

# JOURNAL OF THE SENATE

EXTRA SESSION, 1925.

Tuesday, November 17, 1925

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In pursuance of the proclamation of Hon. John W. Martin, Governor of the State of Florida, the Senate met in extraordinary session at 10 o'clock A. M., and was called to order by the President of the Senate, Hon. John S. Taylor.

The proclamation of the Governor in relation to convening the Legislature in extraordinary session was read to the Senate, as follows:

State of Florida, Executive Department.

## A PROCLAMATION BY THE GOVERNOR.

To All, and Singular, the Senators and Members of the House of Representatives of the State of Florida:

Whereas, The unprecedented immigration into the State of Florida and the great development of the varied natural resources of the State now in progress imperatively require the early enactment of laws relating to useful enterprises and to the public welfare; and

Whereas, Among the subjects that should have prompt legislative consideration are:

An Act creating the Monroe Water Supply District.

The enactment of local legislation that has been advertised in accordance with the law.

The enactment of needed legislation of a municipal nature.

And Whereas, In view of the extraordinary conditions of growth and progress now existing in Florida the best interests of the State will not be properly conserved by waiting till the next regular session of the Legislature, in

April, 1927, for legislation that is now so essential to the welfare of the people of the State;

Now, Therefore, I, John W. Martin, Governor of the State of Florida, by virtue of the power and authority vested in me by the Constitution of the State, do hereby convene the Legislature of the State of Florida in extra session at the Capitol, in Tallahassee, at 10 o'clock A. M. on the seventeenth day of November, A. D. 1925, for the purpose of considering the enactment of laws on the above mentioned subjects, and such other subjects as the welfare of the State may require and the Constitution of the State permits.

In Witness Whereof, I have hereunto set my hand, and have caused the Great Seal of the State of Florida to be affixed hereunder, at Tallahassee, the Capital of the State, this 2nd day of November, A. D. 1925, and of the Independence of the United States of America the one hundred and fiftieth year.

(SEAL)

JOHN W. MARTIN,  
Governor.

By the Governor, Attest:

H. CLAY CRAWFORD,  
Secretary of State.

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

- District 1—W. W. Clark, Milton.
- District 2—John M. Coe, Pensacola.
- District 3—D. Stuart Gillis, DeFuniak Springs.
- District 4—W. J. Singletary, Grand Ridge.
- District 5—H. N. Walker, Wakulla.
- District 6—S. W. Anderson, Greensboro.
- District 7—John J. Swearingen, Bartow.
- District 8—W. C. Hodges, Tallahassee.
- District 9—Hugh Hale, Brooksville.
- District 10—R. H. Rowe, Madison.
- District 11—John S. Taylor, Largo.
- District 12—J. H. Scales, Perry.
- District 13—John W. Watson, Miami.
- District 14—W. W. Phillips, Lake City.
- District 15—D. E. Knight, Starke.
- District 16—James E. Calkins, Fernandina.
- District 17—S. A. Hinely, Live Oak.

- District 18—J. Turner Butler, Jacksonville.  
 District 19—M. O. Overstreet, Orlando.  
 District 20—N. J. Wicker, Coleman.  
 District 21—J. W. Turner, Sumner.  
 District 22—T. T. Turnbull, Monticello.  
 District 23—L. D. Edge, Groveland.  
 District 24—W. H. Malone, Key West.  
 District 25—W. R. McDaniel, Blountstown.  
 District 26—W. A. Russell, Crescent City.  
 District 27—E. J. Etheredge, DeSoto City.  
 District 28—Howard G. Putnam, Oak Hill.  
 District 29—J. Slater Smith, Green Cove Springs.  
 District 30—D. N. Cone, White Springs.  
 District 31—A. M. Taylor, St. Augustine.  
 District 32—J. H. Colson, Gainesville.

A quorum present.

Prayer by Rev. J. W. Jackson.

Mr. Calkins moved that a committee of three be appointed to wait upon the Governor and to inform him that the Senate is in extraordinary session under his proclamation, is duly organized and ready to proceed to the consideration of all matters contained in his proclamation and such other matters as he may recommend.

Which was agreed to.

Senators Calkins, Taylor (31st), and Gillis were appointed said committee.

Said committee withdrew to perform the duty assigned it.

Mr. Hodges moved that a committee of three be appointed to wait upon the House of Representatives, notify it that this extraordinary session of the Senate was duly organized and ready to proceed with the matters contained in the Governor's Proclamation and such other recommendations that he may make to the Legislature.

Which was agreed to.

The President appointed Senators Hodges, Overstreet and Swearingen as said committee.

Said committee withdrew to perform the duty assigned it.

A committee from the House of Representatives appeared at the bar of the Senate and announced to the body that the House of Representatives is duly organized and ready to proceed to the business of this Extraordinary Session.

The committee appointed to notify the Governor that the Senate was organized and ready to proceed with the business of the session, appeared at the bar of the Senate and reported that it had discharged the duty assigned it.

The committee was discharged with thanks.

The Committee appointed to wait upon the House of Representatives and inform it that the Senate was organized and ready to proceed with the business of the session, appeared at the bar of the Senate and reported that it had discharged the duty assigned it.

The Committee was discharged with thanks.

#### INTRODUCTION OF RESOLUTIONS.

Mr. Calkins offered the following Senate Resolution—  
Senate Resolution No. 1:

Be It Resolved by the Senate: That the organization and rules of the regular session of 1925 be continued as the organization for this extra session of the Senate, and in the event of any vacancies in positions of attaches the President of the Senate is hereby authorized to fill such positions by appointment, and is further authorized to dispense with any position not necessary to the efficient administration of the affairs of the Senate.

Which was read.

Mr. Calkins moved to adopt the Resolution.

Which was agreed to.

The following message from the Attorney General was received:

State of Florida,  
Office of the Attorney General.  
Tallahassee, November 17, 1925.

*Hon. John S. Taylor,*  
*President of the Senate.*  
*Tallahassee, Fla.*

Dear Sir—In compliance with the provisions of Section 104, Revised General Statutes, 1920, I hereby recommend Mrs. Mary M. Meginniss as a person experienced in indexing to supervise and assist the respective clerks of each branch of the Legislature having such work in hand, in

making the index for both House and Senate Journals during the extraordinary session of the Legislature of 1925.

Very respectfully,

RIVERS BUFORD,  
Attorney-General.

Mr. Hodges offered the following Resolution—  
Senate Resolution No. 2:

Be it Resolved by the Senate, That the Secretary of the Senate be authorized to employ an index clerk to co-operate with those appointed by the Attorney-General and the House of Representatives.

Which was read.

Mr. Hodges moved to adopt the Resolution.

Which was agreed to.

Mr. Turnbull offered the following Senate Resolution—  
Senate Resolution No. 3:

Resolved by the Senate, That the Secretary be instructed to have 500 copies of the Daily Journal and 300 copies of the Calendars printed for use of the Senate.

Which was read.

Mr. Turnbull moved to adopt the Resolution.

Mr. Etheredge moved that the resolution be amended to make the figures 500 to read 1,000.

Which was agreed to.

Mr. Calkins moved to amend the amendment to the resolution to read 250 Calendars instead of 300 Calendars.

Which was agreed to.

The amendment as amended was agreed to.

The question recurred upon the adoption of the resolution as amended.

The resolution as amended was adopted.

Mr. Calkins moved that each Senator be restricted to six copies each of the Daily Journal, for mailing purposes, the expense of the same to be borne by the Senator so mailing the Journal.

Which was agreed to.

The following message from the Governor was received and read:

*To the Honorable Senate and House of Representatives of  
the State of Florida:*

Gentlemen:

In view of the extraordinary conditions of growth and progress now being made in the State of Florida and the expansion and development of the State in every particular, I have deemed it advisable to call you in Extraordinary Session for the purpose of enacting legislation that will promote this growth and encourage the progress of the State.

In keeping with my proclamation, I urge the enactment of such legislation as is contained in the said proclamation, namely:

An Act Creating the Monroe Water Supply District.

The enactment of local legislation that has been advertised in accordance with the law.

The enactment of needed legislation of a municipal nature.

May I suggest to you the wisdom of a speedy enactment of these measures into laws, looking toward an early adjournment, which will save the tax payers of this State great expense and enable you to return to your homes and engage in your own respective businesses?

JOHN W. MARTIN,  
Governor.

Which was read and ordered spread upon the Journal.

A communication from the Governor was received.

Mr. Hodges moved that the Senate do now go into Executive Session.

Which was agreed to.

The Senate went into executive session, the doors closing at 10:50 o'clock A. M.

The doors were opened at 11:14 o'clock A. M.

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

Mr. President, Senators Anderson, Butler, Calkins,

Clark, Coe, Colson, Cone, Edge, Etheredge, Gillis, Hale, Hineley, Hodges, Knight, Malone, McDaniels, Overstreet, Phillips, Putnam, Rowe, Russell, Scales, Smith, Swearingen Taylor (31st Dist.), Turnbull, Turner, Walker, Watson, Wicker—30.

A quorum present.

The President ruled that there must be a roll call on permission to introduce all bills of a local nature, as well as bills of a nature foreign to subjects mentioned in the Governor's message.

Mr. Etheredge proposed to introduce two local bills.

Upon the call of the roll, the vote was:

Yeas—Mr. President, Senators Anderson, Calkins, Clark, Coe, Colson, Cone, Etheredge, Gillis, Hale, Hineley, Hodges, Knight, Malone, McDaniels, Overstreet, Phillips, Putnam, Rowe, Russell, Scales, Smith, Swearingen, Taylor, (31st Dist.), Turner, Walker, Watson, Wicker—28.

Nays—None.

#### INTRODUCTION OF BILLS AND JOINT RESOLUTIONS.

By a two-thirds vote consent—

Senator Etheredge introduced—

Senate Bill No. 1:

(Which had been duly advertised.)—

A bill to be entitled An Act to Validate and Legalize the Issuance of Bonds by the Indian Prairie Sub-Drainage District in the sum of \$350,000.00.

Which was read the first time by its title.

Mr. Etheredge moved that the rules be waived and that Senate Bill No. 1 be read the second time.

Which was agreed to by two-thirds vote.

And the bill was read the second time.

Mr. Etheredge moved that the rules be further waived and that Senate Bill No. 1 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. 1 was read a third time in full.

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

Yeas—Mr. President, Senators Anderson, Calkins, Clark, Coe, Colson, Cone, Edge, Etheredge, Gillis, Hale, Hineley, Hodges, Knight, Malone, McDaniels, Overstreet, Phillips,

Putnam, Rowe, Russell, Scales, Smith, Swearingen, Taylor (31st Dist.), Turnbull, Turner, Walker, Watson, Wicker—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.

Evidence that the notice required by Section 21 of Article III of the Constitution of the State of Florida has been published in the locality where the matter or thing to be affected is situated, which notice stated the substance of the contemplated law, and was published at least sixty days prior to the introduction into the legislature of the foregoing bill, and in the manner provided by law, was duly established in the Senate before the foregoing entitled bill was passed.

By a two-thirds vote consent—

Senator Etheredge, of 27th District, introduced—

Senate Bill No. 2:

A bill to be entitled An Act to validate and legalize the establishment and creation of Istokpoga Sub-Drainage District in Highlands County, Florida, and to validate and legalize the Benefit Assessments made therein, and Act to legalize and validate the bonds of said district, together with all steps taken before and leading up to issuance of said bonds.

Which was read the first time by its title.

Mr. Etheredge moved that the rules be waived and that Senate Bill No. 2 be read the second time.

Which was agreed to by two-thirds vote.

And the bill was read the second time.

Mr. Etheredge moved that the rules be further waived and that Senate Bill No. 2 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. 2 was read a third time in full.

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

Yeas—Mr. President, Senators Anderson, Calkins, Clark, Coe, Colson, Cone, Edge, Etheredge, Gillis, Hale, Hineley, Hodges, Knight, Malone, McDaniels, Overstreet, Phillips, Putnam, Rowe, Russell, Scales, Singletary, Smith, Swear-



ingen, Taylor (31st Dist.), Turnbull, Turner, Walker, Watson, Wicker—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 immediately, the rule having been waived.

Evidence that the notice required by Section 21 of Article III of the Constitution of the State of Florida has been published in the locality where the matter or thing to be affected is situated, which notice stated the substance of the contemplated law, and was published at least sixty days prior to the introduction into the Legislature of the foregoing bill, and in the manner provided by law was duly established in the Senate before the foregoing entitled bill was passed.

Mr. Hodges moved that the Sergeant-at-Arms be authorized to employ an Assistant Sergeant-at-Arms.

Which was agreed to.

The Committee on Attaches submitted the following recommendation:

Senate Chamber,  
Tallahassee, Fla., November 17, 1925.

*Hon. John S. Taylor,*  
*President of the Senate.*

*Sir:*

We, your Joint Committee on Legislative Expense and Committee on Attaches, beg leave to submit the following report:

For Enrolling Secretary—Mrs. Emma MacDougald, and that the Committee on Enrolled Bills be authorized to employ such help as is necessary to expedite the business of this Committee.

Engrossing Committee—Mrs. Newell Martin, and the Committee on Engrossed Bills be authorized to employ such help as is necessary to expedite the business of this Committee.

Doorkeeper—W. H. Chancey.

Chaplain—Rev. J. W. Jackson.

Janitor—Eugene Hawkins.

We recommend as Sergeant-at-Arms—J. B. Cannon.

Assistant Sergeant-at-Arms—Mrs. C. A. Grugan.

Messenger—L. M. Patterson.

Pages—Randall Dickinson, James McCormick. Arthur Stuart.

And we recommend Mrs. Evelyn King, Stenographer.

And we recommend Mrs. T. P. Turner, Stenographer. with others to be supplied, if necessary.

Very respectfully,

S. A. HINELY,  
Chairman of Committee.

Mr. Hinely moved the above recommendation be adopted and the persons named be declared attaches for the present session.

Which was agreed to.

#### INTRODUCTION OF RESOLUTIONS.

Mr. Watson offered the following Resolution—

Senate Resolution No. 3:

Whereas, The Senate learns with profound sorrow of the untimely death of the wife and son of Senator W. W. Clark, a distinguished member of this body, Now, Therefore, Be It

Resolved, That the Senate of the Legislature of Florida, and each member thereof, extend to our colleague our most heartfelt sympathy in his great bereavement, trusting that this will, in a measure, heal the wounds so lately inflicted upon him,

Resolved, Also, That these resolutions be placed on the Journal of the Senate as a perpetual record, and a copy furnished Senator Clark.

Which was read.

Mr. Watson moved to adopt the Resolution.

Which was agreed to by a rising vote.

Mr. Hinely moved that the President is authorized to appoint a Stenographer and Secretary to the President.

Which was agreed to.

The President appointed Mrs. Lucy Grant to said position.

The Secretary announced that he has appointed Miss Luna Bowdoin as Senate Index Secretary.

Mr. Coe moved that the Senate do now adjourn to 11 o'clock A. M. tomorrow.

Which was agreed to.

Thereupon at 11:30 A. M. the Senate stood adjourned until 11 o'clock A. M. Wednesday, November 18, A. D. 1925.

### Wednesday, November 18, 1925

The Senate convened at 11 A. M. pursuant to adjournment.

The President in the chair.

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

Mr. President, Messrs. Anderson, Butler, Calkins, Clark, Coe, Colson, Cone, Edge, Etheredge, Gillis, Hale, Hineley, Hodges, Knight, Malone, McDaniels, Overstreet, Phillips, Putnam, Rowe, Russell, Scales, Singletary, Smith, Swearingen, Taylor (31st Dist.), Turnbull, Turner, Walker, Watson, Wicker—32.

A quorum present.

Prayer by the Chaplain.

Reading of the Journal was dispensed with.

The Journal of November 17, 1925, was corrected, and as corrected was approved.

### MESSAGE FROM THE HOUSE OF REPRESENTATIVES

The following message from the House of Representatives was received:

House of Representatives,  
Tallahassee, Fla., Nov. 17, 1925.

*Hon. John S. Taylor,*  
*President of the Senate.*

*Sir:*

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