Martin County to the Southeast corner of Township 37 South, Range 39 East; thence North on the Range line between Ranges 39 and 40 to the Northeast corner of said Township 37 South, Range 39 East; thence West along the Township line through Ranges 39, 38 and 37, to the intersection with the East boundary of Okeechobee County; thence North, West and North along the Eastern boundary of Okeechobee County; thence West along the North boundary of Okeechobee County to the Northwest corner of Okeechobee County; thence Southwesterly and Southeasterly along the West boundary of Okeechobee County, the same being the center line of the Kissimmee River, to the intersection of said West boundary of Okeechobee County with the line between Townships 36 and 37 South, in Range 33 East: thence West along said Township line to the Northwest corner of Township 37 South, Range 31 East; thence South on the Range line between Ranges 30 and 31, through Townships 37, 38 and 39, to the Southeast corner of Township 39 South, Range 30 East, which point is on the North line of Glades County; thence West along the North line of Glades County, the same being the South line of Highlands County, to the Northwest corner of Glades County, which is also the Northwest corner of Township 40 South, Range 28 East; thence South along the West line of Glades County to its intersection with the South line of Charlotte County, the same being also the North line of Lee County; thence West along the North boundary of Lee County to its intersection with the Gulf of Mexico.

Section 2. The governing board of said district shall be designated "Board of Commissioners of Okeechobee Flood Control District" and shall be composed of the Governor, the Attorney General, the Comptroller, the Commissioner of Agriculture, the State Treasurer and their successors in office, and five (5) persons to be appointed by the Governor, who shall be landowners within said district and residents of counties lying wholly or partly within said district. No two (2) members shall be appointed from the same County. Two (2) of said members shall be appointed for a term of two (2) years; two (2) for a term of three (3) years and one (1) for a term of four (4) years, and thereafter all appointments shall be for four (4) years.

The Governor shall be Chairman of said Board, and the Board shall elect one of the appointed members of said Board Vice-Chairman. The Vice-Chairman shall perform all of the functions of the Chairman in the event of the sickness, absence or inability to act, of the Chairman.

The said Board shall have all of the powers of a body corporate including the power to sue and be sued by such name in any court of law or equity; to make contracts and to adopt and use a common seal and alter the same at pleasure; to hold, buy and convey such personal or real property as may be necessary to carry out the purposes of said District, and to appoint such agents and employees as the business of the Board may require.

Section 3. The members of said Board to be appointed as aforesaid shall take and subscribe to an oath that they will honestly and faithfully perform the duties of their office. The State Treasurer shall be the Treasurer of the District. The members of the said Board shall receive no compensation, but shall be entitled to receive their reasonable expenses, subsistence and lodging while actually engaged in the work of the District. Seven members of said Board shall constitute a quorum, and the concurring vote of a majority of those present shall be necessary for any action of said Board.

Section 4. The said Board is hereby authorized and empowered to establish and construct a system of canals, levees, dikes, dams, locks, reservoirs and improve natural waterways to control and regulate the waters of Lake Okeechobee and the Caloosahatchee River and vicinity to prevent the overflow thereof, and to protect and preserve life and property from loss and damage by reason of the overflow of said Lake Okeechobee and the Caloosahatchee River and vicinity, and to construct, own and operate, under such rules and regulations as may be promulgated by said Board, or by the United States or agencies thereof, such works of navigation as may be necessary or, incidental to the construction, maintenance and operation of such flood control and navigation works.

Section 5. The said Board is here authorized and empowered to enter into contracts with the United States, or any department of the government thereof, for the purpose of securing the financial assistance of the United States in the construction of flood control and navigation works, and to own and control jointly

with the said United States any works which may be constructed under this Act, or any works over which the said Board may have or be given control under this or any other Act; or to grant unto the said United States, or any department of the government thereof, the control of any such works; to acquire and hold, or convey to the United States any easement, land, property or rights, which may now or hereafter be owned by said Board; to accept upon behalf of the District, if in the judgment of the Board the terms thereof shall seem advantageous, any appropriation, conditional or otherwise, which may be made under any law which may be enacted by the Congress of the United States; and in general to enter into such contracts and agreements, and to take such actions upon behalf of the District, as shall seem to the Board to be expedient and to effectuate the cooperation of the United States in the construction, operation and control of said flood control and navigation works.

Section 6. The said Board is hereby authorized and empowered to exercise the right of eminent domain, and may condemn for the use of said district any and all lands, easements, rights-of-way, riparian rights and property rights of every description required for the public purposes and the exercise of the powers of said Board, as herein granted.

Section 7. For the purpose of paying the principal and interest of any bonds which may be issued under this Act and for the maintenance of the works of the District and any works over which said Board shall have control, and for the conduct of its business generally, there is hereby levied upon all of the taxable property within said District including the lands held by the Trustees of the Internal Improvement Board, an annual ad valorem tax beginning with the year 1929, in the amount of one mill on the dollar of assessed valuation. The basis of valuation for said tax shall be the same as the valuation for State and County purposes, and the lands held by the Trustees of the Internal Improvement Fund are hereby assessed at an amount equal to other lands in the same vicinity; which amount the said Trustees of the Internal Improvement fund are hereby required to ascertain and certify to the Board of Commissioners of Okeechobee Flood Control District, which Board shall, in turn, certify the same to the tax assessors of the several counties lying wholly or partially in said District.

Also there is hereby levied and imposed upon all lands within said District, as follows, to-wit: All being in Townships South of the Tallahassee parallel, and in Ranges East of the Tallahassee Meridian, to-wit:

ZONE A.

That upon the following described lands in said District, to-wit:
 In Township 40, Range 32, all of Sections 13, 22, 23, 24, 27, 28, 33, 34; also
 In Township 41, Range 32: All of Sections 3, 4, 9, 10, 15, 16, 21, 22, 27, 28, 33, 34, 35; also
 In Township 42, Range 32: All of Sections 2, 3, 4, 9, 10, 11, 12, 13, 14, 15, 16, 21, 22, 23, 24, 25, 26, 27, 34, 35, 36; also
 In Township 39, Range 33: All of Sections 13, 23, 24, 25, 26, 27, 33, 34, 35, 36; also
 In Township 40, Range 33: All of the Township; also
 In Township 42, Range 33: All of the Township; also
 In Township 38, Range 34: All of Sections 1, 2, 3; that part of Section 4 lying East of the Kissimmee River; all Sections 11, 12, 13, 14, 23, 24, 25, 26, 34, 35, 36; also
 In Township 39, Range 34: All of Sections 3, 4, 7, 8, 9, 17, 18, and 19; also
 In Township 42, Range 34: all of Township; also
 In Township 43, Range 34: all of Township; also
 In Township 37, Range 35: all of Sections 25, 26, 27, 28, 29, 31, 33, 34, 35 and 36; also
 In Township 38, Range 35: all of Township; also
 In Township 43, Range 35: all of Township; also
 In Township 44, Range 35: all of Township; also
 In Township 37, Range 36: all of Sections 30, 31 and 32 also
 In Township 38, Range 36: all of Sections 3, 4, 5, 6, 9, 10, 11, 13, 14, 15, 23, 24, 25 and 36; also
 In Township 42, Range 36: all of Township; also
 In Township 43, Range 36: all of Township; also
 In Township 44, Range 36: all of Township; also
 In Township 38, Range 37: all of Sections 30, 31 and 32; also
 In Township 39, Range 37: all of Sections 4, 5, 6, 8, 9, 16, 17, 20, 21, 27, 28, 29, 33 and 34; also
 In Township 40, Range 37: all of Township; also
 In Township 41, Range 37: all of Township; also
 In Township 42, Range 37: all of Township; also
 In Township 43, Range 37: all of Township; also
 In Township 44, Range 37: all of Township; also

In Township 42, Range 38; all of Township; also
 In Township 43, Range 38; all of Township; also
 In Township 44, Range 38; all of Township; also
 In Township 44, Between Ranges 36 and 37; all of Lots 1 to 6, inclusive; also
 In Range 37, between Townships 43 and 44; all of Lots 1 to 6, inclusive; also
 In Range 38, between Townships 43 and 44; all of Lots 1 to 6, inclusive.

A Tax of Twenty-five (25) Cents per acre is hereby levied for each of the years 1929 and 1930, and thereafter a tax of Forty (40) Cents per acre annually is hereby levied upon said lands.

ZONE B

That upon the following described lands in said District, to-wit:
 In Township 42, Range 29: all of Sections 25, 26, 35, and 36; also
 In Township 42, Range 30: all of Sections 1 to 18, inclusive; also
 In Township 42, Range 31: all of Sections 1 to 18, inclusive; also
 In Township 42, Range 32: all of Sections 5, 6, 7, 8, 17, 18, 19, 20, 30, 31, and 32; also
 In Township 43, Range 32: all of Sections 1 to 18, inclusive; also
 In Township 43, Range 33: all of Township; also
 In Township 44, Range 33: all of Sections 1, 2, 11, 12, 13, and 14; also
 In Township 44, Range 34: all of Sections 1 to 18, inclusive, and all of Sections 22, 23, 24, 25, 26, 27, 34, 35, and 36; also
 In Township 45, Range 34: all of Sections 1, 2, 3, 10, 11, 12, 13, 14, and 15; also
 In Township 45, Range 35: all of Township; also
 In Township 46, Range 35: all of Township; also
 In Township 45, Range 36: all of Township; also
 In Township 46, Range 36: all of Township; also
 In Township 45, Range 37: all of Township; also
 In Township 46, Range 37: all of Township; also
 In Township 41, Range 38: all of Township; also
 In Township 45, Range 38: all of Township; also
 In Township 46, Range 38: all of Township; also
 In Range 39: Township 41, all of Sections 28, 29, 30, 31, 32, and 33; and all of Townships 42, 43, 44, 45, and 46; also
 In Range 40: all of Townships 43, 44, 45 and 46; also
 In Range 37, Between Townships 45 and 46, all of Lots 1 to 6, inclusive; also
 In Range 38, Between Townships 45 and 46: all of Lots 1 to 6, inclusive; also
 In Range 39, Between Townships 45 and 46: all of Lots 1 to 6, inclusive; also
 In Range 39, Between Townships 43 and 44: all of Lots 1 to 6, inclusive; also
 In Range 40, Between Townships 45 and 46: all of Lots 1 to 6, inclusive; also
 In Range 40, Between Townships 43 and 44: all of Lots 1 to 6, inclusive; also
 In Township 45, Between Ranges 36 and 37: all of Lots 1 to 6, inclusive.
 In Township 39, Range 37: all of Sections 25, 26, 35, and 36; also
 In Township 39, Range 38: all of Sections 25 to 36, inclusive; also
 In Township 40, Range 38: all of Township; also
 In Township 39, Range 39: all of Sections 25 to 36, inclusive; also
 In Township 40, Range 39: all of Sections 1 to 18, inclusive.
 A tax of twenty (20) Cents per acre is hereby levied for each of the years 1929 and 1930, and thereafter a tax of Thirty (30) Cents per acre annually is hereby levied upon said lands.

ZONE C.

That upon the following described lands in said District, to-wit:
 In Township 47, Range 35; all of Sections 1 to 18, inclusive, and Sections 22, 23, 24, 25, 26, 27, 34, 35 and 36; also
 In Township 47, Range 36: all of Township; also
 In Township 48, Range 36: all of Township; also
 In Township 49, Range 36: all of Sections 1, 2, 3, 10, 11, 12, 13, 14, 15, 22, 23, 24, 25, 26, 27, 34, 35 and 36; also
 In Range 37: all of Townships 47, 48, 49 and 50; also
 In Range 38: all of Townships 47, 48, 49, 50 and 51; also
 In Range 39: all of Townships 47, 48, 49, 50, 51, 52; also
 In Range 40: all of Townships 47, 48, 49, 50, 51, 52 and 53; also

In Range 41: Township 43, all of Sections 13 to 36, inclusive; and Townships 44, 45, 46, 47, 48, 49, 50 and 51; also

In Township 52. Range 41: all of Sections 4, 5, 6, 7, 8, 9, 16, 17, 18, 19, 20, 21, 28, 29, 30, 31, 32 and 33; also

In Township 53. Range 41: all of Sections 4, 5, 6, 7, 8, 9, 16, 17, 18, 19, 20, 21, 28, 29, 30, 31, 32 and 33; also

In Township 47, between Ranges 36 and 37: all of Lots 1 to 6, inclusive; also

In Township 48, between Ranges 36 and 37: all of Lots 1 to 6, inclusive; also

In Range 40, between Townships 53 and 54: all of Lots 1 to 6, inclusive.

A tax of Fifteen (15) Cents per acre is hereby levied for each of the years 1929 and 1930, and thereafter a tax of Twenty (20) Cents per acre annually is hereby levied upon said lands.

ZONE D.

That upon all other lands embraced within the boundaries of Everglades Drainage District, upon which acreage taxes have not hereinbefore been levied, except such lands as are described under the heading "EXEMPTIONS," as enumerated under Chapter 12017, Everglades Drainage District Act, Approved June 4, 1927, a tax of Four (4) Cents per acre is hereby levied for each of the years 1929 and 1930, and thereafter a tax of Five (5) Cents per acre annually is hereby levied upon said lands.

Section 8. On the first Tuesday in January of each year the Board shall prepare for each county in which said District may lie in whole or in part, a list of the lands lying in such county, which are embraced in said District. Such lists shall describe such lands when it is convenient to do so by Sections, Townships and Ranges and there shall be designated thereon the amount assessed by this Act upon each section of land or part thereof for the year in which such lists are made. At the same time the Board shall prepare for each county lying wholly or partly within said District a certificate directing the Tax Assessors to assess the ad valorem tax herein levied upon all taxable property within said county and embraced within said District. Immediately upon the preparation of such lists and certificates the Board shall cause to be published in a newspaper published in the City of Tallahassee and in a newspaper published in the City of Miami, once a week for two (2) weeks a notice of the completion of such lists and certificates and that the same may be examined at a place to be designated in said notice and that on a day to be specified in said notice, being not less than fifteen (15) days from the date of the first publication thereof, the said Board will meet at a time and place to be designated and hear all complaints in relation to the preparation of such lists and certificates and for that purpose may adjourn from day to day. Such lists and certificates shall be signed by the Chairman or Vice-Chairman of the Board and attested by the Secretary under the seal of the District.

The lists and certificates for the taxes levied by this Act for the year 1929 shall be prepared immediately upon the passage of this Act by the Comptroller of the State of Florida and shall be signed by the Governor and attested by the Comptroller and the notice herein required to be given shall be signed by the Governor and attested by the Comptroller and the hearing of complaints as to the said lists shall be had before the Governor and the Comptroller in the office of the Governor at Tallahassee, Florida.

Section 9. When the said levy shall have been finally fixed and determined by the Board in each year the amount thereof shall be certified to the tax assessor of each county lying wholly or partially within the District, and the amount of taxes of the District imposed upon the taxable property within such county shall be shown upon the assessment roll in like manner as State and county taxes are shown thereon, except that the same shall be placed in a separate column to be designated "Okeechobee Flood Control District Taxes." The said taxes shall become due and be collected at the same time and in like manner as is now required by law with reference to State and county taxes. The taxes levied in each year shall constitute a lien as of the first day of January in the year in which the same are levied, and the said lien shall be superior to all other liens, except the lien for State and county taxes and other taxes of equal dignity, with which it shall be co-ordinate.

Section 9-A. It shall be the duty of the respective county tax assessors to receive the certificate of such assessment and enter such taxes upon the assessment rolls of the said counties on all lands and property within said District. The tax assessor shall attach to such tax roll each year a special warrant to the tax collector for the collection of such taxes and such special warrant shall be signed by the tax assessor and be authority to the

tax collector for the collection of said taxes. Such warrant shall be substantially in the following form:

SPECIAL WARRANT FOR COLLECTION OF OKEECHOBEE FLOOD CONTROL DISTRICT TAXES.

State of Florida, to Tax Collector of the County of you are hereby commanded to collect out of the property against which taxes are assessed for Okeechobee Flood Control District, and from the persons or corporations named herein against whose land and property said taxes are assessed, the said taxes set down in said roll opposite each name, description or parcel of land or other property herein described. In case such tax is not paid before April 1st next, you are to collect same by levy and sale of the property so assessed; and all sums collected for the said District you are to pay to the Treasurer of Okeechobee Flood Control District.

Given under my hand this day of A. D. 19.....

Assessor of Taxes.

Such warrant shall remain in full force until all of the taxes shown in said roll have been assessed and shall be collected.

Section 10. If any tax levied under the provisions of this Act upon any piece or parcel of land shall not be paid on or before the first day of April in the year following the year for which such assessment is made, the Tax Collector shall advertise and sell such land, by newspaper notice, and in the event that there is no newspaper in the County then by posting, in the same manner as is now provided by law for the sale of lands for the non-payment of State and county taxes, except as herein otherwise provided, but no lands which have previously been sold for the non-payment of such tax, and for which unredeemed tax certificates are outstanding in the name of the District shall be again advertised and sold for the non-payment of such tax, but the tax for each subsequent year shall continue as a lien upon said land until paid. The Board may select the newspaper in which the advertisement shall be published, which shall be such a newspaper as might legally be selected for the publication of the notice of sale for State and county taxes; if the Board shall not select such newspaper and notify the Collector of such selection on or before the first day of April of any year, the advertisement shall be published in the newspaper selected by the Board of County Commissioners for the publication of advertisements of sale for the non-payment of State and county taxes, and the charges for advertising shall be the same as those provided for the sale of lands delinquent for State and county taxes. The charges for the publication of such notice, and all other charges in connection with the assessment and collection of the taxes herein provided for shall be paid in the first instance by said Board. If, for any reason, a sale of any lands for delinquent taxes shall not be made in the year in which they are required to be sold, such land shall be advertised and sold in any year thereafter, and there shall be due upon such taxes interest computed at the rate of eight per centum per annum from the first day of April in the year in which sale is required to be made to the first day of April of the year in which sale is actually made.

Section 11. Copies of the newspapers containing the advertisement and affidavits of publication and posting shall be filed as provided in the case of State and county tax sales, except that no copies need be furnished the Comptroller and that one copy shall be filed with the said Board. All such sales shall take place at the time and place of State and county tax sales, and may be continued from day to day.

Section 12. In case there shall be no bidder for any piece or parcel of land offered for sale by the Tax Collector for the non-payment of any tax levied under this Act, the said piece or parcel of land shall be struck off to the Board of Commissioners of Okeechobee Flood Control District and shall be held by said District during the period herein allowed for the redemption of said lands in like manner and with like effect as lands sold to the State for non-payment of State and county taxes are held by the State. At the sale aforesaid the tax collectors shall give to the purchaser of each piece or parcel of land a certificate of such sale, describing the lands and the amount of the taxes, costs and charges thereof. The certificate shall be substantially, or as near as may be in the form provided for certificates issued to purchasers at sales for the non-payment of State and county taxes.

Section 13. Immediately after any sale for the non-payment of taxes levied under this Act, the Tax Collectors shall make out lists of all the lands so sold, in the same form, as near as may

be, as is required by law for similar lists of lands sold for the non-payment of State and County taxes. One of such lists shall be forwarded to the Board and one shall be forwarded to each officer to whom similar reports for sale for State and County taxes are required to be forwarded, except the Comptroller. One shall be retained by the Tax Collector. The list filed in the office of the Clerk of the Circuit Court of each County shall be entered by him in a book to be provided by the Board for the purpose, and said Clerk shall receive the same fee for such record as is paid for other recording, every five figures to be counted as one word, such fees to be paid by the said Board.

Section 14. The Tax Assessor shall receive as compensation for the duties required of him by this Act a commission of one per cent upon the amount of taxes assessed within his respective County, except errors, and the Tax Collector shall receive for his duties hereunder a commission of one-half of one per cent upon the amount of taxes collected by him; and the Tax Collector, in addition to such fees, shall be entitled to fifteen cents for each certificate of sale made by him under the provisions of this Act and one per cent commission on the amount of each delinquent tax when sale is made. All fees and expenses, except as otherwise provided by this Act, shall be paid by the Board.

Section 15. When land is bid off by the Tax Collector for the District the tax certificates shall be issued by the Tax Collector as of the date of sale in the name of the District, and if the land is not redeemed on or before two years from the date of such certificate, title to the lands shall immediately vest in the said Board subject to redemption by the owner as hereinafter provided, without the issuing of any deed as provided in other cases, and the certificate held by the said Board shall be evidence of the title of the said Board as to lands embraced in any such certificates. After title shall have become vested in the Board as above provided the said Board may sell and convey the said lands by deed at the best price obtainable therefor, provided such price shall not be less than the amount of all taxes upon the said lands which are due thereon pursuant to the provisions of this Act, together with all interest, penalties and costs; Provided, that no such lands shall be sold by the said Board until four weeks notice of the intention of the said Board to make such sale shall have been published once each week in a newspaper published in the County in which such lands lie, and if there be no newspaper published in such County then such notice shall be published as aforesaid in a newspaper published in Miami, Florida, and also by posting in three public places in the County or Counties in which such lands lie, one of which places shall be the Court House of said County or Counties. The Board may reject any and all bids for such lands; Provided, however, that the bona fide owner of the lands embraced in any such tax sale certificate, and who was such owner at the time of such tax sale, or the bona fide successor in title to such owner, shall, at any time prior to the day of the sale of such lands, have the right to redeem the same by paying the amount expressed in the face of such tax sale certificate, together with interest thereon at the rate of two per cent per month for the first year and eight per cent per annum thereafter, and paying the annual taxes for each subsequent year, together with interest thereon at the rate of eight per cent per annum. Interest on such tax sale certificate shall be calculated from the first day of April of the year in which such sale is made and interest on all subsequent annual taxes shall be calculated from the first day of April of the year such taxes would have become delinquent if assessed and not paid. The owner, or the bona fide successor in title to the owner, of any such lands applying to redeem such lands, shall pay all costs and expenses incurred by the Board in making up lists and advertising such lands for sale should any such cost and expense have been incurred. When the owner, or the bona fide successor in title to the owner, shall apply to redeem any lands embraced in such tax sale certificates after two years from the date of such tax sale certificate the Board shall execute and deliver to the party making redemption a quit-claim deed to the lands so redeemed, which deed shall be signed by the Board as other deeds by it are signed. In all cases where the owner or his bona fide successor in title shall apply to redeem as herein provided, they shall furnish substantial evidence satisfactory to the Board that they are entitled to redeem under the provisions hereof.

The deed of conveyance executed by the said Board to any such lands shall be signed by the said Board as other deeds made by it are signed, and shall vest in the grantee in such deed the fee simple estate to such lands, free from all liens of any character except such liens as may exist for State and county taxes thereon and other liens of equal dignity, and such deeds shall be incontestable.

Section 16. Any tax certificate issued under the provisions of this Act may be redeemed by the owner of said lands covered by the certificate, or by any person claiming to be the owner thereof, or his agent or attorney by paying to the Clerk of the Circuit Court for the county wherein such lands may lie on or before two years from the date of such certificate the amount of the tax due thereon for such year and all costs and charges as shown by said certificate, and interest on said amounts from the first day of April preceding such sale at the rate of two per cent per month for the first year and thereafter eight per cent per annum, together with all subsequently omitted taxes or assessments imposed under authority of this Act due and payable thereon. In the event any certificate is not redeemed as herein provided for, the holder thereof may apply to the Clerk of said Circuit Court for a deed to said lands described in said certificate. The said Clerk shall thereupon cause to be published in said county once each week for four weeks a notice of such application for a deed to said lands and of his intention to execute such deed, and during such time the owner of said lands, or anyone claiming the ownership thereof, or his agent or attorney, may redeem such certificate by paying to said Clerk the amount due for unpaid taxes, charges and costs, and interest as aforesaid, and the publisher's charge for said notice, but if at the expiration of the time fixed in said notice for the making of the deed, such certificate is not redeemed as aforesaid, the Clerk shall execute a deed to the holder of said certificate for the lands therein described. Such deed shall be in substantially the same form as now prescribed for tax deeds, and shall vest in the grantee the fee simple title to said lands therein described free from all liens except for the State and county taxes and other taxes of equal dignity. Before being entitled to receive such deed, the grantee named therein, or his agent or attorney, shall pay to the Clerk of said Court all fees and charges that are now required to be paid upon the application for a tax deed in cases where lands have been sold for unpaid State and County taxes. Whenever any tax certificate is returned or deed issued thereon, the Clerk shall enter such fact in the book hereinbefore required to be kept by him, opposite the number of such certificate, and shall enter the date when redeemed or the date when deed was executed, and by whom deeded, and the amount paid on such redemption. If the certificate so redeemed is held by the said Board, the Clerk shall transmit to such Board the amount paid on the redemption of such certificate, and said Board shall forward to the Clerk said certificate for cancellation. If such certificate is held by an individual or corporation the said Clerk shall pay such sum received for the redemption of such certificate to the holder thereof, his agent or attorney, upon the delivery of such certificate to the Clerk who shall cancel the same. No such tax deeds, and no such deeds given by the Board shall be set aside or deemed to be ineffectual to convey title because of any defect of description of the premises in the tax rolls or advertisement of sale or certificate of sale, or tax deed, or other document, notice or paper prescribed herein, provided the description given is sufficient to describe the premises with reasonable certainty, nor because of any defect in the form or execution of the tax rolls or collector's warrant or advertisement of sale or certificate of sale or tax deed or other notice document or paper prescribed herein, or because of any failure to publish or post the notice of sale or the notice of application for tax deed, or notice of expiration of redemption period shall have been made, because of any failure to mail or deliver either of said notices to the owner or the person last paying taxes thereon, or because the taxes were assessed, extended or sold without giving the correct name or any name of the owner of the premises, or because of any other matter or thing, whether hereinabove expressly enumerated or not, save and except that the premises sold were not liable to the tax or that the tax thereon had been paid at the date of sale. If any tax deed or deeds by the Board be invalid for either of the two reasons last given, the Board shall, on application therefor, refund to the purchaser, or his assigns, of the lands so sold, or of lands so sold to the Board and by it sold to him, the amount of taxes received in connection therewith, with interest at six per cent per annum. All tax deeds and deeds issued by the Board pursuant to this Act shall be and are hereby declared prima facie evidence of the regularity of the proceedings, as to the taxes authorized to be levied by this Act, and shall be so received in evidence in any and all courts of this State without regard to date of execution, and no defense shall be permitted thereto except the two defenses last hereinabove mentioned, and the defense that no notice of application for the tax deed or of the expiration of the period of redemption was at any time either posted or published or mailed or delivered to the owner or person last paying taxes thereon.

Section 17. The said Board is hereby authorized in order to provide for the work described by this Act to borrow money temporarily, from time to time, for a period not to exceed one year at any time, and to issue its promissory notes or certificates of indebtedness therefor, upon such terms and at such rates of interest as the said Board may deem advisable, payable from the taxes authorized by this Act to be levied and the increment thereof. Any of said notes may be used in payment of the amounts due, or to become due, upon contracts to be made by the Board for carrying on the work authorized and provided for herein, and the said Board may, to secure the payment of any of such notes or certificates of indebtedness, pledge any part of the taxes authorized to be levied under this Act, over and above the amount needed to pay the principal and interest of bonds which shall be outstanding at the time of the issuance of said notes or certificates of indebtedness. Said Board shall have the authority to borrow a sum of money not to exceed the amount of the total tax levy in any one year, for maintenance, administration and operation, Fifteen Thousand (\$15,000.00) Dollars of which amount may be used for administrative expenses.

Section 18. That the said Board is hereby authorized and empowered to issue negotiable bonds of the District in an amount not to exceed Five Million (\$5,000,000.00) dollars, to carry out the purposes for which the said District is created. Such bonds, principal and interest, may be made payable in gold coin at the office of the Treasurer of the District, and also, at the option of the holder, at a bank or banking house in the City of New York, to be designated by the Board. Said bonds shall be issued at such time or times, in such amounts, and in such form and denominations, and shall bear no interest, or interest rate, not exceeding six per centum per annum, payable semi-annually, and to mature at such time, or times not exceeding Fifty (50) years from the date of issuance, and to be sold at such price, as the said Board may determine; provided, however, that the same shall not be sold until the Board shall have published notice of the intention to sell the same for at least thirty days, once in each week, in a newspaper published in each of the counties of said District; and in the event there is no such newspaper in any County or Counties of said District, then notice by posting for at least 30 days in three public places in said county or counties, one of which places shall be the Court House in said county or counties, and in a newspaper published in the City of New York, and the said bonds shall be sold to the highest and best bidder therefor; provided, however, that said bonds, or any portion thereof shall not be sold for less than Ninety-five (95c) cents on the dollar, plus accrued interest. A sale or negotiation of such bonds to the United States shall not require any notice.

Section 19. The bonds authorized to be issued under this Act shall be signed in the name of the Board by the Chairman thereof and attested by the Secretary under the seal of the Board.

Said bonds shall be in such form as shall be prescribed by the said Board, shall recite that they are issued under the authority of this Act, which shall be referred to by number of chapter and date of approval, and shall pledge the faith and credit of Okeechobee Flood Control District for the prompt payment of the principal and interest thereof. The said bonds shall be numbered consecutively in the order of their issuance. Interest coupons shall be attached to said bonds and the said coupons shall be consecutively numbered, specifying the number of the bond to which they are attached and shall be attested by the lithographed or engraved facsimile signature of the Secretary of the Board and the Chairman thereof. Said bonds shall be recorded by the Secretary of the Board in a book to be kept for that purpose. When the said Board has caused any bonds issued under this Act to be prepared, signed and sealed in the manner prescribed herein, the said bonds shall be submitted to the Attorney General of the State of Florida, whereupon it shall be the duty of the Attorney General to carefully examine the said bonds in connection with the facts and the Constitution and the provisions of this statute, and if as a result of such examination he shall find that such bonds are issued in conformity with the Constitution and this statute and that they are binding and valid obligations upon the said Board and the said District, he shall officially so certify on each of the said bonds. The said certificate shall be admitted and received in evidence as proof of the validity of such bonds with the coupons attached thereto and no defense shall be offered against any bonds so certified in any action or proceeding except the defense of forgery. After the said bonds shall have been executed and sealed and registered and approved, as herein provided, they shall be delivered to the Treasurer who shall give his receipt to the said Board therefor, and the Treasurer

shall enter in a book to be kept by him, the number of each bond, the rate of interest, the time it becomes due, the date of sale, the person to whom sold and his post office address. The Treasurer shall hold said bonds and be the legal custodian thereof, and shall deliver the same to the purchasers upon resolution of the said Board duly recorded in its minutes. In case any of the officers whose signatures, counter-signatures and certificates appear upon the said bonds and coupons, shall cease to be such officers before the delivery of such bonds to the purchaser, such signature or counter-signature and certificate shall nevertheless be valid and sufficient for all purposes the same as if they had remained in office until the delivery of the bonds.

Section 20. The said Board may in its discretion in lieu of presenting the said bonds to the Attorney General for approval in the manner provided in the preceding section cause the said bonds to be validated under any general law of the State of Florida, providing for the validation of county, district or municipal bonds; and all legal services required under this Act for the purpose of validating any and all bonds issued hereunder, shall be performed by the Attorney General of the State of Florida and there shall be no additional compensation paid therefor.

Section 21. This Act shall without reference to any other Act of the Legislature of Florida be full authority for the issuance and sale of the bonds in this Act authorized, which bonds shall have all the qualities of negotiable paper under the law merchant, and shall not be invalid for any irregularity or defect in the proceedings for the issuance and sale thereof, and shall be incontestable in the hands of bona fide purchasers or holders thereof for value. No proceedings in respect to the issuance of any such bonds shall be necessary except such as are required by this Act. The provisions of this Act shall constitute an irrevocable contract between the said Board and the said Okeechobee Flood Control District and the holders of any bonds and the coupons thereof, issued pursuant to the provisions hereof. Any holder of any of said bonds or coupons may either at law or in equity, by suit, action or mandamus enforce and compel the performance of the duties required by this Act of any of the officers or persons mentioned in this Act in relation to the said bonds, or to the collection, enforcement and application of the taxes for the payment thereof.

Section 22. It shall be the duty of the Treasurer or his successor in office, as custodian of the funds belonging to the said Board, and to the said District, out of the proceeds of taxes authorized to be levied hereunder, which moneys are, so far as necessary set apart and appropriated to that purpose, to pay the interest upon the said bonds as the same shall fall due and at the maturity of the said bonds out of the said moneys to pay the principal thereof.

Section 23. The said Board is hereby authorized and empowered to invest the moneys belonging to any sinking fund created for the ultimate redemption or retirement of bonds issued under this Act, or in bonds of the United States, or of any State of the United States, and in the bonds of any county, or municipal corporation in the State of Florida, and in bonds of any county or any city in any other State which at the time of such investment shall have a population of at least one hundred thousand according to the Federal census immediately preceding such investment; provided, always, that for the payment of the bonds so purchased the full faith and credit of any such county, city or municipal corporation, whether within or without this State, shall be pledged. The said Board is hereby authorized and empowered for the purpose of paying the said bonds, and when necessary to protect the interests of said Board and of said sinking fund, to sell and dispose of any securities in which the said sinking fund may be invested and to re-invest the proceeds thereof from time to time in conformity with the provisions of this Act, as it shall deem expedient.

Section 24. The Treasurer shall be the custodian of all funds belonging to the said Board and to the said District, and such funds shall be disbursed only upon the order of the Board. But the said Board is authorized to select depositories for the funds of said District, upon such terms as to security as is now or may hereafter be provided by law regarding State funds.

Section 25. The Board shall employ a secretary and such engineers as may be deemed necessary and expedient for carrying on the functions of the District, and shall fix the compensation of such employees, and all other employees of such District.

Section 26. The said Board shall co-operate with the United States Government in devising suitable plans, acceptable to the United States Government, for the carrying out of the work for

which the District was created, and such plans as shall be agreed upon between the United States Government and the District, shall constitute the plans upon which all work in the District shall be done from time to time.

Section 27. Bonds issued under the provisions of this Act may be sold, or hypothecated, to the United States, or any department of the Government thereof, or delivered to the said United States in consideration of its aid and assistance in the construction of works authorized by this Act, upon such terms and conditions as may be agreed upon between the said United States or any of its authorized agencies and the said Board.

Section 28. Upon the adoption of a plan or plans for constructing the works authorized by this Act, or upon the making of a contract between the Board and the United States for the construction of said works in accordance with a plan or plans adopted and approved by said United States, or its proper agency, as herein provided, all works heretofore constructed by Everglades Drainage District which properly form a part of the system of works so provided for shall thereafter be under the control of Okeechobee Flood Control District, and the Board of Commissioners thereof, and the said Board of Commissioners of Okeechobee Flood Control District may transfer such control to the United States, or its proper agency, if in the judgment of said Board the same shall be expedient; provided, however, that the said works shall always be maintained and operated with due regard to the needs and obligations of Everglades Drainage District with respect to reclamation and drainage. When the said Board shall receive the right to control the said works, as herein provided, then all of such works shall be thereafter maintained at the expense of the said Board, or of the United States or its proper agency in pursuance of an agreement between the Board and the United States.

Section 29. It is hereby determined that the benefits to the territory included in the Okeechobee Flood Control District from the construction of the work authorized to be constructed under the provisions of this Act will exceed the cost of such construction, and that the taxes authorized by this Act are in proportion to the benefits from such works to the several parcels of land, and other taxable property, within said District, including the lands owned by the Trustees of the Internal Improvement Fund.

Section 30. The Board may adopt such resolutions and prescribe such rules and regulations for converting bonds issued under this Act into registered bonds, as may seem advisable, and may also provide by contract with the purchaser of any such bonds, or by resolution, for the maintenance of such sinking and reserve funds for the payment of said bonds as may seem advisable; provided that in no event shall the levy exceed one mill on the dollar annually and the acreage taxes herein levied.

And there shall be and there is hereby created a sinking fund for the payment of the principal of said bonds at maturity, and the said Board shall set apart and pay into such sinking fund annually out of the taxes levied and imposed by this Act, at least 1% of the amount of bonds outstanding. And to the said sinking fund there is also set apart, pledged and added the proceeds of all lands held by the Trustees of the Internal Improvement Fund not otherwise appropriated by statute and not required by said Trustees in the administration of said lands as provided by law, an amount annually which may be necessary to provide an additional 1% of the bonds outstanding of said District and the Trustees of the Internal Improvement Fund are hereby authorized and directed to pay over to said District such amount annually. The said sinking fund shall begin to operate not later than 5 years after the first bonds of said District shall have been issued, shall continue thereafter so long as any bonds of said District are outstanding and the money in said sinking fund shall be set apart and pledged for that and for no other purpose.

Section 31. If any section, clause or provision of this Act shall be held unconstitutional it will not affect the remainder of this Act.

Section 32. All laws, or parts of laws in conflict herewith are hereby repealed.

Section 33. This Act shall go into effect upon its approval by the Governor, or upon its becoming a law without such approval. Senator Young moved the adoption of the amendment.

Pending the consideration of the motion to adopt the amendment offered by the Committee on Drainage—

Senator Hinely offered the following amendment to the amendment:

In Section 2, amendment, strike out the words "five persons", and insert in lieu thereof the following: "four persons".

Senator Hinely moved the adoption of the amendment. Upon which a "yea" and "nay" vote was demanded.

Upon call of the roll on the adoption of the amendment to the amendment the vote was:

Yeas—Mr. President, Senators Anderson, Council, Futch, Hinely, Howell, Knabb, Rowe, Scales, Singletary, Taylor, Turner, Waybright—13.

Nays—Senators Bell, Dell, Gary, Harrison, Irby, Johns, Malone, Mitchell, Phillips, Putnam, Stewart, Swearingen, Turnbull, Wagg, Watson, Welsh, Whitaker, Young—18.

So the amendment to the amendment was rejected.

Senator Futch offered the following amendment to the amendment:

In Section 2, in second paragraph, after the word "absence", insert the words "from the State".

Senator Futch moved the adoption of the amendment to the amendment.

Which was agreed to.

And the amendment to the amendment was adopted.

Senator Scales offered the following amendment to the amendment:

In Section 2, at the end of the first sentence, following the words "said district." (period.), insert, "The said five land owners shall be members of said Board in an advisory capacity only."

Senator Scales moved the adoption of the amendment to the amendment.

Which was not agreed to.

And the amendment to the amendment was rejected.

Senator Young then moved the adoption of the Committee amendment as amended.

Which was agreed to.

And the Committee amendment as amended was adopted.

Senator Young moved that the rules be further waived and House Bill No. 497 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. 497 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 Bell, Council, Dell, Futch, Gary, Glynn, Harrison, Hinely, Howell, Irby, Johns, Knabb, Malone, Mitchell, Phillips, Putnam, Rowe, Scales, Stewart, Swearingen, Taylor, Turnbull, Turner, Wagg, Watson, Welsh, Young—28.

Nays—None.

So the Bill passed, as amended.

And the same was ordered to be referred to the Committee on Engrossed Bills then to be certified to the House of Representatives.

Senator Johns moved that the rules be waived and the Senate take up for consideration at this time House Bill No. 342.

Which was agreed to by a two-thirds vote.

And—

House Bill No. 342:

A bill to be entitled An Act to authorize the Board of Commissioners of State Institutions to co-operate with the State Road Department in procuring the completion of a hard surfaced road connecting the State Prison Farm at Raiford, Florida, with State Road No. 1 and State Road No. 13, and to authorize the State Road Department to expend moneys for said purpose.

Was taken up out of its order and read a second time in full. Senator Singletary offered the following amendment to House Bill No. 342:

Add at the end of Section 1 the following: Provided, that nothing in this Act shall authorize the use of any money from the State Road Department for the construction of the roads herein mentioned until the completion of the roads commonly known as the first and second preferential roads.

Senator Singletary moved the adoption of the amendment.

Pending the adoption of the amendment, Senator Johns moved that the hour of adjournment be extended ten minutes.

Which was agreed to.

The question then recurred on the adoption of the amendment.

Which was not agreed to.

And the amendment was rejected.

Senator Waybright offered the following amendment to House Bill No. 342:

In Section 1, line 6, after figures "13", insert the following: "If in the judgment of the Board of Commissioners of State Institutions such road or roads are necessary to the proper operation of said State Prison Farm."

Senator Waybright moved the adoption of the amendment.

Pending the adoption of the amendment Senator Wagg moved that the hour of adjournment be further extended ten minutes.

Which was agreed to.

The question then recurred on the adoption of the amendment. Which was not agreed to, and the amendment was rejected.

Senator Johns moved that the rules be further waived and House Bill No. 342 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. 342, 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 Bell, Council, Dell, Futch, Gary, Glynn, Harrison, Hinely, Hodges, Howell, Johns, Knabb, Malone, Mitchell, Phillips, Putnam, Rowe, Scales, Stewart, Swearingen, Taylor, Turnbull, Turner, Wagg, Watson, Welsh, Whitaker, Young—29.

Nays—Senators Singletary and Waybright—2.

So the Bill passed, as amended.

And the same was ordered to be referred to the Committee on Engrossed Bills, then to be certified to the House of Representatives.

Senator Young moved that the rules be waived and that the Senate take up for consideration at this time House Bill No. 499.

Which was not agreed to.

Senator Phillips moved that the Senate do now adjourn.

Which was agreed to.

Whereupon the Senate took a recess, at 1:19 o'clock p. m., until 3 o'clock p. m., this day.

AFTERNOON SESSION

The Senate convened at 3 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:

Mr. President, Senators Anderson, Bell, Dell, Futch, Gary, Glynn, Harrison, Hinely, Hodges, Howell, Irby, Johns, King, Knabb, Malone, Mitchell, Phillips, Putnam, Rowe, Scales, Singletary, Stewart, Swearingen, Taylor, Turnbull, Turner, Wagg, Watson, Waybright, Welsh, Whitaker, Young—33.

A quorum present.

By permission the following committee reports were submitted:

Senator Phillips, Chairman of the Committee on Engrossed Bills of the Senate, submitted the following report:

Senate Chamber,

Tallahassee, Fla., May 25, 1929.

Hon. J. J. Parrish,

President of the Senate.

Sir:

Your Committee on Engrossed Bills, to whom was referred:

Senate Bill No. 244:

A bill to be entitled An Act to authorize the County Commissioner of any county, or the governing body of any municipality, within the State of Florida, to adopt for use or use experimentally a voting machine or voting machines for the conduct of elections in such counties or municipalities, and setting forth the requirements of such voting machines, and prescribing the method of conducting elections by and with the use of such voting machines, and directing how the official returns of elections conducted with the aid of such voting machines shall be made, and providing a penalty for unlawfully possessing such voting machines or the keys thereto, and prescribing a penalty for willfully tampering, or attempting to tamper, disarrange, deface, or impair such voting machines, and also defining some of the terms used in this Act, with the following amendments:

In Section 20, line 15, strike out the words "two" and insert in lieu thereof the following: "five".

In Section 20, line 11, strike out the words "two" and insert in lieu thereof the following: "five".

In Section 23, line 8, at the end of line 8 and before the beginning of line 9, add the following:

"And also, under the scrutiny of each candidate or one representative of each candidate voted upon at such election."

Strike out all of Section 3, and insert in lieu thereof the following:

"Section 3. Adoption of Voting Machine. The Board of County Commissioners of any county or the governing body of any municipality may, if it so elects, submit to the voters of such county or municipality at a general or special election, the question of whether or not it shall avail itself of the bene-

fits of this Act. Providing, however, that a special election shall not be called for the sole purpose of determining this question, and if a majority of the voters voting at such election approve the Board of County Commissioners of such county or the governing body of such municipality, may thereupon adopt for use at elections any kind of voting machine that meets the requirements of this Act, and thereupon such voting machine may be used at any and all elections held in such county or municipality or any part thereof for voting, registering and counting such votes cast at such elections; provided, however, that the Board of County Commissioners of any county or the governing body of any such municipality may purchase, install and use, not to exceed (5) five voting machines, meeting the requirements of this Act, for the purpose of experimenting with same in such districts or precincts as they may deem proper, without submission of the question to the voters of the county or municipality. Voting machines of different kinds may be adopted for use in different districts in the same county or municipality."

Beg leave to report that the same have this day been examined and the above bill has been properly engrossed.

Very respectfully,

W. W. PHILLIPS,

Chairman of the Committee on Engrossed Bills.

And Senate Bill No. 244 was ordered to be certified to the House of Representatives.

REPORT OF ENROLLING COMMITTEE

Senator Dell, Chairman of the Joint Committee on Enrolled Bills on the part of the Senate, submitted the following report:

Senate Chamber,

Tallahassee, Fla., May 24th, 1929.

Hon. J. J. Parrish,

President of the Senate.

Sir:

Your Joint Committee on Enrolled Bills, to whom was referred: (Senate Bill No. 451):

An Act providing that in counties having a population of more than 17,000, and not more than 18,000 by the last or Fifth State Census, any proceeds from the sale of special road and bridge district bonds, remaining after paying for the construction of the improvement for which the bonds were issued, shall be applied to payment of interest on and retirement of such bonds.

Also—

(Senate Bill No. 464):

An Act to ratify the extension of certain taxes of the City of Miami, Florida, upon the assessment roll and the issuance of notes to anticipate the collection of certain of said taxes.

Also—

(Senate Bill No. 497):

An Act to authorize the County Commissioners of any county in the State of Florida of a population of not less than 9,600 or more than 9,643, according to the State Census of 1925, to adopt for use or use experimentally, a voting machine or voting machines for the conduct of elections in such counties, and setting forth the requirements of such voting machines, and prescribing the method of conducting elections by and with the use of such voting machines and directing how the official returns of elections conducted with the aid of such voting machines shall be made; and providing a penalty for unlawfully possessing such voting machines or the keys thereto, and prescribing a penalty for willfully tampering or attempting to tamper, disarrange, deface, or impair such voting machines, and also defining some of the terms used in this Act.

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 signature of the President and Secretary of the Senate.

Very respectfully,

J. MAXEY DELL,

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

The Bills contained in the above report were thereupon 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.

REPORT OF COMMITTEE ON ENGROSSED BILLS

Senator Phillips, Chairman of the Committee on Engrossed Bills of the Senate, submitted the following report:

Senate Chamber,
Tallahassee, Fla., May 25, 1929.

Hon. J. J. Parrish,
President of the Senate.

Sir:

Your Committee on Engrossed Bills, to whom was referred:
Senate Bill No. 514:

A bill to be entitled An Act to provide for, regulate and license race meetings, and legalize the pari-mutuel system of wagering in connection therewith, in the State of Florida, to provide for the appointment of a State racing commission; prescribing the duties and fixing the compensation of the members thereof; to provide for elections to make effective the provisions of this Act, and to provide penalties for its violation; with the following amendments:

In Section 7, page 5, line 33, after the word "not" insert the following: "less than five per cent (5%) nor".

Strike out entire Section 17 and insert in lieu thereof the following:

Section 17. This Act shall not take effect or become operative unless and until the same shall be ratified and approved by the affirmative vote of a majority of the qualified electors of the State of Florida voting upon the same in the next general election of the State of Florida, to be held in November, 1930, at and in which said next general election there shall be printed on the official ballot used in said election the full title of this Act in such manner, and under such directions as proposed Constitutional Amendments are submitted to be voted upon by the qualified electors, so as to enable qualified electors voting in said election to vote for or against the ratification or approval of the same. And it shall be the duty of all legally constituted authorities of this State and of each and every County, charged by law with the duty of providing for the holding of general elections, to fully carry out the provisions of this section of this Act in strict compliance with all the general election laws of this State; and to cause to be published the full text of this Act once a month for three consecutive months next preceding said general election in all daily and weekly newspapers of general circulation published in the several counties of this State, and if no newspaper of general circulation be published in any county, then a copy of the full text of this Act shall be posted in at least one conspicuous place in each election district of such county, and one copy shall be posted at the court house door of such county, not less than sixty (60) days prior to the date of said general election. The vote cast both for and against the ratification and approval of this Act shall be canvassed and determined, and due returns thereof made, and the result declared and recorded, in the same manner and in all respects as provided by law for determining the results of elections for the ratification or rejection of proposed Constitutional Amendments.

Section 18. This Act shall become effective and operative for the purpose of submitting the same to the qualified electors of the State of Florida for ratification or rejection, as hereinabove provided, upon its passage and approval by the Governor (or upon its said submission without the approval of the Governor) and shall become law, and in full force, effect and operation upon its ratification and approval by a majority of the qualified electors of the State of Florida voting to ratify and approve the same as hereinbefore provided, otherwise this Act shall not become law.

Section 19. Should this Act become law by ratification of the qualified electors of the State of Florida as hereinbefore provided, then, and that event only, all laws and parts of laws in conflict with the provisions of this Act are hereby repealed.

In Section 4, page 2, line 2, strike out the word "presented" (after the word "be") and insert in lieu thereof the following: "approved and provided".

In Section 6, page 4, line 18, after the word "prescribe" insert the following words: "to be approved by the State Comptroller".

In Section 9, page 6, lines 19 and 20, strike out the words "for such purposes as the Legislature of the State of Florida may hereafter designate" and insert in lieu thereof the following: "and within thirty (30) days thereafter the State Treasurer shall distribute such funds in equal amounts to the several counties of the State and such funds to be appropriated by the County Commissioners for any legal county purpose."

In Section 7, page 4, line 20, after the words "any year", insert the following: "next succeeding the application."

In Section 7, page 5, line 42, after the word "or" insert the word "of".

Beg leave to report that the same has this day been examined and the above bill has been properly engrossed.

Very respectfully,

W. W. PHILLIPS,

Chairman of the Committee on Engrossed Bills.

REPORT OF ENROLLING COMMITTEE

Senator Dell, Chairman of the Joint Committee on Enrolled Bills on the Part of the Senate, submitted the following report:

Senate Chamber,
Tallahassee, Fla., May 25, 1929.

Hon. J. J. Parrish,
President of the Senate.

Sir:

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

(House Bill No. 989):

An Act to authorize and empower the City Council of the City of Orlando to extend time for the payment of local improvement liens assessed under Chapter 10974, Laws of 1925, approved June 2nd, 1925.

Also—

House Bill No. 1066:

An Act to authorize the City of Orlando to make partial releases of real estate under liens for assessments for local improvements.

Also—

(House Bill No. 1134):

An Act to amend Subdivision (e) of Section 7 of the Charter of the City of Bonifay, being "An Act to abolish the present charter and municipal government of the Town of Bonifay, in Holmes County, and to create in lieu thereof a new charter and municipal government under the name of City of Bonifay, and to provide for its jurisdiction, powers, privileges and immunities and to provide penalties for violations thereof."

Also—

(House Bill No. 378):

An Act to abolish the present municipal government of the Town of Pierson, in the County of Volusia, in the State of Florida, and to create, establish and organize a municipality to be known and designated as the Town of Pierson, and to define its territorial boundaries and to provide for its government, jurisdictions, powers, franchises and privileges.

Also—

(House Bill No. 1060):

An Act to abolish the present municipal government of the City of Fulford, in the County of Dade and State of Florida; and to provide for the retirement of the outstanding indebtedness of the City of Fulford; and providing for the levying of a tax by Dade County for the retirement of said indebtedness; and providing for a referendum.

Also—

(House Bill No. 343):

An Act to amend Section 1018, Revised General Statutes of Florida, 1920, being Section 1292, Compiled General Laws of Florida, 1927, relating to form and size of number plate to be displayed by motor vehicles of the State of Florida.

Also—

(House Bill No. 1092):

An Act authorizing and empowering the Board of Public Instruction of the County of Citrus and State of Florida, to procure a loan of not exceeding thirty thousand dollars and pay interest thereon at a rate not exceeding eight per centum per annum for the purpose of paying for and building and constructing school buildings and additions thereto and paying for the purchase of furniture and equipment and supplies all used for the public free schools of said county and to issue and sell interest bearing time warrants for the purpose of paying for the aforesaid purposes and to provide for their payment.

Also—

(House Bill No. 1022):

An Act validating and confirming a certain deed executed by board of county commissioners of Palm Beach County, Florida, to Sidney Maddock, conveying lot 1 and the East half of Lot 2 of Block 17, of the City of West Palm Beach, Florida, and confirming the title to said land.

Also—

(House Bill No. 1083):

An Act to authorize the board of county commissioners of Brevard County, Florida, to cancel not to exceed \$1,250,000.00 county bonds previously authorized to be issued, but not issued, by said county for the purpose of constructing hard-surfaced highways and bridges.

Also—

(House Bill No. 1087):

An Act to authorize the board of county commissioners of Brevard County to cancel not to exceed \$250,000.00 of bonds of special road and bridge district No. 16 of said county, which bonds have been authorized, but not yet issued.

Also—

(House Bill No. 1071):

An Act to ratify, validate and confirm all special assessments, liens for certain improvements, and certain contracts made by the Town of Gulfport, Florida, from and after May 12th, A. D. 1915, and prior to the passage of this Act.

Also—

(House Bill No. 1007):

An Act authorizing and empowering the City of Marianna, Florida, to collect, foreclose and enforce tax liens for delinquent taxes now due and past due to said city for the years 1924, 1925, 1926 and 1927, or that may hereafter for any subsequent year or years, become due and delinquent to said city, with accrued interest, penalties and costs therefor, by bill in chancery and providing the method of such proceedings and the costs thereof, and validating the assessment rolls of said city for the years 1924, 1925, 1926, 1927, and 1928 and extending the time for the payment of taxes or the taking up of tax sale certificates to the 30th day of September A. D. 1929.

Also—

(House Bill No. 1077):

An Act to amend the Charter of the City of Sarasota, same being Chapter 13403, Laws of Florida, Acts of 1927, by amending Section 65 thereof, which section provides for the issuance, sale or deposit of improvement certificates and for the issuance of bonds.

Also—

(House Bill No. 1081):

An Act to authorize the County Commissioners of Brevard County, Florida, to determine and mark quarter section, section, township and range corners which are liable to be lost, obliterated or destroyed and to re-establish and permanently mark such corners when the same have been lost, obliterated or destroyed and to provide for the employment of a competent surveyor for the execution of such work, the preservation of the records thereof and the levy and collection of taxes for such payment and providing a penalty for injuring, destroying or removing any such corners and providing for the employment of a competent surveyor to assist public road viewers in the location of public roads and the preservation of monuments of public land surveys.

Also—

(House Bill No. 1029):

An Act amending Section 34 of the Charter of the City of Clearwater, same being Chapter 9710 (No. 592) of the Laws of the State of Florida, providing for the establishment of a municipal court, providing for the appointment of a municipal judge, and fixing the term of appointment, and the compensation of said municipal judge.

Also—

(House Bill No. 1028):

An Act to legalize, ratify and confirm all acts, doings and proceedings of the Board of Commissioners of the City of Dunedin, Florida, in relation to the improvement of the streets, avenues, and other highways in said town and to ratify, legalize and confirm all assessments laid or levied relative to said improvements by the Board of Commissioners of said city under the provisions of its charter.

Also—

(House Bill No. 657):

An Act to authorize the issuance and sale of Nine Hundred and Fifty Thousand Dollars worth of interest bearing bonds by the New Smyrna-Deland Drainage District for the purpose of and the proceeds therefrom to be used in the refunding and paying of all those certain bonds heretofore issued and sold by the said drainage district, together with accrued interest thereon, and to provide for all necessary matters and things in connection with the issuance and sale of said bonds and payment thereof.

Also—

(House Bill No. 1027):

An Act to amend Section nineteen of Chapter 12693, Acts of the Legislature of 1927, entitled: "An Act providing a supplemental, additional and alternative method of making local improvements for the City of Dunedin, a municipal corporation, authorizing and providing for special assessments for the cost thereof, and authorizing the issuance and sale of bonds of such

municipality"; said Section relating to procedure for collection of liens or assessments for local improvements.

Also—

(House Bill No. 1032):

An Act authorizing and empowering the City of Melbourne, Brevard County, Florida, to establish and maintain a municipal airport within or without the corporate limits of said city, and to purchase or lease suitable lands for said purposes; to incur indebtedness for the purchase or lease of such lands, and to issue certificates of indebtedness or bonds in connection therewith; to levy a tax to defray all expenses of establishing and maintaining such airport, and for the construction and maintenance of such airport.

Also—

(House Bill No. 1001):

An Act providing that in counties having a population of forty-three thousand three hundred fifty-seven (43,357) and not more than forty-four thousand five hundred (44,500) according to the last State census, that all employees of said counties who have been employed at least one year shall be granted an annual vacation of six days with pay.

Also—

(House Bill No. 1079):

An Act conferring additional powers and privileges upon the City of Titusville; to authorize said city to collect license taxes within the discretion of the City Council; to provide for the election of Chief of Police by qualified electors of said city; to require payment of taxes on personal property, if assessed, as a prerequisite to voting; to provide a statute of limitation, and immunity from tort liability; to provide for enforcement of liens; and to provide a method of amending the charter of said city.

Also—

(House Bill No. 1088):

An Act to provide a unified system of county hard-surfaced highways and bridges in Brevard County, Florida; to declare certain roads and bridges a county purpose; to authorize the Board of County Commissioners of said county to issue five per cent. (5%) bonds of said county for the purpose of refunding, retiring and paying all outstanding bonds, time warrants and other indebtedness against any and all special road and bridge districts of said county, or to exchange such county bonds for said district bonds, or to retire said district bonds with county taxes and to abolish such districts and to deliver the assets of said district to said county.

Also—

(House Bill No. 1118):

An Act validating and confirming all special assessments made and all certificates of indebtedness issued by the City of St. Petersburg prior to this Act becoming effective.

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 signature of the President and Secretary of the Senate.

Very respectfully,

J. MAXEY DELL,

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

The Bills contained in the above report were thereupon 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.

REPORT OF COMMITTEE

Senator Adams, Chairman of the Committee on Corporations, submitted the following report:

Senate Chamber,

Tallahassee, Fla., May 2, 1929.

Hon. J. J. Parrish,
President of the Senate.

Sir:

Your Committee on Corporations, to whom was referred:

Senate Bill No. 180:

A bill to be entitled An Act to amend Section 6497 of the Compiled General Laws of Florida, 1927, relating to Amendment of Charter of a Corporation not for Profit.

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

Very respectfully,

PAUL G. ADAMS,

Chairman of Committee.

And Senate Bill No. 180, contained in the above report, together with committee amendment, was placed on the Calendar of Bills on Second Reading.

Senator Council was excused from attendance on the body until Monday, May 27, 1929, on motion of Senator Howell.

By permission, the following bills were introduced—

By Senator Turnbull—

Senate Bill No. 635:

A bill to be entitled An Act to re-declare, re-designate and establish Road No. 43, as a part of the present State Road System.

Which was read the first time by its title only.

Senator Turnbull moved that the rules be waived and Senate Bill No. 635 be read a second time by its title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 635 was read a second time by its title only.

Senator Turnbull moved that the rules be further waived and Senate Bill No. 635 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. 635 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, Bell, Dell, Futch, Gary, Glynn, Harrison, Hinely, Hodges, Howell, Irby, Johns, Knabb, Malone, Phillips, Rowe, Stewart, Swearingen, Taylor, Turnbull, Turner, Wagg, Watson, Waybright, Welsh, Whitaker, Young—28.

Nays—None.

So the Bill passed, title as stated.

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

By Senator Gary—

Senate Bill No. 636:

A bill to be entitled An Act relating to the authority of the Board of County Commissioners of Marion County, Florida, to issue and sell the unsold portion of the four million five hundred and fifty thousand dollars (\$4,550,000.00) of authorized County of Marion Highway Bonds; providing for the cancellation and abrogation of the authority of said Board of County Commissioners to issue and sell one-half of the one million dollars (\$1,000,000.00) unissued and unsold portion of said bonds; providing for the submission to the qualified electors, who are freeholders in said Marion County, Florida, of the question of whether or not the authority of the Board of County Commissioners of Marion County, Florida, to issue and sell the other one-half of the unsold portion of said bonds, shall be abrogated and rescinded; and providing for a special election to be held, to determine such election and prescribe the effect thereof.

Which bill was read the first time by its title, and had attached to same when introduced in the Senate the following proof of publication which was ordered to be entered in full upon the Journal of the Senate:

AFFIDAVIT OF PROOF OF PUBLICATION

State of Florida,
County of Marion.

Before the undersigned authority personally appeared H. D. Leavengood, who on oath does solemnly swear (or affirm) that he has knowledge of the matters stated herein; that a notice stating the substance of a contemplated law or proposed bill relating to the authority of the Board of County Commissioners of Marion County, Florida, to issue and sell the unsold portion of the four million five hundred and fifty thousand dollars of authorized County of Marion Highway Bonds, has been published at least thirty days prior to this date, by being printed in the issue of April 16, 1929, of the Ocala Evening Star, a newspaper or newspapers published in Marion County, Florida; that a copy of the notice that has been published as aforesaid and also this affidavit of proof of publication are attached to the proposed bill or contemplated law, and such copy of the notice so attached is by reference made a part of this affidavit.

(Signed) H. D. LEAVENGOOD.

Sworn to and subscribed before me this 16th day of April, 1929.

(Seal)

(Signed) MRS. J. H. GOOD,
Notary Public, State of Florida.

My commission expires February 15, 1930

And the Senate thereupon determined that the evidence that said bill has been published in compliance with Section 21 of Article III of the Constitution has been established in this Legislature.

Senator Gary moved that the rules be waived and Senate Bill No. 636 be read a second time by its title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 636 was read a second time by its title only.

Senator Gary moved that the rules be further waived and Senate Bill No. 636 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. 636 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, Bell, Dell, Futch, Gary, Glynn, Harrison, Hinely, Hodges, Howell, Irby, Johns, Knabb, Malone, Phillips, Rowe, Singletary, Stewart, Swearingen, Taylor, Turnbull, Turner, Wagg, Watson, Waybright, Welsh, Whitaker, Young—29.

Nays—None.

So the bill passed, title as stated.

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

By Senator Swearingen—

Senate Bill No. 637:

A bill to be entitled An Act providing for the assessment of all annual drainage taxes upon the lands embraced in Peace Creek Drainage District of Polk County, Florida, upon which benefits have been assessed, and providing for the collection of said annual drainage taxes, and for the sale of said lands to enforce the collection thereof;

Which was read the first time by its title only, the following proof of publication being attached thereto.

State of Florida,
County of Polk.

Personally appeared before me, J. D. Raulerson, Clerk Circuit Court of said county, R. T. Gallemore, who deposeth and saith that he is the Publisher of The Polk County Record, a newspaper published in the City of Bartow in said county and state, and that he has made publication of the notice of Notice Peace Creek Drainage District application to Legislature for Spl. Act (a copy of which is hereto attached), for 5 consecutive weeks, as required by law, embracing issues of Mch. 19, 26, April 2, 9, 16, 1929.

(Seal) (Signed) ROY T. GALLEMORE.

Sworn to and subscribed before me, this 17th day of April, 1929.

(Signed) J. D. RAULERSON, Clerk

Senator Swearingen moved that the rules be waived and Senate Bill No. 637 be read a second time by its title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 637 was read a second time by its title only.

Senator Swearingen moved that the rules be further waived and Senate Bill No. 637 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. 637 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, Bell, Dell, Futch, Gary, Glynn, Harrison, Hinely, Hodges, Howell, Irby, Johns, Knabb, Malone, Phillips, Rowe, Singletary, Stewart, Swearingen, Taylor, Turnbull, Turner, Wagg, Watson, Waybright, Welsh, Whitaker, Young—29.

Nays—None.

So the bill passed, title as stated.

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

By Senator Swearingen—

Senate Bill No. 638:

A bill to be entitled An Act to repeal Chapter 11517, Laws of the State of Florida, approved November 30, 1925, and to abolish the Town of Highlands City, in the County of Polk, in the State of Florida, and providing for the protection of the creditors of said municipality, appointing a trustee to wind up the affairs of same and providing for the disposition of tax money collected.

Which was read the first time by its title only, the following proof of publication being attached thereto:

State of Florida,
County of Polk.

Personally appeared before me Terrell H. Smith, who being duly sworn, states that he is publisher of the Lakeland Journal, a newspaper published at Lakeland, Polk County, Florida, and that the notice hereto attached of notice that bill will be presented to the Legislature, Town of Highlands City, was published

in said paper once each week for five (5) consecutive weeks on the following dates, viz: April 12, April 19, April 26, May 3, and May 10, 1929, making five (5) consecutive publications as required by law.

(Signed) TERRELL H. SMITH.

Sworn to and subscribed before me this 10th day of May, 1929.

(Signed) JEWELL SMITH,

Notary Public, State of Florida at Large.

(Seal)

My commission expires June 7, 1932.

Senator Swearingen moved that the rules be waived and Senate Bill No. 638 be read a second time by its title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 638 was read a second time by its title only.

Senator Swearingen moved that the rules be further waived and Senate Bill No. 638 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. 638 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, Bell, Dell, Futch, Gary, Glynn, Harrison, Hinely, Hodges, Howell, Irby, Johns, Knabb, Malone, Phillips, Rowe, Singletary, Stewart, Swearingen, Taylor Turnbull, Turner, Wagg, Watson, Waybright, Welsh, Whitaker, Young—29.

Nays—None.

So the Bill passed, title as stated.

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

By Senator Dell—

Senate Bill No. 639:

A bill to be entitled An Act to authorize the purchase, lease or acquisition and the maintenance of certain canals in Alachua County, Florida.

Which was read the first time by its title only, the following proof of publication being attached thereto:

AFFIDAVIT OF PROOF OF PUBLICATION

State of Florida,
County of Alachua.

Before the undersigned personally appeared Elmer W. McCreary, who being first duly sworn, says that he is the publisher of The Evening News a daily newspaper published in the City of Gainesville, State and County, aforesaid, and that the notice in the case of Maceo Hicks, Notice of Special Legislation. A copy of which is hereto attached, was published in said newspaper once each week for four consecutive weeks as required by law, said insertions being given in the following issues:

March 14, 21, 28, April 4, 11, 1929.

(Signed) ELMER WM. MCCREARY.

Sworn to and subscribed before me this 23rd day of May, 1929.
(Seal)

CARRIE THOMPSON MCCREARY,

Notary Public, State of Florida at Large.

My commission expires February 9, 1933.

Senator Dell moved that the rules be waived and Senate Bill No. 639 be read a second time by its title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 639 was read a second time by its title only.

Senator Dell moved that the rules be further waived and Senate Bill No. 639 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. 639 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, Bell, Dell, Futch, Gary, Glynn, Harrison, Hinely, Hodges, Howell, Irby, Johns, Knabb, Malone, Phillips, Rowe, Singletary, Stewart, Swearingen, Taylor, Turnbull, Turner, Wagg, Watson, Waybright, Welsh, Whitaker, Young—29.

Nays—None.

So the bill passed, title as stated.

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

By Senator Knabb—

Senate Bill No. 640:

A bill to be entitled An Act to authorize and provide for the assessment of subdivisions or platted lots in any county of a certain population on an acreage basis in lieu of other methods and

requirements of assessments and to permit redemptions upon an acreage basis of such lands heretofore otherwise assessed.

Which was read the first time by its title only.

Senator Knabb moved that the rules be waived and Senate Bill No. 640 be read a second time by its title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 640 was read a second time by its title only.

Senator Knabb moved that the rules be further waived and Senate Bill No. 640 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. 640 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, Bell, Dell, Futch, Gary, Glynn, Harrison, Hinely, Hodges, Howell, Irby, Johns, Knabb, Malone, Phillips, Rowe, Scales, Singletary, Stewart, Swearingen, Taylor, Turnbull, Turner, Wagg, Watson, Waybright, Welsh, Whitaker, Young—30.

Nays—None.

So the bill passed, title as stated.

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

By Senator Whitaker—

Senate Bill No. 641:

A bill to be entitled An Act prohibiting the owner or person having the custody and control of cattle, hogs, horses, mules, goats, sheep or other live stock from permitting the running at large of such cattle, hogs, horses, mules, goats, sheep or other live stock within the following described boundaries in Hillsborough County, Florida, to-wit:

Beginning at a point where the Section line dividing Sections 25 and 36, Township 29 South, Range 22 East, intersects the Hillsborough and Polk County line and running thence west on the said Section line to the city limits of the City of Tampa, Florida; thence run northerly and westerly on the city limits of the City of Tampa, Florida, to the Hillsborough River; thence following the southern and eastern boundary of the Hillsborough River to where the said river intersects the Section line running north and south between Sections 13, 14, 23 and 24, Township 28 South, Range 19 East; thence run north on said Section line to Township line dividing Townships 27 and 28, thence run east on said Township line 19 miles more or less to the intersection of Hillsborough and Polk County lines; thence run south on Hillsborough and Polk County line a distance of 11 miles more or less to point of beginning.

Which was read the first time by its title only, the following proof of publication being attached thereto:

AFFIDAVIT OF PROOF OF PUBLICATION

State of Florida,
County of Hillsborough.

Before the undersigned authority personally appeared R. E. Belcher, who on oath does solemnly swear (or affirm) that he has knowledge of the matters stated herein; that a notice stating the substance of a contemplated law or proposed bill relating to An Act no fence law, has been published at least thirty days prior to this date, by being printed in the issue of March 30, April 6, 13, 20, A. D. 1929 of the Tampa Life, a newspaper or newspapers published in Hillsborough County or Counties, Florida (or), there being no newspaper, by being posted for at least thirty days prior to this date at three public places in Hillsborough County or Counties, one of which places was at the court house of said county or counties, where the matter or thing to be affected by the contemplated law is situated; that a copy of the notice that has been published as aforesaid and also this affidavit of proof of publication are attached to the proposed bill or contemplated law, and such copy of the notice so attached is by reference made a part of this affidavit.

(Signed) R. E. BELCHER,

Sworn to and subscribed before me this 20th day of April, 1929.

(Seal)

(Signed) J. B. HARRIS,

Notary Public, State of Florida.

My commission expires April 18, 1930.

And the Senate thereupon determined that the evidence that said bill has been published in compliance with Section 21 of Article 111 of the Constitution has been established in this Legislature.

Senator Whitaker moved that the rules be waived and Senate Bill No. 641 be read a second time by its title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 641 was read a second time by its title only.

Senator Whitaker moved that the rules be further waived and Senate Bill No. 641 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. 641 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, Bell, Dell, Futch, Gary, Glynn, Harrison, Hinely, Hodges, Howell, Irby, Johns, King, Knabb, Malone, Mitchell, Phillips, Rowe, Singletary, Stewart, Swearingen, Taylor, Turnbull, Turner, Wagg, Watson, Waybright, Welsh, Whitaker, Young—30.

Nays—None.

So the bill passed, title as stated.

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

By Senator Whitaker—

Senate Bill No. 642:

A bill to be entitled An Act to establish, provide, erect, maintain and operate an Industrial Home in Hillsborough County, Florida, to be used for the purpose of caring for delinquent and dependent children who become the wards of the Juvenile Court of said County, and to provide means for its establishment and maintenance and operation, and to provide further for the submission to the qualified electors of Hillsborough County, Florida, by the Board of County Commissioners thereof, the question of the issuance of Hillsborough County bonds not to exceed the sum of one hundred and fifty thousand dollars (\$150,000) to obtain funds for the securing of a site and the erection and equipment of the said Industrial Home, providing for the manner and mode of said election and providing further for the issuance and sale of said bonds, if at the said election a majority of the qualified electors of Hillsborough County, Florida, shall approve the issuance thereof.

Which was read the first time by its title only.

Senator Whitaker moved that the rules be waived and Senate Bill No. 642 be read a second time by its title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 642 was read a second time by its title only.

Senator Whitaker moved that the rules be further waived and Senate Bill No. 642 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. 642 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, Bell, Dell, Futch, Gary, Glynn, Harrison, Hinely, Hodges, Howell, Irby, Johns, Knabb, Malone, Mitchell, Phillips, Rowe, Singletary, Stewart, Swearingen, Taylor, Turnbull, Turner, Wagg, Watson, Waybright, Welsh, Whitaker, Young—30.

Nays—None.

So the bill passed, title as stated.

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

By Senator Whitaker—

Senate Bill No. 643:

A bill to be entitled An Act to validate and confirm the issuance of \$1,350,000 road and bridge bonds of Special Road and Bridge District No. 5 of Hillsborough County, Florida, and all acts and proceedings of the Board of County Commissioners of said county in approving bond trustees, letting contracts and expending the proceeds of said bonds, and all acts and proceedings of the bond trustees in respect of said bonds, and providing for the levy of taxes for the payment of said bonds and interest thereon.

Which was read the first time by its title, the following proof of publication being attached thereto:

AFFIDAVIT OF PROOF OF PUBLICATION

State of Florida,

County of Hillsborough.

Before the undersigned authority personally appeared J. S. Mims, who on oath does solemnly swear (or affirm) that he has knowledge of the matters stated herein; that a notice stating the substance of a contemplated law or proposed bill relating to An Act to validate and confirm the issuance of \$1,350,000 road and bridge bonds of Special Road and Bridge District No. 5, Hillsborough County, has been published at least thirty days prior to this date, by being printed in the issue of April 4, 11, 18, 25, 1929, of the Tampa Morning Tribune, a newspaper or newspapers

published in Hillsborough County or Counties (or), there being no newspaper, by being posted for at least thirty days prior to this date at three public places in the said county or counties, one of which places was at the court house of said county or counties, where the matter or thing to be affected by the contemplated law is situated; that a copy of the notice that has been published as aforesaid and also this affidavit of proof of publication are attached to the proposed bill or contemplated law, and such copy of the notice so attached is by reference made a part of this affidavit.

(Signed) J. S. MIMS,

Sworn to and subscribed before me this 7th day of May, 1929.

(Seal)
(Signed) HAROLD L. MIMS,
Notary Public, State of Florida.

My commission expires January 16th, 1932.

And the Senate thereupon determined that the evidence that said bill has been published in compliance with Section 21 of Article III of the Constitution has been established in this Legislature.

Senator Whitaker moved that the rules be waived and Senate Bill No. 643 be read a second time by its title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 643 was read a second time by its title only.

Senator Whitaker moved that the rules be further waived and Senate Bill No. 643 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. 643 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, Bell, Dell, Futch, Gary, Glynn, Harrison, Hinely, Hodges, Howell, Irby, Johns, Knabb, Malone, Mitchell, Phillips, Rowe, Singletary, Stewart, Swearingen, Taylor, Turnbull, Turner, Wagg, Watson, Waybright, Welsh, Whitaker, Young—30.

Nays—None.

So the bill passed, title as stated.

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

By Senator Whitaker—

Senate Bill No. 644:

A bill to be entitled An Act authorizing and empowering the Board of County Commissioners of Hillsborough County, Florida, to issue new paving certificates of indebtedness in lieu of certificates issued pursuant to the provisions of either General or Special Laws and which are now outstanding, whenever it shall appear by petition to the Board of County Commissioners of Hillsborough County, Florida that the holder of the certificate and the owner of the property which it covers and on which it creates a lien, have agreed upon the terms of payment or a rate of interest different from the certificate now outstanding and where the parties shall petition the said Board of County Commissioners of Hillsborough County, Florida, to issue a new certificate or certificates embodying the terms of the new agreement, and providing that the said County Commissioners of Hillsborough County, Florida, shall upon the approval of said petition, be authorized and empowered to issue the new certificate or certificates, and providing for the cancellation and surrender of the old certificate or certificates, and providing further, for the cancellation of the coupons attached to the old certificate or certificates, upon the filing of an affidavit setting forth facts showing that said coupons have been paid and to further declare the new certificate of certificates issued in lieu of the old certificate or certificates to be a lien on the lands covered by the old certificate or certificates, of the same rank and dignity as the old certificate or certificates.

Which was read the first time by its title only, the following proof of publication being attached thereto:

State of Florida,

County of Hillsborough.

Before the undersigned authority personally appeared R. E. Belcher, Editor, who on oath does solemnly swear (or affirm) that he has knowledge of the matters stated herein, that a notice stating the substance of a contemplated law or proposed bill relating to An Act relating to the issuance of new paving certificates has been published at least thirty days prior to this date, by being printed in the issue of March 23, 30, April 6, 13, A. D. 1929, of the Tampa Life, a newspaper published in Hillsborough County, Florida, where the matter or thing to be affected by the contemplated law is situated; that a copy of the

notice that has been published aforesaid and also this affidavit of proof of publication are attached to the proposed bill or contemplated law, and such copy of the notice so attached is by reference made a part of this affidavit.

(Signed) R. E. BELCHER,

Sworn to and subscribed before me this 13th day of April 1929.
(Seal)

(Signed) J. B. HARRIS,

Notary Public, State of Florida.

My commission expires April 18th, 1930.

And the Senate thereupon determined that the evidence that said bill has been published in compliance with Section 21 of Article III of the Constitution has been established in this Legislature.

Senator Whitaker moved that the rules be waived and Senate Bill No. 644 be read a second time by its title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 644 was read a second time by its title only.

Senator Whitaker moved that the rules be further waived and Senate Bill No. 644 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. 644 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, Bell, Dell, Futch, Gary, Glynn, Harrison, Hinely, Hodges, Howell, Irby, Johns, Knabb, Malone, Mitchell, Phillips, Rowe, Singletary, Stewart, Swearingen, Taylor, Turnbull, Turner, Wagg, Watson, Waybright, Welsh, Whitaker, Young—30.

Nays—None.

So the Bill passed, title as stated.

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

By Senator Whitaker—

Senator Bill No. 645:

A bill to be entitled An Act to authorize the Board of County Commissioners (in counties of not less than one hundred and thirty thousand population according to the census taken by the State of Florida for the year nineteen hundred and twenty-five), to issue new certificates of indebtedness for the amounts due and unpaid on certificates of indebtedness on assessments heretofore made for paving improvements heretofore completed, upon agreement by the holder or holders of original certificates of indebtedness with the owners of such real property and with or without the consent of the holders of liens of record against such real property.

Which was read the first time by its title only, the following proof of publication being attached thereto:

PUBLISHER'S AFFIDAVIT

State of Florida,
County of Hillsborough.

Before me, the undersigned, a Notary Public, this day personally came J. S. Mims, who, being first duly sworn, according to law, says that he is the General Manager of The Tampa Morning Tribune, a daily newspaper published at Tampa in said County and State and that the publication, of which the annexed is a true copy, was published in said paper in its issues of April 12, 19, 26, May 3, 1929.

(Signed) J. S. MIMS.

Subscribed and sworn before me this 4th day of May, 1929.
(Seal)

(Signed) HAROLD L. MIMS,

Notary Public for the State of Florida at Large.

My commission expires January 16th, 1932.

Senator Whitaker moved that the rules be waived and Senate Bill No. 645 be read a second time by its title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 645 was read a second time by its title only.

Senator Whitaker moved that the rules be further waived and that Senate Bill No. 645 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. 645 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, Bell, Dell, Futch, Gary, Glynn, Harrison, Hinely, Hodges, Howell, Irby, Johns, Knabb, Malone, Mitchell, Phillips, Rowe, Singletary, Stewart,

Swearingen, Taylor, Turnbull, Turner, Wagg, Watson, Waybright, Welsh, Whitaker, Young—30.

Nays—None.

So the bill passed, title as stated.

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

By Senator Whitaker—

Senate Bill No. 646:

A bill to be entitled An Act prohibiting the owner or person having the custody and control of cattle, hogs, horses, mules, goats, sheep or other live stock from permitting the running at large of such cattle, hogs, horses, mules, goats, sheep or other live stock within the following described boundaries in Hillsborough County, Florida, to-wit:

Beginning at the intersection of Howard Avenue and Memorial Highway in the City of Tampa, County of Hillsborough and State of Florida, running thence due west to the high water mark on the east shore of Old Tampa Bay; thence in a southerly direction following the meander line of said Old Tampa Bay to the City of Port Tampa; thence in a southeasterly direction following the meander line of Tampa Bay to Gadsden Point; thence in a northerly direction following the meander line of Hillsborough Bay to a point where said Howard Avenue, if extended, would intersect said northerly meander line; thence due north to point of beginning.

Which was read the first time by its title only, the following proof of publication being attached thereto:

AFFIDAVIT OF PROOF OF PUBLICATION

State of Florida,
County of Hillsborough.

Before the undersigned authority personally appeared R. E. Belcher, Editor, who on oath does solemnly swear (or affirm) that he has knowledge of the matters stated herein; that a notice stating the substance of a contemplated law or proposed bill relating to An Act no fence law, has been published at least thirty days prior to this date, by being published at least thirty days prior to this date, by being printed in the issue of March 30, April 6, 13, 20, A. D. 1929, of the Tampa Life, a newspaper or newspapers published in Hillsborough County or Counties, Florida (or), there being no newspaper, by being posted for at least thirty days prior to this date at three public places in the said county or counties, one of which places was at the court house of said county or counties, where the matter or thing to be effected by the contemplated law is situated: that a copy of the notice that has been published as aforesaid and also this affidavit of proof of publication are attached to the proposed bill or contemplated law, and such copy of the notice of proof of publication so attached is by reference made a part of this affidavit.

(Signed) R. E. BELCHER,

Sworn to and subscribed before me this 20th day of April, 1929

(Seal)

(Signed) J. B. HARRIS,

Notary Public, State of Florida.

My commission expires April 18, 1930.

And the Senate thereupon determined that the evidence that said bill has been published in compliance with Section 21 of Article III of the Constitution has been established in this Legislature.

Senator Whitaker moved that the rules be waived and Senate Bill No. 646 be read a second time by its title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 646 was read a second time by its title only.

Senator Whitaker moved that the rules be further waived and Senate Bill No. 646 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. 646 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, Bell, Dell, Futch, Gary, Glynn, Harrison, Hinely, Hodges, Howell, Irby, Johns, Knabb, Malone, Mitchell, Phillips, Rowe, Singletary, Stewart, Swearingen, Taylor, Turnbull, Turner, Wagg, Watson, Waybright, Welsh, Whitaker, Young—30.

Nays—None.

So the bill passed, title as stated.

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

By Senator Whitaker—
Senate Bill No. 647:

A bill to be entitled An Act prohibiting the owner or person having the custody and control of cattle, hogs, horses, mules, goats, sheep or other live stock from permitting the running at large of such cattle, hogs, horses, mules, goats, sheep or other live stock within the following described boundaries in Hillsborough County, Florida, to-wit: Beginning at the point where the range line dividing Ranges 18 and 19, in Hillsborough County, Florida, (commonly known as Nebraska Avenue) intersects the north bank of the Hillsborough River and running thence north to the northeast corner of Section 24, Township 27 S., Range 18 E., running thence West to the Northwest corner of Section 22, Township 27 S., Range 18 E., running thence South to the Southwest corner of Section 3, Township 29 S., Range 18 E., running thence East to the West bank of the Hillsborough River, thence following the meanderings of said west bank in a northeasterly direction to the point of beginning.

Which was read the first time by its title only, the following proof of publication being attached thereto:

AFFIDAVIT OF PROOF OF PUBLICATION

State of Florida,
County of Hillsborough.

Before the undersigned authority personally appeared R. E. Belcher, Editor, who on oath does solemnly swear (or affirm) that he has knowledge of the matters stated herein; that a notice stating the substance of a contemplated law or proposed bill relating to An Act no fence law, has been published at least thirty days prior to this date, by being printed in the issue of March 23, 30, April 6, 13, A. D. 1929, of the Tampa Life, a newspaper or newspapers published in Hillsborough County or Counties, Florida (or), there being no newspaper, by being posted for at least thirty days prior to this date at three public places in the County or Counties, one of which places was at the court house of said county or counties, where the matter or thing to be affected by the contemplated law is situated; that a copy of the notice that has been published as aforesaid and also this affidavit of proof of publication are attached to the proposed bill or contemplated law, and such copy of the notice so attached is by reference made a part of this affidavit.

(Signed) R. E. BELCHER,

Sworn to and subscribed before me this 13th day of April, 1929.
(Seal)

(Signed) J. B. HARRIS,

Notary Public, State of Florida.

My commission expires April 18, 1930.

And the Senate thereupon determined that the evidence that said bill has been published in compliance with Section 21 of Article III of the Constitution has been established in this Legislature.

Senator Whitaker moved that the rules be waived and Senate Bill No. 647 be read a second time by its title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 647 was read a second time by its title only.

Senator Whitaker moved that the rules be further waived and Senate Bill No. 647 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. 647 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, Bell, Dell, Futch, Gary, Glynn, Harrison, Hinely, Hodges, Howell, Irby, Johns, Knabb, Malone, Mitchell, Phillips, Rowe, Singletary, Stewart, Swearingen, Taylor, Turnbull, Turner, Wagg, Watson, Waybright, Whitaker, Young—30.

Nays—None.

So the Bill passed, title as stated.

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

By Senator Whitaker—
Senate Bill No. 648:

A bill to be entitled An Act prohibiting the owner or person having the custody and control of cattle, hogs, horses, mules, goats, sheep or other live stock from permitting the running at large of such cattle, hogs, horses, mules, goats, sheep or other live stock within the following described boundaries in Hillsborough County, Florida, to-wit: Commencing at the Northwest corner of Section 7, Range 19 East, Township 28 South, and running East to the Northeast corner of Section 12, Range 19 East, Township 28 South; thence South along the Range line to the Southeast

corner of the Northeast quarter of Section 36, Range 19 East, Township 28 South; thence West to the Southeast corner of the Northeast quarter of Section 35, Range 19 East, Township 28 South; thence South along the Section lines to the intersection of this line with the North line of the A. C. L. Railway in Range 19 East, and Township 29 South; thence West along the North line of the A. C. L. Railway to the present City limits of Tampa; thence North and West along the line of the present City limits of Tampa to the Hillsborough River; thence along the Hillsborough River Westerly to (Nebraska Avenue) the Range line separating Range 18 East and 19 East; thence North along this Range line to a point of beginning; and also commencing at the Southeast corner of Section 4, Range 18 East, Township 29 South; thence West to the intersection of this line with Sweetwater Creek in Range 17 East, Township 29 South; thence Southerly along Sweetwater Creek to the water of Old Tampa Bay, and all of the land lying South of this line and outside the present City limits of Tampa.

Which was read the first time by its title only, the following proof of publication being attached thereto:

AFFIDAVIT OF PROOF OF PUBLICATION

State of Florida,
County of Hillsborough.

Before the undersigned authority personally appeared R. E. Belcher, editor, who on oath does solemnly swear (or affirm) that he has knowledge of the matters stated herein; that a notice stating the substance of a contemplated law or proposed bill relating to An Act relating to a No Fence Law, has been published at least thirty days prior to this date, by being printed in the issue of March 30, April 6, 13, 20, A. D. 1929, of the Tampa Life, a newspaper or newspapers published in Hillsborough County or Counties, Florida (or), there being no newspaper, by being posted for at least thirty days prior to this date at three public places in the County or Counties, one of which places was at the court house of said county or counties, where the matter or thing to be affected by the contemplated law is situated; that a copy of the notice that has been published as aforesaid and also this affidavit of proof of publication are attached to the proposed bill or contemplated law, and such copy of the notice so attached is by reference made a part of this affidavit.

(Signed) R. E. BELCHER, Editor,

sworn to and subscribed before me this 20th day of April, 1929.
(Seal)

(Signed) J. B. HARRIS,

Notary Public, State of Florida.

My commission expires April 18th, 1930.

And the Senate thereupon determined that the evidence that said bill has been published in compliance with Section 21 of Article III of the Constitution has been established in this Legislature.

Senator Whitaker moved that the rules be waived and Senate Bill No. 648 be read a second time by its title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 648 was read a second time by its title only.

Senator Whitaker moved that the rules be further waived and Senate Bill No. 648 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. 648 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, Bell, Dell, Futch, Gary, Glynn, Harrison, Hinely, Hodges, Howell, Irby, Johns, Knabb, Malone, Mitchell, Phillips, Rowe, Singletary, Stewart, Swearingen, Taylor, Turnbull, Turner, Wagg, Watson, Waybright, Welsh, Whitaker, Young—30.

Nays—None.

So the Bill passed, title as stated.

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

By Senator Harrison—
Senate Bill No. 649:

A bill to be entitled An Act to declare a certain public and paved highway in Manatee County, Florida, a State Highway.

Which was read the first time by its title only.

Senator Stewart moved that the rules be waived and Senate Bill No. 649 be read a second time by its title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 649 was read a second time by its title only.
Senator Stewart moved that the rules be further waived and

Senate Bill No. 649 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. 649 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, Bell, Dell, Futch, Gary, Glynn, Harrison, Hinely, Hodges, Howell, Irby, Johns, Knabb, Malone, Mitchell, Phillips, Rowe, Scales, Singletary, Stewart, Swearingen, Taylor, Turnbull, Turner, Wagg, Watson, Waybright, Welsh, Whitaker, Young—31.

Nays—None.

So the Bill passed, title as stated.

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

By Senator Harrison—

Senate Bill No. 650:

A bill to be entitled An Act providing for the repair and maintenance of certain public roads by the State Road Department.

Which was read the first time by its title only and placed on the Calendar of Bills on Second Reading without reference, the rule having been waived.

By Senator Harrison—

Senate Bill No. 651:

A bill to be entitled An Act to encourage and secure the construction of a toll bridge and causeway across Tampa Bay between the City of St. Petersburg, Pinellas County, and Manatee County, by granting to the Joint Bridge Committee of St. Petersburg and Manatee County, Florida, its successors and assigns, a franchise to construct and operate the same under certain terms and conditions, together with the right in the said Joint Bridge Committee, its successors and assigns, to collect certain prescribed charges or tolls for the use of the bridge; to provide certain methods for the acquisition of the bridge by the State of Florida, cities, counties, or municipalities in which it may be located; to provide certain conditions under which the rights and privileges under this Act may be conferred; to empower any political subdivision in which or adjacent to which the bridge may be located to enact enabling legislation to facilitate the construction and maintenance of the same; and to provide for the collection of certain percentages of the gross revenues from said tolls or charges in lieu of taxes.

Which was read the first time by its title only and placed on the Calendar of Bills on Second Reading without reference, the rule having been waived.

By Senator Wagg—

Senate Bill No. 652:

A bill to be entitled An Act to impose special license tax upon the business conducted by itinerant merchants in the State of Florida and providing for the collection of such tax and the enforcement of the same.

Which was read the first time by its title only and placed on the Calendar of Bills on the Second Reading without reference, the rule having been waived.

By Senator Welsh—

Senate Bill No. 653:

A bill to be entitled An Act authorizing and empowering any organizations composed of veterans of foreign wars of the United States and any women's auxiliary affiliated with such organizations composed of veterans of foreign wars to sell or distribute poppies or other flowers or insignias on the streets of the cities or towns of the State of Florida.

Which was read the first time by its title only and placed on the Calendar of Bills on the Second Reading without reference, the rule having been waived.

Senator Taylor moved that the rules be waived and that the Senate take up for consideration at this time House Bill No. 491. Which was agreed to by a two-thirds vote.

And—

House Bill No. 491:

A bill to be entitled An Act to amend Section 1 of Chapter 12332, Laws of Florida, Acts of 1927, entitled "An Act to declare, designate and establish a State road beginning at the corporate limits of South Jacksonville in Duval County, Florida, and running through Jacksonville Beach to the northern city limits of St. Augustine in St. Johns County, Florida," and to provide for the paving of that part of said road extending northwardly from Vilano Beach to the southerly limits of Jacksonville Beach.

Was taken up out of its order and read a second time in full. Senator Taylor moved that the rules be further waived and

House Bill No. 491 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. 491 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 Bell, Futch, Gary, Glynn, Harrison, Hinely, Hodges, Johns, King, Knabb, Malone, Putnam, Rowe, Stewart, Swearingen, Taylor, Turnbull, Wagg, Watson, Waybright, Welsh, Whitaker, Young—24.

Nays—Senators Anderson, Howell, Irby, Mitchell, Singletary, Turner—6.

So the bill passed, title as stated.

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

Senator Singletary moved that the rules be waived and the Senate take up and consider all of both Senate and House Road Bills at this time.

Upon which a ye and nay vote was demanded.

Upon call of the roll on the motion made by Senator Singletary the vote was:

Yeas—Senators Anderson, Dell, Gary, Hinely, Hodges, Howell, Johns, Knabb, Mitchell, Putnam, Rowe, Singletary, Turnbull, Turner, Waybright—15.

Nays—Mr. President, Senators Bell, Futch, Glynn, Irby, King, Malone, Scales, Stewart, Swearingen, Wagg, Welsh, Whitaker, Young—14.

So the motion was lost.

By unanimous consent Senate Bill No. 642 was withdrawn.

Senator Hodges moved that the rules be waived and that Senate Bill No. 633 and House Bill No. 941 be withdrawn from the Committee on Appropriations and placed on the Calendar without reference.

Which was agreed to by a two-thirds vote.

Senator Rowe moved that the rules be waived and Senate Bill No. 575 be withdrawn from the Committee on Judiciary "B".

Which was agreed to by a two-thirds vote.

By unanimous consent, Senate Bill No. 575 was withdrawn from the consideration of the Body.

Senator Young moved that the rules be waived and the consideration of House Bill No. 499 be taken up out of its order.

Which was agreed to by a two-thirds vote.

And—

House Bill No. 499:

A bill to be entitled An Act relating to Everglades Drainage District; to amend Section 1161, Revised General Statutes of Florida, relating to the Board of Commissioners of said district; to amend Section 1164, Revised General Statutes of Florida, as amended by Chapter 12017 of the Laws of Florida, Acts of 1927 relating to the levy, assessment and collection of drainage taxes in Everglades Drainage District; providing for the apportionment of the cost of all works heretofore constructed by said district according to the benefits received by lands within said district from such works and the assessment, levy and collection of assessments based thereon; to provide for the appointment of a board of commissioners for said district; to authorize the issuance of additional bonds by said district and to provide for the payment thereof; to provide for the establishment of development units within said district and the construction and improvement of works therein and levying and assessment of taxes upon lands in such development units; to provide for the hearing of exceptions to reports of the appraisers for said district and the confirmation thereof in a judicial proceeding; to repeal Chapter 12016, Laws of Florida, Acts of 1927, and all laws in conflict herewith.

Was taken up out of its order and read a second time in full.

The Committee on Drainage offered the following amendment to House Bill No. 499:

Committee Amendment No. 1:

Strike all parts of said bill following the enacting clause, and insert in lieu thereof the following:

Section 1.—That Section 1161, Revised General Statutes of Florida, be and the same hereby is amended to read as follows:

1161. The governing Board of said District shall be designated "Board of Commissioners of Everglades Drainage District", and shall be composed of the Governor, the Attorney General, the Comptroller, the Commissioner of Agriculture and the State Treasurer, and their successors in office, and five persons to be appointed by the Governor, who shall be landowners within said District; no two members shall be appointed from the same county; two members shall be appointed for a term of two years; two for a term of three years and one for a term of four years, and thereafter all appointments shall be made for four years.

Until the Governor shall appoint the five members of said Board required to be appointed by him, the said Board of Commissioners of Everglades Drainage District shall be composed of the Governor, the Attorney General, the Comptroller, the Commissioner of Agriculture and the State Treasurer, and their successors in office, who shall have power to exercise and perform all of the functions of the Board of Commissioners of Everglades Drainage District.

The Governor shall be Chairman of said Board and the Board shall elect one of the appointed members of said Board Vice-Chairman; the Vice-Chairman shall perform all of the functions of the Chairman in the event of the sickness, absence or inability to act, of the Chairman.

The said Board shall have all of the power of a body corporate, including the power to sue and be sued by such name in any court of law or equity; to make contracts and to adopt and use a common seal, and alter the same at pleasure; to hold, buy and convey such personal and real property as may be necessary to carry out the purposes of said District and to appoint such agents and employees as the business of the Board may require.

The State Treasurer shall be Treasurer of the District.

The Board shall determine the location of the Engineering headquarters of the District, which shall be in some county lying wholly or partly within the District, but the Board may also maintain an office in Tallahassee, Florida.

Seven members of the Board shall constitute a quorum and a concurrence of the majority of the members present in any matter within the duties of the Board shall be necessary and sufficient for its determination, but no bonds shall be issued, nor shall any construction contract involving the expenditure of more than five thousand (\$5,000.00) dollars be let, except with the concurrence of a majority of the membership of the entire Board.

All regular meetings of the Board shall be held at a meeting place to be fixed and determined by the Board but special meetings may be held upon call of the Chairman or Vice-Chairman, at any place within or without the State of Florida.

Section 2. Before entering upon the discharge of their duties, each appointed member of the Board shall take and subscribe to an oath before an officer authorized to administer oaths, that he will honestly, faithfully and impartially perform the duties of the office, and that he will not be interested, directly or indirectly, in any contract let by said District, which oath shall be filed in the office of the Secretary of State. Each appointed member of the Board shall also enter into bond with a Surety Company authorized to do business in the State of Florida, as surety, in the penal sum of \$10,000.00, conditioned for the faithful performance of his duties, which said bond shall be payable to the Governor of Florida, and his successors in office and shall be filed with the State Treasurer; the premium of such bond shall be paid by the District.

Section 3. The Board of Commissioners of Everglades Drainage District, in addition to all other powers which are now or may hereafter be by law conferred upon it, shall have the following further powers:

(a) To pass upon the general plans of every sub-district, after conference with the officials thereof, solely to determine whether such plans are reasonably consistent with the general plans of Everglades Drainage District.

(b) To police the District for the purpose of preventing damage by fire or otherwise.

(c) To adopt rules and regulations for the development and administration of sub-districts, but only to the extent that such rules and regulations are necessary for the success and well-being of Everglades Drainage District as a whole, and by such rules and regulations to coordinate the work of the sub-districts for the sole purpose of rendering effective the operation of the drainage works of Everglades Drainage District.

(d) To prescribe rules and regulations with respect to the use by sub-districts and landowners of the outlet capacity of canals constructed by Everglades Drainage District, to the end that the said canals may be made to function efficiently.

(e) To grant permits to sub-districts and landowners for the use of the outlet capacity of canals constructed by said Everglades Drainage District, and permits to construct dams, dikes and levees, within said Everglades Drainage District or in any canal constructed by said District.

(f) To permit the use by any sub-district of any right-of-way, easement, or other property which is now or may hereafter be, owned by Everglades Drainage District.

Section 4. The Board shall have the right and authority to enter into contracts or other arrangements with the United States, or any department thereof, with reference to the control of Lake Okeechobee and any other phases of the work of said Board as herein provided, and shall have the right to enter into agreements with the said United States, or any department thereof, and with any flood control district which may be created by law embracing the lands within Everglades Drainage District, for co-operation or assistance in maintaining, using and operating the works of the District; or for making surveys and investigations or reports; and shall have the right to transfer and convey to the United States, or any department of the Government thereof, or any such flood control district any of the works of said Everglades Drainage District, or the control or operation of said works, whenever it shall seem to said Board that to do so will redound to the benefit of said Everglades Drainage District, subject, however, to the provision that the said works shall always be controlled and operated with due regard to the obligations and needs of Everglades Drainage District with respect to drainage and reclamation.

Provided, however, that nothing contained in this Section or this Act shall in any manner interfere with the powers of Okeechobee Flood Control Board as provided for in the Act creating said Okeechobee Flood Control Board and the right of said Okeechobee Flood Control Board to take over any of the works or lands under control of the Everglades Drainage District necessary and incidental to and for the purposes for which said Okeechobee Flood Control Board is created.

Section 5. No sub-district or landowner, or any other person, shall connect any ditch, drain or canal with any canal constructed by Everglades Drainage District, nor pump water from land into any such canal, nor construct a dam or other obstruction in any such canal, without having first obtained a permit in writing so to do from the Board.

Section 6. For the purpose of constructing, completing and maintaining the works of Drainage and Reclamation hereby authorized, and for the benefit and protection of the lands in said District, and for carrying on the business of said District generally, and in lieu and instead of all other acreage taxes or assessments now authorized to be levied by said Board, annual assessment of taxes shall be and hereby are levied and imposed upon all lands within said district for the year 1929 and subsequent years as follows, to-wit:

Upon all lands described in Zone No. 1 as the same is defined by Chapter 12017, Laws of Florida, Acts of 1927, a tax of \$1.30 per acre for each of the years 1929 and 1930, and a tax of \$1.45 per acre for each year thereafter.

Upon all lands described in Zone No. 2, as the same is defined by Chapter 12017, Laws of Florida, Acts of 1927, a tax of \$0.95 per acre for each of the years 1929 and 1930, and a tax of \$1.10 per acre for each year thereafter.

Upon all lands described in Zone No. 3, as the same is defined by Chapter 12017, Laws of Florida, Acts of 1927, a tax of \$0.80 per acre for each of the years 1929 and 1930, and a tax of \$0.90 per acre for each year thereafter.

Upon all lands described in Zone No. 4, as the same is defined by Chapter 12017, Laws of Florida, Acts of 1927, a tax of \$0.65 per acre for each of the years 1929 and 1930, and a tax of \$0.75 per acre for each year thereafter.

Upon all lands described in Zone No. 4-a, as the same is defined by Chapter 12017, Laws of Florida, Acts of 1927, a tax of \$0.60 per acre for each of the years 1929 and 1930, and a tax of \$0.75 per acre for each year thereafter.

Upon all lands described in Zone No. 5, as the same is defined by Chapter 12017, Laws of Florida, Acts of 1927, a tax of \$0.50 per acre for each of the years 1929 and 1930, and a tax of \$0.75 per acre for each year thereafter.

Upon all lands described in Zone No. 5-A, as the same is defined by Chapter 12017, Laws of Florida, Acts of 1927, a tax of \$0.50 per acre for each of the years 1929 and 1930, and a tax of \$0.75 per acre for each year thereafter.

Upon all lands described in Zone No. 5-B, as the same is defined by Chapter 12017, Laws of Florida, Acts of 1927, a tax of \$0.10 per acre for each of the years 1929 and 1930, and a tax of \$0.15 per acre for each year thereafter.

Upon all other lands within said District, except the lands which are exempt from acreage tax under the provisions of said Chapter 12017, Laws of Florida, Acts of 1927, a tax of \$0.08 per

acre for each of the years 1929 and 1930, and \$0.09 per acre for each year thereafter.

Provided however, that there shall be deducted from the taxes hereinabove provided for as to each acre of land within said District in each year, an amount equal to the sum of money levied for such year upon such land as an acreage tax, under the provisions of an Act of the Legislature of Florida, creating Okeechobee Flood Control District, and such deduction shall be made by the Board at the time Everglades Drainage District taxes are certified to the several Tax Assessors in each year.

The Board shall, as soon as practicable, after the passage and approval of this Act, certify to the Tax Assessor of each county containing lands within said District, the acreage taxes levied upon the said lands in accordance with the foregoing provisions for the year 1929 and each Tax Assessor shall extend upon the tax roll for the year 1929 the amount of taxes so certified, in lieu of other acreage taxes certified by said Board to the said Tax Assessors for the year 1929.

The lands within the said District held by the Trustees of the Internal Improvement Fund shall be subject to the taxes hereby imposed and to all other taxes, including maintenance and ad valorem tax levied or to be levied and special assessments authorized to be levied under the provisions of this Act and the said Trustees in furtherance of the trusts upon which the said lands are held, are hereby authorized and empowered to pay the same out of any fund in their possession, derived from the sale of lands or otherwise.

All of the provisions of existing laws with reference to acreage taxes authorized to be levied by the Board of Commissioners of Everglades Drainage District under the provisions of Chapter 12017, Laws of Florida, Acts of 1927, are hereby made applicable to the Acreage taxes levied under the provisions of this Act.

Section 7. Whenever the owners of 30% of the acreage of any contiguous body of land within the District shall file with the Board a petition that the said contiguous body of land shall be constituted into a "Development Unit" for the construction of main, arterial or outlet canals or the improvement by deepening, widening or extending of any existing main, arterial or outlet canal which may be necessary or desirable in the reclamation of the said contiguous body of land, or for the construction of any protective or control works, and unless at a hearing to be had thereon, after publication of notice, the owners of 50% or more of the acreage within the said contiguous body of land shall object to the creation of said development unit and if in the judgment of the Board it shall be for the best interest of the District, the said contiguous body of land or some part thereof to be determined by the Board, shall be constituted into a development unit, by resolution of the Board, which shall designate the said development unit by number and fix the boundaries thereof.

Upon the adoption of a resolution constituting a development unit, the Board shall cause to be prepared and shall adopt plans and specifications for the work to be performed in said development unit, which said plans and specifications shall thereafter become known as the "plan of improvement" for the said development unit, and at the same time the Board shall estimate the cost of executing the said plan of improvement.

Section 8. When a development unit shall be constituted and a plan of improvement therefor shall be adopted, the Board shall appoint five appraisers who shall be freeholders residing within the State of Florida, and who shall not be land-owners within the said development unit, nor of kin within the fourth degree of consanguinity to any person owning lands in said development unit. A majority of said appraisers shall constitute a quorum, and a concurrence of a majority shall be necessary and sufficient for the determination of all matters within the duties of said appraisers.

Section 9. The Secretary shall notify the appraisers of their appointment, and shall state the time and place for the first meeting of said appraisers. The Secretary of the District, or his deputy, shall attend such meeting, and shall furnish the appraisers a complete list of lands embraced within such development unit, and a copy of the plan of improvement. The said appraisers, at their first meeting, shall each take and subscribe to an oath that he will faithfully and impartially discharge his duties as such appraiser, and make a true report of the work performed by him. The said appraisers shall also at said meeting elect one of their number chairman and the Secretary of the District or his deputy shall be ex-officio secretary of said appraisers.

Section 10. Immediately after qualifying as provided for in the preceding section, the appraisers shall begin their

duties; they may at any time call upon the attorney of the District for legal advice and information relative to their duties and the Chief Engineer or one of his assistants shall accompany said appraisers when engaged in the discharge of their duties and shall render his opinion in writing when requested so to do. Said appraisers shall proceed to view the premises and determine the value of all lands within or without the development unit and within or without the District, to be acquired for rights-of-ways, holding basins, or other works set out in the plan of improvement; they shall appraise the amount of benefits and the amount of damages also, if any, that will accrue to each tract of land within the development unit, and to railroads and other rights-of-ways not traversed by such works, from carrying out and executing the plan of improvement. The appraisers, in appraising the benefits to lands, railroads and other rights-of-ways, not traversed by such works, shall not consider what benefits will be derived by such property after other ditches, improvements or plans of reclamation shall have been constructed, but they shall appraise only such benefits as will be derived from the construction of the works and improvements set out in the plan of improvement. The appraisers shall give due consideration and credit to any other canal or canals or works of reclamation which may have already been constructed and which may afford partial or complete protection to any tract or parcel of land in the development unit. The appraisers shall have no power to change the plan of improvement.

Section 11. Upon the making of any appraisal hereunder, the appraisers shall prepare a tabulated report of their findings, which shall be bound in book form, such record shall contain a description of the property appraised and the amount of benefits or damages as may have been appraised to each parcel of land described therein. It shall not be necessary to set forth the names of the owners of any of said lands. When the said report shall have been completed, it shall be signed by at least three of the appraisers and deposited with the Secretary of the Board. A copy thereof, certified by the Secretary, under the seal of the District, shall be deposited with the Clerk of the Circuit Court, who shall receive a fee of \$5.00 per volume for receiving and filing the same.

Section 12. Upon the filing of the report of the appraisers, the Clerk of said court shall give notice thereof by causing publication to be made as provided by this Act; it shall not be necessary for the said notice to name the parties interested, nor to describe the separate lots or tracts of land, but it shall be sufficient to publish the said notice in the following form:

"To all owners of land within Development Unit No. of Everglades Drainage District: Notice is hereby given that the appraisers heretofore appointed, have filed their report of benefits and damages to accrue from the execution of the plan of improvement for Development Unit No. of Everglades Drainage District and all owners of land within said Development Unit and all parties interested, are hereby notified that the said report is on file in my office and may be examined, and that exceptions may be filed thereto on or before the day of 19....."

.....
Clerk of the Circuit Court
of County,
Florida."

Section 13. The owners of any land affected by said report may file exceptions thereto on or before the date fixed in the notice to be published as aforesaid, which said date shall be not less than 30 days nor more than 60 days after the filing of said report, provided, that the Court, for good cause shown, may extend the time for the filing of exceptions in particular cases upon the application of any land owner.

Section 14. Upon the expiration of the time fixed for the filing of exceptions, if no exceptions are filed, or if it is shown, upon a hearing before the Court, that the estimated cost of construction of improvements contemplated in the plan of improvement is less than the benefits assessed against the lands in said Development Unit, the court shall approve and confirm the report of the appraisers, but if the court, upon such hearing, shall find that for any reason the said exceptions or any of them should be sustained, the court may order the report of the appraisers changed to conform with such findings, and when so changed, the court shall approve and confirm such report and enter its decree accordingly. The Court shall adjudge and apportion the costs incurred by the exceptions filed, and shall condemn any

land or other property within or without the boundary lines of the Development Unit or within or without the boundary lines of the District which may be needed for rights-of-ways, holding basins and other works, or that may be needed for material to be used in constructing said works, following as nearly as possible the procedure that is now provided by law for the condemnation of lands or other property for railroads.

The Clerk of said Court shall deliver a certified copy of the decree of the court confirming said report to the Secretary of the District, and shall also transmit a certified copy of the said decree and that part of the said report affecting land in each county, to the clerk of the circuit court of each county having lands within said Development Unit, or which are affected by the said report, and the same shall thereupon become a permanent record in the office of such Clerk and each such clerk shall receive a fee of \$1.00, for receiving, filing and preserving the same.

Section 15. The Board shall have full power and authority to build, construct, excavate and complete any and all works which may be needed to carry out, maintain and protect the plan of improvement of any development unit, and to that end may employ men and equipment and operate the same directly, or in the discretion of the Board, contracts may be let for such works and improvements, either as a whole or in sections, and when such contracts are let, the same shall be advertised and let to the lowest and best bidder, who shall give a good and approved bond, with ample security, to be approved by the Board.

Section 16. After the lists of lands with the appraised benefits and the decree and judgment of the court have been filed in the office of the Clerk of the Court as provided by this Act, the Board shall, without any unnecessary delay, levy a tax of such portion of said benefits on all lands in the development unit, to which benefits have been appraised, as may be found necessary to pay the costs of executing the plan of improvement and in addition thereto 10% of said total amount for emergency. The said tax shall be apportioned to and levied on each tract of land in said development unit in proportion to the benefits appraised and not in excess thereof, and in case bonds are issued as hereinafter provided, a tax shall be levied in a sum of not less than an amount, 90% of which shall be equal to the principal of said bonds. The amount of bonds to be issued for paying the costs of the works as set forth in the plan of improvement shall be ascertained and determined by the Board, but the total amount of bonds to be issued for the purposes of executing the plan of improvement of any development unit shall not exceed 90% of the benefits appraised to the lands within such development unit. The amount of interest, as estimated by the Board which will accrue on such bonds shall be included and added to the said tax, but the interest to accrue on account of said bonds shall not be construed as a part of the cost of construction in determining whether or not the cost of construction is equal to or in excess of the benefits appraised. The Secretary of the District, as soon as said total tax is levied, shall, at the expense of the District, prepare a list thereof in the form of a well bound book, which shall be endorsed and named: "Drainage tax record of Development Unit No. of Everglades Drainage District", which endorsement shall be printed or written at the top of each page in said book and shall be signed and certified by the Chairman or Vice-Chairman of the Board and attested by the seal of the District, and the same shall thereafter become a permanent record in the office of the Secretary.

Section 17. All drainage taxes provided for in the preceding section, together with all penalties for default in the payment of the same and all costs in collecting the same, shall, from the date of assessment thereof until paid, constitute a lien of equal dignity with the lien for State and County taxes and all taxes of equal dignity, upon all lands against which such taxes shall be levied, and such lien shall be evidenced by a certificate substantially in the following form:

"State of Florida,
County of

"This is to certify that by virtue and authority of the provisions of Chapter, Laws of Florida, Acts of 1929, the Board of Commissioners of Everglades Drainage District, does hereby certify the taxes appearing in the foregoing record against the lands described therein.

"The said taxes shall be payable in annual installments, the amount of each installment, as well as the amount of maintenance tax to be determined and certified to the County Collector of this county not later

than the first day of November of each year. The aforesaid tax and such maintenance tax as may be levied from time to time are hereby declared a lien upon all lands described in this record.

"Witness the signature of the Chairman or Vice-Chairman of the Board of Commissioners of Everglades Drainage District, attested by the seal of said District, and the signature of its Secretary, upon this..... day of, 19.....

.....
"Chairman or Vice-Chairman.

"Attest

.....
"Secretary"

The certificate shall be prepared in the form of a well bound book and shall be filed in the office of the Clerk of the Circuit Court of each of the counties having lands within said development unit, as the same may affect the lands in said county, and each such clerk shall receive a fee of \$1.00 for filing and preserving the said book.

Section 18. The Board shall each year thereafter determine, order and levy the amount of the annual installment of the total taxes levied upon lands within any development unit, which said annual installment of taxes shall become due and be collected during said year at the same time that State and county taxes are due and collected; also for the purpose of maintaining and preserving the works, constructed in the execution of the plan of improvement of each such development unit, and to repair and restore the same when needed, the Board may, upon the completion of said improvements, in whole or in part, each year levy a tax upon each tract or parcel of land within such development unit as to which benefits have been appraised, which said tax shall be apportioned upon the basis of the benefits as shown by the report of the appraisers, but shall not exceed 10% thereof in any one year.

Section 19. The annual installment of taxes as fixed by the Board and the maintenance tax shall be certified to the Tax Assessor in like manner as other taxes are required to be certified by the Board.

Section 20. Each year the Board shall prepare for each county a list showing the amount of the annual installments of taxes and the amount of maintenance tax to be assessed for such year upon the lands within such county as to each development unit, and upon the preparation of such list, the Board shall give notice by publication once each week for two consecutive weeks in a newspaper published in each county containing lands affected by said list, fixing the date when the Board will sit, at a time and place to be designated therein, for the purpose of hearing objections and complaints to the preparation of such lists and to the amount of the annual installment of taxes and the maintenance tax levied by the Board each year. At the time and place fixed for such hearing, each owner of land affected may appear before the Board and be heard, and at such hearing the Board shall have the right to make such changes, corrections or alterations in such lists as may be deemed proper and equitable and thereafter the said Board shall adopt a resolution confirming such assessment.

Section 21. All of the provisions of Section 1168 to 1176 inclusive of the Revised General Statutes of Florida, which are Sections 1538 to 1547 inclusive of the Compiled General Laws of Florida, shall apply to the special assessments authorized to be levied under the provisions of this Act.

Section 22. The Board, whenever it shall seem necessary to meet the principal and interest of bonds issued by the District for the purpose of executing the plan of improvement of any Development Unit, shall have the power to increase the amount of the total taxes, provided only that the total amount of taxes levied upon lands in any Development Unit for the purpose of executing the plan of improvement for such Unit shall not exceed the total amount of benefits appraised to such lands, as shown by the report of the appraisers in respect to such Development Unit.

Section 23. In every case where a notice is provided for in this Act, if the court finds for any reason that due notice was not given, the court shall not thereby lose its jurisdiction, and the proceeding in question shall not thereby be void or abated, but the court shall in that case order due notice to be given, and shall continue the hearing until such time as notice shall be properly given, and there upon shall proceed as though notice had been properly given in the first instance.

In case any particular appraisal or appraisals, assessment or assessments, levy or levies, shall be held void for want of legal notice, or in case the Board shall determine that any notice with

reference to any land or lands may be faulty, then the Board may publish a new notice; and in case the original notice as a whole shall be sufficient, but faulty only with reference to publication as to certain particular lands, in such cases the said new notice shall be published only with reference to such particular lands, and if the publication of any notice shall be found to be defective or not made in time, publication of the defective notice need be had only in the county in which the defect occurred.

Section 24. No fault in any notice or other proceedings shall affect the validity of any proceeding under this Act, except to the extent to which it can be shown that such fault resulted in a material denial of justice to the property owner complaining of such fault.

In case it be found upon a hearing, that by reason of some irregularity or defect in the proceedings, the appraisal has not been properly made, the Court may, nevertheless, on having proof that moneys have been expended by the District which constitute a proper charge against said property, make an order finding the amount of benefits to said property and appraising the proper benefits accordingly, and thereupon said land shall be appraised as other land equally benefitted.

In the event that the appraisal of benefits, either as a whole or in part, be declared by a court of competent jurisdiction to be invalid by reason of any defect or irregularity in the proceedings therefor, whether jurisdictional or otherwise, the Court is hereby authorized and directed, on the application of the Board, or of any holder of bonds of the District, promptly and without delay, to remedy all defects or irregularities as the case may require by directing and causing to be made in the manner herein provided, a new appraisal of the amount of benefits against the whole or any part of the property as the case may require.

Section 25. It is hereby declared that in said Everglades Drainage District surface waters, which shall include rainfall and the overflow of lakes, rivers and streams, are a common enemy and the said District, and any sub-district and any individual holding a permit so to do from said Everglades Drainage District shall have the right to dike, dam and construct levees to protect the said Everglades Drainage District, or any part thereof, or the said sub-district, or any part thereof, or the land of the said individual against the same, and thereby divert the course and flow of such surface waters.

Section 26. For the purpose of funding, retiring and paying obligations now owed by said District, which are not evidenced by bonds, and for the purpose of the District generally, the Board of Commissioners of Everglades Drainage District is hereby authorized to issue and sell bonds in an amount not to exceed three million (\$3,000,000.00) dollars, in addition to all bonds now actually issued and outstanding. The Board may also issue and sell bonds of the District for the purpose of paying the cost of the work set out in the plan of improvement of any Development Unit, but the amount of bonds to be issued for the purpose of executing any such plan of improvement shall not exceed 90% of the benefits appraised to the lands within such Development Unit. The said Board may also issue and sell refunding bonds under the authority of existing laws. The said Board shall have no authority to issue new bonds of said District, except for the purposes and in the amounts herein specified, in addition to the bonds of said district now actually issued and outstanding.

All of the provisions of Sections 1554, 1555, 1556, 1557, 1558, 1560 and 1561, Compiled General Laws of Florida shall remain in force and be applicable to new bonds and refunding bonds authorized to be issued by said Board, except that the said bonds shall be signed only by the Chairman or Vice Chairman of the Board and by the Treasurer of the District.

Section 27. The Board shall employ a Secretary and such assistant secretaries as may be required to transact the business of the district.

Section 28. In the month of June of each year, or oftener if the Governor shall so order, the Board shall make a report to the Governor of its proceedings and an accounting of receipts and disbursements to that date; and thereupon the Governor shall order a reasonable number of such reports to be printed and distributed to persons interested.

Section 29. As soon as practicable after their appointment the Board shall cause an audit of the books, records and accounts of the District to be made by a disinterested certified public accountant duly licensed to practice in the State of Florida. When completed, the report of said audit shall be filed with the Governor and the Board shall order printed, at the expense of the District, for distribution to persons interested, without charge through the office of the Secretary, as many copies of said report

as may be deemed necessary. The said report shall contain an inventory of all of the physical property of the District.

Section 30. Not less than thirty (30) days before the convening of the regular session of the Legislature to be held in the year 1931, and bi-annually thereafter the Board shall make a complete and detailed report of its activities to the Governor and the financial and economic status of the District, including all engineering, financial and other data which may have been accumulated by said Board, and shall include in such report the recommendations of the Board as to any legislation which should be enacted with reference to said District.

Section 31. The members of the Board shall receive no compensation, but shall be entitled to their necessary expenses incurred in the performance of their duties. Each appraiser shall receive ten (\$10.00) dollars per day and expenses for the time actually and necessarily employed in the performance of his duties. Any public officer performing duties under this Act shall receive therefor the compensation provided by law for the same or similar services.

Section 32. Should any land which is liable to taxation be omitted from any list herein required to be made and certified to the several tax assessors as herein provided, it shall be the duty of the Board when the said omission shall have been discovered to indicate upon the list, or lists, required to be certified in any subsequent year against the lands which so escaped taxation, the amount of taxes for each year for which such lands escaped taxation, indicating thereon the year for which the said tax or assessment was omitted. It shall be the duty of the Tax Assessors of the several counties to enter on their assessment rolls the amount of all such omitted taxes or assessments, indicating the year or years for which such tax or assessment was levied, and to collect the same at the time of collecting current taxes or assessments and to sell such lands for non-payment of such taxes or assessments; and all tax sale certificates for such lands on which omitted taxes or assessments are assessed shall also show such omitted taxes or assessments.

Section 33. (a) Whenever the term "person" is used, and not otherwise specified, it shall be construed to mean a person, firm, co-partnership, association, or corporation, other than a county, town, city or other political subdivision.

(b) Whenever the term "land" or "real property" is used, and not otherwise specified, it shall be construed to mean real estate, as the words "real estate" are defined under the laws of the State of Florida, and shall embrace all railroads, electric railroads, street and interurban railroads, highways, roads, streets and street improvements, electric, telephone, telegraph, and transmission lines, gas, electric, sewer and water systems, water rights, drainage ditches; pipe lines and rights-of-way of public or private corporations; and all other real property whether held for public or private use.

(c) Whenever the term "land" or "property" is used with reference to benefits, appraisals, assessments, or taxes, public corporations shall, as political entities, be considered as included in such reference, in the same manner as "land" or "property".

(d) Whenever the term "tax" or "taxes" or "acreage taxes" is used, and not otherwise specified, it shall be construed to mean the special assessments directly levied and imposed by this Act.

(e) Whenever the term "assessments" or "special assessments" is used, and not otherwise specified, it shall be construed to mean all special assessments which the Board is authorized to levy and impose under this Act.

(f) Whenever the term "publication" is used, and not otherwise specified, it shall be construed to mean a publication once a week for three (3) consecutive weeks in a newspaper published in each county containing lands affected by said notice. It shall not be necessary that publication shall be made on the same day of the week in each of the three weeks, but not less than fourteen (14) days (excluding the day of the first publication) shall intervene between the day of the first publication and the day of the last publication, and publication shall be complete on the date of the last publication.

(g) Whenever the term "Court" or "Circuit Court" is used in this Act and not otherwise specified, it shall be construed to mean the Circuit Court of the county within which the development unit lies, or, if the said development unit shall contain lands within more than one county, then it shall be construed to mean the Circuit Court of the county containing the greatest number of acres of land within said development unit.

(h) Whenever the term "Clerk" or "Clerk of the Circuit Court" is used, and not otherwise specified, it shall be con-

strued to mean the Clerk of the Circuit Court of the county within which the development unit lies, or, if the said development unit shall embrace lands within more than one county then it shall be construed to mean the Clerk of the Circuit Court of the county which embraces the greatest number of acres of land within said development unit.

(i) Whenever the term "District" or "Drainage District" is used, and not otherwise specified, it shall be construed to mean Everglades Drainage District.

(j) Whenever the term "sub-district" is used, and not otherwise specified, it shall be construed to mean any drainage or reclamation district or sub-district lying wholly or partially within Everglades Drainage District, whether heretofore or hereafter organized.

(k) Whenever the term "Board" is used, and not otherwise specified, it shall be construed to mean Board of Commissioners of Everglades Drainage District.

(l) Whenever the term "Assessor" or "Tax Assessor" is used, and not otherwise specified, it shall be construed to mean the County Assessor of Taxes of each county lying wholly or partly within the Everglades Drainage District.

(m) Whenever the term "Collector" or "Tax Collector" is used, and not otherwise specified, it shall be construed to mean the Tax Collector of each county, lying wholly or partly within Everglades Drainage District.

(n) Whenever the word "Treasurer" or the term "Treasurer of District" is used and not otherwise specified, it shall be deemed to mean the State Treasurer.

Section 34. If any section, clause, or provision of this Act shall be held unconstitutional or void, it shall not affect or render invalid or inoperative any other provision, section, or clause of this Act.

Section 35. Nothing in this Act shall be deemed to amend, repeal or modify the provisions of Chapter 8412, Acts of 1921.

Section 36. All laws or parts of laws in conflict herewith are hereby repealed.

Section 37. This Act shall take effect upon its passage and approval by the Governor or upon becoming a law without such approval.

Senator Young moved the adoption of the Committee Amendment No. 1.

Pending the consideration of the adoption of the amendment to House Bill No. 499—

Senator Futch offered the following amendment to Committee Amendment No. 1:

In Section 1, in third paragraph, after the word "absence", insert the words "from the State".

Senator Futch moved the adoption of the amendment to Committee Amendment No. 1.

Which was agreed to.

And the amendment to the amendment was adopted.

Senator Futch offered the following amendment to Committee Amendment No. 1:

In last paragraph before the words "Vice-Chairman", insert the words "or in the event of sickness, absence from the State or inability of the Chairman to act by the".

Senator Futch moved the adoption of the amendment to Committee Amendment No. 1:

Which was agreed to.

And the amendment to the amendment was adopted.

Senator Rowe offered the following amendment to Committee Amendment No. 1:

In Section 1, line 9, after the words "landowners within said district", insert: "and who shall be citizens of the State of Florida and bona fide residents of some county wholly or partially within said district."

Senator Rowe moved the adoption of the amendment to Committee Amendment No. 1:

Which was agreed to.

And the amendment to the amendment was adopted.

Senator Hinely offered the following amendment to Committee Amendment No. 1:

In Section 1 amendment (printed bill), strike out the words "five persons" and insert in lieu thereof the following "four persons."

Senator Hinely moved the adoption of the amendment to Committee Amendment No. 1:

Upon which a "yea" and "nay" vote was demanded.

Upon call of the roll on the adoption of the amendment to the amendment the vote was:

Yeas—Mr. President, Senators Anderson, Dell, Futch, Hinely,

Howell, King, Knabb, Mitchell, Phillips, Rowe, Scales, Singletary, Taylor, Waybright—15.

Nays—Senators Bell, Gary, Harrison, Irby, Johns, Malone, Putnam, Stewart, Swearingen, Turnbull, Wagg, Watson, Welsh, Whitaker, Young—15.

So the amendment was rejected on a tie vote.

Senator Young offered the following amendment to Committee Amendment No. 1:

In Section 6, at end of Section add the following:

"Provided, however, that the said Board shall have the right at any time to reduce the taxes hereinabove levied in each of said zones and lands proportionately to the extent of not more than twenty-five (25%) per cent of the foregoing levies on such zones and lands and from time to time to re-adjust such levies on each of said zones and lands proportionately, not to exceed the amount per acre hereinabove levied in any of such areas, after a hearing of objections to such proposed reduction of re-adjustment at a time and place fixed in a notice to be published once a week for three consecutive weeks in a newspaper published in each county lying wholly or partly in said district."

Senator Young moved the adoption of the amendment to Committee Amendment No. 1.

Which was agreed to.

And the amendment to the amendment was adopted.

Senator Young offered the following amendment to Committee Amendment No. 1:

In Section 21, at end of section, add the following:

"Provided, however, that the lands owned by the State of Florida and the title to which is held by the Trustees of the Internal Improvement Fund shall be subject only to the district taxes and special assessment levied against such lands so owned and held; and nothing in this Act shall apply to lands held by the State in its sovereign capacity or to the lands held for the benefit of the State School Fund the title to which is in the State Board of Education."

Senator Young moved the adoption of the amendment to Committee Amendment No. 1.

Which was agreed to.

And the amendment to the amendment was adopted.

Senator Young moved the adoption of the Committee Amendment No. 1 as amended.

Which was agreed to.

And Committee Amendment No. 1, as amended, was adopted.

The Committee on Drainage offered the following amendment to House Bill No. 499:

Committee Amendment No. 2:

Strike all of the title and insert in lieu thereof the following title:

A bill to be entitled An Act relating to Everglades Drainage District; amending Section 1161, Revised General Statutes of Florida, relating to the Board of Commissioners of said district; providing a Board of Commissioners for said district, to be composed of certain State officers and five (5) members to be appointed by the Governor, and defining the powers of said Board; providing for the levying, assessment and collection of drainage taxes in Everglades Drainage District; to provide for the creation of development units within said Everglades Drainage District, and the making and adoption of a plan of improvement for each such development unit and for the appraisal of benefits and damages to accrue from the execution of such plan of improvement and for the levying, assessment and collection of special assessments, and for the sale of lands for the non-payment thereof, and for the redemption of lands from such sales for the purpose of providing funds to execute such plan of improvement; to authorize the issuance of additional bonds by said district and to provide for the payment thereof; to limit the amount of bonds which may be issued by said district; to provide for a hearing of exceptions to reports of appraisers and the confirmation thereof in a judicial proceedings; to repeal all laws in conflict herewith.

Senator Young moved the adoption of Committee Amendment No. 2.

Which was agreed to, and Committee Amendment No. 2 was adopted.

Senator Young moved that the rules be further waived and House Bill No. 499, 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. 499 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 Bell, Dell, Gary, Glynn, Harri-

son, Howell, Irby, Johns, Knabb, Malone, Mitchell, Phillips, Putnam, Stewart, Swearingen, Turnbull, Wagg, Watson, Waybright, Welsh, Whitaker, Young—23.

Nays—Senators Anderson, Futch, Hinely, King—4.

"Pairs" announced in the roll call on the passage of House Bill No. 499:

If Senator Caro were present he would vote "yea" and Senator Rowe votes "nay".

If Senator Turner were here he would vote "yea" and Senator Scales votes "nay".

So the bill passed, as amended.

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

Senator Wagg moved that the Senate do reconsider the vote by which House Bill No. 497, as amended, passed the Senate this morning.

Which was agreed to by a two-thirds vote.

And it was so ordered.

And House Bill No. 497, as amended, was placed back on third reading.

Senator Wagg then moved that the rules be waived and the Senate do now reconsider the vote by which the amendment to House Bill No. 497 offered by the Committee on Drainage was adopted.

Which was agreed to by a two-thirds vote.

By unanimous consent, Senator Wagg offered the following amendment to the Committee Amendment to House Bill No. 497:

In Section 7, at end of Section add the following: "Provided, however, that the said Board shall have the right at any time to reduce the taxes hereinbefore levied in each of said zones and lands proportionately to the extent of not more than twenty-five (25%) per cent of the foregoing levies on such zones and lands from time to time to re-adjust such levies on each of said zones and lands proportionately, not to exceed the amount per acre hereinafter levied in any of such areas, after a hearing of objections to such proposed reduction or readjustment at a time and place fixed in a notice to be published once a week for three consecutive weeks in a newspaper published in each county lying wholly or partly in said district".

Senator Wagg moved the adoption of the amendment to Committee Amendment to House Bill No. 497:

Which was agreed to and the amendment to the Committee Amendment was adopted.

Senator Wagg then moved the adoption of the Committee Amendment as amended.

Which was agreed to.

And the Committee Amendment as amended was adopted.

Senator Wagg moved that the rules be further waived and House Bill No. 497 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. 497 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 Bell, Dell, Futch, Gary, Glynn, Harrison, Hinely, Howell, Irby, Johns, King, Knabb, Malone, Mitchell, Phillips, Putnam, Rowe, Scales, Stewart, Swearingen, Taylor, Turnbull, Wagg, Watson, Waybright, Welsh, Whitaker, Young—29.

Nays—Senators Anderson, Singletary—2.

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

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

Senator Phillips moved that the rules be waived and 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 received and read:

House of Representatives,
Tallahassee, Fla., May 25th, 1929.

Hon. J. J. Parrish,
President of the Senate.

Sir:

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

Committee Substitute for Senate Bill No. 341:

A bill to be entitled An Act to amend Sections 4087, 4126, 4128, 4137, 4144, 4145, 4146, 4147, 4148, 4151, 4152, 4155, 4159, 4160, 4161 of the Revised General Statutes of Florida, and Section 1 of Chapter 7930 and Section 1 of Chapter 7935, Laws of Florida, and Sections 4162, 4164, 4165, 4166, 4167, 4171, 4183, 4185, 4186, 4187, 4189, 4191, and 4200 of the Revised General Statutes of Florida, relating to banking.

With the following amendment.

In Section 20, lines 8 and 9 (printed bill), strike out the figures "\$7,500" and insert in lieu thereof the following: "\$6,000".

Very respectfully,

FRANK WEBB,

Chief Clerk, House of Representatives.

And Committee Substitute for Senate Bill No. 341, contained in the above message, as amended by the House of Representatives was placed before the Senate.

Senator Anderson moved that the Senate do concur in House Amendment No. 1 to Committee Substitute for Senate Bill No. 341, contained in the above message.

Which was agreed to.

And the Senate concurred to House Amendment No. 1.

And Committee Substitute for Senate Bill No. 341, as amended, was ordered to be referred to the Committee on Engrossed Bills.

Also—

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

House of Representatives,
Tallahassee, Fla., May 25, 1925.

Hon. J. J. Parrish,
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. 133:

A bill to be entitled An Act to authorize the expenditure of the unexpended balance of the appropriation made to the Attorney General's Department for indexing and side-noting laws, for the purpose of discharging outside obligations against the Attorney General's office for the purchase of Law Books and payment of subscriptions to Judicial Reporter systems.

Also—

Senate Bill No. 93:

A bill to be entitled An Act to amend Sections 1444 and 1445 of the Revised General Statutes of Florida relating to pensions, as amended by Chapter 10208, Acts of 1925, Laws of Florida.

Very respectfully,

FRANK WEBB,

Chief Clerk, House of Representatives.

And Senate Bills Nos. 133 and 93, contained in the above message, were referred to the Committee on Enrolled Bills.

Also—

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

House of Representatives,
Tallahassee, Fla., May 25, 1929.

Hon. J. J. Parrish,
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 Committee Substitute for House Bill No. 76:

A bill to be entitled An Act vesting in the Railroad Commission of the State of Florida the power to grant franchises to persons, firms or corporations, public or private, to build, construct, establish, operate and maintain bridges, causeways, tunnels, toll highways and ferries, on, over, along, across, through and under State lands submerged or otherwise, and or other lands or water where the grantee shall acquire the title or proprietary rights therein by the exercise of the power of eminent domain or otherwise, fixing the term for which such franchise rights may be granted; providing form of application; providing for approval by Federal Government as a condition precedent to the granting of the franchise where navigable waters are involved; providing for the notice of intention to apply for franchise; providing for notice by the railroad commission of each county affected; providing for the furnishing of bonds for the full performance of the terms of the franchise; providing for the control of the franchise privileges by the Railroad Commission;

providing for the fixing of tolls and making rules and regulations controlling and governing the exercise of the franchise rights; providing for the granting and exercising of power eminent domain by the grantee of such franchise; providing for the order of determination of the application for franchise; and prohibiting the exercise by any person, firm or corporation, public or private, of any of the privileges provided for unless and until franchise granted is in accordance with this Act.

Very respectfully,

FRANK WEBB,

Chief Clerk, House of Representatives.

And Senate Committee Substitute for House Bill No. 76, contained in the above message, was referred to the Committee on Enrolled Bills.

Also—

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

House of Representatives,
Tallahassee, Fla., May 25, 1929.

Hon. J. J. Parrish,
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. 472:

A bill to be entitled An Act to amend Section 2398, Revised General Statutes of Florida, as amended by Section 2 of Chapter 10128, Acts of 1925, Laws of Florida, entitled "An Act to amend Sections 2398, 2401, 2405 and 2406, relating to commercial fertilizers," being Section 3807, Compiled General Laws of Florida.

And respectfully requests the concurrence of the Senate therein.

Very respectfully,

FRANK WEBB,

Chief Clerk, House of Representatives.

And House Bill No. 472, contained in the above message, was read the first time by its title and referred to the Committee on Agriculture and Live Stock.

Also—

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

House of Representatives,
Tallahassee, Fla., May 25th, 1929.

Hon. J. J. Parrish,
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 Concurrent Resolution No. 22:

A concurrent resolution authorizing and requesting the Governor of the State of Florida to issue citations to those posts of American Legion, who rendered heroic services in the hurricane stricken area in and around Lake Okeechobee during the 1928 hurricane and for other purposes.

Also—

House Bill No. 768:

A bill to be entitled An Act to make an appropriation for the putting and keeping in order of the grounds adjacent and belonging to the site of the Olustee Monument and for the proper care and protection of the monument, and to provide for the payment of such appropriation.

And respectfully requests the concurrence of the Senate therein.

FRANK WEBB,

Chief Clerk, House of Representatives.

And House Concurrent Resolution No. 22, contained in the above message, was laid over, under the rule.

And House Bill No. 768, contained in the above message, was read the first time by its title and placed on the Calendar of Bills on the Second Reading without reference, the rules having been waived.

Also—

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

House of Representatives,
Tallahassee, Florida, May 25, 1929.

Hon. J. J. Parrish,
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. 729:

A bill to be entitled An Act to fix the compensation of supervisors of Registration in counties where there is an average registration of more than thirty-five thousand names.

And respectfully requests the concurrence of the Senate therein.

Very respectfully,

FRANK WEBB,

Chief Clerk, House of Representatives.

And House Bill No. 729, contained in the above message, was read the first time by its title and placed on the Calendar of Bills on the Second Reading without reference, the rules having been waived.

Senator Malone moved that the rules be waived and Senate Bill No. 289 be taken up out of its order for consideration.

Which was agreed to by a two-thirds vote.

And—

Senate Bill No. 289:

A bill to be entitled An Act to amend Section 2218 of the Revised General Statutes, being Sections 3529 of the Compiled General Laws of Florida, 1927, relating to the practice of pharmacy, and prohibiting the use of certain signs in connections therewith.

Was taken up out of its order and read the third time in full.

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

Yeas—Mr. President, Senators Dell, Futch, Gary, Glynn, Harrison, Hinely, Howell, Irby, King, Knabb, Malone, Mitchell, Rowe, Singletary, Swearingen, Taylor, Turnbull, Watson, Waybright, Welsh, Whitaker—22.

Nays—Young—1.

So the bill passed, title as stated.

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

Senator Gary moved that House Bill No. 1044 be indefinitely postponed.

Which was agreed to, and House Bill No. 1044 was indefinitely postponed.

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

Senator Howell moved that the rules be waived and House Bill No. 168 be taken up out of its order for consideration.

Which was agreed to by a two-thirds vote.

And—

House Bill No. 168:

A bill to be entitled An Act making an appropriation for the maintenance of monuments and grounds, located near Port St. Joe, Gulf County, Florida, erected to commemorate the signing of the Constitution of the State of Florida in 1885 and providing for the expenditure of money appropriated.

Was taken up out of its order and read the second time in full.

Senator Hinely offered the following amendment to House Bill No. 168:

Strike out the words "One Thousand Dollars" wherever they appear in bill, and insert in lieu thereof the following: Six Hundred Dollars.

Snator Hinely moved the adoption of the amendment.

Which was agreed to.

And the amendment was adopted.

Senator Howell moved that the rules be further waived and House Bill No. 168 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. 168 was read a third time in full, as amended.

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

Yeas—Mr. President, Senators Anderson, Dell, Futch, Gary, Glynn, Harrison, Hinely, Hodges, Howell, Irby, King, Knabb, Malone, Mitchell, Phillips, Putnam, Rowe, Singletary, Stewart, Swearingen, Taylor, Turnbull, Wagg, Watson, Waybright, Welsh, Whitaker, Young—29.

Nays—None.

So the bill passed, as amended.

And the same was referred to the Committee in Engrossed Bills, then to be certified to the House of Representatives.

Senator Dell moved that the rules be waived and House Bill No. 1012 be taken up out of its order and read the second time by its title only.

Which was agreed to by a two-thirds vote.

And—

House Bill No. 1012:

A bill to be entitled An Act to authorize the Trustees Internal Improvement Fund of the State of Florida, to sell and convey that part of the bottoms of Orange Lake in Township 12 south, ranges 22 and 23 east.

Was taken up out of its order and read a second time by its title only.

Senator Dell moved that the rules be further waived and House Bill No. 1012 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. 1012 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, Bell, Dell, Futch, Gary, Glynn, Harrison, Hinely, Hodges, Howell, Irby, Johns, King, Knabb, Malone, Mitchell, Phillips, Putnam, Rowe, Scales, Singletary, Stewart, Swearingen, Taylor, Turnbull, Turner, Wagg, Watson, Waybright, Welsh, Whitaker, Young—33.

Nays—None.

So the bill passed, title as stated.

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

Senator Putnam moved that the rules be waived and the Senate take up for consideration at this time Committee Substitute for House Bill No. 44.

Which was agreed to by a two-thirds vote.

And—

Committee Substitute for House Bill No. 44:

A bill to be entitled An Act to amend Sections 1 and 5 of Chapter 12048, Acts of 1927, Laws of Florida, entitled "An Act to provide for the purchase and distribution of anti-hog cholera serum and hog cholera virus for the suppression of hog cholera in the State of Florida by the State Live Stock Sanitary Board; the method of making appropriation therefor and the handling of moneys accruing from the sale thereof".

Was taken up out of its order and read a second time in full. Senator Putnam moved that the rules be further waived and Committee Substitute for House Bill No. 44 be read a third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Committee Substitute for House Bill No. 44 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, Bell, Dell, Futch, Gary, Glynn, Harrison, Hinely, Howell, Irby, King, Knabb, Malone, Mitchell, Putnam, Rowe, Singletary, Stewart, Swearingen, Taylor, Turnbull, Wagg, Watson, Waybright, Welsh, Whitaker, Young—28.

Nays—None.

So the bill passed, title as stated.

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

Senator Singletary moved that the rules be waived and the Senate take up for consideration at this time House Bill No. 446. Which was agreed to by a two-thirds vote.

And—

House Bill No. 446:

A bill to be entitled An Act to make an appropriation for maintaining and keeping in order the grounds adjacent to and belonging to the site of the Marianna Monument Park, and for the proper care and protection of the monument; and to provide for the payment of such appropriation.

Was taken up out of its order and read a second time in full.

Senator Hinely offered the following amendment to House Bill No. 446:

Strike out the words one thousand (\$1000.00) dollars and insert in lieu thereof the following: six hundred (\$600.00) dollars.

Senator Hinely moved the adoption of the amendment.

Which was agreed to.

And the amendment was adopted.

Senator Singletary moved that the rules be further waived and House Bill No. 446, 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. 446 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, Bell, Dell, Futch, Gary, Glynn, Harrison, Hinely, Howell, Irby, King, Knabb, Ma-

lone, Mitchell, Phillips, Putnam, Rowe, Singletary, Stewart, Swearingen, Taylor, Turnbull, Wagg, Watson, Waybright, Welsh, Whitaker, Young—29.

Nays—None.

So the Bill passed, title as stated.

And the same was ordered to be referred to the Committee on Engrossed Bills, then to be certified to the House of Representatives.

Senator Whitaker moved that House Bills Nos. 1233, 1234, 1235, and 1236, be indefinitely postponed.

Which was agreed to.

And House Bills Nos. 1233, 1234, 1235, and 1236 were indefinitely postponed.

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

Senator Wagg moved that the rules be waived and the Senate take up for consideration at this time Senate Bill No. 448.

Which was not agreed to.

Senator Turnbull moved that the rules be waived and the Senate take up for consideration at this time Senate Bill No. 304.

Which was agreed to by a two-thirds vote.

And—

Senate Bill No. 304:

A bill to be entitled An Act to amend Section 2782 of the Revised General Statutes of Florida, of 1920, the same being Section 4460 of the Compiled General Laws of Florida, 1927, relating to the number of jurors to serve at the term of the County and Criminal Court in this State.

Was taken up out of its order and read a second time in full.

Senator Turnbull moved that the rules be further waived and Senate Bill No. 304 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. 304 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, Bell, Dell, Futch, Gary, Glynn, Harrison, Hinely, Hodges, Howell, Irby, Johns, King, Knabb, Malone, Mitchell, Phillips, Putnam, Rowe, Singletary, Stewart, Swearingen, Taylor, Turnbull, Wagg, Waybright, Welsh, Whitaker, Young—30.

Nays—None.

So the Bill passed, title as stated.

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

Senator Hodges moved that the rules be waived and the consideration of Senate Bill No. 264 be taken up out of its order.

Which was agreed to by a two-thirds vote.

And—

Senate Bill No. 264:

A bill to be entitled An Act to amend Section 38, of Chapter 11838, Laws of Florida, Acts of 1927, being Section 1939, of the Compiled Laws of 1927, relative to the removal of mussels or other substances upon which fresh water fish feed; and providing for the lease or sale by the trustees internal improvement fund of any living or dead clams, mussels or other living or dead shell in or upon any of the sovereignty lands of the State of Florida.

Was taken up out of its order and read a second time in full.

Senator Hinely offered the following amendment to Senate Bill No. 264:

Strike out the words "fifteen thousand dollars" wherever it appears in bill, and insert in lieu thereof the following: "One thousand dollars".

Senator Hinely moved the adoption of the amendment.

Pending the consideration of the adoption of the amendment—

Senator Hodges offered the following amendment to the amendment offered by Senator Hinely.

Strike out the words one thousand (\$1000.00) dollars and insert in lieu thereof the following: twelve hundred (\$1200.00) dollars.

Senator Hodges moved the adoption of the amendment to the amendment.

Upon which a "yea" and "nay" vote was demanded.

Upon call of the roll on the adoption of the amendment to the amendment the vote was:

Yeas—Mr. President, Senators Anderson, Bell, Futch, Harrison, Hodges, Irby, Johns, King, Knabb, Malone, Phillips, Rowe, Scales, Taylor, Turnbull, Wagg, Waybright, Welsh, Whitaker, Young—21.

Nays—Senators Dell, Gary, Glynn, Hinely, Howell—5.

So the amendment to the amendment was adopted.

The question then recurred on the adoption of the amendment as amended.

Which was agreed to.

And the amendment as amended was adopted.

Senator Hodges moved that the rules be further waived and Senate Bill No. 264 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. 264 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, Bell, Dell, Futch, Gary, Glynn, Harrison, Hinely, Hodges, Howell, Irby, Johns, King, Knabb, Malone, Mitchell, Phillips, Putnam, Swearingen, Taylor, Turnbull, Wagg, Waybright, Welsh, Whitaker, Young—27.

Nays—None.

So the bill passed, title as stated.

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

The hour of adjournment under the rule having arrived, a point of order was called and the Senate stood adjourned, at 6:11 o'clock P. M., until 10:00 o'clock A. M., Monday, May 27, 1929.