

Total, forty-four votes.

The President pro tem. of the Senate declared that no person having received a majority of all the votes cast for United States Senator, there was no election to said office.

On motion of Mr. Sparks, of the Senate, the two houses separated, and the Senate returned to their chamber.

On motion of Mr. Jester the House took a recess until 2 o'clock.

Same Day— 2 o'clock P. M.

On motion of Mr. Benson, the bill, House Bill No. 123, entitled:

An act authorizing the Clerk of the Orphans Court of Kent County to make new indices to unsatisfied recognizances,

Was read a first time.

On motion of Mr. Davis, the bill, House Bill No. 124, entitled:

An act to establish the State Live Stock Sanitary Board of Delaware, and to provide for the control and suppression of dangerous, contagious or infectious diseases of domestic animals,

Was read a first time.

On motion of Mr. D. W. Ellis, the bill, House Bill No. 118, entitled:

An act changing the name of Lettie Green to that of Esther Green,

Was read a first time.

On motion of Mr. Stafford, the bill, House Bill No. 119, entitled:

An act a further supplement to the act entitled: "An Act

to incorporate the Young Men's Association for mutual improvements, of the City of Wilmington",

Was read a first time.

On motion of Mr. Stafford, the bill, House Bill No. 120, entitled:

An act for the protection of certain fish in the waters and streams of New Castle County, other than tidal waters,

Was read a first time.

On motion of Mr. Stafford, the bill, House Bill No. 121, entitled:

An act to establish the voting place of the Third Election District of the Tenth Representative District, in New Castle Hundred, New Castle County,

Was read a first time.

On motion of Mr. Wilson, the bill, House Bill No. 121, entitled:

An act to establish the voting place of the Third Election District in New Castle County, Delaware,

Was read a first time.

On motion of Mr. Messick, the bill, House Bill No. 122, entitled:

An act to amend an act entitled: "An Act concerning the establishment of the general system of Free Public Schools", approved May 12, 1898, being Chapter 67, Volume 21, Laws of Delaware, by fixing salary to be paid members of County School Commission,

Was read a first time.

On motion of Mr. Meredith, the House adjourned until 10.30 o'clock to-morrow.

February 10, 1905,—10.30 o'clock, A. M.

House met pursuant to adjournment.

Prayer by the Chaplain.

Roll called. Members present—Messrs. Abbott, Armstrong, Baggs, Bennum, Benson, Cooper, Davis, Eastburn, Ellis, D. W., Ellis, E. P., Garrison, Hanby, Hart, Jester, Lingo, Lyons, Mahoney, Meredith, W. S., Miller, Murray, McGinnis, Pennington, Prettyman, Sevier, Smith, Stafford, Stevenson, Townsend, Vandenburg, Wilson, Wright, Mr. Speaker.

Journal read and approved.

Mr. Goslee, Clerk of the Senate, being admitted, informed the House that the Senate had passed and requested the concurrence of the House in the following Senate bill:

Senate Bill No. 37, entitled:

An Act to amend Chapter 51, Volume 21, Laws of Delaware, entitled: "An Act in relation to the salary of the Governor", approved March 10, 1893, by increasing said salary,

And presented the same to the House.

Mr. Smith gave notice that on to-morrow or some future day he would ask leave to introduce a bill, entitled:

An act to amend Chapter 344, Volume 22, Laws of Delaware, entitled: "An Act to encourage the Education at Normal Schools of certain persons intending to teach in the Public Schools", approved March 26, 1893, providing that the County School Commissions may select pupils from any part of the State.

Mr. Stafford gave notice that on to-morrow or some future day he would ask leave to introduce a bill, entitled:

An act to amend an act, entitled: An Act to authorize

the Mayor and Council of Wilmington to borrow the sum of two hundred thousand dollars for the use of the Board of Water Commissioners of said City", passed at Dover, March 31st, 1903, being Chapter 401, of Volume 22, Laws of Delaware.

Mr. Stafford gave notice that on to-morrow or some future day he would ask leave to introduce a bill, entitled:

An act to authorize the Mayor and Council of Wilmington to borrow the sum of three hundred thousand dollars for the use of the Board of Water Commissioners of said City.

Mr. D. W. Ellis gave notice that on to-morrow or some future day he would ask leave to introduce a bill, entitled:

An act to amend Chapter 157, Volume 22, Laws of Delaware, being an act entitled, "An act authorizing a special tax to provide a special fund for the purchase of oyster shells for the county roads of the First Election District of the Third Representative District of Sussex County," as amended by Chapter 385, Volume 22, Laws of Delaware, being an act entitled, an act to amend Chapter 157, Volume 22, Laws of Delaware, entitled, "An act authorizing a special tax to provide a special fund for the purchase of oyster shells for the county roads of the First Election District of the Third Representative District of Sussex County, by decreasing the rate of taxation," by increasing the rate of taxation.

Mr. Benson gave notice that on to-morrow or some future day he would ask leave to introduce a bill, entitled:

An act to amend Chapter 281, Volume 19, Laws of Delaware, entitled, "An act to encourage horticulture," passed at Dover, May 14, 1891, by increasing the annual appropriation to be paid to the Peninsula Horticultural Society.

Mr. D. W. Ellis gave notice that on to-morrow or some future day he would ask leave to introduce a bill, entitled:

An act to amend Chapter 491, Volume 20, Laws of Delaware, being an act entitled, "An act authorizing a special tax to provide a special fund for the purchase of oyster shells for the county roads of Seaford Hundred," by increasing the rate of taxation.

Mr. Murray gave notice that on to-morrow or some future day he would ask leave to introduce a bill, entitled:

An act appropriating forty thousand dollars for the erection and equipment of a building at the Delaware State Hospital at Farnhurst for the use of colored patients.

Mr. Benson gave notice that on to-morrow or some future day he would ask leave to introduce a bill, entitled:

An act for the protection and preservation of squirrel and woodcock.

Mr. Cooper gave notice that on to-morrow or some future day he would ask leave to introduce a bill, entitled:

An act to further amend Chapter 188, of Volume 18, of the Laws of Delaware.

Mr. Murray gave notice that on to-morrow or some future day he would ask leave to introduce a bill, entitled:

An act making Saturdays ehroughout the year from and after the first day of June, A. D. 1905, half-holidays in Kent County for banking and trust company purposes.

Mr. W. S. Meredith gave notice that on to-morrow or some future day he would ask leave to introduce a bill, entitled:

An act to amend Chapter 140, Volume 18, Laws of Delaware, being an act entitled, an act to amend an act entitled, "An act in relation to Insurance Companies," by requiring the companies and not the agents to pay the license fee required.

Mr. Baggs gave notice that on to-morrow or some future day he would ask leave to introduce a bill, entitled:

An act to amend Section 5, Chapter 27, Volume 19, Laws of Delaware, entitled, "An act in relation to the Levy Court of Kent County," passed May 14, 1891, by increasing the salary of the County Treasurer.

Mr. Vandenburg gave notice that on to-morrow or some future day he would ask leave to introduce a bill, entitled:

An act to amend an act entitled, "An act to incorporate the town of Bridgeville," being Chapter 126, Volume 14, Laws of Delaware, as amended by an act entitled, "An act to amend Section 5, Chapter 126, Volume 14, Laws of Delaware," being Chapter 156, Volume 18, Laws of Delaware, and as further amended by Chapter 184, Volume 22, Laws of Delaware, by

authorizing and directing the Levy Court of Sussex County to pay the Town Commissioners of Bridgeville, the sum of five hundred dollars annually.

Mr. Baggs gave notice that on to-morrow or some future day he would ask leave to introduce a bill, entitled :

An act to Amend Chapter 10, of the Revised Code, relating to Assessors, by striking out all of Section 5 thereof, which prescribes the rule to be observed by Assessors in making assessments.

Mr. Davis gave notice that on to-morrow or some future day he would ask leave to introduce a bill, entitled :

An act to amend Chapter 364, Volume 22, Laws of Delaware, entitled, "An act to regulate the practice of veterinary medicine and surgery in the State of Delaware," in order to exempt from certain requirements therein persons who held unexpired licenses from this State to practice said profession at the time said act became a law.

Mr. Goslee, Clerk of the Senate, being admitted, informed the House that the Senate had passed and requested the concurrence of the House in the following joint resolution :

Senate Joint Resolution, No. 7, entitled :

Joint resolution relating to the boundary controversy between the States of New Jersey and Delaware,

And presented the same to the House.

Mr. Goslee, Clerk of the Senate, being admitted, informed the House that the Senate had concurred in the following House bill :

House Bill No. 32, entitled :

An act authorizing the Governor to appoint a Justice of the Peace for North Murderkill Hundred, Seventh Representative District, in the town of Wyoming,

And returned the same to the House.

REPORT OF THE STATE LIBRARY COMMISSION.

To the General Assembly of the State of Delaware:

The State Library Commission organized under an act passed by the Legislature and approved by the Governor, March 9, 1901, is required to make report to the General Assembly at each bi-ennial session of its doings, and to present any recommendations it may deem advisable.

The Commission, after two years experience under the original act, aided in its efforts to create sufficient interest in the municipalities to which the act applied, by the generosity of many of our best citizens who contributed liberally to its support; concluded that the purpose for which it was created—"the establishment of Free Public Libraries," would be best promoted if the act should be amended and made to apply to School Districts of the State, instead of "incorporated cities and towns"—application was, therefore, made to the General Assembly at its last session and the act was so amended, passed and approved March 31, 1903.

The amended act provides that any School District in the State may establish a Free Public Library if a majority of the electors of the district vote in favor of it; and for the purpose of this act all the School Districts are classified according to the sums which their several Boards of Education or School Commissioners are authorized to raise by taxation for school expenses.

Other provisions of the act in reference to the establishment of "Free Public Libraries in the School Districts," will be found in Volume 22, Chapter 362, Laws of Delaware, and also in the Revised Hand Book of the State Library Commission, compiled by Miss Florence Bayard Kane in 1904.

Miss Kane has been employed by the Commission during a part of the first two years, and from her knowledge and training in library work proved to be very efficient in conducting its affairs involving a great deal of correspondence, the compilation of the Hand Book, and visiting many of the towns when called upon to give information in regard to the establishment of Town Libraries and in preparing and sending out Traveling Libraries.

At the last session of the Legislature the State Library Commission applied for an appropriation to aid in enlarging

and continuing the work under the amended act before referred to. Offers had been made to turn over to the Commission the Traveling Libraries owned by the New Century Clubs of Dover and Wilmington.

The Commission had already received by gift or otherwise twelve cases each containing about fifty books, which with six cases from the Dover New Century Club, thirteen cases from the Wilmington New Century Club, of which ten have been received, and the fourteen cases purchased by the Commission during 1903-'04, make a total of forty-two Traveling Libraries sent out to applicants in all parts of the State. The circulation of these libraries especially their use in the Public Schools will be the means of promoting the cause of education and intelligence, as well as the morality of the boys and girls who value the privilege thus afforded of being supplied with good books gratuitously.

The Commission has in the last year issued a revised edition of the Hand Book made applicable to the establishment of Free Libraries in School Districts in conformity with the amended act.

The Commission found it necessary to employ a Librarian whose principal duties are to take charge of the Traveling Libraries, to see that the books are properly selected and renewed when required, to place the Libraries in good hands and have them promptly returned and to encourage by correspondence every movement looking to the establishment of "Free Public Libraries." Miss Ida Culbreth is in charge of this work and devotes much of her time to it, for which she is paid a small salary.

There are now two Free Public Libraries organized under the act; one at Dover, and the other at Odessa. They receive the aid to which they are entitled from the School Districts and have also received from the State Treasurer the sum prescribed by the Sixteenth Section of the "Act for the establishment and maintenance of Free Public Libraries" of the class to which they belong.

Respectfully submitted,

M. HAYES,
Chairman.

January 31, 1905.

On motion of Mr. Benson, the report was accepted and ordered spread on the minutes.

Mr. Goslee, Clerk of the Senate, being admitted, informed the House that the Senate had passed and requested the concurrence of the House in the following joint resolution:

Senate Joint Resolution No. 5, entitled:

Resolution permitting former Assistant Quartermaster-General Armor D. Chaytor to retain his sword,

And presented the same to the House.

Mr. Abbott, from the Committee on Municipal Corporation, reported back with favorable recommendation the bill, (Senate Bill No. 27), entitled:

An act to reincorporate the town of Wyoming.

On motion of Mr. Murray, the bill just reported was taken up for consideration, and on his further motion, was read a third time, by paragraphs, in order to pass the House.

On the question, "Shall the bill pass the House?"

The yeas and nays were ordered, which being taken, were as follows:

Yeas—Messrs. Abbott, Armstrong, Baggs, Bennum, Benson, Cooper, Davis, Eastburn, Ellis, D. W., Ellis, E. P., Garrison, Hanby, Hart, Jester, Lingo, Lyons, Mahoney, Meredith, W. S., Miller, Murray, McGinnis, Pennington, Prettyman, Sevier, Smith, Stafford, Stevenson, Townsend, Vandenburg, Wilson, Wright, Mr. Speaker—32.

Nays—None.

So the question was decided in the affirmative, and the bill having received the required constitutional majority,

Passed the House.

Ordered to the Senate for concurrence.

Mr. Baggs, from the Committee on Judiciary, reported back with favorable recommendation the bill, (House Bill No. 35), entitled:

An act regulating the fees in cases coming under the jurisdiction of the Justices of the Peace.

On motion of Mr. Stafford, the bill just reported was taken up for consideration, and on his further motion, was read a third time, by paragraphs, in order to pass the House.

On the question, "Shall the bill pass the House?"

The yeas and nays were ordered, which being taken, were as follows:

Yeas—Messrs. Abbott, Armstrong, Baggs, Bennum, Benson, Cooper, Davis, Eastburn, Ellis, D. W., Ellis, E. P., Garrison, Hanby, Hart, Jester, Lingo, Lyons, Mahoney, Meredith, W. S., Miller, Murray, McGinnis, Pennington, Prettyman, Sevier, Smith, Stafford, Townsend, Vandenburg, Wilson, Wright, Mr. Speaker—32.

Nays—None.

So the question was decided in the affirmative, and the bill having received the required constitutional majority,

Passed the House.

Ordered to the Senate for concurrence.

Mr. Benson presented a joint Resolution.

Senate Joint Resolution, No. 7, entitled:

Joint resolution relating to the boundary controversy between the States of New Jersey and Delaware,

Which on his motion, was read.

Mr. Benson moved that the joint resolution be adopted.

On the question, "Shall the joint resolution be adopted:

The yeas and nays were ordered, which being taken, were as follows:

Yeas—Messrs. Abbott, Armstrong, Baggs, Benson, Cooper, Davis, Eastburn, Ellis, D. W., Ellis, E. P., Garrison, Hanby, Hart, Lingo, Lyons, Meredith, W. S., Miller, Murray, McGinnis, Pennington, Prettyman, Sevier, Smith, Stafford, Stevenson, Townsend, Vandenburg, Wilson, Wright, Mr. Speaker—29.

Nays—None.

So the question was decided in the affirmative, and the joint resolution having received the required constitutional majority,

Was declared

Adopted.

Ordered that the Senate be informed thereof and the joint resolution returned to that body.

Mr. McGinnis, from the Committee on Miscellaneous, reported back with favorable recommendation the bill, (House Bill No. 57), entitled:

An act to provide for an additional Constable in New Castle County.

On motion of Mr. Miller the bill just reported was taken up for consideration, and on his further motion, was read a third time, by paragraphs, in order to pass the House.

On the question, "Shall the bill pass the House?"

The yeas and nays were ordered, which being taken, were as follows:

Yeas—Messrs. Abbott, Armstrong, Baggs, Bennum, Benson, Cooper, Davis, Eastburn, Ellis, E. P., Garrison, Hanby, Hart, Mahoney, Meredith, W. S., Miller, McGinnis, Pennington, Prettyman, Sevier, Smith, Stevenson, Townsend, Mr. Speaker—23.

Nays—Messrs. Jester, Lingo, Lyons, Stafford, Vandenburg, Wilson—6.

So the question was decided in the affirmative, and the bill having received the required constitutional majority,

Passed the House.

Ordered to the Senate for concurrence.

Mr. Bennum, from the Committee on Appropriations, reported back with favorable recommendation the bill, (Senate Bill No. 5), entitled:

An act authorizing and directing the Levy Court of Sussex County, to appropriate money for improving the County Road from Millsboro to Wine Corner.

On motion of Mr. Bennum the bill just reported was taken up for consideration, and on his further motion, was read a third time, by paragraphs, in order to pass the House.

On the question, "Shall the bill pass the House?"

The yeas and nays were ordered, which being taken, were as follows:

Yeas—Messrs. Abbott, Armstrong, Baggs, Bennum, Benson, Davis, Eastburn, Ellis, D. W., Garrison, Hanby, Hart, Jester, Lingo, Lyons, Mahoney, Meredith, W. S., Miller, Murray, McGinnis, Pennington, Sevier, Smith, Stafford, Stevenson, Townsend, Vandenburg, Wilson, Mr. Speaker—28.

Nays—Messrs. Ellis, E. P., Prettyman—2.

So the question was decided in the affirmative, and the bill having received the required constitutional majority,

Passed the House.

Ordered that the Senate be informed thereof and the bill returned to that body.

Mr. McGinnis, from the Committee on Miscellaneous, reported back with favorable recommendation the bill, (House Bill No. 77), entitled:

An act to change the name of Percy Rockwell Haley to Percy Rockwell Killen.

On motion of Mr. Prettyman the bill just reported was taken up for consideration, and on his further motion, was read a third time, by paragraphs, in order to pass the House.

On the question, "Shall the bill pass the House?"

The yeas and nays were ordered, which being taken, were as follows:

Yeas—Messrs. Abbott, Armstrong, Baggs, Bennum, Benson, Cooper, Davis, Eastburn, Ellis, D. W., Ellis, E. P., Garrison, Hanby, Hart, Jester, Lingo, Lyons, Mahoney, Miller, Murray, McGinnis, Pennington, Prettyman, Sevier, Smith, Stafford, Stevenson, Townsend, Wilson, Mr. Speaker—29.

Nays—None.

So the question was decided in the affirmative, and the bill having received the required constitutional majority,

Passed the House.

Ordered to the Senate for concurrence.

JOINT SESSION.

The hour of 12 o'clock having arrived, the President pro tempore, members, Clerks and Sergeant-at-Arms, of the Senate, being announced, were admitted.

The President pro tempore directed the Clerks to call the rolls of the respective Houses.

On motion of Mr. Moore, the reading of the minutes were dispensed with,

Mr. Monaghan moved that we now vote for United States Senator for the term of six years, beginning March 14, 1905,

Which motion

Prevailed.

The Clerks were directed to call the rolls of the respective Houses, and the members, as their names were called, responded by viva voce as follows, viz:

Mr. Barnard, of the Senate, voted for John Edward Addicks.

Mr. Boyce, of the Senate, voted for Willard Saulsbury.

Mr. Houston, of the Senate, voted for John Edward Addicks.

Mr. Jefferson, of the Senate, voted for Willard Saulsbury.

Mr. Latta, of the Senate, voted for Willard Saulsbury.

Mr. Lingo, of the Senate, voted for John Edward Addicks.

Mr. Mendinhal, of the Senate, voted for Henry A. DuPont.

Mr. Monaghan, of the Senate, voted for Willard Saulsbury.

Mr. D. O. Moore, of the Senate, voted for John Edward Addicks.

Mr. T. C. Moore, of the Senate, voted for John Edward Addicks.

Mr. Pennewill, of the Senate, voted for John Edward Addicks.

Mr. Rose, of the Senate, voted for Willard Saulsbury.

Mr. Reed, of the Senate, voted for Willard Saulsbury.

Mr. Smith, of the Senate, voted for Willard Saulsbury.

Mr. Sparks, of the Senate, voted for Henry A. DuPont.

Mr. Stirling, of the Senate, voted for Henry A. DuPont.

Mr. Speaker pro tempore, of the Senate, voted for John Edward Addicks.

Mr. Abbott, of the House, voted for John Edward Addicks.

Mr. Armstrong, of the House, voted for Henry A. DuPont.

Mr. Baggs, of the House, voted for John Edward Addicks.

Mr. Bennum, of the House, voted for John Edward Addicks.

Mr. Benson, of the House, voted for John Edward Addicks.

Mr. Cooper, of the House, voted for Willard Saulsbury.

Mr. Davis, of the House, voted for John Edward Addicks.

Mr. Eastburn, of the House, voted for Henry A. DuPont.

Mr. D. W. Ellis, of the House, voted for Willard Saulsbury.

Mr. E. P. Ellis, of the House, voted for Willard Saulsbury.

Mr. Garrison, of the House, voted for John Edward Addicks.

Mr. Hanby, of the House, voted for Willard Saulsbury.

Mr. Hart, of the House, voted for Willard Saulsbury.

Mr. Jester, of the House, voted for Henry A. DuPont.

Mr. Lingo, of the House, voted for John Edward Addicks.

Mr. Lyons, of the House, voted for John Edward Addicks.

Mr. Mahoney, of the House, voted for Willard Saulsbury.

Mr. Marshall, of the House, voted for John Edward Addicks.

Mr. W. S. Meredith, of the House, voted for Willard Saulsbury.

Mr. J. G. Meredith, of the House, voted for Willard Saulsbury.

Mr. Messick, of the House, voted for John Edward Addicks.

Mr. Miller, of the House, voted for Henry A. DuPont.

Mr. Murray, of the House, voted for John Edward Addicks.

Mr. McGinnis, of the House, voted for John Edward Addicks.

Mr. Pennington, of the House, voted for Willard Saulsbury.

Mr. Prettyman, of the House, voted for Willard Saulsbury.

Mr. Sevier, of the House, voted for Willard Saulsbury.

Mr. Smith, of the House, voted for Willard Saulsbury.

Mr. Stafford, of the House, voted for Henry A. DuPont.

Mr. Stevenson, of the House, voted for John Edward Addicks.

Mr. Townsend, of the House, voted for John Edward Addicks.

Mr. Vandenburg, of the House, voted for John Edward Addicks.

Mr. Wilson, of the House, voted for Henry A. DuPont.

Mr. Wright, of the House, voted for Henry A. DuPont.

Mr. Speaker, of the House, voted for John Edward Addicks.

The vote as above ascertained having been announced, as follows:

For John Edward Addicks, twenty-three votes.

For Willard Saulsbury, twenty-one votes.

For Henry A. DuPont, eight votes.

Total, fifty-two votes.

The President pro tem. of the Senate declared that no person having received a majority of all the votes cast for United State Senator, there was no election to said office.

Mr. Mendenhall moved that the two Houses go into a Committee of the Whole,

Which motion Prevailed.

Mr. Sparks moved that Mr. Denney be made Chairman,

Which motion Prevailed.

Mr. Ward was given the floor to explain a resolution in respect to the dispute about the boundary line between Delaware and New Jersey.

Mr. Sparks' motion to give Mr. Ward a vote of thanks for the clear explanation of the resolution,

Which motion Prevailed.

Mr. Smith moved that we now arise,

Which motion Prevailed.

On motion of Mr. Sparks, of the Senate, the two Houses separated, and the Senate returned to their chamber.

On motion of Mr. Jester, the House took a recess until 2 o'clock P. M.

Same Day—2 o'clock P. M.

House met expiration of recess.

Roll called. Members present—Messrs. Abbott, Armstrong, Baggs, Bennum, Benson, Cooper, Davis, Eastburn, Ellis, D. W., Ellis, E. P., Garrison, Hanby, Hart, Jester, Lingo, Lyons, Meredith, W. S., Meredith, J. G., Messick, Miller, Murray, McGinnis, Pennington, Prettyman, Sevier, Smith, Stafford,

Stevenson, Townsend, Vandenburg, Wilson, Wright, Mr. Speaker.

Messrs. Marshall and Mahoney, absent.

Mr. Jester moved that the reports of the Grand Juries be placed on the minutes,

Which motion

Prevailed.

Mr. Meredith's motion to take up Senate Bill No. 5, on Tuesday at 11 o'clock, as special order of business,

Was Lost.

REPORT OF THE GRAND JURY OF KENT COUNTY.

October Term, A. D. 1903.

To the Honorable Judges of the Court of General Sessions of Kent County, State of Delaware:

The Grand Jury in and for Kent County, for the year 1903, beg leave to present the following report:

At the April term we were in session three days, and acted on twenty-seven bills, of which nineteen were found true bills, and ignored eight.

At the October term we were in session five days and acted upon thirty-eight bills, of which thirty-one were found true bills, and ignored seven.

We visited the County Jail, and under the supervision of Sheriff Melvin found it in a good sanitary condition, and the premises clean and well cared for.

The Grand Jury respectfully recommends some means to give employment to the prisoners instead of having them in idleness, and as a burden upon the taxpayers of the County.

We visited the County Almshouse and found it under the efficient supervision of Overseer Aron, in an excellent sanitary and cleanly condition; the inmates were apparently content, and the people of the County should be proud of such an institution that cares for the aged and invalids who are unable to sustain themselves.

ROBERT JNO. BESWICK,
Foreman.

C. M. HOCH,
Secretary.

SPECIAL REPORT OF THE GRAND JURY OF KENT COUNTY.

April Term, A. D. 1904.

To the Honorable, the Court of General Sessions of the State of Delaware, in and for Kent County:

In view of the fact that a certain daily newspaper just prior to and since the meeting of this Court, have published and circulated throughout this County and State certain garbled articles reflecting upon the condition and management of the jail of Kent County, and thereby attempting to bring into disrepute the fair name of our County and State, and have likewise attempted to bring reproach upon Riley Melvin, Sheriff, the present keeper of the said jail.

And in view of the fact that these published articles have and are calculated to create a state of dissatisfaction and unrest among the citizens of the County and State, and at the earnest solicitation of Riley Melvin, Sheriff of Kent County and keeper of said jail, we deemed it our duty to make a full, fair and impartial investigation at this term of Court into the management and condition of said jail, and have done so, and beg leave to report to your Honorable Court as follows:

First—We find the jail clean.

Second—We find the sanitary condition of the jail the best possible, taking into consideration the crowded condition thereof, and believe the present Sheriff has done and is doing all possible to keep the sanitary condition up to as high a standard as it is possible for him to do.

Third—We find that in the confinement of the prisoners the Sheriff has so distributed them as would tend to the best moral effect.

Fourth—We find that the food of the prisoners is up to the standard, wholesome, well cooked, and served to the best advantage possible.

Fifth—We find that the present keeper of the jail during his term, has employed as guards and turnkey, and all other officers connected therewith, only honorable, upright and capable persons.

Sixth—We find that spiritual welfare of the jail has not been neglected during the term of the present keeper, and were informed that during his term there have been but two Sundays but what religious services have been held, and that the prisoners have been compelled to attend.

Seventh—After full, fair and impartial investigation, we find, the newspaper articles circulated as aforesaid, unwarranted untrue and without foundation.

NICHOLAS R. JOHNSON,
Foreman.

WM. E. GODWIN,
Secretary.

REPORT OF THE GRAND JURY OF KENT COUNTY.

October Term, A. D. 1904.

To the Honorable Judges of the Court of General Sessions, in and for Kent County:

At the April Term we were in session four days and acted on thirty-seven bills, of which thirty were true bills and seven ignored.

At the October Term we were in session five days and acted on thirty-six bills, of which thirty-two were true bills and three ignored. One bill was withdrawn.

We visited the County Jail and under the supervision of Sheriff Riley Melvin, and found it in a good sanitary condition and the prisoners clean and well cared for.

The Grand Jury respectfully recommends some means to give employment to the prisoners instead of having them in idleness and a burden upon the tax payers of the County.

We noticed in our investigations a growing tendency among the rising generation of negroes to carry fire-arms and to use them recklessly, and we recommend some vigorous measures should be inaugurated to suppress it.

We visited the County Almshouse and found it under the supervision of Overseer Aron, in an excellent condition, and the inmates were apparently happy and content, and the people of the County should feel proud of such an institution that cares for

the aged and invalids who are unable to sustain themselves. We found that some repairs are urgently needed, and recommend that they be attended to, as buildings are being damaged by neglect to do so.

NICHOLAS R. JOHNSON,
Foreman.

WM. E. GODWIN,
Secretary.

Mr. Benson presented a joint résolution, No. 7, entitled:

Joint Resolution relating to the boundary controversy between the States of New Jersey and Delaware,

Which, on his motion, was read.

Mr. Benson moved that the joint resolution be adopted.

On the question, "Shall the joint resolution be adopted?"

The yeas and nays were ordered, which being taken, were as follows:

Yeas—Messrs. Abbott, Armstrong, Baggs, Benson, Cooper, Davis, Eastburn, Ellis, E. P., Garrison, Hanby, Lyons, Murray, McGinnis, Pennington, Prettyman, Smith, Stafford, Stevenson, Townsend, Vandenburg, Wilson, Mr. Speaker—22.

Nays—Messrs. Meredith, J. G., Miller—2.

So the question was decided in the affirmative, and the joint resolution having received the required constitutional majority,

Was declared

Adopted.

Ordered to the Senate for concurrence.

On motion of Mr. Benson, House Bill No. 109, entitled:

An act providing for a contingent fund for the State Treasurer,

Was read a second time, by its title, and referred to the Committee on Miscellaneous.

On motion of Mr. Wilson, House Bill No. 121, entitled:

An act to establish the voting place of the Third Election

District of the Fourth Representative District in New Castle County, Delaware,

Was read a second time, by its title, and referred to the Committee on Elections.

On motion of Mr. Stafford, House Bill No. 119, entitled :

An act a further supplement to the act entitled, An act to incorporate the Young Men's Association for mutual improvement of the city of Wilmington,

Was read a second time, by its title, and referred to the Committee on Miscellaneous.

On motion of Mr. Stafford, House Bill No. 120, entitled :

An act for the protection of certain fish in the waters and streams of New Castle County, other than tidal waters,

Was read a second time, by its title, and referred to the Committee on Fish, Oysters and Game.

On motion of Mr. Stafford, House Bill No. 117,

Was read a second time, by its title, and referred to the Committee on Private Corporations.

On motion of Mr. Benson, House Bill No. 105, entitled :

An act authorizing the State Treasurer to deposit to the credit of the School Commissioners of District No. 149, in Kent County, for the use of the district, certain money to which the said district is entitled under apportionment of School Dividends,

Was read a second time, by its title, and referred to the Committee on Education.

On motion of Mr. Vandenburg, Senate Bill No. 10, entitled :

An act designating the voting place in the First Election District of Representative District, No. 6, of Sussex County,

Was read a second time, by its title, and referred to the Committee on Education.

On motion of Mr. Wilson, House Bill No. 121, entitled :

An act to establish the voting place of the Third Election

District of the Tenth Representative District in New Castle County, Delaware,

Was read a second time, by its title, and referred to the Committee on Elections.

On motion of Mr. Jester, House Bill No. 102, entitled :

An act relating to the assessment of real estate in the city of Wilmington,

Was read a second time, by its title, and referred to the Committee on Revised Statutes.

On motion of Mr. McGinnis, House Bill No. 106, entitled :

An act a supplement to the act entitled, An act concerning the establishment of a general system of Free Public Schools, approved May 12, 1898, relating to the change of property of abandoned School Districts, and to the apportionment of the School Funds,

Was read a second time, by its title, and referred to the Committee on Education.

On motion of Mr. D. W. Ellis, House Bill No. 118, entitled :

An act changing the name of Lettee Green to that of Esther Green,

Was read a second time, by its title, and referred to the Committee on Miscellaneous.

On motion of Mr. Miller, House Bill No. 111, entitled :

An act to amend Section 19, of the Revised Code, in reference to certain duties of the collectors of the different hundreds in New Castle County,

Was read a second time, by its title, and referred to the Committee on Revised Statutes.

On motion of Mr. Benson, House Bill No. 114, entitled :

An act to provide for the punishment of any person who shall procure the use or service of any telephone company in this State upon any misrepresentation or false pretenses,

Was read a second time, by its title, and referred to the Committee on Crimes and Punishments.

On motion of Mr. Miller, House Bill No. 115, entitled:

An act a supplement to Chapter 225, Volume 18, Laws of Delaware, being an act to regulate the fees of Justices of the Peace, Constables and Sheriffs in certain cases,

Was read a second time, by its title, and referred to the Committee on Judiciary.

On motion of Mr. Davis, House Bill No. 124, entitled:

An act to establish the State Live Stock Sanitary Board of Delaware, and to provide for the control and suppression of dangerous, contagious or infectious diseases of domestic animals,

Was read a second time, by its title, and referred to the Committee on Miscellaneous.

On motion of Mr. Hanby, 500 copies was ordered printed.

On motion of Mr. Lingo, House Bill No. 126, entitled:

An act for the protection of oysters in Broadkill River or Sound,

Was read a second time, by its title, and referred to the Committee on Fish, Oysters and Game.

On motion of Mr. Jester, Senate Bill No. 34, entitled:

An act relating to the auditing of books and accounts of certain County officers of New Castle County,

Was read a second time, by its title, and referred to the Committee on Accounts.

On motion of Mr. Townsend, House Bill No. 125, entitled:

An act to amend Chapter 411, Volume 4, Laws of Delaware, entitled, an act to protect the people from the danger resulting from the use of petroleum, coal oils and burning fluids, by increasing the fire test by chemical analysis or otherwise,

Was read a second time, by its title, and referred to the Committee on Revised Statutes.

On motion of Mr. Benson, Senate Bill No. 27, entitled:

An act to reincorporate the town of Wyoming,

Was read a second time, by its title, and referred to the Committee on Municipal Corporations.

On motion of Mr. Benson, Senate Bill No. 26, entitled:

An act to amend Section 2, Chapter 642, Volume 18, Laws of Delaware, entitled, an act to reincorporate the town of Camden, passed at Dover, March 6, 1889, by increasing the amount of taxes which may be raised by the Town Commissioners,

Was read a second time, by its title, and referred to the Committee on Municipal Corporations.

On motion of Mr. Benson, the bill, House Bill No. 140, entitled:

An act to amend Chapter 281, Volume 19, Laws of Delaware, entitled: "An Act to encourage horticulture", passed at Dover, May, 14, 1891, by increasing the annual appropriation to be paid to the Peninsula Horticultural Society,

Was read a first time.

On motion of Mr. Benson, the bill, House Bill No. 141, entitled:

An act for the protection and preservation of squirrel and woodcock,

Was read a first time.

Mr. Cooper, in pursuance of previous notice, asked leave to introduce a bill, House Bill No. 139, entitled:

An act to amend and add to an act, entitled:; "An Act regulating the practice of medicine and surgery in this State,

Which, on his motion, was read.

And further on his motion, Rule 12 was suspended, and the bill was read a second time, by its title, and referred to the Committee on Miscellaneous.

Mr. Baggs, in pursuance of previous notice, asked leave to introduce a bill, House Bill No. 135, entitled:

An Act to amend Chapter 10, of the Revised Code, relating to assessor, by striking out all of Section 5 thereof, which

prescribes the rule to be observed by assessors in making assessments,

Which, on his motion, was read.

And further on his motion, Rule 12 was suspended, and the bill was read a second time, by its title, and referred to the Committee on Revised Statutes.

Mr. Baggs, in pursuance of previous notice, asked leave to introduce a bill, House Bill No. 136, entitled:

An act to amend Section 5, Chapter 27, Volume 19, Laws of Delaware, entitled: "An Act in relation to the Levy Court of Kent County", passed May 14, 1891, by increasing the salary of the County Treasurer,

Which, on his motion, was read.

And further on his motion, Rule 12 was suspended, and the bill was read a second time, by its title, and referred to the Committee on Revised Statutes.

Mr. Lyons, in pursuance of previous notice, asked leave to introduce a bill, House Bill No. 133, entitled:

An act making Saturday throughout the year, from and after the first day of June in the year nineteen hundred and five, holiday after one o'clock P. M., in the County of Sussex for Banking and Trust Company purposes,

Which, on his motion, was read.

And further on his motion, Rule 12 was suspended, and the bill was read a second time, by its title, and referred to the Committee on Miscellaneous.

Mr. Eastburn, in pursuance of previous notice, asked leave to introduce a bill, House Bill No. 134, entitled:

An act to amend "An Act concerning youthful convicts,"

Which, on his motion, was read.

And further on his motion, Rule 12 was suspended, and the bill was read a second time, by its title, and referred to the Committee on Crimes and Punishment.

Mr. F. W. Davis, in pursuance of previous notice, asked

leave to introduce a bill, House Bill No. 131, entitled:

An act to amend Chapter 364, Volume 22, Laws of Delaware, entitled: "An Act to regulate the practice of Veterinary Medicine and Surgery in the State of Delaware", in order to exempt from certain requirements therein persons who held unexpired licenses from this State to practice said profession at the time said act became a law,

Which, on his motion, was read.

And further on his motion, Rule 12 was suspended, and the bill was read a second time, by its title, and referred to the Committee on Miscellaneous.

Mr. Smith, in pursuance of previous notice, asked leave to introduce a bill, House Bill No. 132, entitled:

An act to amend Chapter 372, Volume 22, Laws of Delaware, being an act, entitled: "An Act for the protection of black bass, in the fresh water streams and the lakes or ponds within the jurisdiction of Delaware", by changing the time when black bass may be fished for or caught,

Which, on his motion, was read.

And further on his motion, Rule 12 was suspended, and the bill was read a second time, by its title, and referred to the Committee on Fish, Oysters and Game.

Mr. Eastburn, in pursuance of previous notice, asked leave to introduce a bill, House Bill No. 129, entitled:

An act proposing an amendment to the Constitution of the State of Delaware, by repealing Section 5, of Article 8, relating to the levying and collection of a capitation tax,

Which, on his motion, was read.

And further on his motion, Rule 12 was suspended, and the bill was read a second time, by its title, and referred to the Committee on Revenue and Taxation.

Mr. E. P. Ellis, in pursuance of previous notice, asked leave to introduce a bill, House Bill No. 130, entitled:

An act to further amend Chapter 67, Volume 21, Laws of Delaware being an act, entitled: "An Act concerning the

establishment of a General System of Free Schools", by striking out certain words, making certain the time for holding stated meetings of the school voters in incorporated cities and towns,

Which, on his motion, was read.

And further on his motion, Rule 12 was suspended, and the bill was read a second time, by its title, and referred to the Committee on Education.

Mr. Smith, in pursuance of previous notice, asked leave to introduce a bill, House Bill No. 127, entitled:

An act for the protection of terrapins in the rivers, bays, lakes and other bodies of water within the State of Delaware,

Which, on his motion, was read.

And further on his motion, Rule 12 was suspended, and the bill was read a second time, by its title, and referred to the Committee on Fish, Oysters and Game.

Mr. Lyons, in pursuance of previous notice, asked leave to introduce a bill, House Bill No. 128, entitled:

An act to amend Chapter 199, Volume 22, Laws of Delaware, entitled: "An Act to re-incorporate the Town of Lewes", and the amendments thereto, (said amendment being in Chapter 430 of Volume 22, Laws of Delaware), by enlarging the powers and duties of the assessor and board of commissioners of said town in relation to assessments of real estate and public or vacant lands,

Which, on his motion, was read.

And further on his motion, Rule 12 was suspended, and the bill was read a second time, by its title, and referred to the Committee on Municipal Corporations.

Mr. D. W. Ellis, in pursuance of previous notice, asked leave to introduce a bill, House Bill No. 138, entitled:

An act to amend Chapter 157, Volume 22, Laws of Delaware, being an act, entitled: "An Act authorizing a special tax to provide a special fund for purchase of oyster shells for the county roads of the first election district of Sussex county", as amended by Chapter 385, Volume 22, Laws of Delaware, being an act entitled: "An Act to amend Chapter 157, Volume 22,

Laws of Delaware, entitled: 'An Act authorizing a special tax to provide a special fund for the purchase of oyster shells for the county roads of the first election district of the Third Representative District of Sussex County, by decreasing the

Which, on his motion, was read.

Mr. D. W. Ellis, in pursuance of previous notice, asked leave to introduce a bill, House Bill No. 137, entitled:

An act to amend Chapter 491, Volume 20, Laws of Delaware of taxation,' " by increasing the rate of taxation,

ware, being an act, entitled: "An Act authorizing a special tax to provide a special fund for the purchase of oyster shells for the county roads of Seaford Hundred", by increasing the rate of taxation,

Which, on his motion, was read.

Mr. Benson, from the Committee on Private Corporations, reported back with favorable recommendation the bill, House Bill No. 43, entitled:

An act authorizing the Governor to appoint and commission persons special constables for persons and corporations owning or operating railway lines within this State.

On motion of Mr. Benson, the bill just reported was taken up for consideration, and on his further motion, was read a third time, by paragraphs, in order to pass the House.

On the question, "Shall the bill pass the House?"

The yeas and nays were ordered, which being taken, were as follows:

Yeas—Messrs. Abbott, Armstrong, Baggs, Bennum, Benson, Cooper, Davis, Eastburn, Ellis, D. W., Ellis, E. P., Garrison, Hanby, Hart, Jester, Lingo, Lyons, Mahoney, Marshall, Meredith, W. S., Meredith, J. G., Messick, Miller, Murray, McGinnis, Pennington, Prettyman, Sevier, Smith, Stafford, Stevenson, Townsend, Vandenburg, Wilson, Wright, Mr. Speaker—35.

Nays—None.

So the question was decided in the affirmative, and the bill

having received the required constitutional majority,

Passed the House.

Ordered to the Senate for concurrence.

Mr. McGinnis, from the Committee on Miscellaneous, reported back with favorable recommendation the bill, House Bill No. 48, entitled:

An act in relation to the admission of insane persons to the Delaware State Hospital at Farnhurst.

On motion of Mr. Wilson, the bill just reported was taken up for consideration, and on his further motion, was read a third time, by paragraphs, in order to pass the House.

On the question, "Shall the bill pass the House?"

The yeas and nays were ordered, which being taken, were as follows:

Yeas—Messrs. Armstrong, Baggs, Benson, Eastburn, Garrison, Miller, Murray, McGinnis, Stafford, Townsend, Wilson, Mr. Speaker—12.

Nays—Messrs. Cooper, Davis, Ellis, D. W., Ellis, E. P., Hanby, Hart, Lingo, Lyons, Meredith, W. S., Pennington, Prettyman, Sevier, Smith, Stevenson, Wright—15.

So the question was decided in the negative, and the bill not having received the required constitutional majority,

Was Lost.

Mr. Messick, from the Committee on Education, reported back with favorable recommendation the bill, House Bill No. 56, entitled:

An act to amend an act, entitled: "An Act to establish a board of education for the City of New Castle, and to incorporate the same, and for other purposes," passed at Dover, March 10, 1875.

On motion of Mr. Wilson, the bill just reported was taken up for consideration, and on his further motion, was read a third time, by paragraphs, in order to pass the House.

On the question, "Shall the bill pass the House?"

The yeas and nays were ordered, which being taken, were as follows :

Yeas—Messrs. Abbott, Armstrong, Baggs, Benson, Cooper, Davis, Eastburn, Ellis, D. W., Ellis, E. P., Garrison, Hanby, Hart, Lingo, Lyons, Meredith, W. S., Miller, Murray, McGinnis, Pennington, Prettyman, Sevier, Smith, Stevenson, Townsend, Vandenburg, Wilson, Wright, Mr. Speaker—28.

So the question was decided in the affirmative, and the bill having received the required constitutional majority,

Passed the House.

Ordered to the Senate for concurrence.

Mr. Messick, from the Committee on Education, reported back with favorable recommendation the bill, House Bill No. 62, entitled :

An act authorizing the State Treasurer to pay over to the School Commissioners of District No. 98, in Sussex County, for the use of the District certain moneys to which said District is entitled under the apportionment of School Dividends.

On motion of Mr. Prettyman, the bill just reported was taken up for consideration, and on his further motion, was read a third time, by paragraphs, in order to pass the House.

On the question, "Shall the bill pass the House?"

The yeas and nays were ordered, which being taken, were as follows :

Yeas—Messrs. Abbott, Armstrong, Baggs, Benson, Cooper, Davis, Eastburn, Ellis, D. W., Ellis, E. P., Garrison, Hanby, Hart, Lingo, Lyons, Meredith, W. S., Miller, Murray, McGinnis, Pennington, Prettyman, Sevier, Smith, Stafford, Stevenson, Townsend, Vandenburg, Wilson, Wright, Mr. Speaker—29.

Nays—None.

So the question was decided in the affirmative, and the bill having received the required constitutional majority,

Passed the House.

Ordered to the Senate for concurrence.

Mr. Vandenburg, from the Committee on Banking and Insurance, reported back with favorable recommendation the bill, House Bill No. 69, entitled :

An act authorizing the State Insurance Commissioners to receive and hold deposits of money or securities of corporations and associations, organizations under the Laws of Delaware, where under the laws any other States such association or corporations are required or authorized to please deposits with the proper officers of the State of Delaware.

On motion of Mr. Prettyman, the bill just reported was taken up for consideration, and on his further motion, was read a third time, by paragraphs, in order to pass the House.

On the question, "Shall the bill pass the House?"

The yeas and nays were ordered, which being taken, were as follows :

Yeas—Messrs. Abbott, Armstrong, Baggs, Benson, Cooper, Davis, Eastburn, Ellis, D. W., Ellis, E. P., Garrison, Hanby, Hart, Lingo, Lyons, Meredith, W. S., Miller, Murray, McGinnis, Pennington, Prettyman, Sevier, Smith, Stafford, Stevenson, Townsend, Vandenburg, Wilson, Wright, Mr. Speaker—29.

So the question was decided in the affirmative, and the bill having received the required constitutional majority,

Passed the House.

Ordered to the Senate for concurrence.

Mr. Marshall, on behalf of the Committee on Enrolled Bills, reported as duly and correctly enrolled and ready for the signature of the Speaker, Senate Bill No. 27, entitled :

An act to re-incorporate the Town of Wyoming.

Mr. Marshall, on behalf of the Committee on Enrolled Bills, reported as duly and correctly enrolled and ready for the signature of the Speaker, the following Senate bill :

Senate Bill No. 5, entitled :

An act authorizing and directing the Levy Court of Sussex County to appropriate money for improving the county road from Millsboro to Wine's Corner.

On motion of Mr. Wilson the following resolution was adopted:

Be it resolved, That all pairs for to-morrow's session be recorded with the Clerk before adjournment to-day, and any member so paired shall not note at the Joint Session to-morrow for United States Senator without the consent of the member with whom paired.

Paired for to-morrow.

Mr. Bennum paired with Mr. Mahoney.

Dr. Marshall paired with Mr. Sevier.

Mr. Hanby paired with Mr. Baggs.

Mr. Murray paired with Mr. Wright.

Mr. Prettyman paired with Mr. McGinnis.

Mr. Smith paired with Mr. Abbott.

Mr. Vandenburg paired with Mr. E. P. Ellis.

Mr. Townsend paired with Mr. Stevenson.

Mr Pennington paired with Mr. Garrison.

Mr. J. G. Meredith paired with Mr. Messick.

Mr. W. S. Meredith paired with Mr. Lyons.

Mr. Lingo paired with Mr. Hart.

Dr. Cooper paired with Mr. Davis.

Mr. Wilson paired with Mr. D. W. Ellis.

Mr. Miller paired with Mr. Armstrong.

Mr. Jester paired with Mr. Stafford.

The Following resolution was adopted:

That hereafter in the printing of the Calendar of Bills for third reading, in the column "Bill No.", shall be printed the number of the bill prefixed by the letters S. B. to designate Senate Bills and H. B. to designate House Bills, and under the column of, "Title of Bill", the title of the bill or gist thereof shall be printed.

Mr. Smith moved that the above be adopted,

Which motion

Prevailed.

House Resolution :

Resolved that the chairman of the various committees shall notify the members whose bills have been referred to their committees the time such committees meet to consider their bills..

Mr. Smith moved for its adoption,

Which motion

Prevailed.

House Resolution :

Resolved, That the chairman of the various standing committees shall, before the opening of each day's session, mark on the chart the time that the committees meet.

On motion of Mr. Smith the resolution was adopted.

Wilmington, Delaware, February 9th, 1905.

To the Honorable Speaker and Members of the House of Representatives of the State of Delaware.

Gentlemen :—

Enclosed herewith you will please find a copy of the resolutions unanimously adopted at the regular stated meeting of the Council held Thursday evening, February 9th, respectfully requesting your honorable body to withhold action upon any bills that may be presented for the consideration of your honorable body, which may effect the City of Wilmington until the Mayor and Council have been afforded an opportunity to be heard regarding the same. I have been instructed to respectfully urge your honorable body to carefully consider this matter as it is of very great importance that the Council should be aware of any additional measures that would tend to increase the amounts that the Council must provide for the several city departments.

Very respectfully,

JOHN J. MONAGHAN,

Clerk of Council.

Whereas, certain measures are being presented for the

action of the General Assembly which effect, very seriously, the City of Wilmington, without the Mayor and Council having had an opportunity to be heard relative to the same; therefore be it

Resolved, By the Mayor and Council of Wilmington, that the Honorable Members of the General Assembly be and they are hereby respectfully requested to defer or withhold action upon bills which may effect the City of Wilmington until the said Mayor and Council are afforded an opportunity to be heard relative to the same; and be it further

Resolved, That a copy of these resolutions be forwarded to each of the two houses of the General Assembly and that a communication urging favorable consideration of these resolutions accompany the same.

Francis J. McNulty,
James Kane,
William G. Taylor,
Jos. E. McCafferty,
George A. Willis,
James C. O'Neal,
D. W. Lynch,
F. Reilly,
B. L. Spence,
H. C. Simmons,
Michael F. Cannon,
J. W. McGovern,
C. M. Zebley,

On motion of Mr. Baggs, the resolution was laid on the table.

Mr. Goslee, Clerk of the Senate, being admitted, informed the House that the Senate had concurred in the following House Concurrent Resolution:

House Concurrent Resolution appointing a committee to investigate the condition of State House, with amendment by striking out all after the word "needed" in the sixth line of body of said resolution,

And returned the same to the House.

On motion of Mr. Abbott, the House adjourned until 10.30 o'clock to-morrow.

February 11, 1905,—10.30 o'clock, A. M.

House met pursuant to adjournment.

Roll called. Members presents—Messrs. Benson, Mr. Speaker.

Journal read and approved.

JOINT SESSION.

The hour of 12 o'clock, m., having arrived, the presiding officer, members, Clerks and Sergeant-at-arms of the Senate, being announced, were admitted.

Mr. Benson moved that the reading of the minutes and roll call be dispensed with,

Which motion

Prevailed.

Mr. Benson moved that we go into the election of United States Senator for the term of six years, beginning March 4, 1905,

Which motion

Prevailed.

Mr. Barnard, of the Senate, who presided over the session, ordered the roll call on the vote for Senator.

Mr. Barnard, of the Senate, voted for John Edward Addicks.

Mr. Denney, of the House, voted for John Edward Addicks.

Mr. Benson, of the House, voted for John Edward Addicks.

Mr. Addicks, received three votes.

The presiding officer declared that, no person having the required majority, there was no election.

Mr. Benson moved that the Houses separate,

Which motion

Prevailed.

As there was no quorum there was no business before the House.

On motion of Mr. Benson, the House adjourned until 10.30 o'clock Monday morning.

February 13, 1905, 10.30 o'clock, P. M.

House met pursuant to adjournment.

Prayer by the Chaplain.

Roll called. Members present—Messrs. Abbott, Armstrong, Baggs, Bennum, Cooper, Davis, Eastburn, Ellis, D. W., Ellis, E. P., Garrison, Hanby, Hart, Jester, Lingo, Lyons, Mahoney, Marshall, Meredith, W. S., Meredith, J. G., Messick, Miller, Murray, McGinnis, Pennington, Prettyman, Sevier, Smith, Stafford, Stevenson, Townsend, Vandenburg, Wilson, Wright, Mr. Speaker.

Journal read and approved.

Mr. Abbott gave notice that on to-morrow or some future day he would ask leave to introduce a bill, entitled:

An act to repeal Chapter 658, Volume 19, Laws of Delaware, entitled: "An Act exempting certain school districts from the General Stock Law of this State.

Mr. Wright gave notice that on to-morrow or some future day he would ask leave to introduce a bill, entitled:

An act to authorize the commissioners of School District No. 70, in New Castle County, to borrow money for the purpose of repairing the school building of said district.

Mr. Wilson gave notice that on to-morrow or some future day he would ask leave to introduce a bill, entitled:

An act authorizing and directing the City Council of New Castle to levy and collect an additional school tax to pay the salaries of additional school teachers.

Mr. Wilson gave notice that on to-morrow or some future day he would ask leave to introduce a bill, entitled:

An act authorizing "The Mayor and Council of New

Castle" to borrow fifteen thousand dollars (\$15,000) for the purpose of building and furnishing a new school house for "The Board of Public Education for the City of New Castle."

Mr. Benson gave notice that on to-morrow or some future day he would ask leave to introduce a bill, entitled:

An act to amend Chapter 746, Volume 19 of the Laws of Delaware, entitled: An Act to re-incorporate the Town of Dover, as the same was amended by Chapter 98 of Volume 21, of the Laws of Delaware; provided for a change of the amount of taxation now raised under the charter of said town.

Mr. Benson gave notice that on to-morrow or some future day he would ask leave to introduce a bill, entitled:

An act to further protect the natural oyster beds of the State of Delaware.

Mr. Murray gave notice that on to-morrow or some future day he would ask leave to introduce a bill, entitled:

An act appropriating certain money out of the State Treasury to pay the claim of J. R. Kuhns, V. S., for professional services.

Mr. McGinnis gave notice that on to-morrow or some future day he would ask leave to introduce a bill, entitled:

An act to enable the Governor to appoint an additional Notary Public for Kent County to reside at or near Marydel, in West Dover Hundred, Fourth Representative District.

Mr. McGinnis gave notice that on to-morrow or some future day he would ask leave to introduce a bill, entitled:

An Act to enable the Governor to appoint a justice of the Peace for Kent County to reside in West Dover Hundred, Fourth Representative District, at or near Marydel.

Mr. Murray gave notice that on to-morrow or some future day he would ask leave to introduce a bill, entitled:

An act to appropriate certain money out of the State Treasury to pay the claim of Dr. J. R. Kuhns and Dr. H. B. McDowell for inoculating twenty-seven hundred and ten head of horses and cattle.

Mr. Murray gave notice that on to-morrow or some future day he would ask leave to introduce a bill, entitled :

An act appropriating certain money out of the Treasury of this State to pay the claim of Dr. Henry Marshall for twenty professional visits and inoculating eight hundred and forty-six head of horses and cattle.

Mr. Murray gave notice that on to-morrow or some future day he would ask leave to introduce a bill, entitled :

An act directing and authorizing the State Treasurer to pay over to Delaware Electric Traction Company, a Corporation of the State of Delaware, certain money of said corporation now in the custody of said State Treasurer.

Mr. Murray gave notice that on to-morrow or some future day he would ask leave to introduce a bill, entitled :

An act directing and authorizing the State Treasurer to pay over to John B. Wharton, certain money of said Trustee, now in the custody of the State Treasurer.

Mr. Benson gave notice that on to-morrow or some future day he would ask leave to introduce a bill, entitled :

An act authorizing the Clerk of the Orphan's Court of Kent County to make new indices to unsatisfied recognizances.

Mr. Baggs gave notice that on to-morrow or some future day he would ask leave to introduce a bill, entitled :

An act to repeal Chapter 41, of the Revised Code, being an act in relation to appropriation of county funds for the benefit of Sabbath Schools.

Mr. E. P. Ellis gave notice that on to-morrow or some future day he would ask leave to introduce a bill, entitled :

An act authorizing the State Treasurer of the State of Delaware to pay Standbury J. Wheatley, late Prothonotary of Sussex County, for certain Volumes of Laws of Delaware furnished the Legislative Sessions of 1901 and 1903.

Mr. Benson gave notice that on to-morrow or some future day he would ask leave to introduce a bill, entitled :

An act for the protection of crabs in the waters of this State.

Mr. McGinnis gave notice that on to-morrow or some future day he would ask leave to introduce a bill, entitled :

An act providing for the exemption, after notice, of leased Committee on Public Highways. and execution process.

Mr. Lyons gave notice that on to-morrow or some future day he would ask leave to introduce a bill, entitled :

An act providing for an appropriation of five hundred dollars to erect a monument in memory of Brigadier General Dagsworthy.

Mr. Miller and Mr. Pennington paired for the 13th and 14th.

On motion of Mr. Armstrong, House Bill, No. 110, entitled :

An act appropriating certain money out of the State Treasury to pay for the construction of certain roads under the provisions of the good road act,

Was read a second time, by its title, and referred to the Committee on Public Highways.

On motion of Mr. Wilson, House Bill No. 96, entitled :

An act to amend an act in relation to the Levy Court of New Castle County,

Was read a second time, by its title, and referred to the Committee on Miscellaneous.

On motion of Mr. Wilson, House Bill No. 86, entitled :

An act to provide for the re-payment to the Levy Court Commissioners of New Castle County, certain money paid to the State of Delaware under the Adams Tax Law,

Was read a second time, by its title, and referred to the Committee on Claims.

Mr. Prettyman, in pursuance of previous notice, asked leave to introduce a bill, House Bill No. 156, entitled :

An act for the punishment of persons for unlawfully cutting, breaking or severing a limb or branch from any holly tree, cedar or other evergreen trees or saplings growing or standing on lands owned by another without the consent of such owner,

Which, on his motion, was read.

Mr. Murray, in pursuance of previous notice, asked leave to introduce a bill, House Bill, No. 154, entitled:

An act making Saturday throughout the year from and after the first day of June, A. D., 1905, half-holiday in Kent County for Banking and Trust Company purposes,

Which, on his motion, was read.

And further on his motion, Rule 12 was suspended, and the bill was read a second time, by its title, and referred to the Committee on Miscellaneous.

Mr. Baggs, in pursuance of previous notice, asked leave to introduce a bill, House Bill 155, entitled:

An act to repeal Chapter 41, of the Revised Code, being "An Act in relation to appropriation of County funds for the benefit of Sabbath Schools,"

Which, on his motion, was read.

Mr. Benson, in pursuance of previous notice, asked leave to introduce a bill, House Bill No. 152, entitled:

An act to further protect the natural oyster beds of the State of Delaware,

Which, on his motion, was read.

Mr. Murray, in pursuance of previous notice, asked leave to introduce a bill, House Bill No. 153, entitled:

An act appropriating forty thousand dollars for the erection and equipment of a building at the Delaware State Hospital at Farnhurst for the use of colored patients,

Which, on his motion, was read.

And further on his motion, Rule 12 was suspended, and the bill was read a second time, by its title, and referred to the Committee on Appropriations.

Mr. Benson, in pursuance of previous notice, asked leave to introduce a bill, House Bill No. 150, entitled:

An act relative to the title to certain real estate in town of Harrington held by Nathan F. Raughley,

Which, on his motion, was read.

Mr. Benson, in pursuance of previous notice, asked leave to introduce a bill, House Bill No. 151, entitled:

An act to provide for the appointment of game commissioners of the State of Delaware,

Which, on his motion, was read.

And further on his motion, Rule 12 was suspended, and the bill was read a second time, by its title, and referred to the Committee on Fish, Oysters and Game.

Mr. Lingo, in pursuance of previous notice, asked leave to introduce a bill, House Bill No. 148, entitled:

An act for the establishment of consolidated School District and in relation to such districts after their establishment,

Which, on his motion, was read.

Mr. Lingo moved that 500 copies be printed,

Which motion

Prevailed.

Mr. Vandenburg, in pursuance, of previous notice, asked leave to introduce a bill, House Bill No. 149, entitled:

An act for the protection and preservation of game,

Which, on his motion, was read.

And further on his motion, Rule 12 was suspended, and the bill was read a second time, by its title, and referred to the Committee on Fish, Oysters and Game.

Mr. Lyons, in pursuance of previous notice, asked leave to introduce a bill, House Bill No. 146, entitled:

An act to amend Section 6, of Chapter 40, Volume 20, Laws of Delaware, entitled: "An Act regulating the practice of medicine and surgery in this State", passed April 18, 1895, by requiring the lists submitted to the Governor, from which he shall select the State Boards of Medical Examiners, to be composed or registered physicians in good standing,

Which, on his motion, was read.

And further on his motion, Rule 12 was suspended, and the

bill was read a second time, by its title, and referred to the Committee on Revised Statutes.

Mr. Vandenburg, in pursuance of previous notice, asked leave to introduce a bill, House Bill No. 147, entitled:

An act to amend an act, entitled: "An Act to incorporate the Town of Bridgeville," being Chapter 126, Volume 14, Laws of Delaware, as amended by an act entitled: "An Act to amend Section 5, Chapter 126, Volume 14, Laws of Delaware," being Chapter 156, Volume 18, Laws of Delaware, and as further amended by Chapter 184, Volume 22, Laws of Delaware, by authorizing and directing the Levy Court of Sussex County to pay the Town Commissioners of Bridgeville, the sum of five hundred dollars annually,

Which, on his motion, was read.

And further on his motion, Rule 12 was suspended, and the bill was read a second time, by its title, and referred to the Committee on Municipal Corporations.

Mr. E. P. Ellis, in pursuance of previous notice, asked leave to introduce a bill, House Bill No. 144, entitled:

An act to amend Chapter 344 Volume 22, Laws of Delaware, entitled: "An Act to encourage the education at Normal Schools of certain persons intending to teach in the public schools", approved March 26, 1903, providing that the County School Commission may select pupils from any part of the State,

Which, on his motion, was read.

And further on his motion, Rule 12 was suspended, and the bill was read a second time, by its title, and referred to the Committee on Education.

Mr. E. P. Ellis, in pursuance of previous notice, asked leave to introduce a bill, House Bill No. 145, entitled:

An Act to authorize and empower Commissioners of the Public School of the Town of Laurel and vicinity of the County of Sussex and State of Delaware to borrow money to repair, improve and enlarge its school building, to issue bonds to secure the same, and to levy a tax to pay the said bonds,

Which, on his motion, was read.

And further on his motion, Rule 12 was suspended, and the bill was read a second time, by its title, and referred to the Committee on Municipal Corporations.

Mr. Abbott, in pursuance of previous notice, asked leave to introduce a bill, House Bill No. 142, entitled:

An Act to incorporate the Town of Ellendale,

Which, on his motion, was read.

And further on his motion, Rule 12 was suspended, and the bill was read a second time, by its title, and referred to the Committee on Municipal Corporations.

Mr. Jester, in pursuance of previous notice, asked leave to introduce a bill, House Bill No. 143, entitled:

An Act to alter and re-establish the Charter of the City of Wilmington,

Which, on his motion, was read.

And further on his motion, Rule 12 was suspended, and the bill was read a second time, by its title, and referred to the Committee on Municipal Corporations.

Mr. Jester moved to have 500 copies printed,

Which motion

Prevailed.

Mr. Goslee, Clerk of the Senate, being admitted, presented for the signature of the Speaker of the House the following duly and correctly enrolled Senate bill, the same having been signed by the President of the Senate:

Senate Bill, No. 5, entitled:

An Act authorizing and directing the Levy Court of Sussex County to appropriate money for improving the county road leading from Millsboro to Wine's Corner.

Mr. Marshall, on behalf of the Committee on Enrolled Bills, reported as duly and correctly enrolled and ready for the signature of the Speaker, the following House bill:

House Bill No. 36, entitled:

An Act to enable the town of Smyrna to refund certain bonds.

JOINT SESSION.

The hour of 12 o'clock, M., having arrived, the President pro tempore, members, Clerks and Sergeant-at-Arms, of the Senate, being announced, were admitted.

On motion of Dr. Moore, of the Senate, the reading of the minutes were dispensed with.

Mr. Monaghan moved that we go into an election for United States Senator for the term of 6 years, beginning March 4, 1905,

Which motion

Prevailed.

Mr. Speaker pro tem called for the roll call on vote for United States Senator.

The Clerks were directed to call the rolls of the respective houses, and the members, as their names were called, responded by viva voce as follows, viz:

Mr. Barnard, of the Senate, voted for John Edward Addicks.

Mr. Boyce, of the Senate, voted for Willard Saulsbury.

Mr. Houston, of the Senate, voted for Willard Saulsbury.

Mr. Jefferson, of the Senate, voted for Willard Saulsbury.

Mr. Latta, of the Senate, voted for Willard Saulsbury.

Mr. Lingo, of the Senate, voted for John Edward Addicks.

Mr. Mendinhall, of the Senate, voted for Henry A. DuPont.

Mr. Monaghan, of the Senate, voted for Willard Saulsbury.

Mr. D. O. Moore, of the Senate, voted for John Edward Addicks.

Mr. T. C. Moore, of the Senate, voted for John Edward Addicks.

Mr. Pennewill, of the Senate, voted for John Edward Addicks.

Mr. Rose, of the Senate, voted for Willard Saulsbury.

Mr. Reed, of the Senate, voted for Willard Saulsbury.

Mr. Smith, of the Senate, voted for Willard Saulsbury.

Mr. Sparks, of the Senate, voted for Henry A. DuPont.

Mr. Stirling, of the Senate, voted for Henry A. DuPont.

Mr. Speaker pro tempore, of the Senate, voted for John Edward Addicks.

Mr. Abbott, of the House, voted for John Edward Addicks.

Mr. Armstrong, of the House, voted for Henry A. DuPont.

Mr. Baggs, of the House, voted for John Edward Addicks.

Mr. Bennum, of the House, voted for John Edward Addicks.

Mr. Benson, of the House, voted for John Edward Addicks.

Mr. Cooper, of the House, voted for Willard Saulsbury.

Mr. Davis, of the House, voted for John Edward Addicks.

Mr. Eastburn, of the House, voted for Henry A. DuPont.

Mr. D. W. Ellis, of the House, voted for Willard Saulsbury.

Mr. E. P. Ellis, of the House, voted for Willard Saulsbury.

Mr. Garrison, of the House, voted for John Edward Addicks.

Mr. Hanby, of the House, voted for Willard Saulsbury.

Mr. Hart, of the House, voted for Willard Saulsbury.

Mr. Jester, of the House, voted for Henry A. DuPont.

Mr. Lingo, of the House, voted for John Edward Addicks.

Mr. Lyons, of the House, voted for John Edward Addicks.

Mr. Mahoney, of the House, voted for Willard Saulsbury.

Mr. Marshall, of the House, voted for John Edward Addicks.

Mr. W. S. Meredith, of the House, voted for Willard Saulsbury.

Mr. J. G. Meredith, of the House, voted for Willard Saulsbury.

Mr. Messick, of the House, voted for John Edward Addicks.

Mr. Murray, of the House, voted for John Edward Addicks.

Mr. McGinnis, of the House, voted for John Edward Addicks.

Mr. Prettyman, of the House, voted for Willard Saulsbury.

Mr. Sevier, of the House, voted for Willard Saulsbury.

Mr. Smith, of the House, voted for Willard Saulsbury.

Mr. Stafford, of the House, voted for Henry A. DuPont.

Mr. Stevenson, of the House, voted for Willard Saulsbury.

Mr. Townsend, of the House, voted for John Edward Addicks.

Mr. Vandenburg, of the House, voted for John Edward Addicks.

Mr. Wilson, of the House, voted for Henry A. DuPont.

Mr. Wright, of the House, voted for Willard Saulsbury.

Mr. Speaker, of the House, voted for John Edward Addicks.

Mr. Speaker announced there was no election, as no one received the constitutional majority.

Mr. Sparks moved that Speaker Denny be made Chairman of the Committee on the whole.

Which motion

Prevailed.

Mr. Sparks moved that we go into a committee of the whole at 1.30 o'clock to hear the committees from Wilmington about the different bills before this body on education.

Which motion

Prevailed.

On motion of Mr. Benson, the House took a recess until 1.15 o'clock.

Same Day—1.30 P. M.

On motion of Mr. Conner, Senator Sparks presided over the Committee of the Whole.

On motion by Mr. Cooper, each side was given one hour to consider their charter.

On motion by Mr. Sevier, the members of Council were given thirty minutes to explain their position on the charter.

On motion of Mr. Benson, this body thanked the members from Wilmington for their information.

On motion of Mr. Sevier, the Committee arose.

On motion of Mr. Sevier, the communication from City Council was taken from the table and referred.

On motion of Mr. Baggs the House adjourned until tomorrow at 10.30 o'clock.

February 14, 1905,—10.30 o'clock, A. M.

House met pursuant to adjournment.

Prayer by the Chaplain.

Roll called. Members present—Messrs. Abbott, Armstrong, Baggs, Bennum Benson, Cooper, Davis, Eastburn, Ellis, D. W., Ellis, E. P., Garrison, Hanby, Hart, Jester, Lingo, Lyons, Mahoney, Marshall, Meredith, W. S., Meredith, J. G., Messick, Murray, McGinnis, Pennington, Prettyman, Sevier, Smith, Stafford, Stevenson, Townsend, Vandenburg, Wilson, Wright, Mr. Speaker.

Journal read and approved.

Wilmington, Del., February 13, 1905.

Office of Clerk of the Peace of New Castle County, Delaware,

Hon. William Denney, Speaker of the House,
Dover, Delaware.

Dear Sir:—

As directed by the Chief Justice, Hon. Charles B. Lore, of the Court of General Sessions in and for New Castle County, I herewith enclose a copy of the report of the Grand Inquest of this County.

Very truly yours,

WINFIELD S. QUIGLEY,

Clerk of the Court of General Sessions.

REPORT OF GRAND JURY, NEW CASTLE COUNTY.

To the Honorable Chief Justice, Associate Judges, of the State of Delaware.

Gentlemen:—

According to a time honored custom this Grand Jury of

New Castle County would most respectfully submit the following report:

During our term of service, commencing May, 1904, and ending February, 1905, we have carefully considered indictments, and found 224 true bills and ignored 6 bills.

We as a jury would most respectfully recommend that our Legislature take such action, and enact such laws as will compel all small and trifling cases, such as assault and battery, petit larceny and carrying concealed deadly weapons, etc., be settled by Justices of the Peace and by the Municipal Court of the City of Wilmington and thus save the valuable time of this Honorable Court, also an enormous expense to this County. In view of the established precedents and by invitation of the Trustees of the Poor this Grand Jury did visit and inspect the New Castle County Hospital at Farnhurst on November 30th. We were very much pleased with the management, and found everything in and about the institution in first class condition. There were at that time one hundred and five occupants who were well and kindly cared for in every respect, and we have only one recommendation to make, and that is, while we found that the Hospital buildings and inmates were well protected against fire, yet we do not think the safe guards sufficient and would suggest that better protection be provided by a more efficient water supply and by the latest improved pumps, also by substituting metal pipes in place of gum hose to carry the water from the tanks to the outside of the buildings. We would also suggest that wire screens be placed in the outside of the fire escapes so that the inmates may be protected from accident while descending the fire escapes.

On December 2nd the Grand Jury visited and inspected the Workhouse; we were all very favorably impressed with the excellent work and perfect discipline of the convicts. According to report of the Warden, the number of prisoners received and discharged during the past year was about fourteen hundred, the largest number of prisoners on hand at any one day was two hundred and seventy-four, and the average for each day during the year was two hundred and thirty-three. We believe too much praise cannot be given in approval of the management of our County Workhouse, and the perfect system practiced in this Institution in regard to the management and care of the prisoners, also in regard to its excellent plan of book-keeping. This jury thinks that the trustees and warden are to be most

highly commended on the results of their administrations, and surely New Castle County is to be congratulated on having such men of experience and ability who are willing to give their time without compensation to such a noble work. Owing to the constant increase in the number of prisoners, we would recommend the absolute necessity of enlarging the building so as to have ample room for their accommodation.

We visited the Ferris Industrial School on December 2nd, and were very much gratified with our visit; and desire to earnestly commend the Management for the good order and the excellent condition of the school, and for the efficient work it is accomplishing in training up these wayward boys to be honest, industrious and useful citizens.

We as a jury have also inspected the various departments of this Court House, and would respectfully recommend that more careful attention be given to its sanitary condition, and most especially to the comfort of the Court, the Officers, the Jurores and the Prisoners so that their health may not be endangered.

During our term of service as a Grand Jury we have been called to pass through the deep waters of affliction by the death of Walter D. Bush, who was held in very great esteem by the members of this jury, whereupon the following resolutions were unanimously adopted:

"Resolved, That in the death of Walter D. Bush this Grand Jury has lost an active and efficient member, one who was always ready to express his best judgment in all cases that were presented to this body.

"During his life-time work among the citizens of Wilmington, Delaware, he had been closely associated with many of its activities, and had endeared himself to a large circle of business and social friends. In his public functions he had given the full sympathy and free service of his heart and hands, and his genial temperament made him ever considerate of the feelings of his fellow men. We can truly say that the world was better for his having lived in it.

"Resolved, That a copy of these resolutions be mailed to his widow with the sympathy of this Grand Jury."

The members of the Grand Jury desire to thank the Court for the many courtesies it has extended to them during our

deliberations for the past year; and we also desire to express our appreciation of the faithful service rendered by the Attorney General and his worthy assistant.

All of which is most respectfully submitted.

THEODORE F. CLARK,

Foreman.

Attest:

ALFRED D. WARNER,

Secretary.

Report of the Grand Jury was received and filed.

On motion of Mr. Benson, (House Bill No. 123), entitled:

An Act authorizing the Clerk of the Orphans Court of Kent County to make new indices to unsatisfied recognizances,

Was read a second time, by its title, and referred to the Committee on Miscellaneous.

On motion of Mr. Benson, House Joint Resolution appointing a committee to investigate condition of State House,

The Chairman appointed the following committee: Messrs. Benson, Lyons and Hart.

Mr. Wilson gave notice notice that on to-morrow or some future day he would ask leave to introduce a bill, entitled:

An act to amend Section 24, of Chapter 67, Volume 21, Laws of Delaware, entitled: "An Act concerning the establishment of a General System of Free Schools" as amended by Chapter 113, Volume 22, Laws of Delaware, by providing for the renewal of the certificates of certain teachers.

Mr. Smith gave notice that on to-morrow or some future day he would ask leave to introduce a bill, entitled:

An Act to amend Chapter 373, Volume 22, Laws of Delaware, being an act, entitled: An Act for the better protection of fish in the waters of the Chesapeake and Delaware Canal and its feeders in New Castle County, by making lawful fishing for carp therein with net or seine with meshes not less than five inches.

Mr. Smith gave notice that on to-morrow or some future day he would ask leave to introduce a bill, entitled:

An Act to amend Chapter 162, Volume 22, Laws of Delaware, being an act, entitled: "An Act in relation to peddlers of fish and oysters from the payment of a license tax.

Mr. Murray gave notice that on to-morrow or some future day he would ask leave to introduce a bill, entitled:

An act to appropriate certain money out of the State Treasury to pay the claim of Andrew S. Eliason, Elias N. Moore and Benjamin A. Groves, County School Commissioners for New Castle County, for services rendered the State in the building and repairing of school houses for colored children in New Castle County.

Mr. Lingo gave notice that on to-morrow or some future day he would ask leave to introduce a bill, entitled:

To borrow money to build school house in Dagsboro District Nos. 24 and 159.

Mr. Benson gave notice that on to-morrow or some future day he would ask leave to introduce a bill, entitled:

An act appropriating five hundred dollars to Purnal B. Norman, to re-imburse him for money expended while acting as Auditor of Accounts.

Mr. Baggs gave notice that on to-morrow or some future day he would ask leave to introduce a bill, entitled:

An act to amend Chapter 418, Volume 14, Laws of Delaware, being an act, entitled: "An Act Regulating the Sale of Intoxicating Liquors".

Mr. Vandenburg gave notice that on to-morrow or some future day he would ask leave to introduce a bill, entitled:

"An act appropriating a certain sum of money to the State Society of the Daughters of the American Revolution to help defray the cost of the construction of the D. A. R. Memorial Hall at Washington."

Mr. Benson gave notice that on to-morrow or some future day he would ask leave to introduce a bill, entitled:

An act to provide for the permanent improvement of public highways in Kent County.

On motion of Mr. Lingo, the bill, (House Bill No. 148), entitled:

An act for the establishment of consolidated school districts, and in relation to such districts after their establishment,

Was read a second time, by its title, and referred to the Committee on Education.

On motion of Mr. Prettyman, the bill, (House Bill No. 156), entitled:

An act for the punishment of persons for unlawfully cutting, breaking or severing a limb or branch from any holly tree, cedar tree or other evergreen tree or sapling growing or standing on lands owned by another without the consent of such owner.

Was read a second time, by its title, and referred to the Committee on Crimes and Punishment.

On motion of Mr. Benson, the bill, (House Bill No. 152), entitled:

An act to further protect the natural oyster beds of the State of Delaware,

Was read a second time, by its title, and referred to the Committee on Fish, Oysters and Game.

On motion of Mr. Benson, the bill, (House Bill No. 150,) entitled:

An act relating to the title to certain real estate in the Town of Harrington held by Nathan F. Ringley,

Was read a second time, by its title, and referred to the Committee on Revised Statutes.

Mr. Messick from the Committee on Education, reported back with favorable recommendation the bill,

House Bill No. 60, entitled:

An act authorizing the State Treasurer to pay over to the School Commissioners of consolidated Districts Nos. 24 and 159, in Sussex County, for the use of the districts certain moneys

to which said districts are entitled under the apportionment of School Dividends.

On motion of Mr. Stafford, the bill just reported was taken up for consideration, and on his further motion, was read a third time, by paragraphs, in order to pass the House.

On the question, "Shall the bill pass the House?"

The yeas and nays were ordered, which being taken, were as follows:

Yeas—Messrs. Abbott, Armstrong, Baggs, Bennum, Benson, Cooper, Eastburn, Ellis, D. W., Ellis, E. P., Garrison, Hanby, Hart, Jester, Lingo, Lyons, Meredith, J. G., Messick, Murray, McGinnis, Pennington, Prettyman, Stafford, Stevenson, Townsend, Vandenburg, Wilson, Mr. Speaker—27.

Nays—Messrs. Mahoney, Marshall, Meredith, W. S.—3.

So the question was decided in the affirmative, and the bill having received the required constitutional majority,

Passed the House.

Ordered to the Senate for concurrence.

Mr. Goslee, Clerk of the Senate, being admitted, informed the House that the Senate had passed and requested the concurrence of the House in the following Senate bill:

Senate Bill No. 1, entitled:

An act to incorporate the Newark Trust and Safe Deposit Company,

And presented the same to the House.

Mr. Goslee, Clerk of the Senate, being admitted, presented for the signature of the Speaker of the House the following duly and correctly enrolled Senate Joint Resolution, the same having been signed by the President of the Senate:

Senate Joint Resolution No. 3, entitled:

Joint Resolution of the Senate and House of Representatives of the State of Delaware, concerning the conduct and defense of the action now pending in the Supreme Court of the United States in which the State of New Jersey is complainant, and the State of Delaware is defendant.

Mr. Goslee, Clerk of the Senate, being admitted, informed the House that the Senate had concurred in the following House bill:

House Bill No. 79, entitled:

An act appropriating certain money out of the State Treasury of the State, to pay the claims of Clarke & McDaniel for stationery and supplies,

And returned the same to the House.

Mr. Lingo, in pursuance of previous notice, asked leave to introduce a bill, (House Bill No. 148), entitled:

An act for the establishment of consolidated School District and in relation to such District after their establishment,

Which, on his motion, was read.

Mr. Vandenburg, in pursuance of previous notice, asked leave to introduce a bill, (House Bill No. 149), entitled:

An act for the protection and preservation of game,

Which, on his motion, was read.

And further on his motion, Rule 12 was suspended, and the bill was read a second time, by its title, and referred to the Committee on Fish, Oysters and Game.

Mr. Murray, in pursuance of previous notice, asked leave to introduce a bill, (House Bill No. 169), entitled:

An act appropriating certain money out of the State Treasurer to pay the claim of J. R. Kuhns, V. S., for professional services,

Which, on his motion, was read.

And further on his motion, Rule 12 was suspended, and the bill was read a second time, by its title, and referred to the Committee on Claims.

Mr. Murray, in pursuance of previous notice, asked leave to introduce a bill, (House Bill No. 170), entitled:

An act appropriating certain money out of the Treasury of this State to pay the claims of Dr. Marshall, twenty professional

visits and inoculating eight hundred and forty-six head of horses and cattle,

Which, on his motion, was read.

And further on his motion, Rule 12 was suspended, and the bill was read a second time, by its title, and referred to the Committee on Claims.

Mr. Murray, in pursuance of previous notice, asked leave to introduce a bill, (House Bill No. 171), entitled:

An act to appropriate certain money out of the State Treasury to pay the claims of Dr. J. R. Kuhns and Dr. H. B. McDowell, for inoculating twenty-seven hundred and ten head of horses and cattle,

Which, on his motion, was read.

And further on his motion, Rule 12 was suspended, and the bill was read a second time, by its title, and referred to the Committee on Claims.

Mr. Murray, in pursuance of previous notice, asked leave to introduce a bill, (House Bill No. 172), entitled:

An act directing and authorizing the State Treasurer to pay over to John B. Wharton certain money of said Trustee now in the custody of the State Treasurer,

Which, on his motion, was read.

And further on his motion, Rule 12 was suspended, and the bill was read a second time, by its title, and referred to the Committee on Claims.

Mr. Murray, in pursuance of previous notice, asked leave to introduce a bill, (House Bill No. 173), entitled:

An act directing and authorizing the State Treasurer to pay over to the Delaware Electric Traction Company, a corporation of the State of Delaware, certain money of said corporation now in the custody of said State Treasurer,

Which, on his motion, was read.

And further on his motion, Rule 12 was suspended, and the bill was read a second time, by its title, and referred to the Committee on Claims.

Mr. Wilson, in pursuance of previous notice, asked leave to introduce a bill, (House Bill No. 174), entitled :

An act authorizing and directing the City Council of New Castle to levy and collect an additional school tax,

Which, on his motion, was read.

Mr. Abbott, in pursuance of previous notice, asked leave to introduce a bill, (House Bill No. 175), entitled :

An act to repeal Chapter 658, Volume 19, Laws of Delaware, entitled, "An act exempting certain School Districts from General Stock Laws of this State,"

Which, on his motion, was read.

Mr. Abbott, in pursuance of previous notice, asked leave to introduce a bill, (House Bill No. 176), entitled :

An act to amend an act entitled, "An act to regulate the business of pawnbrokers and junk dealers within New Castle County," being Chapter 374, of Volume 20, Laws of Delaware,

Which, on his motion, was read.

Mr. Baggs, in pursuance of previous notice, asked leave to introduce a bill, (House Bill No. 177), entitled :

An act to amend Chapter 418, Volume 14, Laws of Delaware, being an act entitled, "An act regulating the sale of intoxicating liquors,"

Which, on his motion, was read.

Mr. Jester, in pursuance of previous notice, asked leave to introduce a bill, (House Bill No. 178), entitled :

An act to further define and enlarge the duties of the Auditor of Accounts and persons having the custody of moneys belonging to the State,

Which, on his motion, was read.

Mr. Stafford, in pursuance of previous notice, asked leave to introduce a bill, (House Bill No. 163), entitled :

An act authorizing the Mayor and Council of Wilmington to borrow the sum of three hundred thousand dollars for the use of the Board of Water Commissioners of said city,

Which, on his motion, was read.

And further on his motion, Rule 12 was suspended, and the bill was read a second time, by its title, and referred to the Committee on Municipal Corporations.

Mr. Stafford, in pursuance of previous notice, asked leave to introduce a bill, (House Bill No. 164), entitled:

An act to amend an act to authorize the Mayor and Council of Wilmington to borrow the sum of two hundred thousand dollars for the use of the Board of Water Commissioners of said city, passed at Dover, March 31, 1903, being Chapter 401, of Volume 22, Laws of Delaware,

Which, on his motion, was read.

And further on his motion, Rule 12 was suspended, and the bill was read a second time, by its title, and referred to the Committee on Municipal Corporations.

Mr. J. G. Meredith, in pursuance of previous notice, asked leave to introduce a bill, (House Bill No. 165), entitled:

An act for the protection and preservation of squirrels,

Which, on his motion, was read.

And further on his motion, Rule 12 was suspended, and the bill was read a second time, by its title, and referred to the Committee on Fish, Oysters and Game.

Mr. E. P. Ellis, in pursuance of previous notice, asked leave to introduce a bill, (House Bill No. 166), entitled:

An act authorizing the State Treasurer of the State of Delaware to pay Stanbury J. Wheatley, late Prothonotary of Sussex County, for certain Volumes of Laws of Delaware furnished the Legislative Session of 1901 and 1903,

Which, on his motion, was read.

And further on his motion, Rule 12 was suspended, and the bill was read a second time, by its title, and referred to the Committee on Claims.

Mr. Wilson, in pursuance of previous notice, asked leave to introduce a bill, (House Bill No. 167), entitled:

An act authorizing the Mayor and Council of New Castle to borrow \$15,000 for the purpose of building and furnishing a new school house for the Board of Public Education for the city of New Castle,

Which, on his motion, was read.

Mr. W. S. Meredith, in pursuance of previous notice, asked leave to introduce a bill, (House Bill No. 168), entitled:

An act authorizing the Street and Sewer Department of the City of Wilmington to open certain streets in said City of Wilmington,

Which, on his motion, was read.

Mr. Wilson, in pursuance of previous notice, asked leave to introduce a bill, (House Bill No. 157), entitled:

An act to authorize the Commissioners of School District No. 76, in New Castle County, to borrow money for the purpose of repairing the school building of said District,

Which, on his motion, was read.

Mr. McGinnis, in pursuance of previous notice, asked leave to introduce a bill, House Bill No. 158), entitled:

An act to enable the Governor to appoint a Justice of the Peace for Kent County to reside in West Dover Hundred, Fourth Representative District, at or near Marydel,

Which, on his motion, was read.

Mr. McGinnis, in pursuance of previous notice, asked leave to introduce a bill, (House Bill No. 159), entitled:

An act providing for the exemption, after notice, of leased pianos, piano playing attachments and organs, from distress and execution process,

Which, on his motion, was read.

Mr. McGinnis, in pursuance of previous notice, asked leave to introduce a bill, (House Bill No. 160), entitled:

An act to enable the Governor to appoint an additional Notary Public for Kent County, to reside at or near Marydel, in West Dover Hundred, Fourth Representative District,

Which, on his motion, was read.

Mr. Cooper, in pursuance of previous notice, asked leave to introduce a bill, (House Bill No. 161), entitled:

An act to further amend Chapter 188, of Volume 18, of the Laws of Delaware,

Which, on his motion, was read.

Mr. Prettyman, in pursuance of previous notice, asked leave to introduce a bill, (House Bill No. 162), entitled:

An act to incorporate the Board of Education of the town of Harrington,

Which, on his motion, was read.

And further on his motion, Rule 12 was suspended, and the bill was read a second time, by its title, and referred to the Committee on Education.

JOINT SESSION.

The hour of 12 o'clock, m., having arrived, the President protempore, members, Clerks and Sergeant-at-Arms of the Senate, being announced, were admitted.

Mr. Moore moved that the roll call be dispensed with,

Which motion

Prevailed.

Mr. Smith moved that they proceed to vote for United States Senator for the term beginning March 4, 1905, for six years,

Which motion

Prevailed.

The Clerks were directed to call the rolls of the respective Houses, and the members, as their names were called, responded by viva voce as follows, viz:

Mr. Barnard, of the Senate, voted for John Edward Addicks.

Mr. Boyce, of the Senate, voted for Willard Saulsbury.

Mr. Houston, of the Senate, voted for John Edward Addicks.

Mr. Jefferson, of the Senate, voted for Willard Saulsbury.

Mr. Latta, of the Senate, voted for Willard Saulsbury.

Mr. Lingo, of the Senate, voted for John Edward Addicks.

Mr. Mendinhall, of the Senate, voted for Henry A. DuPont.

Mr. Monaghan, of the Senate, voted for Willard Saulsbury.

Mr. D. O. Moore, of the Senate, voted for John Edward Addicks.

Mr. T. C. Moore, of the Senate, voted for John Edward Addicks.

Mr. Pennewill, of the Senate, voted for John Edward Addicks.

Mr. Rose, of the Senate, voted for Willard Saulsbury.

Mr. Reed, of the Senate, voted for Willard Saulsbury.

Mr. Smith, of the Senate, voted for Willard Saulsbury.

Mr. Sparks, of the Senate, voted for Henry A. DuPont.

Mr. Stirling, of the Senate, voted for Henry A. DuPont.

Mr. Speaker pro tempore, of the Senate, voted for John Edward Addicks.

Mr. Abbott, of the House, voted for John Edward Addicks.

Mr. Armstrong, of the House, voted for Henry A. DuPont.

Mr. Baggs, of the House, voted for John Edward Addicks.

Mr. Bennum, of the House, voted for John Edward Addicks.

Mr. Benson, of the House, voted for John Edward Addicks.

Mr. Cooper, of the House, voted for Willard Saulsbury.

Mr. Davis, of the House, voted for John Edward Addicks.

Mr. Eastburn, of the House, voted for Henry A. DuPont.

Mr. D. W. Ellis, of the House, voted for Willard Saulsbury.

Mr. E. P. Ellis, of the House, voted for Willard Saulsbury.

Mr. Garrison, of the House, voted for John Edward Addicks.

Mr. Hanby, of the House, voted for Willard Saulsbury.

Mr. Hart, of the House, voted for Willard Saulsbury.

Mr. Jester, of the House, voted for Henry A. DuPont.

Mr. Lingo, of the House, voted for John Edward Addicks.

Mr. Lyons, of the House, voted for John Edward Addicks.

Mr. Mahoney, of the House, voted for Willard Saulsbury.

Mr. Marshall, of the House, voted for John Edward Addicks.

Mr. W. S. Meredith, of the House, voted for Willard Saulsbury.

Mr. J. G. Meredith, of the House, voted for Willard Saulsbury.

Mr. Messick, of the House, voted for John Edward Addicks.

Mr. Miller, of the House, paired.

Mr. Murray, of the House, voted for John Edward Addicks.

Mr. McGinnis, of the House, voted for John Edward Addicks.

Mr. Pennington, of the House, paired.

Mr. Prettyman, of the House, voted for Willard Saulsbury.

Mr. Sevier, of the House, voted for Willard Saulsbury.

Mr. Smith, of the House, voted for Willard Saulsbury.

Mr. Stafford, of the House, voted for Henry A. DuPont.

Mr. Stevenson, of the House, voted for Willard Saulsbury.

Mr. Townsend, of the House, voted for John Edward Addicks.

Mr. Vandenburg, of the House, voted for John Edward Addicks.

Mr. Wilson, of the House, voted for Henry A. DuPont.

Mr. Wright, of the House, voted for Willard Saulsbury.

Mr. Speaker, of the House, voted for John Edward Addicks.

The vote as above ascertained having been announced, as follows:

For John Edward Addicks, twenty-two votes.

For Willard Saulsbury, twenty votes.

For Henry A. DuPont, eight votes.

Total, fifty votes.

The President pro tem. of the Senate declared that no person having received a majority of all the votes cast for United States Senator, there was no election to said office.

The joint meeting proceeded to a second ballot, which resulted as follows:

The Clerks were directed to call the rolls of the respective Houses, and the members, as their names were called, responded by viva voce as follows, viz:

Mr. Barnard, of the Senate, voted for John Edward Addicks.

Mr. Boyce, of the Senate, voted for Willard Saulsbury.

Mr. Houston, of the Senate, voted for John Edward Addicks.

Mr. Jefferson, of the Senate, voted for Willard Saulsbury.

Mr. Latta, of the Senate, voted for Willard Saulsbury.

Mr. Lingo, of the Senate, voted for John Edward Addicks.

Mr. Mendinhal, of the Senate, voted for Henry A. DuPont.

Mr. Monaghan, of the Senate, voted for Willard Saulsbury.

Mr. D. O. Moore, of the Senate, voted for John Edward Addicks.

Mr. T. C. Moore, of the Senate, voted for John Edward Addicks.

Mr. Pennewill, of the Senate, voted for John Edward Addicks.

Mr. Rose, of the Senate, voted for Willard Saulsbury.

Mr. Reed, of the Senate, voted for Willard Saulsbury.

Mr. Smith, of the Senate, voted for Willard Saulsbury.

Mr. Sparks, of the Senate, voted for Henry A. DuPont.

Mr. Stirling, of the Senate, voted for Henry A. DuPont.

Mr. Speaker pro tempore, of the Senate, voted for John Edward Addicks.

Mr. Abbott, of the House, voted for John Edward Addicks.

Mr. Armstrong, of the House, voted for Henry A. DuPont.

Mr. Baggs, of the House, voted for John Edward Addicks.

Mr. Bennum, of the House, voted for John Edward Addicks.

Mr. Benson, of the House, voted for John Edward Addicks.

Mr. Cooper, of the House, voted for Willard Saulsbury.

Mr. Davis, of the House, voted for John Edward Addicks.

Mr. Eastburn, of the House, voted for Henry A. DuPont.

Mr. D. W. Ellis, of the House, voted for Willard Saulsbury.

Mr. E. P. Ellis, of the House, voted for Willard Saulsbury.

Mr. Garrison, of the House, voted for John Edward Addicks.

Mr. Hanby, of the House, voted for Willard Saulsbury.

Mr. Hart, of the House, voted for Willard Saulsbury.

Mr. Jester, of the House, voted for Henry A. DuPont.

Mr. Lingo, of the House, voted for John Edward Addicks.

Mr. Lyons, of the House, voted for John Edward Addicks.

Mr. Mahoney, of the House, voted for Willard Saulsbury.

Mr. Marshall, of the House, voted for John Edward Addicks.

Mr. W. S. Meredith, of the House, voted for Willard Saulsbury.

Mr. J. G. Meredith, of the House, voted for Willard Saulsbury.

Mr. Messick, of the House, voted for John Edward Addicks.

Mr. Miller, of the House, paired.

Mr. Murray, of the House, voted for John Edward Addicks.

Mr. McGinnis, of the House, voted for John Edward Addicks.

Mr. Pennington, of the House, paired.

Mr. Prettyman, of the House, voted for Willard Saulsbury.

Mr. Sevier, of the House, voted for Willard Saulsbury.

Mr. Smith, of the House, voted for Willard Saulsbury.

Mr. Stafford, of the House, voted for Henry A. DuPont.

Mr. Stevenson, of the House, voted for Willard Saulsbury.

Mr. Townsend, of the House, voted for John Edward Addicks.

Mr. Vandenburg, of the House, voted for John Edward Addicks.

Mr. Wilson, of the House, voted for Henry A. DuPont.

Mr. Wright, of the House, voted for Willard Saulsbury.

Mr. Speaker, of the House, voted for John Edward Addicks.

The vote as above ascertained having been announced, as follows:

For John Edward Addicks, twenty-two votes.

For Willard Saulsbury, twenty votes.

For Henry A. DuPont, eight votes.

Total, fifty votes.

The President pro tem. of the Senate declared that no person having received a majority of all the votes cast for United States Senator, there was no election to said office.

On motion of Mr. Monaghan, of the Senate, the two Houses separated, and the Senate returned to their chamber.

On motion of Mr. Meredith, the House took a recess until 2 o'clock P. M.

Same Day—2 o'clock P. M.

House met at expiration of recess.

Mr. Marshall, from the Committee on Revised Statutes, reported back with favorable recommendation the bill,

House Bill No. 55, entitled:

An act to extend the time for recording private acts.

On motion of Mr. Lingo, the bill just reported was taken up for consideration, and on his further motion, was read a third time, by paragraphs, in order to pass the House.

On the question, "Shall the bill pass the House?"

The yeas and nays were ordered, which being taken, were as follows:

Yeas—Messrs. Abbott, Armstrong, Baggs, Bennum, Benson, Cooper, Eastburn, Ellis, D. W., Ellis, E. P., Garrison, Hanby, Hart, Jester, Lingo, Lyons, Mahoney, Marshall, Meredith, W.S., Meredith, J. G., Messick, Murray, McGinnis, Pennington, Prettyman, Sevier, Smith, Stafford, Stevenson, Townsend, Vandenburg, Wilson, Wright, Mr. Speaker—33.

Nays—None.

So the question was decided in the affirmative, and the bill having received the required constitutional majority,

Passed the House.

Ordered to the Senate for concurrence.

Mr. McGinnis, from the Committee on Miscellaneous, reported back with favorable recommendation the bill,

House Bill No. 13, entitled:

An act appropriating five hundred dollars to defray expenses of heating, lighting and repairing the State House.

On motion of Mr. Benson, the bill just reported was taken up for consideration, and on his further motion, was read a third

time, by paragraphs in order to pass the House.

On the question, "Shall the bill pass the House?"

The yeas and nays were ordered, which being taken, were as follows:

Yeas—Messrs. Abbott, Armstrong, Baggs, Bennum, Benson, Cooper, Eastburn, Ellis, D. W., Ellis, E. P., Garrison, Hanby, Hart, Jester, Lingo, Lyons, Mahoney, Marshall, Meredith, W. S., Meredith, J. G., Messick, Murray, McGinnis, Pennington, Prettyman, Sevier, Smith, Stafford, Stevenson, Townsend, Vandenburg, Wilson, Wright, Mr. Speaker—33.

Nays—None.

So the question was decided in the affirmative, and the bill having received the required constitutional majority,

Passed the House.

Ordered to the Senate for concurrence.

Mr. Messick, from the Committee on Education, reported back with favorable recommendation the bill,

House Bill No. 27, entitled:

An act directing Robert M. Burns, Treasurer of New Castle County, to pay to the New Castle County School Commissioners the sum of \$524.83, being balance remaining in his hands from colored school taxes collected prior to the year 1898, and providing for the distribution of the same.

On motion of Mr. Hart, the bill just reported was taken up for consideration, and on his further motion, was read a third time, by paragraphs, in order to pass the House.

On the question, "Shall the bill pass the House?"

The yeas and nays were ordered, which being taken, were as follows:

Yeas—Messrs. Abbott, Armstrong, Baggs, Bennum, Benson, Cooper, Eastburn, Ellis, D. W., Ellis, E. P., Garrison, Hanby, Hart, Jester, Lingo, Lyons, Mahoney, Marshall, Meredith, W. S., Meredith, J. G., Messick, Murray, McGinnis, Pennington, Prettyman, Sevier, Smith, Stafford, Townsend, Vandenburg, Wilson, Wright, Mr. Speaker—33.

Nays—None.

So the question was decided in the affirmative, and the bill having received the required constitutional majority,

Passed the House.

Ordered to the Senate for concurrence.

Mr. Messick, from the Committee on Education, reported back with favorable recommendation the bill,

House Bill No. 108, entitled:

An act to amend Section 27, of Chapter 67, Volume 21, Laws of Delaware, entitled, "An act concerning the establishment of a general system of free public schools," approved May 12, 1898, by increasing the salary which may be paid teachers in unincorporated districts out of the school fund.

On motion of Mr. Messick, the bill just reported was taken up for consideration, and on his further motion, was read a third time, by paragraphs, in order to pass the House.

On the question, "Shall the bill pass the House?"

The yeas and nays were ordered, which being taken, were as follows:

Yeas—Messrs. Abbott, Armstrong, Baggs, Bennum, Benson, Cooper, Eastburn, Ellis, D. W., Ellis, E. P., Garrison, Hanby, Hart, Jester, Lingo, Lyons, Mahoney, Marshall, Meredith, W. S., Meredith, J. G., Messick, Murray, McGinnis, Pennington, Prettyman, Smith, Stafford, Stevenson, Townsend, Vandenburg, Wilson, Mr. Speaker—31.

Nays—None.

So the question was decided in the affirmative, and the bill having received the required constitutional majority,

Passed the House.

Ordered to the Senate for concurrence.

Mr. McGinnis, from the Committee on Miscellaneous, reported back with favorable recommendation the bill,

House Bill No. 92, entitled:

A supplement to an act in relation to peddlers within the County of New Castle.

On motion of Mr. Stafford, the bill just reported was taken up for consideration, and on his further motion, was read a third time, by paragraphs, in order to pass the House.

On the question, "Shall the bill pass the House?"

The yeas and nays were ordered, which being taken, were as follows:

Yeas—Messrs. Abbott, Armstrong, Baggs, Bennum, Benson, Cooper, Eastburn, Ellis, D. W., Ellis, E. P., Garrison, Hanby, Hart, Jester, Lingo, Lyons, Mahoney, Marshall, Meredith, W. S., Meredith, J. G., Messick, Murray, McGinnis, Pennington, Prettyman, Smith, Stafford, Stevenson, Townsend, Vandenburg, Wilson, Mr. Speaker—31.

Nays—None.

So the question was decided in the affirmative, and the bill having received the required constitutional majority,

Passed the House.

Ordered to the Senate for concurrence.

Mr. Marshall, on behalf of the Committee on Enrolled Bills, reported as duly and correctly enrolled and ready for the signature of the Speaker, the following House bill:

House Bill No. 74, entitled:

An act authorizing the Commissioners of the town of Delmar to borrow money and issue bonds to secure the payment thereof for the purpose of providing a supply of water and light for the town of Delmar.

Paired until they return:

Messrs. Smith and Lyons.

Messrs. Cooper and Denney.

Messrs. Hart and Townsend.

On motion of Mr. Smith, the House adjourned until tomorrow at 10.30 o'clock A. M.

February 15, 1905—10.30 o'clock A. M.

House met pursuant to adjournment.

Prayer by the Chaplain.

Roll called. Members present—Messrs. Abbott, Armstrong, Baggs, Bennum, Benson, Cooper, Davis, Eastburn, Ellis, D. W., Ellis, E. P., Garrison, Hanby, Hart, Jester, Lingo, Mahoney, Marshall, Meredith, W. S., Meredith, J. G., Messick, Murray, McGinnis, Prettyman, Sevier, Stafford, Stevenson, Vandenburg, Wilson, Wright, Mr. Speaker.

Journal read and approved.

Mr. Prettyman gave notice that on to-morrow or some future day he would ask leave to introduce a bill, entitled:

An act to amend Section 71, as amended of "An act providing a general corporation law," relating to the incorporation of companies for the purpose of draining and reclaiming low lands.

Mr. Cooper gave notice that on to-morrow or some future day he would ask leave to introduce a bill, entitled:

An act to amend Chapter 418, Volume 14, Laws of Delaware, by providing that one-third of the moneys arising from licenses for the sale of intoxicating liquors shall be paid to the incorporated cities and towns in which the licensed places are located.

Mr. Marshall gave notice that on to-morrow or some future day he would ask leave to introduce a bill, entitled:

An act to amend Chapter 136, Volume 22, Laws of Delaware, being an act entitled, "An act providing for the establishment and maintenance of free public libraries," by excepting the town of Georgetown from the provisions of Section 7 thereof, and providing the method of submitting the question as to the establishment of a free public library in said town to the qualified electors thereof.

Mr. Marshall gave notice that on to-morrow or some future day he would ask leave to introduce a bill, entitled :

An act to reincorporate the Board of Commissioners of the Public Schools of Georgetown, Sussex County, and for other purposes.

Mr. Hanby gave notice that on to-morrow or some future day he would ask leave to introduce a bill, entitled :

An act to amend an act in relation to the collection of road tax in Brandywine Hundred.

Mr. Mahoney gave notice that on to-morrow or some future day he would ask leave to introduce a bill, entitled :

An act enabling County Superintendents of Free Public Schools to extend the term of teachers' certificates under certain conditions.

Mr. Vandenburg, in pursuance of previous notice, asked leave to introduce a bill, (House Bill No. 179), entitled :

An act appropriating a certain sum of money to the State Society of the Daughters of the American Revolution to help defray the costs of the construction of the D. A. R. Memorial Hall at Washington,

Which, on his motion, was read.

And further on his motion, Rule 12 was suspended, and the bill was read a second time, by its title, and referred to the Committee on Appropriations.

Mr. Wilson, in pursuance of previous notice, asked leave to introduce a bill, (House Bill No. 180), entitled :

An act to amend Section 24, of Chapter 67, Volume 21, Laws of Delaware, entitled, "An act concerning the establishment of a general system of free schools," as amended by Chapter 113, Volume 22, Laws of Delaware, by providing for the renewal of the certificates of certain teachers,

Which, on his motion, was read.

Mr. Armstrong, in pursuance of previous notice, asked leave to introduce a bill, (Senate Bill No. 1), entitled :

An act to incorporate the Newark Trust and Safe Deposit Company,

Which, on his motion, was read.

And further on his motion, Rule 12 was suspended, and the bill was read a second time, by its title, and referred to the Committee on Private Corporations.

Mr. Stafford, in pursuance of previous notice, asked leave to introduce a bill, (House Bill No. 181), entitled:

An Act to authorize the Recorder of Deeds in and for New Castle County to make new indices for mortgages,

Which, on his motion, was read.

And further on his motion, Rule 12 was suspended, and the bill was read a second time, by its title, and referred to the Committee on Miscellaneous.

Mr. Murray, in pursuance of previous notice, asked leave to introduce a bill, (House Bill No. 182), entitled:

An act appropriating certain money out of the State Treasury to pay the claim of Andrew S. Eliason, Elias N. Moore, Benjamin A. Groves, County School Commissioners for New Castle County, for services rendered the State in the building and repairing of school houses for colored children in New Castle County,

Which, on his motion, was read.

And further on his motion, Rule 12 was suspended, and the bill was read a second time, by its title, and referred to the Committee on Claims.

On motion of Mr. Wilson, House Bill No. 174, entitled:

An act authorizing and directing the City Council of New Castle to levy and collect an additional school tax,

Was read a second time, by its title, and referred to the Committee on Education.

On motion of Mr. Abbott, House Bill 175, entitled:

An act to repeal Chapter 658, Volume 19, Laws of Delaware, entitled, "An act exempting certain School Districts from general stock laws of this State,

Was read a second time, by its title, and referred to the Committee on Education.

On motion of Mr. Prettyman, House Bill No. 156, entitled:

An act for the punishment of persons for unlawfully cutting, breaking or severing a limb or branch from any holly tree, cedar tree or other evergreen tree or sapling, growing or standing on lands owned by another without the consent of such owner,

Was read a second time, by its title, and referred to the Committee on Crimes and Punishment.

On motion of Mr. McGinnis, House Bill No. 159, entitled:

An act providing for the exemption after notice, leased pianos, piano playing attachments, and organs, from distress and execution process,

Was read a second time, by its title, and referred to the Committee on Miscellaneous.

On motion of Mr. McGinnis, House Bill No. 160, entitled:

An act to enable the Governor to appoint an additional Notary Public for Kent County, to reside at or near Marydel, in West Dover Hundred, Fourth Representative District,

Was read a second time, by its title, and referred to the Committee on Judiciary.

On motion of Mr. Messick, House Bill No. 122, entitled:

An act to amend an act entitled, "An act concerning the establishment of general system of free public schools," approved May 12, 1898, being Chapter 69, Volume 21, Laws of Delaware, by fixing salary to be paid members of County School Commissioners,

Was read a second time, by its title, and referred to the Committee on Education.

On motion of Mr. Wilson, House Bill No. 157, entitled:

An act to authorize the Commissioners of School District No. 70, in New Castle County, to borrow money for the purpose of repairing the school building of said District,

Was read a second time, by its title, and referred to the Committee on Education.

On motion by Mr. Baggs, House Bill No. 177, entitled:

An act to amend Chapter 418, Volume 14, Laws of Delaware, being an act entitled, "An act regulating the sale of intoxicating liquors,"

Was read a second time, by its title, and referred to the Committee on Temperance.

On motion of Mr. Jester, House Bill No. 178, entitled:

An act to further define and enlarge the duties of the Auditors of Accounts and persons having the custody of money belonging to the State,

Was read a second time, by its title, and referred to the Committee on Accounts.

On motion of Mr. Wilson, House Bill No. 167, entitled:

An act authorizing the Mayor and Council of New Castle to borrow \$15,000 for the purpose of building and furnishing a new school house for the Board of Public Education for the City of New Castle,

Was read a second time, by its title, and referred to the Committee on Education.

On motion of Mr. McGinnis, House Bill No. 158, entitled:

An act to enable the Governor to appoint a Justice of the Peace for Kent County, to reside in West Dover Hundred, Fourth Representative District, at or near Marydel,

Was read a second time, by its title, and referred to the Committee on Judiciary.

Mr. Murray, from the Committee on Claims, reported back with favorable recommendation the bill,

House Bill No. 75, entitled:

An act to provide for the payment of certain expenses incurred in the burial of certain indigent soldiers, sailors or marines.

On motion of Mr. Armstrong, the bill just reported, was taken up for consideration, and on his further motion, was read a third time, by paragraphs, in order to pass the House.

On the question, "Shall the bill pass the House?"

The yeas and nays were ordered, which being taken, were as follows:

Yeas—Messrs. Abbott, Armstrong, Baggs, Bennum, Benson, Cooper, Eastburn, Ellis, D. W., Ellis, E. P., Garrison, Hanby, Hart, Jester, Lingo, Mahoney, Marshall, Meredith, W. S., Meredith, J. G., Messick, Murray, McGinnis, Pennington, Prettyman, Sevier, Stafford, Stevenson, Vandenburg, Wright, Mr. Speaker—29.

Nays—None.

So the question was decided in the affirmative, and the bill having received the required constitutional majority,

Passed the House.

Ordered to the Senate for concurrence.

On motion of Mr. Jester, the House took a recess until 2 o'clock P. M.

Same Day—2 o'clock P. M.

Mr. Messick, from the Committee on Education, reported back with favorable recommendation the bill,

House Bill No. 83, entitled:

An act to incorporate united School District 113 and 113 1-2, in Kent County, and for other purposes.

On motion of Mr. Murray, the bill just reported was taken up for consideration, and on his further motion, was read a third time, by paragraphs, in order to pass the House.

On the question, "Shall the bill pass the House?"

The yeas and nays were ordered, which being taken, were as follows:

Yeas—Messrs. Abbott, Armstrong, Baggs, Bennum, Ben-

JOINT SESSION.

The hour of 12 o'clock, M., having arrived, the President pro tempore, Members, Clerks and Sergeant-at-Arms of the Senate, being announced, were admitted.

Reading of the Journal dispensed with.

Mr. Vandenburg of the House moved that a vote be taken for U. S. Senator for term beginning March 4, 1905.

Which motion

Prevailed.

The Clerks were directed to call the rolls of the respective houses, and the members, as their names were called, responded by viva voce as follows, viz:

Mr. Barnard, of the Senate, voted for John Edward Addicks.

Mr. Boyce, of the Senate, voted for Willard Saulsbury.

Mr. Houston, of the Senate, voted for John Edward Addicks.

Mr. Jefferson, of the Senate, voted for Willard Saulsbury.

Mr. Latta, of the Senate, voted for Willard Saulsbury.

Mr. Lingo, of the Senate, voted for John Edward Addicks.

Mr. Mendinhal, of the Senate, voted for Henry A. DuPont.

Mr. D. O. Moore, of the Senate, voted for John Edward Addicks.

Mr. Pennewill, of the Senate, voted for John Edward Addicks.

Mr. Rose, of the Senate, voted for Willard Saulsbury.

Mr. Reed, of the Senate, voted for Willard Saulsbury.

Mr. Smith, of the Senate, voted for Willard Saulsbury.

Mr. Sparks, of the Senate, voted for Henry A. DuPont.

Mr. Stirling, of the Senate, voted for Henry A. DuPont.

Mr. Speaker pro tempore, of the Senate, voted for John Edward Addicks.

Mr. Abbott, of the House, voted for John Edward Addicks.

Mr. Armstrong, of the House, voted for Henry A. DuPont.

Mr. Baggs, of the House, voted for John Edward Addicks.

Mr. Bennum, of the House, voted for John Edward Addicks.

Mr. Benson, of the House, voted for Speaker.

Mr. Davis, of the House, voted for John Edward Addicks.

Mr. Eastburn, of the House, voted for Henry A. DuPont.

Mr. D. W. Ellis, of the House, voted for Willard Saulsbury.

Mr. E. P. Ellis, of the House, voted for Willard Saulsbury.

Mr. Garrison, of the House, voted for John Edward Addicks.

Mr. Hanby, of the House, voted for Willard Saulsbury.

Mr. Jester, of the House, voted for Henry A. DuPont.

Mr. Lingo, of the House, voted for John Edward Addicks.

Mr. Mahoney, of the House, voted for Willard Saulsbury.

Mr. Marshall, of the House, voted for John Edward Addicks.

Mr. W. S. Meredith, of the House, voted for Willard Saulsbury.

Mr. J. G. Meredith, of the House, voted for Willard Saulsbury.

Mr. Messick, of the House, voted for John Edward Addicks.

Mr. Murray, of the House, voted for John Edward Addicks.

Mr. McGinnis, of the House, voted for John Edward Addicks.

Mr. Prettyman, of the House, voted for Willard Saulsbury.

Mr. Sevier, of the House, voted for Willard Saulsbury.

Mr. Stafford, of the House, voted for Henry A. DuPont.

Mr. Stevenson, of the House, voted for Willard Saulsbury.

Mr. Vandenburg, of the House, voted for John Edward Addicks.

Mr. Wilson, of the House, voted for Henry A. DuPont.

Mr. Wright, of the House, voted for Willard Saulsbury.

Mr. Speaker, of the House, voted for John Edward Addicks.

The vote as above ascertained having been announced, as follows:

For John Edward Addicks votes—18.

For Willard Saulsbury—votes 16.

For Henry A. duPont votes 8.

The President pro tem., of the Senate, declared that no person having received a majority of all the votes cast for United States Senator, there was no election to said office.

On motion of Mr. Abbott of the House, the two houses separated and the Senate returned to their chamber.

son, Cooper, Eastburn, Ellis, D. W., Ellis, E. P., Garrison, Hanby, Hart, Jester, Lingo, Mahoney, Marshall, Meredith, W. S., Meredith, J. G., Messick, Murray, McGinnis, Pennington, Prettyman, Sevier, Stafford, Stevenson, Vandenburg, Wilson, Wright, Mr. Speaker—30.

Nays—None.

So the question was decided in the affirmative, and the bill having received the required constitutional majority,

Passed the House.

Ordered to the Senate for concurrence.

Mr. Murray, from the Committee on Claims, reported back with favorable recommendation the bill,

House Bill No. 85, entitled:

An act appropriating certain money out of the State Treasury of this State to pay the claim of Geo. W. Baker for fuel.

On motion of Mr. Benson, the bill just reported was taken up for consideration, and on his further motion, was read a third time, by paragraphs, in order to pass the House.

On the question, "Shall the bill pass the House?"

The yeas and nays were ordered, which being taken, were as follows:

Yeas—Messrs. Abbott, Baggs, Bennum, Benson, Cooper, Eastburn, Ellis, D. W., Ellis, E. P., Garrison, Hanby, Hart, Jester, Lingo, Mahoney, Marshall, Meredith, W. S., Meredith, J. G., Messick, Murray, McGinnis, Pennington, Prettyman, Sevier, Stafford, Stevenson, Vandenburg, Wilson, Wright, Mr. Speaker—28.

Nays—None.

So the question was decided in the affirmative, and the bill having received the required constitutional majority,

Passed the House.

Ordered to the Senate for concurrence.

Mr. Bennum, from the Committee on Fish, Oysters and

Game, reported back with favorable recommendation the bill, (House Bill No. 120), entitled:

An act for the protection of certain fish in the waters and streams of New Castle County other than tidal waters.

On motion of Mr. Stafford, the bill just reported was taken up for consideration, and on his further motion, was read a third time, by paragraphs, in order to pass the House.

On the question, "Shall the bill pass the House?"

The yeas and nays were ordered, which being taken, were as follows:

Yeas—Messrs. Abbott, Armstrong, Baggs, Bennum, Cooper, Davis, Eastburn, Ellis, D. W., Ellis, E. P., Garrison, Hanby, Hart, Jester, Lingo, Mahoney, Marshall, Meredith, W. S., Meredith, J. G., Messick, Murray, McGinnis, Pennington, Prettyman, Sevier, Stafford, Stevenson, Vandenburg, Wilson, Wright, Mr. Speaker—29.

Nays—None.

So the question was decided in the affirmative, and the bill having received the required constitutional majority,

Passed the House.

Ordered to the Senate for concurrence.

Mr. Murray, from the Committee on Claims, reported back with favorable recommendation the bill,

House Bill No. 84, entitled:

An act to amend an act relating to the salaries of Levy Court Commissioners of New Castle County.

On motion of Mr. Jester, the bill just reported was taken up for consideration, and on his further motion, was read a third time, by paragraphs, in order to pass the House.

On the question, "Shall the bill pass the House?"

The yeas and nays were ordered, which being taken, were as follows:

Yeas—Messrs. Abbott, Armstrong, Baggs, Bennum, Coop-

er, Eastburn, Ellis, D. W., Ellis, E. P., Garrison, Hanby, Hart, Jester, Lingo, Mahoney, Marshall, Meredith, W. S., Meredith, J. G., Messick, Murray, McGinnis, Pennington, Sevier, Stafford, Stevenson, Vandenburg, Wilson, Wright, Mr. Speaker—28.

Nays—None.

So the question was decided in the affirmative, and the bill having received the required constitutional majority,

Passed the House.

Ordered to the Senate for concurrence.

Mr. Murray, from the Committee on Claims, reported back with favorable recommendation the bill,

House Bill No. 86, entitled:

An act for the repayment to the Levy Court Commissioners of New Castle County certain money paid to the State of Delaware under the Adams Tax Law.

On motion of Mr. Wilson, the bill just reported was taken up for consideration, and on his further motion, was read a third time, by paragraphs, in order to pass the House.

On the question, "Shall the bill pass the House?"

The yeas and nays were ordered, which being taken, were as follows:

Yeas—Messrs. Abbott, Armstrong, Baggs, Bennum, Cooper, Eastburn, Ellis, D. W., Ellis, E. P., Garrison, Hanby, Hart, Jester, Lingo, Mahoney, Marshall, Meredith, W. S., Meredith, J. G., Messick, Murray, McGinnis, Pennington, Prettyman, Sevier, Stevenson, Vandenburg, Wilson, Wright, Mr. Speaker—29.

Nays—None.

So the question was decided in the affirmative, and the bill having received the required constitutional majority,

Passed the House.

Ordered to the Senate for concurrence.

Mr. Marshall, on behalf of the Committee on Enrolled Bills,

reported as duly and correctly enrolled and ready for the signature of the Speaker, the following Senate Bill:

Senate Bill No. 37, entitled:

An Act in relation to the salary of the Governor.

Mr. Marshall, on behalf of the Committee on Enrolled Bills, reported as duly and correctly enrolled and ready for the signature of the Speaker, the following House bills:

House Bill No. 32, entitled:

An Act authorizing the Governor to appoint a Justice of the Peace for North Murderkill Hundred, Seventh Representative District, in the town of Wyoming.

House Bill No. 79, entitled:

An Act appropriating certain money out of the State Treasury of the State to pay the claim of Clarke & McDaniel for stationery and supplies.

Mr. Hanby paired with Mr. Hart.

On motion of Mr. Baggs, the House adjourned until tomorrow at 10.30 o'clock.

February 16, 1905,—10.30 o'clock, A. M.

House met pursuant to adjournment.

Prayer by the Chaplain.

Roll called. Members present—Messrs. Abbott, Armstrong, Baggs, Bennum, Benson, Cooper, Davis, Eastburn, Ellis, D. W., Ellis, E. P., Garrison, Hanby, Hart, Jester, Lingo, Lyons, Mahoney, Marshall, Meredith, W. S., Meredith, J. G., Messick, Murray, McGinnis, Pennington, Prettyman, Sevier, Smith, Stafford, Stevenson, Townsend, Vandenburg, Wilson, Wright, Mr. Speaker.

Journal read and approved.

Mr. Messick paired with Mr. J. G. Meredith for the rest of the week.

Mr. Benson gave notice that on to-morrow or some future day he would introduce a bill, entitled:

An Act to repeal an act entitled: "An Act in relation to express companies doing business in this State", passed May 2, A. D. 1893, being Chapter 700, Volume 19, Laws of Delaware.

Mr. Benson gave notice that on to-morrow or some future day he would ask leave to introduce a bill, entitled:

An Act to amend an act, entitled: "An Act taxing Express Companies doing business in this State", passed April 25, A. D. 1889, being Chapter 461, Volume 18, Laws of Delaware.

Mr. Marshall gave notice that on to-morrow or some future day he would ask leave to introduce a bill, entitled:

An Act to provide a mode for the assignment of dower to insane widows in intestate real estate.

Mr. Pennington gave notice that on to-morrow or some future day he would ask leave to introduce a bill, entitled:

An Act to incorporate Middletown Trust Company.

Mr. Wilson gave notice that on to-morrow or some future day he would ask leave to introduce a bill, entitled :

An Act to amend Chapter 380, Volume 22, Laws of Delaware, entitled: "An Act to provide for the permanent improvement of the Public Highways in the State of Delaware", and providing for the appointment of an attorney and a chief clerk.

Mr. Lyons gave notice that on to-morrow or some future day he would ask leave to introduce a bill, entitled :

An Act to provide for the appointment of two freeholders to revise the assessment lists in and for Sussex County.

Mr. Jester gave notice that on to-morrow or some future day he would ask leave to introduce a bill, entitled :

An Act to amend Chapter 188, of Volume 18, Laws of Delaware, entitled: "An Act in relation to the streets and sewers of the City of Wilmington", by increasing the membership of the Board of Directors of the Street and Sewer Department from three to five.

Mr. Davis gave notice that on to-morrow or some future day he would ask leave to introduce a bill, entitled :

An Act to raise revenue for the State by requiring non-residents having their principal place of business without the State of Delaware to pay a license for the purpose of maintaining delivery wagons within the State.

Mr. Smith gave notice that on to-morrow or some future day he would ask leave to introduce a bill, entitled :

An Act for the better preservation of certain public records.

Mr. Jester gave notice that on to-morrow or some future day he would ask leave to introduce a bill, entitled :

An Act to amend Chapter 205 of Volume 17, Laws of Delaware, entitled: "An Act to establish a Board of Water Commissioners for the City of Wilmington, and for other purposes", by increasing the membership of the Board of Water Commissioners from three to five.

Mr. Baggs gave notice that on to-morrow or some future day he would ask leave to introduce a bill, entitled :

An Act to authorize the Register of Wills in and for Kent County to procure a new seal of office.

Mr. Cooper gave notice that on to-morrow or some future day he would ask leave to introduce a bill, entitled:

An Act vesting title to trust property in trustees appointed by the Chancellor.

Mr. Townsend gave notice that on to-morrow or some day he would ask leave to introduce a bill, entitled:

An Act to amend the Charter of the Town of Selbyville.

Mr. Wilson gave notice that on to-morrow or some future day he would ask leave to introduce a bill, entitled:

An Act to amend Chapter 380, Volume 22, Laws of Delaware, entitled: "An Act to provide for the permanent improvement of the public highways in the State of Delaware" and providing that any County in the State of Delaware may cause any particular highway or section thereof, within said County, to be improved under the provisions of this Act, after the sum appropriated by the State, for such purpose in said County shall have been exhausted.

Mr. Davis, in pursuance of previous notice, asked leave to introduce a bill, (House bill No. 196), entitled:

An Act for the protection of dogs while running foxes between the first day of May and the last day of August of each year,

Which, on his motion, was read.

Mr. Armstrong, in pursuance of previous notice, asked leave to introduce a bill, (House Bill No. 197), entitled:

An Act fixing an annual salary for the Secretary of State and disposing of the fees heretofore collectable by him for his own use,

Which, on his motion, was read.

On motion of Mr. Abbott, the bill, (House Bill No. 176), entitled:

An Act to amend an act, entitled: "An Act to regulate the business of pawnbrokers and junk dealers within New Castle

County," being Chapter 374 of Volume 20, Laws of Delaware,

Was read a second time, by its title, and referred to the Committee on Miscellaneous.

Mr. Benson, in pursuance of previous notice, asked leave to introduce a bill, (House Bill No. 185), entitled:

An Act authorizing the Town Council of the Town of Dover to fund its indebtedness incurred in the enlargement and improvement of its Light and Water plant by issuing bonds for twelve thousand dollars,

Which, on his motion, was read.

And further, on his motion, Rule 12 was suspended, and the bill was read a second time, by its title, and referred to the Committee on Municipal Corporations.

Mr. Benson, in pursuance of previous notice, asked leave to introduce a bill, (House Bill No. 186), entitled:

An Act to provide for the permanent improvement and maintenance of Public Highways in Kent County,

Which, on his motion, was read.

And further, on his motion, Rule 12 was suspended, and the bill was read a second time, by its title, and referred to the Committee on Public Highways.

Mr. Benson, in pursuance of previous notice, asked leave to introduce a bill, (House Bill No. 183), entitled:

An Act appropriating five hundred dollars to Purnal B. Norman to reimburse him for money expended while acting as Auditor of Accounts,

Which, on his motion, was read.

And further, on his motion, Rule 12 was suspended, and the bill was read a second time, by its title, and referred to the Committee on Appropriations.

Mr. Benson, in pursuance of previous notice, asked leave to introduce a bill, (House Bill No. 184), entitled:

An Act to amend Chapter 746, Volume 19, of the Laws of Delaware, entitled: "An Act to re-incorporate the Town of

Dover, as the same was amended by Chapter 98 of Volume 21 of the Laws of Delaware, providing for a change of the amount of taxation now raised under the Charter of said town,

Which, on his motion, was read.

And further, on his motion, Rule 12 was suspended, and the bill was read a second time, by its title, and referred to the Committee on Municipal Corporation.

Mr. Benson, in pursuance of previous notice, asked leave to introduce a bill, (House Bill No. 195), entitled:

An Act to amend an act entitled: "An Act taxing express companies doing business in this State", passed April 25, A. D. 1889, being Chapter 461, Volume 18, Laws of Delaware,

Which, on his motion, was read.

And further, on his motion, Rule 12 was suspended, and the bill was read a second time, by its title, and referred to the Committee on Private Corporations.

Mr. Jester, in pursuance of previous notice, asked leave to introduce a bill, (House Bill No. 48), entitled:

An Act authorizing the Levy Court of New Castle County to pay to the Delaware Hospital in the City of Wilmington, a sum not to exceed five hundred dollars in any one year for the care and support, nursing, medical and surgical treatment of certain persons who would otherwise become a charge on said County,

Which, on his motion, was read.

Mr. Smith, in pursuance of previous notice, asked leave to introduce a bill, (House Bill No. 193), entitled:

An Act to amend Chapter 162, Volume 22, Laws of Delaware, being an act entitled: "An Act in relation to peddlers within the County of New Castle", by relieving peddlers of fish and oysters from the payment of a license tax,

Which, on his motion, was read.

On suspension of Rule 7, under suspension of Rule 12, was read a second time.

Mr. Benson, in pursuance of previous notice, asked leave to

introduce a bill, (House Bill No. 194), entitled :

An Act to repeal an act entitled: "An Act in relation to Express Companies doing business in this State," passed May 2, A. D., 1893 being Chapter 700, Volume 19, Laws of Delaware,

Which, on his motion, was read.

And further, on his motion, Rule 12 was suspended, and the bill was read a second time, by its title, and referred to the Committee on Private Corporations.

Mr. Marshall, in pursuance of previous notice, asked leave to introduce a bill, (House Bill No. 191), entitled :

An Act to amend Chapter 136, Volume 22, Laws of Delaware, being an act entitled: "An Act providing for the establishment and maintenance of free public libraries", by excepting the Town of Georgetown from the provision of Section 7 thereof, and providing the method of submitting the question as to the establishment of a free public library in said town to the qualified electors thereof,

Which, on his motion, was read.

Mr. Smith, in pursuance of previous notice, asked leave to introduce a bill, (House Bill No. 192), entitled :

An Act to amend Chapter 373, Volume 22, Laws of Delaware, being an act entitled: "An Act for the better protection of fish in the waters of the Chesapeake and Delaware Canal and its feeders in New Castle County", by making lawful fishing for carp therein with seine or net with meshes not less than five inches,

Which, on his motion, was read.

Mr. W. S. Meredith, in pursuance of previous notice, asked leave to introduce a bill, (House Bill No. 189), entitled :

An Act to amend Chapter 140, Volume 18, Laws of Delaware, being an act entitled: "An Act to amend an act, entitled: 'An Act in relation to Insurance Companies'", providing that Industrial Life Insurance Companies shall pay to the Insurance Commissioner the license fee for its agents,

Which, on his motion, was read.

And further, on his motion, Rule 12 was suspended, and the

bill was read a second time, by its title, and referred to the Committee on Banking and Insurance.

Mr. Garrison, in pursuance of previous notice, asked leave to introduce a bill, (House Bill No. 190), entitled:

An Act to provide means by which mortgagee in this State may pay mortgages held by non-resident mortgagors,

Which, on his motion, was read.

And further, on his motion, Rule 12 was suspended, and the bill was read a second time, by its title, and referred to the Committee on Revised Statutes.

Mr. Lyons, in pursuance of previous notice, asked leave to introduce a bill, (House Bill No. 187), entitled:

An Act providing for an appropriation of five hundred dollars to erect a monument to commemorate the first settlement in Delaware, at Lewes, Sussex County,

Which, on his motion, was read.

Mr. Prettyman, in pursuance of previous notice, asked leave to introduce a bill, (House Bill No. 188), entitled:

An Act to amend Section 71, as amended by an act providing a general corporation law, relating to the incorporation of companies for the purpose of draining and reclaiming low lands,

Which, on his motion, was read.

Mr. McGinnis, from the Committee on Miscellaneous, reported back with favorable recommendation the bill,

House Bill No. 139), entitled:

An Act to amend and add to an act, entitled: "An Act regulating the practice of medicine and surgery in this State.

On motion of Mr. Cooper, the bill just reported was taken up for consideration, and on his further motion, was read a third time, by paragraphs, in order to pass the House.

On the question, "Shall the bill pass the House?"

The yeas and nays were ordered, which being taken, were as follows:

Yeas—Messrs Abbott, Armstrong, Baggs, Bennum, Benson, Cooper, Davis, Ellis, D. W., Ellis, E. P., Garrison, Hanby, Hart, Jester, Lingo, Lyons, Mahoney, Marshall, Meredith, W. S., Meredith, J. G. Messick, Murray, McGinnis, Pennington, Prettyman, Sevier, Smith, Stafford, Stevenson, Townsend, Vandenburg, Wilson, Wright, Mr. Speaker—34.

Nays—None.

So the question was decided in the affirmative, and the bill having received the required constitutional majority,

Passed the House.

Ordered to the Senate for concurrence.

Mr. Marshall, from the Committee on Revised Statutes, reported back with favorable recommendation the bill,

Senate Bill No. 20, entitled :

An Act to exempt certain lands and tenements of all charitable day nurseries for babies from taxation for County purposes.

On motion of Mr. Jester, the bill just reported was taken up for consideration, and on his further motion, was read a third time, by paragraphs, in order to pass the House..

On the question, "Shall the bill pass the House?"

The yeas and nays were ordered, which being taken, were as follows :

Yeas—Messrs. Armstrong, Baggs, Bennum, Benson, Cooper, Davis, Eastburn, Ellis, D. W., Ellis, E. P., Garrison, Hanby, Hart, Jester, Lyons, Mahoney, Marshall, Meredith, W. S., Meredith, J. G., Messick, Murray, McGinnis, Pennington, Prettyman, Sevier, Smith, Stafford, Stevenson, Townsend, Vandenburg, Wilson, Wright, Mr. Speaker.—34.

Nays—None.

So the question was decided in the affirmative, and the bill having received the required constitutional majority,

Passed the House.

Ordered that the Senate be informed thereof, and the bill returned to that body.

Mr. Marshall, from the Committee on Revised Statutes, reported back with favorable recommendation the bill,

Senate Bill No. 7, entitled:

An Act for the protection of persons upon engines, tenders, cars, trucks, or other vehicles upon any railroad or railway in this State.

On motion of Mr. Jester, the bill just reported was taken up for consideration, and on his further motion, was read a third time, by paragraphs, in order to pass the House..

On the question, "Shall the bill pass the House?"

The yeas and nays were ordered, which being taken, were as follows:

Yeas—Messrs. Abbott, Baggs, Bennum, Benson, Davis, Eastburn, Ellis, D. W., Ellis, E. P., Hanby, Hart, Jester, Lingo, Mahoney, Marshall, Meredith, W. S., Meredith, J. G., Murray, McGinnis, Pennington, Prettyman, Sevier, Stafford, Stevenson, Townsend, Wright, Mr. Speaker—26.

Nays—None.

So the question was decided in the affirmative, and the bill having received the required constitutional majority,

Passed the House.

Ordered that the Senate be informed thereof, and the bill returned to that body.

Mr. Marshall, from the Committee on Revised Statutes, reported back with favorable recommendation the bill,

Senate Bill No. 19, entitled:

An Act to amend an act, entitled: "An Act to revise and consolidate the Statutes relating to the City of Wilmington, being Chapter 207, Volume 17, Laws of Delaware, exempting from municipal taxation the lands and tenements of all charitable day nurseries for babies.

On motion of Mr. Jester, the bill just reported was taken up for consideration, and on his further motion, was read a third time, by paragraphs, in order to pass the House.

On the question, "Shall the bill pass the House?"

The yeas and nays were ordered, which being taken, were as follows:

Yeas—Messrs. Armstrong, Baggs, Bennum, Benson, Davis, Eastburn, Ellis, D. W., Ellis, E. P., Hanby, Hart, Jester, Lingo, Mahoney, Marshall, Meredith, W. S., Meredith, J. G., Murray, McGinnis, Pennington, Prettyman, Sevier, Stafford, Stevenson, Townsend, Vandenburg, Wright, Mr. Speaker—27.

Nays—None.

So the question was decided in the affirmative, and the bill having received the required constitutional majority,

Passed the House.

Ordered that the Senate be informed thereof, and the bill returned to that body.

On motion of Mr. Abbott the House took a recess until 2 o'clock.

Same Day,—2 o'clock P. M.

House met at expiration of recess.

Mr. Jester, from the Committee on Elections, reported back with favorable recommendation the bill,

Senate Bill No. 10, entitled:

An Act designating the voting place in the First Election District of Representative District Number Six, of Sussex County.

On motion of Mr. Lingo, the bill just reported was taken up for consideration, and on his further motion, was read a third time, by paragraphs, in order to pass the House.

On the question, "Shall the bill pass the House?"

JOINT SESSION.

The hour of 12 o'clock M., having arrived, the President pro tempore, Members, Clerks, and Sergeant-at-Arms of the Senate, being announced, were admitted.

On motion the reading of the Journal was dispensed with.

Mr. Monaghan, of the Senate, moved that a vote be taken for U. S. Senator for term beginning March, 1905.

Which motion

Prevailed.

The Clerks were directed to call the rolls of the respective houses, and the members, as their names were called, responded by viva voce as follows, viz:

Mr. Barnard, of the Senate, voted for John Edward Addicks.

Mr. Boyce, of the Senate, voted for Willard Saulsbury.

Mr. Houston, of the Senate, voted for John Edward Addicks.

Mr. Jefferson, of the Senate, voted for Willard Saulsbury.

Mr. Latta, of the Senate, voted for Willard Saulsbury.

Mr. Lingo, of the Senate, voted for John Edward Addicks.

Mr. Mendinhall, of the Senate, voted for Henry A. DuPont.

Mr. Monaghan, of the Senate, voted for Willard Saulsbury.

Mr. D. O. Moore, of the Senate, voted for John Edward Addicks.

Mr. T. C. Moore, of the Senate, voted for John Edward Addicks.

Mr. Pennewill, of the Senate, voted for John Edward Addicks.

Mr. Rose, of the Senate, voted for Willard Saulsbury.

Mr. Reed, of the Senate, voted for Willard Saulsbury.

Mr. Smith, of the Senate, voted for Willard Saulsbury.

Mr. Sparks, of the Senate, voted for Henry A. DuPont.

Mr. Stirling, of the Senate, voted for Henry A. DuPont.

Mr. Speaker pro tempore, of the Senate, voted for John Edward Addicks.

Mr. Abbott, of the House, voted for John Edward Addicks.

Mr. Armstrong, of the House, voted for Henry A. DuPont.

Mr. Baggs, of the House, voted for John Edward Addicks.

Mr. Bennum, of the House, voted for John Edward Addicks.

Mr. Benson, of the House, voted for John Edward Addicks.

Mr. Cooper, of the House, voted for Willard Saulsbury.
 Mr. Davis, of the House, voted for John Edward Addicks.
 Mr. Eastburn, of the House, voted for Henry A. DuPont.
 Mr. D. W. Ellis, of the House, voted for Willard Saulsbury.
 Mr. E. P. Ellis, of the House, voted for Willard Saulsbury.
 Mr. Garrison, of the House, voted for John Edward Addicks.

Mr. Hanby, of the House, voted for Willard Saulsbury.
 Mr. Hart, of the House, voted for Willard Saulsbury.
 Mr. Jester, of the House, voted for Henry A. DuPont.
 Mr. Lingo, of the House, voted for John Edward Addicks.
 Mr. Lyons, of the House, voted for John Edward Addicks.
 Mr. Mahoney, of the House, voted for Willard Saulsbury.
 Mr. Marshall, of the House, voted for John Edward Addicks.

Mr. W. S. Meredith, of the House, voted for Willard Saulsbury.

Mr. J. G. Meredith, of the House, voted for Willard Saulsbury.
 Mr. Messick, of the House, voted for John Edward Addicks.
 Mr. Murray, of the House, voted for John Edward Addicks.
 Mr. McGinnis, of the House, voted for John Edward Addicks.

Mr. Prettyman, of the House, voted for Willard Saulsbury.
 Mr. Sevier, of the House, voted for Willard Saulsbury.
 Mr. Smith, of the House, voted for Willard Saulsbury.
 Mr. Stafford, of the House, voted for Henry A. duPont.
 Mr. Stevenson, of the House, voted for Willard Saulsbury.
 Mr. Townsend, of the House, voted for John Edward Addicks.

Mr. Vandenburg, of the House, voted for John Edward Addicks.
 Mr. Wilson, of the House, voted for Henry A. duPont.
 Mr. Wright, of the House, voted for Willard Saulsbury.
 Mr. Speaker, of the House, voted for John Edward Addicks.
 The vote as above ascertained having been announced, as follows:
 For John Edward Addicks votes—22.
 For Willard Saulsbury votes—20.
 For Henry A. duPont votes—8.

The President pro tempore of the Senate declared that no person having received a majority of all the votes cast for United States Senator, there was no election to said office.

On motion of Mr. Rose of the Senate the two houses separated and the Senate returned to their chamber.

The yeas and nays were ordered, which being taken, were as follows:

Yeas—Messrs Abbott, Armstrong, Baggs, Bennum, Benson, Davis, Eastburn, Ellis, D. W., Ellis, E. P., Garrison, Hanby, Hart, Jester, Lingo, Lyons, Mahoney, Marshall, Meredith, W. S., Meredith, J. G., Messick, Murray, McGinnis, Pennington, Prettyman, Sevier, Stafford, Stevenson, Townsend, Vandenburg, Wilson, Wright, Mr. Speaker—33.

Nays—None.

So the question was decided in the affirmative, and the bill having received the required constitutional majority,

Passed the House.

Ordered that the Senate be informed thereof, and the bill returned to that body.

Mr. Murray, from the Committee on Claims, reported back with favorable recommendation the bill,

House Bill No. 99, entitled:

An Act appropriating certain money out of the State Treasury of this State to pay the claims of John Behen, Jr. & Co., for fuel.

On motion of Mr. Benson, the bill just reported was taken up for consideration, and on his further motion, was read a third time, by paragraphs, in order to pass the House.

On the question, "Shall the bill pass the House?"

The yeas and nays were ordered, which being taken, were as follows:

Yeas—Messrs. Abbott, Armstrong, Baggs, Benson, Cooper, Davis, Eastburn, Ellis, D. W., Garrison, Hanby, Hart, Jester, Lingo, Lyons, Mahoney, Marshall, Meredith, W. S., Meredith, J. G., Messick, Murray, McGinnis, Pennington, Prettyman, Sevier, Smith, Stafford, Stevenson, Townsend, Wright, Mr. Speaker—30.

Nays—None.

So the question was decided in the affirmative, and the bill having received the required constitutional majority,

Passed the House.

Ordered to the Senate for concurrence.

Mr. McGinnis, from the Committee on Miscellaneous, reported back with favorable recommendation the bill,

House Bill No. 46, entitled:

An Act in relation to auto-commitment to the Delaware State Hospital at Farnhurst.

On motion of Mr. Wilson, the bill just reported was taken up for consideration, and on his further motion, was read a third time, by paragraphs, in order to pass the House.

On the question, "Shall the bill pass the House?"

The yeas and nays were ordered, which being taken, were as follows:

Yeas—Messrs. Armstrong, Cooper, Eastburn, Ellis, D. W., Hanby, Hart, Lyons, Mahoney, Meredith, W. S., Meredith, J. G., Messick, Miller, Murray, McGinnis, Pennington, Prettyman, Sevier, Smith, Stafford, Stevenson, Townsend, Wilson, Wright, Mr. Speaker—24.

Nays—Messrs. Bennum, Benson, Garrison, Lingo, Marshall—5.

So the question was decided in the affirmative, and the bill having received the required constitutional majority,

Passed the House.

Ordered to the Senate for concurrence.

Mr. Murray, from the Committee on Claims, reported back with favorable recommendation the bill,

House Bill No. 169, entitled:

An Act appropriating certain money out of the State Treasury to pay the claims of J. R. Khuns, V. S., for professional services.

On motion of Mr. Murray, the bill just reported was taken up for consideration, and on his further motion, was read a third time, by paragraphs, in order to pass the House.

On the question, "Shall the bill pass the House?"

The yeas and nays were ordered, which being taken, were as follows:

Yeas—Messrs. Armstrong, Baggs, Bennum, Benson, Cooper, Davis, Eastburn, Ellis, D. W., Ellis, E. P., Garrison, Hanby, Hart, Jester, Lingo, Lyons, Mahoney, Marshall, Meredith, W. S., Meredith, J. G., Messick, Murray, Pennington, Prettyman, Sevier, Smith, Stafford, Stevenson, Townsend, Vandenburg, Wilson, Wright, Mr. Speaker—33.

Nays—None.

So the question was decided in the affirmative, and the bill having received the required constitutional majority,

Passed the House.

Ordered to the Senate for concurrence.

Mr. Murray, from the Committee on Claims, reported back with favorable recommendation the bill,

House Bill No. 171, entitled:

An Act to appropriate certain money out of the State Treasury to pay the claim of Dr. J. R. Kuhns and Dr. H. B. McDowell, for inoculating twenty-seven hundred and ten head of horses and cattle.

On motion of Mr. Murray, the bill just reported was taken up for consideration, and on his further motion, was read a third time, by paragraphs, in order to pass the House.

On the question, "Shall the bill pass the House?"

The yeas and nays were ordered, which being taken, were as follows:

Yeas—Messrs. Armstrong, Baggs, Bennum, Benson, Cooper, Davis, Eastburn, Ellis, D. W., Ellis, E. P., Garrison, Hanby, Hart, Jester, Lingo, Lyons, Mahoney, Marshall, Meredith, W. S., Meredith, J. G., Messick, Murray, McGinnis, Pennington, Prettyman, Sevier, Smith, Stafford, Stevenson, Townsend, Vandenburg, Wilson, Wright, Mr. Speaker—33.

Nays—None.

So the question was decided in the affirmative, and the bill having received the required constitutional majority,

Passed the House.

Ordered to the Senate for concurrence.

Mr. Jester, from the Committee on Elections, reported back with favorable recommendation the bill,

House Bill No. 121, entitled:

An Act to establish the voting place of the Third Election District of the Tenth Representative District, in New Castle, New Castle County, Delaware.

On motion of Mr. Wilson, the bill just reported was taken up for consideration, and on his further motion, was read a third time, by paragraphs, in order to pass the House.

On the question, "Shall the bill pass the House?"

The yeas and nays were ordered, which being taken, were as follows:

Yeas—Messrs Abbott, Armstrong, Baggs, Bennum, Benson, Cooper, Davis, Eastburn, Ellis, D.W., Ellis, E. P., Garrison, Hanby, Hart, Jester, Lingo, Mahoney, Marshall, Meredith, W. S., Meredith, J. G., Messick, Murray, McGinnis, Pennington, Prettyman, Sevier, Smith, Stafford, Stevenson, Townsend, Vandenburg, Wilson, Mr. Speaker—32.

Nays—Mr. Wright—1.

So the question was decided in the affirmative, and the bill having received the required constitutional majority,

Passed the House.

Ordered to the Senate for concurrence.

Mr. Stafford, from the Committee on Crimes and Punishment, reported back with favorable recommendation the bill,

House Bill No. 156, entitled:

An Act for the punishment of persons for unlawfully cutting, breaking or severing a limb or branch from any holly tree, cedar tree, or other evergreen trees or saplings growing or

standing on lands owned by another without the consent of such owner.

On motion of Mr. Prettyman the bill just reported was taken up for consideration, and on his further motion, was read a third time, by paragraphs, in order to pass the House.

On the question, "Shall the bill pass the House?"

The yeas and nays were ordered, which being taken, were as follows:

Yeas—Messrs. Abbott, Armstrong, Baggs, Benson, Cooper, Davis, Eastburn, Ellis, D. W., Ellis, E. P., Garrison, Hanby, Hart, Jester, Lingo, Lyons, Mahoney, Marshall, Meredith, W. S., Meredith, J. G., Messick, Murray, McGinnis, Pennington, Prettyman, Sevier, Smith, Stafford, Stevenson, Townsend, Vandenburg, Wilson, Wright, Mr. Speaker—33.

Nays—None.

So the question was decided in the affirmative, and the bill having received the required constitutional majority,

Passed the House.

Ordered to the Senate for concurrence.

Mr. Messick, from the Committee on Education reported back with favorable recommendation the bill,

House Bill No. 144, entitled:

An Act to amend Chapter 344, Volume 22, Laws of Delaware, entitled: "An Act to encourage the education at Normal Schools of certain persons intending to teach in Public Schools", approved March 26, 1903, providing that the County School Commission may select pupils from any part of the State.

On motion of Mr. Smith, the bill just reported was taken up for consideration, and on his further motion, was read a third time, by paragraphs, in order to pass the House.

On the question, "Shall the bill pass the House?"

The yeas and nays were ordered, which being taken, were as follows:

Yeas—Messrs. Abbott, Armstrong, Baggs, Bennum, Ben-

son, Cooper, Eastburn, Ellis, D. W., Ellis, E. P., Garrison, Hanby, Hart, Jester, Lingo, Lyons, Mahoney, Marshall, Meredith, W. S., Meredith, J. G., Messick, Murray, McGinnis, Pennington, Prettyman, Sevier, Smith, Stafford, Stevenson, Townsend, Vandenburg, Wilson, Wright, Mr. Speaker—33.

Nays—None.

So the question was decided in the affirmative, and the bill having received the required constitutional majority,

Passed the House.

Ordered to the Senate for concurrence.

Mr. Marshall, from the Committee on Revised Statutes, reported back with favorable recommendation the bill,

Senate Bill No. 22, entitled:

An Act to exempt certain lands and tenements of all non-sectarian charitable Young Woman's Christian Associations, from taxation for County purposes.

On motion of Mr. Jester, the bill just reported was taken up for consideration, and on his further motion, was read a third time, by paragraphs, in order to pass the House.

On the question, "Shall the bill pass the House?"

The yeas and nays were ordered, which being taken, were as follows:

Yeas—Messrs. Armstrong, Baggs, Bennum, Benson, Davis, Eastburn, Ellis, E. P., Garrison, Hanby, Hart, Jester, Lingo, Lyons, Mahoney, Marshall, Messick, Murray, McGinnis, Pennington, Prettyman, Sevier, Smith, Stafford, Stevenson, Townsend, Vandenburg, Wilson, Wright, Mr. Speaker—29.

Nays—Messrs. Ellis, D. W., Meredith, W. S., Meredith, J. G.—3.

So the question was decided in the affirmative, and the bill having received the required constitutional majority,

Passed the House.

Ordered that the Senate be informed thereof, and the bill returned to that body.

Mr. Marshall, from the Committee on Revised Statutes, reported back with favorable recommendation the bill,

Senate Bill No. 21, entitled:

An Act to amend an act entitled: "An Act to revise and consolidate the Statutes relating to the City of Wilmington", being Chapter 207, Volume 17, Laws of Delaware, exempting from taxation for municipal purposes, the lands and tenements of all Non-Sectarian Charitable Young Woman's Christian Associations.

On motion of Mr. Jester, the bill just reported was taken up for consideration, and on his further motion, was read a third time, by paragraphs, in order to pass the House.

On the question, "Shall the bill pass the House?"

The yeas and nays were ordered, which being taken, were as follows:

Yeas—Messrs. Armstrong, Baggs, Bennum, Benson, Cooper, Davis, Eastburn, Ellis, E. P., Garrison, Hanby, Hart, Jester, Lingo, Lyons, Mahoney, Marshall, Messick, Murray, McGinnis, Pennington, Prettyman, Sevier, Smith, Stafford, Stevenson, Townsend, Vandenburg, Wilson, Wright, Mr. Speaker—29.

Nays—Messrs. Ellis, D. W., Meredith, W. S., Meredith, J. G.—3.

So the question was decided in the affirmative, and the bill having received the required constitutional majority,

Passed the House.

Ordered that the Senate be informed thereof, and the bill returned to that body.

Mr. Stafford, from the Committee on Crimes and Punishment, reported back with favorable recommendation the bill,

House Bill No. 114, entitled:

An Act providing for the punishment of any person who shall procure the use or services of any telephone company in this State upon any misrepresentation or false pretenses.

On motion of Mr. Benson, the bill just reported was taken up for consideration, and on his further motion, was read a

third time, by paragraphs, in order to pass the House.

On the question, "Shall the bill pass the House?"

The yeas and nays were ordered, which being taken, were as follows:

Yeas—Messrs. Armstrong, Baggs, Benson, Cooper, Davis, Eastburn, Ellis, D. W., Ellis, E. P., Garrison, Hanby, Hart, Jester, Lingo, Lyons, Mahoney, Marshall, Meredith, W. S., Meredith, J. G., Messick, Murray, Pennington, Prettyman, Sevier, Smith, Stafford Stevenson, Townsend, Wilson, Wright, Mr. Speaker—30.

Nays—None.

So the question was decided in the affirmative, and the bill having received the required constitutional majority,

Passed the House.

Ordered to the Senate for concurrence.

Mr. Bennum, from the Committee on Fish, Oysters and Game, reported back with favorable recommendation the bill,

House Bill No. 126, entitled:

An Act for the protection of oysters in Broadkilm River or Sound.

On motion of Lyons, the bill just reported was taken up for consideration, and on his further motion, was read a third time, by paragraphs, in order to pass the House.

On the question, "Shall the bill pass the House?"

The yeas and nays were ordered, which being taken, were as follows:

Yeas—Messrs. Armstrong, Baggs, Bennum, Benson, Cooper, Davis, Eastburn, Ellis, D. W., Ellis, E. P., Garrison, Hanby, Hart, Jester, Lingo, Lyons, Mahoney, Marshall, W. S., Meredith, J. G., Messick, Murray, Pennington, Prettyman, Sevier, Smith, Stafford, Stevenson, Townsend, Vandenburg, Wilson, Wright, Mr. Speaker—32.

Nays—None.

So the question was decided in the affirmative, and the bill

having received the required constitutional majority,

Passed the House.

Ordered to the Senate for concurrence.

Mr. Bennum, from the Committee on Fish, Oysters and Game, reported back with favorable recommendation the bill,

House Bill No. 127, entitled:

An Act for the protection of terrapin in the rivers, bays, lakes and other bodies of water within the State of Delaware.

On motion of Mr. Smith, the bill just reported was taken up for consideration, and on his further motion, was read a third time, by paragraphs, in order to pass the House.

On the question, "Shall the bill pass the House?"

The yeas and nays were ordered, which being taken, were as follows:

Yeas—Messrs. Armstrong, Baggs, Bennum, Benson, Cooper, Ellis, D. W., Garrison, Jester, Lingo, Lyons, Mahoney, Marshall, Meredith, W. S., Meredith, J. G., Messick, McGinnis, Pennington, Prettyman, Sevier, Smith, Stafford, Stevenson, Vandenburg, Wilson, Mr. Speaker—25.

Nays—None.

So the question was decided in the affirmative, and the bill having received the required constitutional majority,

Passed the House.

Ordered to the Senate for concurrence.

Mr. Abbott, from the Committee on Municipal Corporations, reported back with favorable recommendation the bill,

House Bill No. 74, entitled:

An Act authorizing the Commissioners of the Town of Delmar to borrow money and issue bonds to secure the payment thereof, for the purpose of providing a supply of water and lights for the Town of Delmar.

On motion of Mr. E. P. Ellis the bill just reported was taken

up for consideration, and on his further motion, was read a third time, by paragraphs, in order to pass the House.

On the question, "Shall the bill pass the House?"

The yeas and nays were ordered, which being taken, were as follows:

Yeas—Messrs. Armstrong, Baggs, Benson, Cooper, Davis, Eastburn, Ellis, D. W., Ellis, E. P., Garrison, Hanby, Hart, Jester, Lingo, Lyons, Mahoney, Marshall, Meredith, W. S., Meredith, J. G., Messick, Murray, McGinnis, Prettyman, Sevier, Smith, Stafford, Stevenson, Townsend, Vandenburg, Wilson, Wright, Mr. Speaker—31.

Nays—None.

So the question was decided in the affirmative, and the bill having received the required constitutional majority,

Passed the House.

Ordered to the Senate for concurrence.

Mr. Bennum, from the Committee on Fish, Oysters and Game, reported back with favorable recommendation the bill,

House Bill No. 132, entitled:

An Act to amend Chapter 372, Volume 22, Laws of Delaware, being an act, entitled: "An Act for the protection of black bass in the fresh water streams and lakes or ponds within the jurisdiction of Delaware", by changing the time when black bass may be fished for or caught.

On motion of Mr. Smith, the bill just reported was taken up for consideration, and on his further motion, was read a third time, by paragraphs, in order to pass the House.

On the question, "Shall the bill pass the House?"

The yeas and nays were ordered, which being taken, were as follows:

Yeas—Messrs. Abbott, Armstrong, Baggs, Bennum, Benson, Cooper, Eastburn, Ellis, D. W., Garrison, Jester, Lingo, Lyons, Mahoney, Marshall, Meredith, W. S., Meredith, J. G., Messick, McGinnis, Pennington, Prettyman, Sevier, Smith, Stafford, Stevenson, Wilson, Mr. Speaker—26.

Nays—None.

So the question was decided in the affirmative, and the bill having received the required constitutional majority,

Passed the House.

Ordered to the Senate for concurrence.

Mr. Murray, from the Committee on Claims, reported back with favorable recommendation the bill,

House Bill No. 170, entitled:

An Act appropriating certain money out of the Treasury of this State to pay the claim of Dr. Henry Marshall for twenty professional visits and inoculating eight hundred and forty-six head of horses and cattle.

On motion of Mr. Murray, the bill just reported was taken up for consideration, and on his further motion, was read a third time, by paragraphs, in order to pass the House.

On the question, "Shall the bill pass the House?"

The yeas and nays were ordered, which being taken, were as follows:

Yeas—Messrs. Armstrong, Baggs, Bennum, Benson, Cooper, Davis, Eastburn, Ellis, D. W., Ellis, E. P., Garrison, Hanby, Hart, Jester, Lingo, Lyons, Mahoney, Meredith, W. S., Meredith, J. G., Messick, Murray, Pennington, Prettyman, Sevier, Smith, Stafford, Stevenson, Townsend, Vandenburg, Wilson, Wright, Mr. Speaker—33.

Nays—None.

So the question was decided in the affirmative, and the bill having received the required constitutional majority,

Passed the House.

Ordered to the Senate for concurrence.

Mr. Goslee, Clerk of the Senate, being admitted, informed the House that the Senate had concurred in the following House bills:

House Bill No. 69, with amendment, entitled:

An Act authorizing the State Insurance Commissioner to receive and hold deposits of money or securities of Corporations and Associations organized under the Laws of Delaware, where under the Laws of any other States such associations or corporations are required or authorized to place deposits with the proper officers of the State of Delaware.

House Bill No. 40, entitled:

An Act to amend Chapter 152, Volume 22, Laws of Delaware, entitled: "An Act to amend Chapter 507 of Volume 17, Laws of Delaware, entitled: 'An Act for the protection and preservation of game and game fish, changing the time in which reed birds may be killed.'"

House Bill No. 22, entitled:

An Act to amend "An Act for the protection of birds and their nests and eggs."

House Bill No. 17, entitled:

An Act for protection of oysters in Mispillion River.

House Bill No. 62, entitled:

An Act authorizing the State Treasurer to pay, over to the School Commissioners of District No. 98, in Sussex County, for the use of the District, certain money to which said District is entitled under the apportionment of School Dividends.

House Bill No. 77, entitled:

An Act to change the name of Percy Rockwell Hauley to Percy Rockwell Killen,

And returned the same to the House.

Mr. Goslee, Clerk of the Senate, being admitted, informed the House that the Senate had passed and requested the concurrence of the House in the following Senate bills:

Senate Bill No. 58, entitled:

An Act to amend Section 11 of Chapter 127 of the Revised Code, enlarging the term of imprisonment for the crime of assault with intent to commit rape.

Senate Bill No. 61, entitled:

An Act to amend Section 6, Chapter 127, of the Revised Code, enlarging the time of imprisonment for the crime of assault with intent to commit murder.

Senate Bill No. 16, entitled:

An Act proposing an amendment to Section 4, Article 5, of the Constitution of this State, by striking out of said Section all thereof which requires the payment of money as a qualification to register.

Senate Bill No. 24, entitled:

Substitute for original Senate Bill No. 24:

An Act to prevent carp fishing in the Delaware Bay and its tributaries south of the north bank or shore of Appoquinimink Creek during the months of July and August of each year.

Senate Bill No. 118, entitled:

An Act authorizing the Levy Court of New Castle County to pay to Delaware Hospital in the City of Wilmington, a sum not exceeding five hundred dollars in any one year for the care and support, nursing, medical and surgical treatment of certain persons who would otherwise become a charge on said County.

Senate Bill No. 50, entitled:

An Act authorizing the Levy Court of New Castle County to pay to the Homoeopathic Hospital Association of the City of Wilmington, a sum not to exceed five hundred dollars in any one year for the care and support, nursing, medical and surgical treatment of certain persons who would otherwise become a charge on said county.

Senate Bill No. 40, entitled:

An Act to amend Chapter 282, Volume 22, Laws of Delaware, in relation to assessors.

Senate Bill No. 42, entitled:

An Act to amend "An Act fixing an annual salary for the Sheriff of New Castle County.

Senate Bill No. 51, (with substitute), entitled:

An Act to amend Section 2, of Chapter 36, Volume 21, Laws of Delaware, entitled: "An Act providing for a uniform

system of registration of all qualified voters in this State by changing certain days of registration in the City of Wilmington,"

And presented the same to the House.

Mr. Marshall, on behalf of the Committee on Enrolled Bills, reported as duly and correctly enrolled and ready for the signature of the Speaker, the following House bill:

House Bill, No. 19, entitled:

An Act to amend Chapter 99, Volume 22, Laws of Delaware, entitled: "An Act to re-enact the Insurance Laws of Delaware in order to make them conform with the requirements of the amended constitution and of the General Corporation Law.

On motion of Mr. Sevier the House adjourned until 10.30 o'clock to-morrow.

February 17, 1905,—10.30 o'clock, A. M.

House met pursuant to adjournment.

Prayer by the Chaplain.

Roll called. Members present—Messrs. Abbott, Armstrong, Baggs, Bennum, Benson, Cooper, Davis, Eastburn, Ellis, D. W., Ellis, E. P., Garrison, Hanby, Hart, Jester, Lingo, Lyons, Mahoney, Marshall, Meredith, W.S., Miller, Murray, McGinnis, Pennington, Prettyman, Sevier, Smith, Stafford, Stevenson, Townsend, Vandenburg, Wilson, Wright, Mr. Speaker.

Journal read and approved.

Mr. Benson gave notice that on to-morrow or some future day he would ask leave to introduce a bill, entitled:

An Act in relation to the Delaware Hospital at Farnhurst requiring the Board of Trustees to pay to the State Treasurer all moneys received for the board, care, and attention of pay patients.

Mr. Benson gave notice that on to-morrow or some future day he would ask leave to introduce a bill, entitled:

An Act to further protect the oyster interests of the State, by prohibiting the use of certain winders in catching oysters.

Mr. Benson gave notice that on to-morrow or some future day he would ask leave to introduce a bill, entitled:

An Act increasing the price of licenses to persons taking oysters from private plantations by means of boats propelled by steam, gasoline, naphtha, electricity or other motor power.

Mr. Benson gave notice that on to-morrow or some future day he would ask leave to introduce a bill, entitled:

An Act to amend an act, entitled: "An Act to amend Chapter 653, Volume 19, Laws of Delaware", passed at Dover,

May 27, 1897, being Chapter 466, Volume 20, Laws of Delaware, by increasing the price of licenses to non-resident oystermen who operate in the waters of this State.

Mr. Benson gave notice that on to-morrow or some future day he would ask leave to introduce a bill, entitled:

An Act requiring persons taking oysters from the natural beds of this State to rough cull them.

Mr. Sevier gave notice that on to-morrow or some future day he would ask leave to introduce a bill, entitled:

An Act to amend Chapter 374, Volume 20, Laws of Delaware, being an act, entitled: "An Act to regulate the business of Pawn Brokers and Junk Dealers within New Castle County."

Mr. Stafford gave notice that on to-morrow or some future day he would ask leave to introduce a bill, entitled:

An Act to repeal Chapter 275 of Volume 22, Laws of Delaware, entitled: "An Act authorizing the Levy Court Commissioners of New Castle County to refund the 'New Castle County Workhouse Loan'".

Mr. Cooper gave notice that on to-morrow or some future day he would ask leave to introduce a bill, entitled:

An Act to amend Chapter 555, Volume 18, Laws of Delaware, being an act, entitled: "A further supplement to the act, entitled: 'An Act to regulate the sale of intoxicating liquors,' " passed at Dover, April 10, 1873.

Mr. Armstrong gave notice that on to-morrow or some future day he would ask leave to introduce a bill, entitled:

An Act to amend Chapter 419, Volume 22, Laws of Delaware, entitled: "An Act to provide for the collection of taxes levied and assessed on real property and persons within the Town of Newark, Delaware".

Mr. Stafford gave notice that on to-morrow or some future day he would ask leave to introduce a bill, entitled:

An Act authorizing and directing the Levy Court of New Castle County to borrow on the credit of the County certain sums of money not exceeding one hundred thousand dollars in

order to provide for the additions to the New Castle County Workhouse.

Mr. Stafford gave notice that on to-morrow or some future day he would ask leave to introduce a bill, entitled :

An Act authorizing the Levy Court Commissioners of New Castle County to refund the seventy-five thousand dollar loan created by authority of Chapter 141, Volume 22, Laws of Delaware.

Mr. Townsend gave notice that on to-morrow or some future day he would ask leave to introduce a bill, entitled :

An Act authorizing the Commissioners of the Town of Selbyville to borrow money and issue bonds to secure the payment thereof, for the purpose of imposing and draining the streets, lanes and alleys of the town of Selbyville.

Mr. Wright gave notice that on to-morrow or some future day he would ask leave to introduce a bill, entitled :

An Act to amend Chapter 653, Volume 19, Laws of Delaware, entitled: "An Act to repeal all statutes relating to planting, propagating, dredging, digging or taking oysters from the natural beds or plantations in the Delaware Bay and its tributaries and to re-enact the same or parts thereof with amendments.

Mr. Wright gave notice that on to-morrow or some future day he would ask leave to introduce a bill, entitled :

An Act providing for the surveying, plotting and staking of oyster plantations in the Delaware Bay within the jurisdiction of the State of Delaware.

Mr. Vandenburg gave notice that on to-morrow or some future day he would ask leave to introduce a bill, entitled :

An Act to re-incorporate School Districts Nos. 90 and 90 1-2 in the Town of Bridgeville, in Sussex County, and for other purposes.

Mr. E. P. Ellis gave notice that on to-morrow or some future day he would ask leave to introduce a bill, entitled :

An Act to amend Chapter 380, Laws of Delaware, passed April 14, A. D. 1903.

Mr. Smith gave notice that on to-morrow or some future day he would ask leave to introduce a bill, entitled:

An Act to repeal Chapter 387, Volume 22, Laws of Delaware, entitled: "An Act for the regulation of the sales of stocks of goods in bulk.

Mr. Eastburn gave notice that on to-morrow or some future day he would ask leave to introduce a bill, entitled:

An Act to amend: "An Act concerning youthful convicts." by providing for parol of first offenders.

Mr. Vandenburg gave notice that on to-morrow or some future day he would ask leave to introduce a bill, entitled:

An Act to provide for the permanent improvement of the public highways in Sussex County.

Mr. Armstrong gave notice that on to-morrow or some future day he would ask leave to introduce a bill, entitled:

An Act to amend Chapter 175, Volume 18, Laws of Delaware, entitled: "An Act to re-incorporate the Town of Newark".

Paired for to-morrow:

Mr. Stevenson paired with Mr. Townsend.

Mr. Pennington paired with Mr. Miller.

Mr. Hanby paired with Mr. Baggs.

Mr. Prettyman paired with Mr. McGinnis.

Mr. Wright paired with Mr. Murray.

Mr. Smith paired with Mr. Abbott.

Mr. Sevier paired with Mr. Marshall.

Mr. D. W. Ellis paired with Mr. Garrison.

Mr. E. P. Ellis paired with Mr. Vandenburg.

Mr. J. G. Meredith paired with Mr. Messick.

Mr. Mahoney paired with Mr. Bennum.

Mr. Cooper paired with Mr. Davis.

Mr. Hart paired with Mr. Lingo.

Mr. W. S. Meredith paired with Mr. Lyons.

Mr. Wilson paired with Mr. Armstrong.

Mr. Benson, from the Committee on Banking and Insurance, reported back with favorable recommendation the bill,

Senate Bill No. 1, entitled:

An Act to incorporate the Newark Trust and Safe Deposit Company.

On motion of Mr. Armstrong, the bill just reported was taken up for consideration, and on his further motion, was read a third time, by paragraphs, in order to pass the House.

On the question, "Shall the bill pass the House?"

The yeas and nays were ordered, which being taken, were as follows:

Yeas—Messrs. Abbott, Armstrong, Baggs, Bennum, Benson, Cooper, Davis, Eastburn, Ellis, D. W., Ellis, E. P., Garrison, Hanby, Hart, Lingo, Lyons, Meredith, W. S., Miller, Murray, McGinnis, Pennington, Prettyman, Sevier, Smith, Stafford, Stevenson, Townsend, Vandenburg, Wilson, Wright, Mr. Speaker.

Nays—None.

So the question was decided in the affirmative, and the bill having received the required constitutional majority,

Passed the House.

Ordered that the Senate be informed thereof, and the bill returned to that body.

Mr. Goslee, Clerk of the Senate, being admitted, informed the House that the Senate had passed and requested the concurrence of the House in the following Senate bill:

Senate Bill No. 39, entitled:

An Act to authorize the levying of an additional special tax for shelling the county roads of Little Creek Hundred, Sussex County,

And presented the same to the House.

Mr. Goslee, Clerk of the Senate, being admitted, presented for the signature of the Speaker of the House the following duly and correctly enrolled Senate bill, the same having been signed by the President of the Senate.

Senate Bill No. 27, entitled :

An Act to re-incorporate the Town of Wyoming.

Mr. Goslee, Clerk of the Senate, being admitted, informed the House that the Senate had passed and requested the concurrence of the House in the following Senate bills :

Senate Bill No. 46, entitled :

An Act to prohibit shooting ducks and other wild fowl from power and sail boats in Rehoboth Bay and Indian River and their tributaries.

Senate Bill No. 33, entitled :

An Act to amend Section 19, of Chapter 12, of the Revised Code, in relation to collectors.

Senate Bill No. 54, entitled :

An Act giving the consent of the Legislature of the State of Delaware to the purchase by the United States for military purposes of land adjoining the military reservation of Fort Dupont, Delaware.

Senate Bill No. 43, entitled :

An Act to abolish the offices of collectors of poll taxes or collectors of capitation taxes for the City of Wilmington, and to impose the duty of collecting the capitation taxes in the City of Wilmington, upon the receiver of taxes for New Castle County.

Senate Bill No. 32, entitled :

An Act to amend Chapter 4, of the Revised Code, Laws of Delaware, in relation to the publication of Laws,

And presented the same to the House.

JOINT MEETING.

The hour of 12 o'clock, M., having arrived, the President pro tempore, members, Clerks and Sergeant-at-Arms of the Senate, being announced, were admitted.

Mr. Moore moved that the reading of the Journal be dispensed with,

Which motion

Prevailed.

Mr. Smith moved that the body go into an election for United States Senator for six years, beginning, March 4, 1905.

Which motion

Prevailed.

The Clerks were directed to call the rolls of the respective houses, and the members, as their names were called, responded by viva voca as follows, viz:

Mr. Barnard, of the Senate, voted for John Edward Addicks.

Mr. Boyce, of the Senate, voted for Willard Saulsbury.

Mr. Houston, of the Senate, voted for John Edward Addicks.

Mr. Jefferson, of the Senate, voted for Willard Saulsbury.

Mr. Latta, of the Senate, voted for Willard Saulsbury.

Mr. Lingo, of the Senate, voted for T. Coleman DuPont.

Mr. Mendinhall, of the Senate, voted for Henry A. DuPont.

Mr. Managhan, of the Senate, voted for Willard Saulsbury.

Mr. D. O. Moore, of the Senate, voted for John Edward Addicks.

Mr. T. C. Moore, of the Senate, voted for John Edward Addicks.

Mr. Pennewill, of the Senate, voted for T. Coleman DuPont.

Mr. Rose, of the Senate, voted for Willard Saulsbury.

Mr. Reed, of the Senate, voted for Willard Saulsbury.

Mr. Smith, of the Senate, voted for Willard Saulsbury.

Mr. Sparks, of the Senate, voted for Henry A. DuPont.

Mr. Stirling, of the Senate, voted for Henry A. DuPont.

Mr. Speaker pro tempore, of the Senate, voted for John Edward Addicks.

Mr. Abbott, of the House, voted for John Edward Addicks.

Mr. Armstrong, of the House, voted for Henry A. DuPont.

Mr. Baggs, of the House, voted for John Edward Addicks.

Mr. Bennum, of the House, voted for John Edward Addicks.

Mr. Benson, of the House, voted for Harry A. Richardson.

Mr. Cooper, of the House, voted for Willard Saulsbury.

Mr. Davis, of the House, voted for John Edward Addicks.

Mr. Eastburn, of the House, voted for Henry A. DuPont.

Mr. D. W. Ellis, of the House, voted for Willard Saulsbury.

Mr. E. P. Ellis, of the House, voted for Willard Saulsbury.

Mr. Garrison, of the House, voted for John Edward Addicks.

Mr. Hanby, of the House, voted for Willard Saulsbury.

Mr. Hart, of the House, voter for Willard Saulsbury.

Mr. Jester, of the House, voted for Henry A. DuPont.

Mr. Lingo, of the House, voted for T. Coleman DuPont.

Mr. Lyons, of the House, voted for Caleb R. Layton.

Mr. Mahoney, of the House, voted for Willard Saulsbury.

Mr. Marshall, of the House, voted for John Edward Addicks.

Mr. W. S. Meredith, of the House, voted for Willard Saulsbury.

Mr. Miller, of the House, voted for Henry A. DuPont.

Mr. Murray, of the House, voted for John Edward Addicks.

Mr. McGinnis, of the House, voted for John Edward Addicks.

Mr. Pennington, of the House, voted for Willard Saulsbury.

Mr. Prettyman, of the House, voted for Willard Saulsbury.

Mr. Sevier, of the House, voted for Willard Saulsbury.

Mr. Smith, of the House, voted for Willard Saulsbury.

Mr. Stafford, of the House, voted for Henry A. DuPont.

Mr. Stevenson, of the House, voted for Willard Saulsbury.

Mr. Townsend, of the House, voted for John Edward Addicks.

Mr. Vandenburg, of the House, voted for T. Coleman DuPont.

Mr. Wilson, of the House, voted for Henry A. DuPont.

Mr. Wright, of the House, voted for Willard Saulsbury.

Mr. Speaker, of the House, voted for John Edward Addicks.

The vote as above ascertained having been announced as follows:

For John Edward Addicks, fifteen votes.

For Willard Saulsbury, twenty votes.

For Henry A. DuPont, nine votes.

For T. Coleman DuPont, four votes.

For Caleb R. Layton, one vote.

For Harry A. Richardson, one vote.

Total, fifty votes.

The President pro tem. of the Senate, declared that no person having received a majority of all the votes cast for United States Senator, there was no election to said office.

On motion of Mr. Rose, of the Senate, the two houses separated, and the Senate returned to their chamber.

On motion of Mr. Abbott, the House took a recess until 2 o'clock.

Same Day—2 o'clock P. M.

House met at expiration of recess.

On motion of Mr. Prettyman, the bill, (House Bill No. 188), entitled:

An Act to amend Section 71, as amended of an act providing a General Corporation Law, relating to the incorporation of company for the purpose of draining and reclaiming low land,

Was read a second time, by its title, and referred to the Committee on Appropriations.

On motion of Mr. Townsend, the bill, (House Bill No. 116), entitled:

An Act authorizing the Governor to appoint an additional Notary Public for Baltimore Hundred, Sussex County, whose duties shall be confined to the business of Selbyville National Bank at Selbyville, Delaware,

Was read a second time, by its title, and referred to the Committee on Judiciary.

On motion of Mr. Wilson, the bill, (House Bill No. 180), entitled:

An Act to amend Section 24, of Chapter 67, Volume 21, Laws of Delaware, entitled: "An Act concerning the establishment of a general system of free schools," as amended by Chapter 113, Volume 22, Laws of Delaware, by providing for the renewal of the certificates of certain teachers,

Was read a second time, by its title, and referred to the Committee on Education.

On motion of Mr. Armstrong, the bill, (House Bill No. 197), entitled:

An Act fixing the annual salary for the Secretary of State and disposing of the fees heretofore collected by him for his own use,

Was read a second time, by its title, and referred to the Committee on Appropriations.

On motion of Mr. Cooper, the bill, (House Bill No. 88), entitled:

An Act to authorize the Mayor and Council of Wilmington to borrow a certain sum of money for the elimination of grade crossings of railroads and for the improvement of streets and avenues and construction of sewers in the City of Wilmington, Delaware,

Was read a second time, by its title, and referred to the Committee on Municipal Corporations.

On motion of Mr. Jester, Senate Bill No. 51,

Was read a second time, by its title, and referred to the Committee on Revised Statutes.

Mr. Abbott, from the Committee on Municipal Corporations, reported back with favorable recommendation the bill,

House Bill No. 145, entitled:

An Act to authorize and empower Commissioners of the Public School of the Town of Laurel and vicinity, of the County of Sussex and State of Delaware, to borrow money to repair, improve and enlarge its school building, to issue bonds to secure the same, and to levy a tax to pay the said bonds.

On motion of Mr. E. P. Ellis the bill just reported was taken up for consideration, and on his further motion, was read a third time, by paragraphs, in order to pass the House.

On the question, "Shall the bill pass the House?"

The yeas and nays were ordered, which being taken, were as follows:

Yeas—Messrs Abbott, Armstrong, Baggs, Bennum, Benson, Eastburn, Ellis, E. P., Garrison, Hart, Lyons, Meredith, W. S., Miller, Murray, McGinnis, Pennington, Prettyman,

Sevier, Smith, Stevenson, Vandenburg, Wilson, Wright Mr. Speaker—23.

Nays—None.

So the question was decided in the affirmative, and the bill having received the required constitutional majority,

Passed the House.

Ordered to the Senate for concurrence.

Mr. Messick, from the Committee on Education, reported back with favorable recommendation the bill,

House Bill No. 106, entitled:

A supplement to the act entitled: "An Act concerning the establishment of a General System of Free Public Schools," approved May 12, 1898, relating to the change of property of abandoned school districts, and to the apportionment of the School Fund.

On motion of Mr. McGinnis the bill just reported was taken up for consideration, and on his further motion, was read a third time, by paragraphs, in order to pass the House.

On the question, "Shall the bill pass the House?"

The yeas and nays were ordered, which being taken, were as follows:

Yeas—Messrs Abbott, Armstrong, Baggs, Bennum, Benson, Cooper, Davis, Eastburn, Ellis, D. W., Ellis, E. P., Garrison, Hanby, Hart, Jester, Lingo, Lyons, Meredith, W. S., Miller, Murray, McGinnis, Pennington, Prettyman, Sevier, Smith, Stafford, Stevenson, Townsend, Vandenburg, Wilson, Wright, Mr. Speaker—31.

Nays—None.

So the question was decided in the affirmative, and the bill having received the required constitutional majority,

Passed the House.

Ordered to the Senate for concurrence.

Mr. Messick, from the Committee on Education, reported back with favorable recommendation the bill,

House Bill No. 105, entitled :

An Act authorizing the State Treasurer to deposit to the credit of the School Commissioners of District No. 149, in Kent County, for the use of the District certain moneys to which the said District is entitled under the apportionment of School Dividends.

On motion of Mr. Benson the bill just reported was taken up for consideration, and on his further motion, was read a third time, by paragraphs, in order to pass the House.

On the question, "Shall the bill pass the House?"

The yeas and nays were ordered, which being taken, were as follows :

Yeas—Messrs. Abbott, Armstrong, Baggs, Bennum, Benson, Eastburn, Ellis, E. P., Garrison, Hanby, Hart, Lyons, Meredith, W. S., Meredith, J. G., Miller, Murray, McGinnis, Pennington, Prettyman, Sevier, Smith, Stevenson, Vandenburg, Wilson, Wright, Mr. Speaker—24.

Nays—None.

So the question was decided in the affirmative, and the bill having received the required constitutional majority,

Passed the House.

Ordered to the Senate for concurrence.

Mr. Wilson, in pursuance of previous notice, asked leave to introduce a bill, (House Bill No. 198), entitled :

An Act to amend Chapter 380 of Volume 22, Laws of Delaware, entitled: "An Act to provide for the permanent improvement of the public highways in the State of Delaware," and providing that any County in the State of Delaware may cause any particular highway or section thereof, within said County, to be improved under the provisions of this act, after the sum appropriated by the State for such purpose in said County shall have been exhausted,

Which, on his motion, was read.

On motion of Mr. Jester, the bill, (Senate Bill No. 51), entitled:

An Act to amend Section 2 of Chapter 56, Volume 21, Laws of Delaware, entitled: "An Act providing for a uniform system of registration of all qualified voters in this State, by changing certain days of registration in the City of Wilmington,

Was read a first time.

And further, on his motion, Rule 12 was suspended, and the bill was read a second time, by its title, and referred to the Committee on Revised Statutes.

On motion of Mr. Cooper, the bill, (Senate Bill No. 50), entitled:

An Act authorizing the Levy Court of New Castle County to pay to the Homoeopathic Hospital Association of the City of Wilmington, a sum not to exceed five hundred dollars in any one year for the care and support, nursing, medical and surgical treatment of certain persons who would otherwise become a charge on said County,

Was read a first time.

And further, on his motion, Rule 12 was suspended, and the bill was read a second time, by its title, and referred to the Committee on Appropriations.

Mr. Benson, in pursuance of previous notice, asked leave to introduce a bill, (House Bill No. 199), entitled:

An Act to prevent the disposal and sale of personal property by way of any drawing, lottery, or chance, in this State,

Which, on his motion, was read.

Mr. Smith, in pursuance of previous notice, asked leave to introduce a bill, (House Bill No. 200), entitled:

An Act for the better preservation of certain public records,

Which, on his motion, was read.

And further, on his motion, Rule 12 was suspended, and the bill was read a second time, by its title, and referred to the Committee on Miscellaneous.

Mr. Benson, in pursuance of previous notice, asked leave to introduce a bill, (House Bill No. 201), entitled:

An Act for the protection of crabs in the rivers, bays, creeks and other bodies of water within the State of Delaware,

Which, on his motion, was read.

Mr. Baggs, in pursuance of previous notice, asked leave to introduce a bill, (House Bill No. 202), entitled:

An Act to authorize the Register of Wills in and for Kent County to procure a new seal of office,

Which, on his motion, was read.

And further, on his motion, Rule 12 was suspended, and the bill was read a second time, by its title, and referred to the Committee on Miscellaneous.

Mr. Benson, in pursuance of previous notice, asked leave to introduce a bill, (House Bill No. 203,) entitled:

An Act to further protect the oyster interest of the State, by prohibiting the use of certain winders in catching oysters,

Which, on his motion, was read.

Mr. Wilson, in pursuance of previous notice, asked leave to introduce a bill, (House Bill No. 204), entitled:

An Act to amend Chapter 380, Volume 22, Laws of Delaware, entitled: "An Act to provide for the permanent improvement of the public highways in the State of Delaware", and providing for the appointment of an attorney and a chief clerk,

Which, on his motion, was read.

Mr. Mahoney, in pursuance of previous notice, asked leave to introduce a bill, (House Bill No. 205), entitled:

An Act enabling County Superintendents of Free Public Schools to extend the term of teachers' certificates under certain conditions,

Which, on his motion, was read.

And further, on his motion, Rule 12 was suspended, and the bill was read a second time, by its title, and referred to the Committee on Education.

Mr. Benson, in pursuance of previous notice, asked leave to introduce a bill, (House Bill No. 208), entitled:

An Act increasing the price of licenses to persons taking oysters from private plantations by means of boats propelled by steam, gasoline, naphtha, electricity, or other motor power,

Which, on his motion, was read.

Mr. W. S. Meredith, in pursuance of previous notice, asked leave to introduce a bill, (House Bill 206), entitled:

An Act to limit the age and employment hours of labor of children and minors, and to appoint an inspector for the enforcement of the same,

Which, on his motion, was read.

Mr. Benson, in pursuance of previous notice, asked leave to introduce a bill, (House Bill No. 207), entitled:

An Act requiring persons taking oysters from the natural oyster beds of this State to rough cull them,

Which, on his motion, was read.

On motion of Mr. Hart, the bill, (Senate Bill No. 24), entitled:

Substitute for Senate Bill No. 24:

An Act to prevent carp fishing in the Delaware Bay and its tributaries south of the north bank or shore of Appoquinimink Creek during the months of July and August of each year,

Was read a first time.

Mr. Benson, in pursuance of previous notice, asked leave to introduce a bill, (House Bill No. 209), entitled:

An Act in relation to the Delaware State Hospital at Farnhurst, requiring the Board of Trustees to pay to the State Treasurer all moneys received for the board, care and attention of pay patients,

Which, on his motion, was read.

Mr. Benson, in pursuance of previous notice, asked leave to introduce a bill, (House Bill No. 210), entitled:

An Act to amend an act entitled: "An Act to amend Chapter 653, Volume 19, Laws of Delaware", passed at Dover, May 27, 1897, being Chapter 466, Volume 20, Laws of Delaware, by increasing the price of licenses to non-resident oystermen who operate in the waters of this State;

Which, on his motion, was read.

Mr. Goslee, Clerk of the Senate, being admitted, informed the House that the Senate had passed and requested the concurrence of the House in the following Senate bills:

Senate Bill No. 59, entitled:

An Act to amend an act entitled: "An Act increasing the salary of the City Solicitor of the City of Wilmington, and providing for an Assistant City Solicitor," being Chapter 575, Volume 20, Laws of Delaware.

Senate Bill No. 52, entitled:

A further supplement to an act entitled: "An Act to provide for public parks for the use of the City of Wilmington and its vicinity," passed March 13, 1883,

And presented the same to the House.

Mr. Marshall in pursuance of previous notice, asked leave to introduce a bill, (House Bill No. 211), entitled:

An Act to provide a mode for the assignment of dower to insane widows in intestate real estate,

Which, on his motion, was read.

Mr. Marshall, on behalf of the Committee on Enrolled Bills, reported as duly and correctly enrolled and ready for the signature of the Speaker, the following House bills:

House Bill No. 1, as amended, entitled:

An Act to appropriate ten thousand dollars for the erection, alteration and repairs of building for State College for Colored Students.

House Bill No. 15, as amended, entitled:

An Act to appropriate twenty thousand dollars for the

erection, alteration and repairs of buildings for Delaware College.

On motion of Mr. Baggs, the House adjourned until 10.30 to-morrow.

February 18, 1905,—10.30 o'clock, A. M.

House met pursuant to adjournment.

Roll called. Members present—Mr. Speaker.

Reading of the Journal dispensed with.

JOINT SESSION.

The hour of 12 o'clock, m., having arrived, the President pro tempore, members Clerks and Sergeant-at-Arms of the Senate, being announced, were admitted.

On motion of Mr. Denney, the reading of the minutes were dispensed with.

Mr. Denney moved that a vote be taken for United States Senator, for the term of six years, beginning March 4, 1905,

Which motion

Prevailed.

The Clerks were directed to call the rolls of the respective houses, and the members, as their names were called, responded by viva voce as follows, viz:

Mr. Barnard, of the Senate, voted for John Edward Addicks.

Mr. Speaker, of the House, voted for John Edward Addicks.

The vote as above ascertained having been announced, as follows:

For John Edward Addicks, two votes.

The President pro tem. of the Senate, declared that no person having received a majority of all the votes cast for United States Senator, there was no election to said office.

On motion of Mr. Denney, of the House, the two houses separated, and the Senate returned to their chamber.

On motion of Mr. Denney the House adjourned until 10.30 o'clock Monday morning.

February 20, 1905,—10.30 o'clock, A. M.

House met pursuant to adjournment.

Praper by the Chaplain.

Roll called. Members present—Messrs. Abbott, Armstrong, Baggs, Bennum, Benson, Cooper, Davis, Eastburn, Ellis, D. W., Ellis, E. P., Garrison, Hanby, Hart, Jester, Lingo, Lyons, Mahoney, Meredith, W. S., Meredith, J. G., Messick, Miller, Murray, McGinnis, Pennington, Prettyman, Sevier, Smith, Stafford, Stevenson, Townsend, Vandenburg, Wilson, Wright, Mr. Speaker.

Journal read and approved.

Mr. Davis gave notice that on to-morrow or some future day he would ask leave to introduce a bill, entitled:

An Act to authorize the Trustees of the School to transfer \$203.66 from District 161, in Kent County, to the School Fund of the State.

Mr. E. P. Ellis gave notice that on to-morrow or some future day he would ask leave to introduce a bill, entitled:

An Act directing the Levy Courts in this State to pay expenses incurred in the destruction of dogs infected with rabies.

Mr. Townsend gave notice that on to-morrow or some future day he would ask leave to introduce a bill, entitled:

An Act appropriating twenty-five hundred dollars for the suppression of infectious diseases among the animals of this State.

Mr. Stafford gave notice that on to-morrow or some future day he would ask leave to introduce a bill, entitled:

An Act in relation to the collection of delinquent county taxes in the City of Wilmington.

Mr. Wilson gave notice that on to-morrow or some future day he would ask leave to introduce a bill, entitled:

An Act in relation to the admission of insane persons to the Delaware State Hospital at Farnhurst.

Mr. Eastburn gave notice that on to-morrow or some future day he would ask leave to introduce a bill, entitled:

An Act regulating the deposit of moneys belonging to the State in the banking institutions thereof, and providing for the collection of interest thereon.

Mr. Smith gave notice that on to-morrow or some future day he would ask leave to introduce a bill, entitled:

An Act authorizing the Road Commissioners of Red Lion Hundred, in New Castle County, to borrow money for the purpose of keeping roads open.

Mr. Benson gave notice that on to-morrow or some future day he would ask leave to introduce a bill, entitled:

An Act to prevent the spread of contagious or infectious diseases among the lower animals.

Mr. Garrison gave notice that on to-morrow or some future day he would ask leave to introduce a bill, entitled:

An Act providing for the submission of the question of the license or no license for the manufacture and sale of intoxicating liquor to the qualified voters of the district comprising Kent County, as required by Article 13, of the Constitution.

Mr. Stevenson gave notice that on to-morrow or some future day he would ask leave to introduce a bill, entitled:

An Act to amend Chapter 250, Volume 21, Laws of Delaware, being an act, entitled: "An Act providing that it shall be illegal to fish in the waters of the Delaware Bay or Delaware River within the jurisdiction of this State with a net or seine with meshes of which when stretched, shall be less than two and five-eighths inches" by providing that nets or seines with smaller meshes may be used for fishing in Delaware Bay.

Mr. Hanby gave notice that on to-morrow or some future day he would ask leave to introduce a bill, entitled:

An Act to relieve the special commissioners of Brandywine Hundred from liability on their bond.

Mr. Baggs gave notice that on to-morrow or some future day he would ask leave to introduce a bill, entitled.

An Act to repeal Chapter 380, Volume 22, Laws of Delaware, entitled: "An Act to provide for the permanent improvement of the public highways in the State of Delaware".

Mr. Jester gave notice that on to-morrow or some future day he would ask leave to introduce a bill, entitled:

An Act to amend an act entitled: "An Act to establish the New Castle County Workhouse", being Chapter 247, Volume 21, Laws of Delaware by providing for the carrying out and execution of certain judgments or sentences.

Mr. Sevier paired with Mr. Marshall for to-day.

On motion of Mr. Wilson, the bill, (House Bill No. 204), entitled:

An Act to amend Chapter 380 of Volume 22, Laws of Delaware, entitled: "An Act to provide for the permanent improvement of public highways in the State of Delaware", and providing for the appointment of an attorney and a chief clerk,

Was read a second time, by its title, and referred to the **Committee on Public Highways.**

On motion of Mr. Marshall, the bill, (House Bill No. 211), entitled:

An Act to provide a mode for the assignment of dowers to insane widows in intestate real estate,

Was read a second time, by its title, and referred to the Committee on Miscellaneous.

On motion of Mr. Baggs, the bill, (House Bill No. 104), entitled:

An Act authorizing the appointment of a Notary Public for the real estate office of H. D. Boyer in the Town of Smyrna,

Was read a second time, by its title, and referred to the Committee on Judiciary.

On motion of Mr. Marshall, the bill, (House Bill No. 191), entitled:

An Act to amend Chapter 136, Volume 22, Laws of Delaware, being an act entitled: "An Act providing for the establishment and maintenance of free public libraries", by excepting the Town of Georgetown from the provisions of Section 7 thereof, and providing the methods of submitting the question as to the establishment of a free public library in said town to the qualified electors thereof,

Was read a second time, by its title, and referred to the Committee on Revised Statutes.

On motion of Mr. Wilson, the bill, (House Bill No. 198), entitled:

An Act to amend Chapter 380 of Volume 22, Laws of Delaware, entitled: "An Act to provide for the permanent improvement of the public highways in the State of Delaware", and providing that any County in the State of Delaware may cause any particular highway or section thereof, within said County, to be improved under the provisions of this act, after the sum appropriated by the State for such purposes in said County shall have been exhausted,

Was read a second time, by its title, and referred to the Committee on Public Highways.

On motion of Mr. Lyons, the bill, (House Bill No. 187), entitled:

An Act providing for an appropriation of five hundred dollars to erect a monument to commemorate the first settlement in Delaware at Lewes Sussex County,

Was read a second time, by its title, and referred to the Committee on Appropriations.

Mr. Goslee, Clerk of the Senate, being admitted, informed the House that the Senate had passed and requested the concurrence of the House in the following joint resolution:

Senate Joint Resolution, No. 8, entitled:

Senate Joint Resolution authorizing the Secretary of State to have printed the appointments made by His Excellency John Hunn, from January 1st, 1901, to January 17, A. D. 1905,

And presented the same to the House.

JOINT SESSION.

The hour of 12 o'clock, m., having arrived, the President pro tempore, members, Clerks, and Sergeant-at-Arms of the Senate, being announced, were admitted.

On motion of Mr. Moore the reading of the Journal was dispensed with.

Mr. Monaghan moved to proceed to vote for a United States Senator for 6 years, beginning March 4, 1905,

Which motion

Prevailed.

The Clerks were directed to call the rolls of the respective houses, and the members, as their names were called, responded by viva voce as follows, viz:

Mr. Barnard, of the Senate, voted for John Edward Addicks.

Mr. Boyce, of the Senate, voted for Willard Saulsbury.

Mr. Houston, of the Senate, voted for John Edward Addicks.

Mr. Jefferson, of the Senate, voted for Willard Saulsbury.

Mr. Latta, of the Senate, voted for Willard Saulsbury.

Mr. Lingo, of the Senate, voted for T. Coleman DuPont.

Mr. Mendinhal, of the Senate, voted for Henry A. DuPont.

Mr. Monaghan, of the Senate, voted for Willard Saulsbury.

Mr. D. O. Moore, of the Senate, voted for John Edward Addicks.

Mr. T. C. Moore, of the Senate, voted for John Edward Addicks.

Mr. Pennewill, of the Senate, voted for T. Coleman DuPont.

Mr. Rose, of the Senate, voted for Willard Saulsbury.

Mr. Reed, of the Senate, voted for Willard Saulsbury.

Mr. Smith, of the Senate, voted for Willard Saulsbury.

Mr. Sparks, of the Senate, voted for Henry A. DuPont.

Mr. Stirling, of the Senate, voted for Henry A. DuPont.

Mr. Speaker pro tempore, of the Senate, voted for John Edward Addicks.

Mr. Abbott, of the House, voted for John Edward Addicks.

Mr. Armstrong, of the House, voted for Henry A. DuPont.

Mr. Baggs, of the House, voted for John Edward Addicks.

Mr. Bennum, of the House, voted for John Edward Addicks.

Mr. Benson, of the House, voted for Harry A. Richardson.

Mr. Cooper, of the House, voted for Willard Saulsbury.

Mr. Davis, of the House, voted for John Edward Addicks.

Mr. Eastburn, of the House, voted for Henry A. DuPont.

Mr. D. W. Ellis, of the House, voted for Willard Saulsbury.

Mr. E. P. Ellis, of the House, Voted for Willard Saulsbury.

Mr. Garrison, of the House, voted for John Edward Addicks.

Mr. Hanby, of the House, voted for Willard Saulsbury.

Mr. Hart, of the House, voted for Willard Saulsbury.

Mr. Jester, of the House, voted for Henry A. DuPont.

Mr. Lingo, of the House, voted for T. Coleman DuPont.

Mr. Lyons, of the House, voted for T. Coleman DuPont.

Mr. Mahoney, of the House, voted for Willard Saulsbury.

Mr. W. S. Meredith, of the House, voted for Willard Saulsbury.

Mr. J. G. Meredith, of the House, voted for Willard Saulsbury.

Mr. Messick, of the House, voted for John Edward Addicks.

Mr. Miller, of the House, voted for Henry A. DuPont.

Mr. Murray, of the House, voted for John Edward Addicks.

Mr. McGinnis, of the House, voted for John Edward Addicks.

Mr. Pennington, of the House, voted for Willard Saulsbury.

Mr. Prettyman, of the House, voted for Willard Saulsbury.

Mr. Smith, of the House, voted for Willard Saulsbury.

Mr. Stafford, of the House, voted for Henry A DuPont.

Mr. Stevenson, of the House, voted for Willard Saulsbury.

Mr. Townsend, of the House, voted for John Edward Addicks.

Mr. Vandenburg, of the House, voted for T. Coleman DuPont.

Mr. Wilson, of the House, voted for Henry A. DuPont.

Mr. Wright, of the House, voted for Willard Saulsbury.

Mr. Speaker, of the House, voted for H. C. Conrad.

The vote above ascertained having been announced, as follows:

For John Edward Addicks, fourteen votes.

For Willard Saulsbury, twenty votes.

For Henry A. DuPont, nine votes.

For Harry A. Richardson, one vote.

For H. C. Conrad, one vote.

For T. Coleman DuPont, five votes.

The President pro tem. of the Senate declared that no person having received a majority of the votes cast for United States Senator, there was no election to said office.

The joint meeting proceeded to a second ballot, which resulted as follows:

The Clerks were directed to call the rolls of the respective houses, and the members, as their names were called, responded by viva voce as follows, viz:

Mr. Barnard, of the Senate, voted for John Edward Addicks.
 Mr. Boyce, of the Senate, voted for Willard Saulsbury.
 Mr. Houston, of the Senate, voted for John Edward Addicks.

Mr. Jefferson, of the Senate, voted for Willard Saulsbury.
 Mr. Latta, of the Senate, voted for Willard Saulsbury.
 Mr. Lingo, of the Senate, voted for T. Coleman DuPont.
 Mr. Mendinghall, of the Senate, voted for Henry A. DuPont.
 Mr. Monaghan, of the Senate, voted for Willard Saulsbury.
 Mr. D. O. Moore, of the Senate, voted for John Edward Addicks.

Mr. T. C. Moore, of the Senate, voted for John Edward Addicks.

Mr. Pennewill, of the Senate, voted for T. Coleman DuPont.
 Mr. Rose, of the Senate, voted for Willard Saulsbury.
 Mr. Reed, of the Senate, voted for Willard Saulsbury.
 Mr. Smith, of the Senate, voted for Willard Saulsbury.
 Mr. Sparks, of the Senate, voted for Henry A. DuPont.
 Mr. Stirling, of the Senate, voted for Henry A. DuPont.
 Mr. Speaker pro tempore, of the Senate, voted for John Edward Addicks.

Mr. Abbott, of the House, voted for John Edward Addicks.
 Mr. Armstrong, of the House, voted for Henry A. DuPont.
 Mr. Baggs, of the House, voted for John Edward Addicks.
 Mr. Bennum, of the House, voted for John Edward Addicks.
 Mr. Benson, of the House, voted for T. Coleman DuPont.
 Mr. Cooper, of the House, voted for Willard Saulsbury.
 Mr. Davis, of the House, voted for John Edward Addicks.
 Mr. Eastburn, of the House, voted for Henry A. DuPont.

Mr. D. W. Ellis, of the House, voted for Willard Saulsbury.

Mr. E. P. Ellis, of the House, Voted for Willard Saulsbury.

Mr. Garrison, of the House, voted for John Edward Addicks.

Mr. Hanby, of the House, voted for Willard Saulsbury.

Mr. Hart, of the House, voted for Willard Saulsbury.

Mr. Jester, of the House, voted for Henry A. DuPont.

Mr. Lingo, of the House, voted for T. Coleman DuPont.

Mr. Lyons, of the House, voted for T. Coleman DuPont.

Mr. Mahoney, of the House, voted for Willard Saulsbury.

Mr. W. S. Meredith, of the House, voted for Willard Saulsbury.

Mr. J. G. Meredith, of the House, voted for Willard Saulsbury.

Mr. Messick, of the House, voted for John Edward Addicks.

Mr. Miller, of the House, voted for Henry A. DuPont.

Mr. Murray, of the House, voted for John Edward Addicks.

Mr. McGinnis, of the House, voted for John Edward Addicks.

Mr. Pennington, of the House, voted for Willard Saulsbury.

Mr. Prettyman, of the House, voted for Willard Saulsbury.

Mr. Smith, of the House, voted for Willard Saulsbury.

Mr. Stafford, of the House, voted for Henry A. DuPont.

Mr. Stevenson, of the House, voted for Willard Saulsbury.

Mr. Townsend, of the House, voted for John Edward Addicks.

Mr. Vandenburg, of the House, voted for T. Coleman DuPont.

Mr. Wilson, of the House, voted for Henry A. DuPont.

Mr. Wright, of the House, voted for Willard Saulsbury.

Mr. Speaker, of the House, voted for H. C. Conrad.

The vote above ascertained having been announced, as follows:

For John Edward Addicks, fourteen votes.

For Willard Saulsbury, twenty votes.

For Henry A. DuPont, nine votes.

For H. C. Conrad, one vote.

For T. Coleman DuPont, six votes.

The President pro tem. of the Senate declared that no person having received a majority of the votes cast for United States Senator, there was no election to said office.

On motion of Mr. Sparks, of the Senate, the two Houses separated.

On motion of Mr. Benson the House took a recess until 2 o'clock.

Same Day—2 o'clock, P. M.

House met at expiration of recess.

Mr. Goslee, Clerk of the Senate, being admitted, returned to the House the following duly and correctly enrolled House joint resolutions, the same having been signed by the Speaker of the House and Mr. President of the Senate:

House Joint Resolution No. 2,

House Joint Resolution No. 5,

House Joint Resolution No. 3, and

House Joint Resolution providing for the appointment of attorneys for the General Assembly.

Mr. Goslee, Clerk of the Senate, being admitted, returned to the House the following duly and correctly enrolled House bill, the same having been signed by the Speaker of the House and President of the Senate:

House Bill, No. 26, entitled:

An Act to appropriate money to pay the expenses of attending the ceremonies of the Inauguration of the President.

Mr. Baggs, from the Committee on Judiciary, reported back with favorable recommendation the bill,

House Bill No. 34, entitled:

An Act in relation to the jurisdiction of the Justices of the Peace.

On motion of Mr. Stafford, the bill just reported was taken up for consideration, and on his further motion, was read a third time, by paragraphs, in order to pass the House.

On the question, "Shall the bill pass the House?"

The yeas and nays were ordered, which being taken, were as follows:

Yeas—Messrs. Abbott, Armstrong, Baggs, Eastburn, Ellis, E. P., Garrison, Jester, Lingo, Lyons, Marshall, Meredith, J. G., Messick, Miller, Murray, McGinnis, Prettyman, Stafford, Townsend, Vandenburg, Wilson, Mr. Speaker—21.

Nays—Messrs. Bennum, Cooper, Ellis, D. W., Hanby, Hart, Mahoney, Meredith, W. S., Pennington, Sevier, Smith, Stevenson, Wright—12.

So the question was decided in the affirmative, and the bill having received the required constitutional majority,

Passed the House.

Ordered to the Senate for concurrence.

Mr. Baggs, from the Committee on Judiciary, reported back with favorable recommendation the bill,

House Bill No. 101, entitled:

An Act to amend Section 2, Chapter 115, Volume 21, Laws

of Delaware, entitled: "An Act to provide for a stenographer for certain courts of the State", approved June 16, 1898, by increasing the salary of said stenographer.

On motion of Mr. Benson the bill just reported was taken up for consideration, and on his further motion, was read a third time, by paragraphs, in order to pass the House.

On the question, "Shall the bill pass the House?"

The yeas and nays were ordered, which being taken, were as follows:

Yeas—Messrs. Armstrong, Baggs, Cooper, Eastburn, Ellis, D. W., Ellis, E. P., Garrison, Hanby, Hart, Jester, Lyons, Mahoney, Meredith, W. S., Meredith, J. G., Miller, Murray, McGinnis, Pennington, Prettyman, Sevier, Smith, Stafford, Stevenson, Wilson, Wright, Mr. Speaker—28.

Nays—Messrs. Abbott, Bennum, Lingo, Marshall, Townsend, Vandenburg—6.

So the question was decided in the affirmative, and the bill having received the required constitutional majority,

Passed the House.

Ordered to the Senate for concurrence.

Mr. Armstrong, from the Committee on Public Highways, reported back with favorable recommendation the bill,

House Bill No. 93, entitled:

An Act in relation to roads and bridges over mill dams.

On motion of Mr. Stafford the bill just reported was taken up for consideration, and on his further motion, was read a third time, by paragraphs, in order to pass the House.

On the question, "Shall the bill pass the House?"

The yeas and nays were ordered, which being taken, were as follows:

Yeas—Messrs. Abbott, Armstrong, Baggs, Bennum, Cooper, Davis, Eastburn, Ellis, D. W., Ellis, E. P., Garrison, Hanby, Hart, Jester, Lingo, Lyons, Mahoney, Marshall, Meredith, W. S., Meredith, J. G., Messick, Miller, Murray, McGinnis, Penn-

ington, Prettyman, Sevier, Smith, Stafford, Stevenson, Townsend, Vandenburg, Wilson, Wright, Mr. Speaker—34.

Nays—None.

So the question was decided in the affirmative, and the bill having received the required constitutional majority,

Passed the House.

Ordered to the Senate for concurrence.

Mr. McGinnis, from the Committee on Miscellaneous, reported back with favorable recommendation the bill,

House Bill No. 154, entitled:

An Act making Saturdays throughout the year from and after the first day of June, A. D. 1905, half-holidays in Kent County for Banking and Trust Company purposes.

On motion of Mr. Murray the bill just reported was taken up for consideration, and on his further motion, was read a third time, by paragraphs, in order to pass the House.

On the question, "Shall the bill pass the House?"

The yeas and nays were ordered, which being taken, were as follows:

Yeas—Messrs. Lyons, Murray—2.

Nays—Messrs. Abbott, Armstrong, Baggs, Bennum, Cooper, Davis, Eastburn, Ellis, D. W., Ellis, E. P., Garrison, Hanby, Hart, Jester, Lingo, Mahoney, Marshall, Meredith, W. S., Meredith, J. G., Messick, Miller, McGinnis, Pennington, Sevier, Smith, Stafford, Stevenson, Townsend, Vandenburg, Wilson, Wright, Mr. Speaker—32.

So the question was decided in the negative, and the bill not having received the required constitutional majority,

Was Lost.

Mr. Goslee, Clerk of the Senate, being admitted, informed the House that the Senate had not concurred in the following Joint Resolution:

House Joint Resolution entitled:

House Joint Resolution appointing committee to investigate condition of State House.

And Returned the same to the House.

On motion of Mr. Abbott, House Bill No. 91 was made a special order of business for to-morrow morning at 11 o'clock.

Mr. McGinnis, from the Committee on Miscellaneous, reported back with favorable recommendation the bill,

House Bill No. 91, entitled:

An Act in relation to the payment of wages in New Castle County.

Mr. Goslee, Clerk of the Senate, being admitted, informed the House that the Senate had passed and requested the concurrence of the House in the following Senate bill:

Senate Bill No. 64, entitled:

An Act relating to Notary Publics.

And presented the same to the House.

Mr. McGinnis, from the Committee on Miscellaneous, reported back with favorable recommendation the bill,

House Bill No. 119, entitled:

A further supplement to the act entitled: "An Act to incorporate the Young's Association for Mutual Improvement, of the City of Wilmington.

On motion of Mr. Wilson, the bill, (House Bill No. 119), was postponed until 11 o'clock Tuesday morning.

Mr. Goslee, Clerk of the Senate, being admitted, informed the House that the Senate had concurred in the following House bill:

House Bill No. 43, entitled:

An Act authorizing the Governor to appoint and commission persons special constables for persons or corporations owning or operating railway lines within the State,

And returned the same to the House.

Mr. Abbott, from the Committee on Municipal Corporations, reported back with favorable recommendation the bill,

Senate Bill No. 26, entitled:

An Act to amend Section 2, Chapter 642, Volume 18, Laws of Delaware, entitled: "An Act to re-incorporate the Town of Camden", passed at Dover, March 6, 1889, by increasing the amount of taxes which may be raised by the Town Commissioners.

On motion of Mr. Murray the bill just reported was taken up for consideration, and on his further motion, was read a third time, by paragraphs, in order to pass the House.

On the question, "Shall the bill pass the House?"

The yeas and nays were ordered, which being taken, were as follows:

Yeas—Messrs. Abbott, Armstrong, Baggs, Bennum, Cooper, Eastburn, Ellis, D. W., Ellis, E. P., Garrison, Hanby, Hart, Jester, Lingo, Lyons, Mahoney, Marshall, Meredith, W. S., Messick, Miller, Murray, McGinnis, Pennington, Prettyman, Sevier, Smith, Stafford, Stevenson, Townsend, Wilson, Mr. Speaker—30.

Nays—Mr. Wright—1.

So the question was decided in the affirmative, and the bill having received the required constitutional majority,

Passed the House.

Ordered to the Senate for concurrence.

Mr. McGinnis, from the Committee on Miscellaneous, reported back with favorable recommendation the bill,

House Bill No. 2, entitled:

An Act authorizing the Mayor and Council of Wilmington to convey the title of certain lot of land.

On motion of Mr. Jester the bill just reported was taken up for consideration, and on his further motion, was read a third time, by paragraphs, in order to pass the House.

On the question, "Shall the bill pass the House?"

The yeas and nays were ordered, which being taken, were as follows :

Yeas—Messrs. Abbott, Armstrong, Baggs, Bennum, Cooper, Eastburn, Ellis, D. W., Ellis, E. P., Garrison, Hanby, Hart, Jester, Lingo, Lyons, Mahoney, Marshall, Meredith, W. S., Meredith, J. G., Messick, Miller, Murray, McGinnis, Pennington, Prettyman, Sevier, Smith, Stafford, Stevenson, Townsend, Vandenburg, Wilson, Wright, Mr. Speaker—33.

Nays—None.

So the question was decided in the affirmative; and the bill having received the required constitutional majority,

Passed the House.

Ordered to the Senate for concurrence.

Mr. Benson, from the Committee on Private Corporations, reported back with favorable recommendation the bill,

House Bill No. 194, entitled :

An Act to repeal an act entitled: "An Act taxing Express Companies doing business in this State", passed April 25, A. D. 1889, being Chapter 461, Volume 18, Laws of Delaware.

On motion of Mr. Benson the bill just reported was taken up for consideration, and on his further motion, was read a third time, by paragraphs, in order to pass the House.

On the question, "Shall the bill pass the House?"

The yeas and nays were ordered, which being taken, were as follows :

Yeas—Messrs. Abbott, Armstrong, Baggs, Bennum, Cooper, Eastburn, Ellis, D. W., Ellis, E. P., Garrison, Hanby, Hart, Jester, Lingo, Lyons, Mahoney, Marshall, Meredith, W. S., Meredith, J. G., Messick, Miller, Murray, McGinnis, Pennington, Prettyman, Sevier, Smith, Stafford, Stevenson, Townsend, Vandenburg, Wilson, Wright, Mr. Speaker—33.

Nays—None.

So the question was decided in the affirmative, and the bill having received the required constitutional majority,

Passed the House.

Ordered to the Senate for concurrence.

Mr. Benson, from the Committee on Private Corporations, reported back with favorable recommendation the bill,

House Bill No. 195, entitled:

An Act to amend an act entitled: "An Act taxing Express Companies doing business in this State", passed April 25, A. D. 1889, being Chapter 461, Volume 18, Laws of Delaware.

On motion of Mr. Benson the bill just reported was taken up for consideration, and on his further motion, was read a third time, by paragraphs, in order to pass the House.

On the question, "Shall the bill pass the House?"

The yeas and nays were ordered, which being taken, were as follows:

Yeas—Messrs. Abbott, Armstrong, Baggs, Bennum, Cooper, Eastburn, Ellis, D. W., Ellis, E. P., Garrison, Hanby, Hart, Jester, Lingo, Lyons, Mahoney, Marshall, Meredith, W. S., Meredith, J. G., Messick, Miller, Murray, McGinnis, Pennington, Sevier, Smith, Stafford, Stevenson, Townsend, Vandenburg, Wilson, Wright, Mr. Speaker—32.

Nays—None.

So the question was decided in the affirmative, and the bill having received the required constitutional majority,

Passed the House.

Ordered to the Senate for concurrence.

Mr. McGinnis, from the Committee on Miscellaneous, reported back with favorable recommendation the bill,

House Bill No. 118, entitled:

An Act changing the name of Lettie Green to that of Esther Green.

On motion of Mr. D.W. Ellis the bill just reported was taken up for consideration, and on his further motion, was read a third time, by paragraphs, in order to pass the House.

On the question, "Shall the bill pass the House?"

The yeas and nays were ordered, which being taken, were as follows:

Yeas—Messrs. Baggs, Bennum, Cooper, Davis, Eastburn, Ellis, D. W., Ellis, E. P., Garrison, Hanby, Hart, Jester, Lyons, Mahoney, Marshall, Meredith, J. G., Messick, Miller, McGinnis, Pennington, Pietyman, Sevier, Smith, Stafford, Stevenson, Townsend, Vandenburg, Wilson, Wright, Mr. Speaker—29.

Nays—None.

So the question was decided in the affirmative, and the bill having received the required constitutional majority,

Passed the House.

Ordered to the Senate for concurrence.

On motion of Mr. Jester, the bill, (Senate Bill No. 18), entitled:

An supplement to the act entitled: "An Act to incorporate the City of New Castle published in Volume 15, Laws of Delaware, on page 255, etc., and relating to the laying out and opening new streets,

Was read a first time.

And further, on his motion, Rule 12 was suspended, and the bill was read a second time, by its title, and referred to the Committee on Municipal Corporations.

Mr. Sevier, in pursuance of previous notice, asked leave to introduce a bill, (House Bill No. 215), entitled:

An Act to amend Chapter 374, Volume 20, Laws of Delaware, being an act entitled: "An Act to regulate the business of Pawn Brokers and Junk Dealers within New Castle County,

Which, on his motion, was read.

And further, on his motion, Rule 12 was suspended, and the bill was read a second time, by its title, and referred to the Committee on Revised Statutes.

Mr. Vandenburg, in pursuance of previous notice, asked leave to introduce a bill, (House Bill No. 217), entitled:

An Act to provide for the permanent improvement of public highways in Sussex County,

Which, on his motion, was read.

And further, on his motion, Rule 12 was suspended, and the bill was read a second time, by its title, and referred to the Committee on Public Highways.

Mr. Eastburn, in pursuance of previous notice, asked leave to introduce a bill, (House Bill No. 214,) entitled:

An Act to amend "An Act concerning youthful convicts by providing for parol of first offenders,

Which, on his motion, was read.

And further, on his motion, Rule 12 was suspended, and the bill was read a second time, by its title, and referred to the Committee on Crimes and Punishment.

Mr. Cooper, in pursuance of previous notice, asked leave to introduce a bill, (Senate Bill No. 216), entitled:

An Act vesting title to trust property in trustees appointed by the Chancellor,

Which, on his motion, was read.

And further, on his motion, Rule 12 was suspended, and the bill was read a second time, by its title, and referred to the Committee on Judiciary.

Mr. Lyons, in pursuance of previous notice, asked leave to introduce a bill, (House Bill No. 212), entitled:

An Act to provide for the appointment by the Levy Court of Sussex County, of two freeholders in each Representative District, who shall assist the assessor in correcting the assessment lists,

Which, on his motion, was read.

And further, on his motion, Rule 12 was suspended, and the bill was read a second time, by its title, and referred to the Committee on Claims.

Mr. Pennington, in pursuance of previous notice, asked leave to introduce a bill, (House Bill No. 213), entitled:

An Act to incorporate Middletown Trust Company,
Which, on his motion, was read.

And further, on his motion, Rule 12 was suspended, and the bill was read a second time, by its title, and referred to the Committee on Banking and Insurance.

Mr. Abbott moved that House Bill No. 139 be returned from the Senate.

The yeas and nays were ordered, which being taken, were as follows :

Yeas—Messrs. Abbott, Armstrong, Baggs, Bennum, Benson, Cooper, Davis, Eastburn, Ellis, D. W., Ellis, E. P., Garrison, Hanby, Hart, Jester, Lingo, Lyons, Mahoney, Meredith, W. S., Meredith, J. G., Messick, Miller, Murray, McGinnis, Pennington, Prettyman, Sevier, Smith, Stafford, Stevenson, Townsend, Vandenburg, Wilson, Wright, Mr. Speaker—34.

Nays—None.

So the question was decided in the affirmative.

On motion of Mr. Abbott House Bill No. 139 was recommended.

On motion of Mr. Cooper House Bill No. 139 was referred to the Committee on Miscellaneous.

Mr. Abbott, from the Committee on Municipal Corporations, reported back with favorable recommendation the bill,

House Bill No. 128, entitled :

An Act to amend Chapter 199, Volume 22, Laws of Delaware, entitled: "An Act to re-incorporate the Town of Lewes", and the amendments thereto, (said amendments being Chapter 430 of Volume 22, Laws of Delaware), by enlarging the powers and duties of the Assessors and Board of Commissioners of said town, in relation to assessments of real estate and public and vacant lands.

On motion of Mr. Lyons the bill just reported was taken up for consideration, and on his further motion, was read a third time, by paragraphs, in order to pass the House.

On the question, "Shall the bill pass the House?"

The yeas and nays were ordered, which being taken, were as follows:

Yeas—Messrs. Abbott, Armstrong, Baggs, Bennum, Benson, Cooper, Davis, Eastburn, Ellis, D. W., Ellis, E. P., Garrison, Hanby, Hart, Jester, Lingo, Lyons Mahoney, Marshall, Meredith, W. S., Meredith, J. G., Messick, Miller, Murray, McGinnis, Pennington, Prettyman, Sevier, Smith, Stafford, Stevenson, Townsend, Vandenburg, Wilson, Wright, Speaker—35.

Nays—None.

So the question was decided in the affirmative, and the bill having received the required constitutional majority,

Passed the House.

Ordered to the Senate for concurrence.

Mr. Marshall, on behalf of the Committee on Enrolled Bills, reported as duly and correctly enrolled and ready for the signature of the Speaker, the following House bills:

House Bill No. 44, entitled:

An Act appropriating nine hundred and fifty dollars to defray the expenses of inaugurating the Governor and Lieutenant Governor.

House Bill No. 69, entitled:

An Act authorizing the State Insurance Commissioner to receive and hold deposits of money or securities of corporations and associations organized under the Laws of Delaware, where under the Laws of any other States such associations or corporations are required or authorized to place deposits with the proper officers of the State of Delaware.

On motion of Mr. Baggs the House adjourned until 10.30 o'clock to-morrow.

February 21, 1905—10.30 o'clock, A. M.

House met pursuant to adjournment.

Prayer by the Chaplain.

Roll called. Members present—Messrs. Abbott, Armstrong, Baggs, Bennum, Benson, Cooper, Davis, Eastburn, Ellis, D. W., Ellis, E. P., Garrison, Hanby, Hart, Jester, Lingo, Lyons, Mahoney, Marshall, Meredith, W. S., Meredith, J. G., Messick, Miller, Murray, McGinnis, Pennington, Prettyman, Sevier, Smith, Stafford, Stevenson, Townsend, Vandenburg, Wilson, Wright, Mr. Speaker.

Journal read and approved.

Mr. Marshall gave notice that on to-morrow or some future day he would ask leave to introduce a bill, entitled:

An Act to amend Chapter 594, of Volume 20, Laws of Delaware, in regard to limitations of personal actions."

Mr. Garrison gave notice that on to-morrow or some future day he would ask leave to introduce a bill, entitled:

An Act to assist teachers in the free schools of this State to obtain instruction in pedagogy and methods.

Mr. Pennington gave notice that on to-morrow or some future day he would ask leave to introduce a bill, entitled:

An Act to change the boundaries of the town of Middletown, Delaware, and to establish new boundaries for said town.

Mr. Smith gave notice that on to-morrow or some future day he would ask leave to introduce a bill, entitled:

An Act authorizing the Road Commissioners of Red Lion Hundred to levy an additional tax of 5 cents on the hundred dollars for the purpose of building and repairing gravel roads in said Hundred.