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Sec. 2. It shall be unlawful for any person, firm or corporation to establish, build or complete any toll bridge over any stream or body of water on said State Road No. (3) Three, or to charge toll for passage over the same.

Sec. 3. In any case where a toll bridge may be established, built or completed by any person, firm or corporation, at a point not directly on said State Road No. (3) Three, but near thereto, and such bridge shall not be on any public road leading to any community not reached by such State Road, but is on a road or way which is in fact only a detour from the State Road to furnish passage for travel toll bridge by any road or way leading from such bridge to such State road, and it shall be the duty of the State Road Department to prevent such connection from being made, by placing and maintaining a fence or barrier on the right of way of said State road across such connecting way or road, and said Department may resort to a court of equity to enjoin any one violating or attempting to violate the provisions of this section.

Nothing contained in this Act shall be construed to apply to toll roads or toll bridges heretofore established or built or which may hereafter be established or built on any road or roads which connect with said State road No. (3) Three and lead to or serve any community, city or town in the State of Florida.

And the provisions hereof shall not be construed to repeal or limit in any way any Special Act of the Legislature providing for or governing the construction and operation of any toll road or bridge.

Sec. 4. The terms of this Act shall apply in any case where the stream or body of water spanned by the bridge lies partly within the boundary of this State and partly within the boundary of an adjoining State, as well as in case the stream or body of water lies wholly within this State.

Sec. 5. Any one who violates any of the terms of this Act shall be deemed guilty of a misdemeanor and shall be punished by fine not exceeding One Hundred Dollars (\$100) or by imprisonment not exceeding ninety days, or by both fine and imprisonment.

Sec. 6. The term "State Road No. (3) Three" used in this Act is defined and shall be construed to mean that State road extending from the Georgia State Line, at a point on the St. Mary's River known as Wild's Landing, to

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Orlando, Florida, via Yulee, Jacksonville, Orange Park, Green Cove Springs, Palatka, East Palatka, Crescent City, DeLand and Sanford, heretofore declared, designated and established as a State road by the State Road Department.

Sec. 7. All laws and parts of laws in conflict herewith be and are hereby repealed.

Sec. 8. This Act shall become effective immediately upon its becoming a law,

Approved May 23, 1923.

CHAPTER 9311—(No. 193).

AN ACT Declaring, Designating and Establishing a System of State Roads, Providing for the Location Thereof, and Providing that Such Roads When Located and Constructed Shall Become and be the Property of the State.

Be It Enacted by the Legislature of the State of Florida:

Section 1. That the following named and numbered roads be and are hereby declared, designated and established as State Roads:

State roads designated.

Road No. 1. Extending from the Alabama State Line at Nunez Ferry and from Flomaton to Jacksonville, passing through Pensacola, Milton, Crestview, DeFuniak Springs, Bonifay, Chipley, Marianna, Cypress, Chattahoochee, Quincy, Havana, Tallahassee, Monticello, Greenville, Madison, Live Oak, Lake City, Sanderson, Macclenny and Baldwin.

Road No. 2. Extending from the Georgia State Line north of Jennings to Fort Myers, via Jasper, White Springs, Lake City, High Springs, Gainesville, Ocala, Leesburg, Lisbon, Grand Island, Eustis, Mt. Dora, Plymouth, Orlando, Kissimmee, Haines City, Bartow, Arcadia and Olga Bridge, also from Leesburg to Lakeland via Mascotte, Groveland, Buck Hill, Polk City to Lakeland.

Road No. 3. Extending from the Georgia State Line at a point on the St. Mary's River known as Wild's Landing to Orlando, via Jacksonville, Orange Park, Green Cove Springs, Palatka, East Palatka, Crescent City, DeLand and Sanford.

Local laws not affected.

Penalty.

Definition.

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Road No. 4. Extending from the Georgia State Line south of Folkston to Miami, via Hilliard, Callahan, Jacksonville, St. Augustine, Bunnell, Daytona, Titusville, Fort Pierce, West Palm Beach and Fort Lauderdale.

Road No. 5. Extending from High Springs to Fort Myers, via Newberry, Archer, Williston, Dunnellon, Inverness, Brooksville, Lutz, Tampa, Riverview, Bradentown, Sarasota, Venice and Punto Gorda.

Road No. 6. Extending from the Alabama State Line South of Dothan to Apalachicola, via Campbellton, Marianna, Altha, Blountstown, Scotts Ferry, Wewahatchka and Port St. Joe.

Road No. 8. Extending from Haines City to Fort Pierce via Lake Wales, Frostproof, Avon Park, Sebring, Lake Annie and Okeechobee City.

Road No. 9. Extending from the Georgia State Line South of Quitman, via Madison to a point on Road No. 19, near Shady Grove.

Road No. 10. Extending from the Georgia State Line near Beechton to East Point, via Tallahassee, Crawfordsville, Blockers Ferry and Carrabelle.

Road No. 11. Extending from Monticello to the Georgia State Line toward Thomasville.

Road No. 12. Extending from Bristol to the Georgia State Line via Telogia, Hosford and Quincy toward Bainbridge.

Road No. 13. Extending from Baldwin to Cedar Key, via Starke and Gainesville and Bronson.

Road No. 14. Extending from Gainesville, via Paltaka, to intersection of Road No. 4 near Hastings.

Road No. 15. Extending from a point on Road No. 5 at Brooksville to St. Petersburg, via Aripeka, Hudson, New Port, Richey, Tarpon Springs, Clearwater and St. Petersburg.

Road No. 16. Extending from Ocala to Road No. 5 via Dunnellon thence to Holder, Crystal River, Homosassa and Aripeka.

Road No. 17. Extending from Haines City to Clearwater, via Lakeland, Plant City, Tampa and Oldsmar.

Road No. 18. Extending from Sarasota to Lake Annie via Verna and Arcadia.

Road No. 19. Extending from State Road No. 1, East of Tallahassee to Williston, via Perry, Cross City and Bronson.

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Road No. 20. Extending from Cottdale to Panama City, via Round Lake.

Road No. 21. Extending from Daytona to DeLand.

Road No. 22. Extending from Orlando to Indian River City, via Ft. Christmas, also from Orlando to Crystal River via Winter Garden, Clearmont, Mascotte, Groveland, Bushnell and Inverness.

Road No. 23. Extending from Belleview to Plant City, via Bushnell and Dade City.

Road No. 24. Extending from Kissimmee to Melbourne, via St. Cloud.

Road No. 25. Extending from Olga Bridge to West Palm Beach.

Road No. 26. Extending from a point on Road No. 8, East of Lake Annie, to Road No. 25, via Moore Haven.

Road No. 27. Extending from Fort Myers to Miami.

Road No. 28. Commencing at Lake City, thence to Lulu via Lake Butler to Starke.

Road No. 29. Extending from Perry to Branford via Mayo.

Road No. 30. Also from Frostproof to Vero, via Loko-see and Fort Drum.

Road No. 31. Road from Ocala to Waldo via Citra, Island Grove and Hawthorne.

Road No. 32. From Bradentown to Avon Park by way Parrish, Fort Green and Wauchula.

Road No. 33. Extending from the Alabama State Line South of Florala via Laurel Hill to a point on Road No. 1 at or near Crestview.

Road No. 34. Extending from Brooksville to Dade City via Spring Lake and Blanton.

Road No. 35. Extending from the Georgia Line through Greenville to a point on Road No. 19.

Road No. 36. Extending from Leesburg to Inverness via Wildwood and Rutland.

Road No. 37. Extending from the Alabama State Line at Dixonville via Allentown, to State Road No. 1 at Milton.

Road No. 38. Extending from Road No. 2 at Weirsdale, east to Umatilla in Lake County by way of Stark's Ferry.

Provided, that the roads designated as Roads numbered from 1 to 5 inclusive and Roads No. 8 and 19, said Road No. 19 to be built after Roads No. 1, 2, 3, 4, 5 and 8 are completed, shall be first completed before any new contracts are made for work on any of the other roads herein

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provided for, but this proviso shall not be construed to interfere in any way with any contracts already made with any county for construction of any part of any road or roads herein designated nor with the construction or maintenance of such other roads as have heretofore been designated and approved by the National Secretary of Agriculture as included in the State and Federal Seven Per Cent Highway System as follows:

- Road No. 6. Alabama Line to Marianna.
- Road No. 7. Pensacola to Alabama Line at Flomaton, 44 miles.
- Road No. 10. Tallahassee to Georgia Line 18 miles.
- Road No. 13. Baldwin to Gainesville, via Starke, 47 miles.
- Road No. 14. Gainesville to Hastings, via Palatka.
- Road No. 16. Ocala to Road No. 5, 30 miles.
- Road No. 17. Haines City to Tampa, 57 miles.
- Road No. 21. Daytona to DeLand, 22 miles.
- Road No. 24. Kissimmee to Melbourne, 53 miles.

Also forty-five miles to be designated by the State Road Department and Federal Government as part of the Federal Seven Per Cent System.

Sec. 2. That the above named and numbered roads shall be and constitute the System of State Roads of this State, and when located and constructed by the State Road Department shall become and be the property of the State.

Sec. 3. That the State Road Department is hereby vested with authority to determine and fix the lines and locations of such roads between the cities and places thereon named in Section one of this Act. All the laws and parts of laws applying to and effecting State Roads, designated and established by the State Road Department, shall apply to and affect the roads herein named and established as State Roads, and the State Road Department shall have all the power and authority with respect to the roads herein named and declared as it had at the time of the passage of this Act, with respect to State Roads designated and established by said Department. Provided, that said Department shall not hereafter have the power to designate and establish State Roads.

Sec. 4. All laws and parts of laws in conflict herewith be, and the same are, hereby repealed.

Sec. 5. This Act shall take effect immediately upon its becoming a law.

Approved June 8, 1923.

CHAPTER 9312—(No. 194).

AN ACT Relating to the State Road Department Imposing Certain Duties Upon Said Department and Conferring Certain Powers Upon the Same.

Be It Enacted by the Legislature of the State of Florida:

Section 1. The State Road Department shall at a meeting to be held in January of each year make an estimate of its resources for the ensuing year which are available for the construction and maintenance of roads and shall at such meeting make up a budget of maintenance and construction work to be done during the ensuing year; such budget of work being so planned as to exhaust the estimated resources of the Department for the year, with the exception of ten per cent. of the estimated cash resources which shall be held in reserve for the purpose of doing emergency work not included in the budget which it may be found to be necessary to be done during the year, in order to prevent the stoppage of travel over any road over which the Department has taken jurisdiction and control.

The budget of work made up as aforesaid shall be published once in one of the newspapers of the State of general circulation published in each of the following cities: Jacksonville, Pensacola, Tampa, Orlando and Miami, together with a notice of the time and place of the public meeting for considering such budget of work hereinafter provided for.

Two copies of said budget of work, together with notice of the public hearing above referred to, shall be furnished to each Clerk of the Circuit Courts of the State, and said Clerks shall post one copy of said budget of work and notice of hearing at the front door of the Court House, and shall retain in his office one copy of said budget and notice, which shall be, during his regular office hours, open to the inspection of the public.

The Department shall appoint a time and place for the public hearing as to said budget of work, at which time it shall hear all complaints and suggestions offered by the public as to any changes desired in such budget; such time of hearing shall not be less than fifteen days and not more than sixty days after the meeting held in January of each year as hereinbefore provided.

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Upon completion of such hearing, the Department shall decide upon and make up a final budget of work for the ensuing year, and no construction or maintenance work shall be undertaken by the Department other than that set forth in such budget of work until such a budget has been completed. Provided, however, the Department may, during the year, do emergency work necessary to prevent stoppage of travel over any State road under its jurisdiction and control, not exceeding in cost the amount set aside for an emergency fund as above provided. At the end of the construction year any part of the emergency fund not theretofore expended shall be estimated in the general funds and resources of the Department in making up the new budget of work.

Sec. 2. The State Road Department is hereby vested with power of eminent domain and shall have the power to condemn all necessary lands and property for the purpose of securing rights of way for State roads; and also shall have the power to condemn any material and property necessary and useful for road building purposes.

Such condemnation proceedings shall be maintained by and in the name of the State Road Department of Florida, and the procedure shall be that prescribed and set forth in Sections 1505 et seq Chapter (II) Two, Title (IX) Nine, Division (I) One, of the Revised General Statutes of Florida, prescribing the procedure for condemnation by counties and the same rights and powers shall accrue to the Department under such procedure defined and set forth as accruing to the counties in said Sections 1505 et seq.

Sec. 3. It shall be the duty of the State Road Department to maintain the State roads and to protect and preserve the same from trespass and injury and to prevent such use of and traffic on said roads as is or will be liable to injure or destroy the same, and is or will liable to endanger the comfort and safety of public travel on said roads. It shall be the duty of said Department to make and maintain said roads safe for the use of sober, law-abiding citizens who desire to travel over the same.

Any person, firm or corporation shall be civilly liable to the Department for the actual damage to the highway by reason of his or its wrongful act, which damage may be recovered by suit, and when collected shall be paid into the State Treasury to the credit of the State Road Tax Fund.

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Suits.

Attorney.

Copy of
laws.

Definitions.

Sec. 4. Suits at law and in equity may be maintained by and against the State Road Department on any claim arising under contract for work done. Provided, no suit sounding in tort shall be maintained against the Department.

Sec. 5. The Department is hereby authorized to employ an Attorney to advise and assist in the prosecution of its work, the compensation to be fixed by the Department.

Sec. 6. The Secretary of State shall furnish to the State Road Department, without charge, a copy of the laws of the State in like manner as said laws are furnished to other State officials under laws heretofore enacted.

Sec. 7. The term "state road" used in this Act is defined and shall be construed to mean such road or part of road which has been or may be established, declared and designated by the State Road Department or the Legislature as a State road and the location of the line and right of way of which has been surveyed and fixed upon by the Department or its duly authorized engineers and representatives.

The term "department" is defined and shall be construed to mean the State Road Department of Florida.

Sec. 8. All laws and parts of laws in conflict herewith be and are hereby repealed.

Sec. 9. If any section, sub-section, sentence, clause or phrase of this Act is, for any reason, held unconstitutional, such decision shall not affect the validity of the remaining portions of this Act.

Sec. 10. This Act shall become effective immediately upon its becoming a law.

Approved June 7, 1923.

CHAPTER 9313—(No. 195).

AN ACT to Amend Sections 1647, 1648, 1649, 1650, 1652, 1653 of the Revised General Statutes of Florida Relating to Special Road and Bridge Districts.

Be It Enacted by the Legislature of the State of Florida:

Section 1. That Section 1647 of the Revised General Statutes of Florida be and the same is hereby amended to read as follows:

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