

TENTH SESSION, 1879.

THE
ACTS AND RESOLUTIONS

ADOPTED BY THE
LEGISLATURE OF FLORIDA,
AT ITS
TENTH SESSION,

UNDER THE CONSTITUTION OF A. D. 1868,

TOGETHER WITH AN APPENDIX CONTAINING A

Statement of Receipts and Expenditures for 1877-8,

AS REQUIRED BY THE CONSTITUTION.

Published by Authority of Law, under the Direction of the Attorney-General.

TALLAHASSEE, FLA.:
PRINTED AT THE FLORIDIAN OFFICE.
1879.

L15670

APR 19 1939

STATE OF FLORIDA, }
OFFICE SECRETARY OF STATE. }^{83.}

I. W. D. BLOXHAM, Secretary of State, do hereby certify that the Acts and Resolutions contained in this volume have been compared with the original Enrolled Acts on file in this office, and that the same are correct and true copies. The apparent omission of words and inaccuracies of language (except as mentioned in the "Errata,") appear in the Enrolled Bills.

In Witness Whereof, I hereunto set my hand and affix the Great Seal of the
[L. s.] State of Florida, at Tallahassee, the Capital, this seventh day of
April, A. D. 1939.

WM. D. BLOXHAM,
Secretary of State.

UNIVERSITY OF MICHIGAN

MEMBERS OF THE LEGISLATURE.

SENATE.

DISTRICT.	SENATORS.	COUNTIES.	POST-OFFICE.
24th.....	G. W. ALLEN.....	Monroe.....	Key West
3rd.....	W. D. BANRES.....	Jackson.....	Marianna
26th.....	WM. BRYSON.....	Suwannee.....	Live Oak
18th.....	J. H. DURKEE.....	Duval.....	Jacksonville
10th.....	D. EAGAN.....	Madison.....	Madison
29th.....	SETH FRENCH.....	Volusia.....	Orange City
31st.....	F. B. GANOVAR.....	St. Johns.....	St. Augustine
27th.....	F. B. HAGAN.....	Manatee.....	Pine Level
25th.....	H. HATCHER.....	Walton.....	Free Port
7th.....	C. S. D. JOHNSON.....	Liberty.....	Bristol
32nd.....	W. J. JONES.....	Levy.....	Bronson
2nd.....	WM. JUDGE.....	Santa Rosa.....	Milton
30th.....	J. T. LESLIE.....	Hillsborough.....	Tampa
19th.....	T. W. LONG.....	Marion.....	Ocala
22nd.....	H. T. LYKES.....	Hernando.....	Brooksville
28th.....	C. B. McCLENNY.....	Baker.....	Darbyville
17th.....	F. McMEEKIN.....	Putnam.....	Morrison's Mill.
1st.....	J. J. McGUIRE.....	Escambia.....	Pensacola
4th.....	A. D. McKINNON.....	Washington.....	Vernon
9th.....	ROBT. MEACHAM.....	Jefferson.....	Monticello
14th.....	S. L. NIBLACK.....	Columbia.....	Lake City
5th.....	W. T. ORMAN.....	Franklin.....	Apalachicola
11th.....	N. G. PATTERSON.....	Hamilton.....	Ancrum
15th.....	J. C. RICHARD.....	Bradford.....	Starke
20th.....	J. G. SPEER.....	Orange.....	Oakland
21st.....	W. H. SHARPE.....	Brevard.....	City Point
16th.....	W. N. THOMPSON.....	Nassau.....	Fernandina
23rd.....	W. WALKER.....	Sumter.....	Sumterville
6th.....	JOHN WALKER.....	Gadsden.....	Quincy
18th.....	J. T. WALLS.....	Alachua.....	Gainesville
8th.....	JOHN WALLACE.....	Leon.....	Tallahassee

ASSEMBLY.

COUNTIES.	ASSEMBLYMEN.	POST-OFFICE.
Volusia.....	CHARLES DOUGHERTY.....	Port Orange.
Madison.....	E. J. ALEXANDER.....	Madison.
St. Johns.....	PAUL ARNAU.....	St. Augustine.
Alachua.....	G. J. ARNOW.....	Micanopy.
Wakulla.....	R. W. ASHMORE.....	Sepchoppy.
Hernando.....	W. J. BAKER.....	Brooksville.
Hamilton.....	T. N. BELL.....	Jasper.
Holmes.....	W. M. BRETT.....	Graceville.
Orange.....	J. M. BRYAN.....	Fort Mason.

MEMBERS OF THE LEGISLATURE.

COUNTIES.	ASSEMBLYMEN.	POST-OFFICE.
Polk	J. W. BRYANT.....	Bartow.
Levy.....	L. J. BRUSH.....	Cedar Key.
Marion.....	ROBERT BULLOCK.....	Ocala.
Jefferson.....	J. B. CARROLL.....	Monticello.
Waker.....	G. P. CANOVA.....	Sanderson.
Walton.....	J. D. CLARY.....	Oak Grove.
Levy.....	W. W. CLYATT.....	Bronson.
Sumter.....	S. A. CURRY.....	Sumterville.
Jackson.....	W. J. DANIEL.....	Campbellton.
Alachua.....	L. G. DENNIS.....	Gainesville.
Made.....	J. W. EWAN.....	Miami.
Columbia.....	CHARLES A. FINLEY.....	Lake City.
Leon.....	W. H. FORD.....	Tallahassee.
Clay.....	A. W. FOWLER.....	Middleburg.
Leon.....	S. W. FRAZIER.....	Tallahassee.
Hillsborough.....	J. J. FRIERSON.....	Alafia.
Monroe.....	ROBERT GABRIEL.....	Key West.
Washington.....	W. R. GAINER.....	Econfina.
Suwannee.....	R. H. GARDNER.....	Live Oak.
Marion.....	J. D. GOSS.....	Ocala.
Franklin.....	H. L. GRADY.....	Apalachicola.
Orange.....	J. J. HARRIS.....	Tuskuwilla.
Santa Rosa.....	W. W. HARRISON.....	Milton.
Taylor.....	R. HENDERSON.....	Shady Grove.
Hernando.....	S. E. HOPE.....	Anclote.
Suwannee.....	R. A. IVEY.....	Luraville.
Walton.....	A. R. JONES.....	Oak Grove.
Jefferson.....	JACKSON JUNIUS.....	Monticello.
Bradford.....	D. B. KNIGHT.....	Lake Butler.
Duval.....	J. E. LEE.....	Jacksonville.
Duval.....	WM. M. LEDWITH.....	Jacksonville.
Monroe.....	M. H. MARSH.....	Key West.
LaFayette.....	J. B. McCARTY.....	Old Town.
Jackson.....	J. F. McCLELLAN.....	Marianna.
Gadsden.....	C. MUNROE.....	Midway.
Putnam.....	A. M. MONROE.....	Morrison's Mill.
Liberty.....	W. H. NEEL.....	Orange.
Madison.....	A. B. OSGOOD.....	Madison.
Manatee.....	L. H. PARKER.....	Port.
Putnam.....	J. PATCHIN.....	Crecent City.
Leon.....	E. PROCTOR.....	Tallahassee.
Nassau.....	C. T. REDMOND.....	Fernandina.
Duval.....	H. REED.....	Jacksonville.
Hillsborough.....	C. S. REYNOLDS.....	Clear Water H.
Nassau.....	S. T. RIDDELL.....	Fernandina.
Escambia.....	J. B. ROBERTS.....	Powelton.
Alachua.....	B. F. RUSH.....	Gainesville.
Duval.....	J. R. SCOTT.....	Jacksonville.
Gadsden.....	W. H. SCOTT.....	Midway.
Gadsden.....	H. F. SHARON.....	Quincy.
Sumter.....	W. W. SLONE.....	Webster.
Calhoun.....	DR. JAMES STANFILL.....	Mary's Landing.
Brevard.....	J. Q. STEWART.....	Georgianna.
Jefferson.....	J. D. THOMPSON.....	Monticello.
Madison.....	B. F. TIDWELL.....	Madison.
Columbia.....	W. H. L. TOWNSEND.....	Mikesville.

MEMBERS OF THE LEGISLATURE.

v

COUNTIES.	ASSEMBLYMEN.	POST-OFFICE.
Alachua	WILLIAM TRAPP.....	Gainesville.
Hamilton	J. D. TUTEN.....	Jasper.
Bradford.....	E. J. WAINWRIGHT.....	Starke.
Columbia.....	J. C. WALDRON.....	White Springs.
Leon.....	SAMUEL WALKER.....	Tallahassee.
Santa Rosa.....	WILLIAM WALLACE.....	Milton.
St. Johns.....	JOHN WESTCOTT.....	Tocoi.
Jackson.....	A. C. WHITE.....	Chattahoochee.
Escambia.....	JAMES WILKINS.....	Millview.
Jefferson.....	G. W. WITHERSPOON.....	Monticello.
Escambia.....	J. E. YONGE.....	Pensacola.

EXECUTIVE DEPARTMENT.

Governor.....	GEO. F. DREW.....	Tallahassee.
President pro tem. Senate...	W. D. BARNES.....	Marianna.
Secretary of State.....	W. D. BLOXHAM.....	Tallahassee.
Comptroller.....	COLUMAUS FREW.....	Tallahassee.
Treasurer.....	WALTER GWYNN.....	Tallahassee.
Attorney-General.....	GEO. P. RANEY.....	Tallahassee.
Commissioner of Lands and Immigration. }	HUGH A. CORLEY.....	Tallahassee.
Sup't Public Instruction.....	WM. P. HAISLEY.....	Tallahassee.
Adjutant-General.....	J. J. DICKISON.....	Tallahassee.

LAWS OF FLORIDA.

CHAPTER 3175—[No. 77.]

AN ACT to Define the Boundary Lines of Volusia and Brevard Counties.

Annexation to
Brevard county.

The People of the State of Florida, represented in Senate and Assembly, do enact as follows: SECTION 1. That so much of the county of Volusia as is lying and situated south and east of a line commencing on the Atlantic coast, on township line between townships nineteen (19) and twenty (20), running west along said line to the range line between ranges thirty-three (33) and thirty-four (34); thence south along said line to township line between townships twenty-one (21) and twenty-two (22); thence west along said line to the middle of the St. Johns river; thence southerly up the middle of said stream to the township line between townships twenty-three (23) and twenty-four (24), be and the same is hereby annexed to Brevard county.

Repeal.

SEC. 2. That all laws and parts of laws conflicting with this act be and the same are hereby repealed.

Approved March 11, 1879.

CHAPTER 3176—[No. 78.]

AN ACT to Define the Boundary Line between the Counties of Jefferson and Leon.

WHEREAS, The boundary line between the counties of Jefferson and Leon, as defined by the latest statutes, is so vague and unsatisfactory as to produce confusion and trouble in some of the voting precincts and road districts along said line; therefore,

Boundary Line.

The People of the State of Florida, represented in Senate and Assembly, do enact as follows: SECTION 1. The boundary line between the counties of Jefferson and Leon shall be as follows: Commencing at the point where the range line between ranges two and three, east, leaves the Wakulla line at the northeast corner of Wakulla county, and running north on said range line to the basis parallel, thence in a direct line to where Miccosukie sinks, thence up Lake Miccosukie to the south boundary of township three, north, range three, east, thence along said township line to the east line of section thirty-four (34) in said township three, thence north along the east line of sections thirty-four, twenty-seven, twenty-two and fifteen in said township to the Georgia line.

1879.

Survey.

SEC. 2. The County Commissioners of Jefferson and Leon counties, or the Commissioners of either county, are hereby authorized and empowered to employ a competent surveyor to trace out and mark said line by erecting suitable posts a quarter of a mile a part, in the open fields, from the basis parallel to where Miccosukie sinks, and from where the line leaves the north bank of Lake Miccosukie to the Georgia line.

SEC. 3. All acts and parts of acts conflicting with the provisions of this act are hereby repealed.

Repeal.

Approved, March 11, 1879.

CHAPTER 3177—[No. 79.]

AN ACT Defining the Boundaries between the County of Polk and the Counties of Sumter and Orange.

The People of the State of Florida, represented in Senate and Assembly, do enact as follows: SECTION 1. The boundary line between the counties of Polk and Sumter shall commence in the main channel of the Withlacoochie river where the line dividing ranges twenty-two and twenty-three crosses the same, running thence up the main channel of said river to the line dividing sections six and seven in township twenty-five, south, of range twenty-four, east, and thence east along the section lines to the line dividing ranges twenty-six and twenty-seven, east.

Boundary line between Polk and Sumter.

SEC. 2. The boundary line between the counties of Polk and Orange shall commence on the line dividing ranges twenty-six and twenty-seven, east, at the southeast corner of Sumter county as defined in the foregoing section, running thence south along the range line to the line dividing townships twenty-five and twenty-six, south; thence east along the township line to the line dividing ranges twenty-seven and twenty-eight, east; thence in a direct line to the point where the line dividing townships twenty-seven and twenty-eight, south, intersects the line dividing ranges twenty-eight and twenty-nine, east; thence east along the township line to the western boundary of Brevard county.

Boundary line between Polk and Orange.

SEC. 3. All laws and parts of laws conflicting with this act are hereby repealed.

Repeal.

Approved March 5, 1879.

CHAPTER 3178—[No. 80.]

AN ACT to Locate the County Site of Brevard County.

WHEREAS, The county site of Brevard county has never been legally located, and it being necessary that the same should be legally located by the citizens thereof; therefore,

The People of the State of Florida, represented in Senate and Assembly, do enact as follows: SECTION 1. That the registered voters of Brevard county be authorized to locate and establish a county site or court-house by a majority of the registered voters of said county.

SEC. 2. That the County Commissioners, at their first meeting after the passage of this act, or as soon thereafter as practicable, shall order an election to be held in said county, and shall at the same time appoint managers of such election, as is provided in other elections in this State, and shall give at least thirty days' notice thereof at each and every precinct in said county before such election is held, by posting notices thereof giving the time and place of holding such election, which shall be held at such time and place.

SEC. 3. That such election shall be held and governed by the same laws regulating the election of officers in this State, and be controlled and governed thereby.

SEC. 4. That at such election the registered voters of said county shall vote by ballot for the place of their choice endorsed thereon, which shall be counted and canvassed in the same manner as at general elections in this State.

SEC. 5. That the precinct inspectors at such election shall make out and sign a certificate of the result of such election at their respective precincts in duplicate, one of which shall be forwarded to the Clerk of the Circuit Court, and the other to the County Judge of said county.

SEC. 6. That the County Judge, Clerk of the Circuit Court and a Justice of the Peace shall form and constitute a canvassing board, who shall meet at some place in the said county which shall be specified on the notice of election on the tenth day after the holding of said election, and shall canvass such precinct returns and ascertain the result of such election therefrom.

SEC. 7. That the said canvassing board, after they shall have ascertained the result of such election from the certificates sent to them as aforesaid, shall make out and sign duplicate certificates of such result, one of which they will send to the County Clerk, which clerk shall enter and record the same

Voters to locate

County Commissioners to order election.

Notices.

Election.

Vote by ballot.
Canvass of votes.

Returns of election.

Canvassing Board—time, place and notice of meeting.

Canvass.

Certificates of result.

Disposition and record of.

1879.

in the book of miscellaneous records of said county, and the other they shall send to the Secretary of State, who shall file the same in his office.

SEC. 8. That the place or town selected by a majority of the registered voters of said county shall be, and the same is hereby declared to be the county site of said county for and during the term of ten years, and until removed as now provided by law.

Place selected to be the county site.

SEC. 9. That the County Commissioners of said county shall cause to be published in some newspaper published in the judicial district or circuit of which said county forms a part, once a week for four weeks, and by posting notices at such election precincts in said county for the same space of time, the place so declared to be the county site.

Publication of place selected.

SEC. 10. That the Board of County Commissioners shall, as soon as the place shall have been determined as aforesaid, proceed to select a court-house site and erect and finish a good and sufficient court-house, and other necessary buildings for county purposes.

Court-house.

SEC. 11. That all laws and parts of laws in conflict with this act be and the same are hereby repealed.

Repeal.

Approved March 8, 1879.