

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

An Act to renew the charters of corporations which have expired since January 1st, 1903.

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

An Act to repeal an act entitled: "An Act creating the office of voters' assistant and prescribing the duties thereof," being Chapter 63, Volume 22, Laws 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 for the protection of game by providing for a closed season during 1905.

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 Chapter 125, Revised Code of 1893, relating to fees of public offices by abolishing the dollarage fees of the Sheriff of 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 amend Section 21, Chapter 128, Revised Code of 1893, entitled: "Offenses against private property", by changing the amount of the fine for trespass.

Mr. Hart 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 taxing foreign Fire Insurance Companies and imposing regulations for the government of the same.

Mr. Townsend 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 liquors to the qualified voters of the District comprising Sussex County, as required by Article 13, of the Constitution.

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 by changing the manner of appointing trustees.

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

An Act for the protection from cold of certain employees on surface street cars, in the State of Delaware.

Mr. Wright paired with Mr. Murray.

On motion of Mr. Benson a committee was appointed in the provision with Senate Bill No. 62.

Messrs Davis, Stafford and Cooper being appointed by the chair.

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

House Bill, No. 109, entitled:

An Act providing for a contingent fund for the State Treasurer.

Mr. Hart moved that House Bill No. 109 be made the special order of business for to-morrow, 11 o'clock,

Which motion

Prevailed.

Mr. Cooper moved to reconsider the action taken on House Bill No. 109,

Which motion

Prevailed.

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, Ellis, E. P., Hanby, Jester, Lingo, Lyons, Marshall, Meredith,

W. S., Messick, Miller, Murray, McGinnis, Smith, Stafford, Stevenson, Townsend, Wilson, Mr. Speaker—22.

Nays—Messrs. Hart, Pennington—2.

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. 152, entitled:

An Act to further protect the natural oyster beds of the State 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, Baggs, Bennum, Benson, Cooper, Ellis, D. W., Ellis, E. P., Hanby, Hart, Jester, Lingo, Lyons, Marshall, Meredith, W. S., Messick, Miller, Murray, McGinnis, Pennington, Smith, Stafford, Stevenson, Townsend, Vandenburg, Wilson, 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 to the Senate for concurrence.

Mr. McGinnis, from the Committee on Miscellaneous, reported back with favorable recommendation the 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, holidays after one o'clock p. m., in the County of Sussex for Banking and Trust Company purposes.

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. Lyons, Miller, Murray—3.

Nays—Messrs. Abbott, Baggs, Bennum, Benson, Cooper, Ellis, D. W., Ellis, E. P., Hanby, Hart, Jester, Lingo, Marshall, Meredith, W. S., Messick, McGinnis, Pennington, Smith, Townsend, Vandenburg, Wilson, Mr. Speaker—21.

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

Was Lost.

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 thereby, (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.

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, Baggs, Bennum, Benson, Cooper, Ellis, D. W., Hanby, Hart, Jester, Lingo, Lyons, Marshall,

Meredith, W. S., Meredith, J. G., Messick, Miller, Murray, McGinnis, Pennington, Smith, Stafford, Stevenson, Townsend, Vandenburg, 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. Abbott, from the Committee on Municipal Corporations, reported back with favorable recommendation the bill,

House Bill No. 71, entitled:

An Act to re-incorporate the Town of Delmar in Sussex County.

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, Cooper, Ellis, D. W., Ellis, E. P., Hanby, Hart, Jester, Lingo, Lyons, Marshall, Meredith, W. S., Meredith, J. G., Messick, Miller, Murray, McGinnis, Pennington, Smith, Stafford, Stevenson, Townsend, Wilson, 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 to the Senate for concurrence.

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 the President of the Senate:

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 State such associations or corporations are required or authorized to place deposits with the proper officer of the State of Delaware.

Mr. Lyons, from the Committee on Appropriations, under suspension of rules, reported back with favorable recommendation the bill,

House Bill No. 49, entitled:

An Act appropriating one hundred and fourteen thousand dollars to the State Board of Trustees of the Delaware State Hospital at Farnhurst.

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, Baggs, Bennum, Benson, Cooper, Ellis, D. W., Ellis, E. P., Hanby, Hart, Jester, Lingo, Lyons, Marshall, Meredith, W. S., Meredith, J. G., Messick, Miller, Murray, McGinnis, Pennington, Prettyman, Smith, Stafford, Stevenson, Townsend, Vandenburg, Wilson, 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. Goslee, Clerk of the Senate, being admitted, informed the House that the Senate had passed and requested the concurrence of the following Senate bill:

Senate Bill No. 62, entitled:

An Act authorizing the appointment of a joint committee of two on the part of the Senate and three on the part of the House to settle with the State Treasurer, Auditor of Accounts, Secretary of State, Insurance Commissioner, and Clerks of the Senate and House of Representatives, at a meeting to be held on the third Tuesday of January, 1906, authorizing the employment of expert assistance, and the payment of the expenses of said session of said committee,

And presented the same to the House.

Mr. Baggs, in pursuance of previous notice, asked leave to introduce a bill, (House Bill No. 220), 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,

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. Cooper, in pursuance of previous notice, asked leave to introduce a bill, (House Bill No. 218), 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,

Which, on his motion, was read.

Mr. Hanby, in pursuance of previous notice, asked leave to introduce a bill, (House Bill No. 219), entitled:

An Act to relieve the special commissioners of Brandywine Hundred from liability on their 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 of Claims.

Mr. Smith, in pursuance of previous notice, asked leave to introduce a bill, (House Bill No. 225), 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,

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. 226), entitled:

An Act to prevent the spread of contagious or infectious diseases among the lower animals,

Which, on his motion, was read.

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

House Bill No. 57, entitled:

An Act to provide for an additional constable in New Castle County,

And presented the same to the House.

On motion of Mr. Stafford, the bill, (Senate Bill No. 62), entitled:

An Act authorizing the appointment of joint committee of two on the part of the Senate and three on the part of the House to settle with the State Treasurer, Auditor of Accounts, Secretary of State, Insurance Commissioner, and Clerks of the Senate and House of Representatives, at a meeting to be held on the third Tuesday of January, 1906, authorizing the employment of expert assistant, and the payment of expenses of said session of said committee,

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 Accounts.

On motion of Mr. Jester, the bill, (Senate Bill No. 64,) entitled:



An Act in relation to Notary Publics,

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 Judiciary.

On motion of Mr. E. P. Ellis, the 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,

Was read a first time.

On motion of Mr. Bennum, the bill, (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,

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 Fish, Oysters and Game.

Mr. Stevenson, in pursuance of previous notice, asked leave to introduce a bill, (House Bill No. 227), 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 eights inches by providing that nets or seine with smaller meshes may be used for fishing in Delaware Bay,

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. 228), entitled:

An Act regulating the deposit of money belonging to the State in the banking institutions thereof, and providing for the collection of interest thereon,

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. Townsend, in pursuance of previous notice, asked leave to introduce a bill, (House Bill No. 223), entitled:

An Act appropriating twenty-five hundred dollars for the suppression of infectious diseases among the animals of 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 Appropriations.

Mr. Marshall, in pursuance of previous notice, asked leave to introduce a bill, (House Bill No. 224), entitled:

An Act to re-incorporate the Board of Commissioners of Public Schools of Georgetown, Sussex County, and for other purposes,

Which, on his motion, was read.

Mr. Stafford, in pursuance of previous notice, asked leave to introduce a bill, (House Bill No. 221), entitled:

An Act authorizing Horace G. Rettew, late receiver of taxes and county treasurer, to collect the unpaid taxes on his duplicates for the years A. D. 1901, A. D. 1902, A. D. 1903, and A. D. 1904,

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. 222), entitled:

An Act in relation to the admission of insane persons to the Delaware State Hospital at Farnhurst,

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.

### 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, of the Senate, the reading of the Journal was dispensed with.

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 James H. Hughes.

Mr. Lingo, of the Senate, voted for T. Coleman DuPont.

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 T. Coleman DuPont.
- Mr. Rose, of the Senate, voted for James H. Hughes.
- Mr. Reed, of the Senate, voted for James H. Hughes.
- 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 James H. Hughes.
- Mr. Jester, of the House, voted for Henry A. DuPont.
- Mr. Lingo, of the House, voted for Dr. Hiram Burton.
- Mr. Lyons, of the House, voted for T. Coleman DuPont.
- 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 James H. Hughes.

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 James H. Hughes.

Mr. Prettyman, of the House, voted for James H. Hughes.

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 James H. Hughes.

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

Mr. Vandenberg, 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 George W. Marshall.

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

For John Edward Addicks, fifteen votes.

For Willard Saulsbury, thirteen votes.

For Henry A. DuPont, nine votes.

For T. Coleman DuPont, five votes.

For Dr. Hiram Burton, one vote.

For George W. Marshall, one vote.

For James H. Hughes, 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 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 James H. Hughes.

Mr. Lingo, of the Senate, voted for T. Coleman DuPont.

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 James H. Hughes.

Mr. Rose, of the Senate, voted for James H. Hughes.

Mr. Reed, of the Senate, voted for James H. Hughes.

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 James H. Hughes.  
 Mr. Jester, of the House, voted for Henry A. DuPont.  
 Mr. Lingo, of the House, voted for Dr. Hiram Burton.  
 Mr. Lyons, of the House, voted for Charles H. Maull.  
 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 James H. Hughes.

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 James H. Hughes.

Mr. Prettyman, of the House, voted for James H. Hughes.

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 James H. Hughes.

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 George W. Marshall.

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

For John Edward Addicks, fifteen votes.

For Willard Saulsbury, thirteen votes.

For Henry A. DuPont, nine votes.

For James H. Hughes, eight votes.

For T. Coleman DuPont, four votes.

For Dr. Hiram Burton, one vote.

For Charles H. Maull, one vote.

For George W. Marshall, one vote.

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 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.



Same Day,—2 o'clock, P. M.

House met at expiration of recess.

On motion of Mr. Benson the House took a recess until 2 o'clock this afternoon.

On motion of Mr. Armstrong, the bill, (Senate Bill No. 64), entitled:

An Act to prohibit shooting ducks and other wild fowl from power and sale boats in Rehoboth Bay and Indian River and tributaries,

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 Fish, Oysters and Game.

On motion of Mr. Miller, the bill, (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,

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.

The following resolution were offered:

Whereas, The House of this General Assembly has heard with profound pleasure that one of its most respected members has concluded "It is not well for man to live alone," and has decided to take to himself a mate, one to share his joys and sorrows, and incidently, his salary as a legislator, therefore be it

Resolved, That this House appoint a committee of three (3) of its members to attend the wedding ceremonies of Dr. Harry Marshall, at Lancaster, Pa., Monday, March 6, 1905, at six o'clock.

Mr. Abbott moved for its adoption,

Which motion

Prevailed.

Messrs. Davis, Murray, Cooper, Denney and Smith were appointed.

Mr. Jester moved that House Bill No. 34 be returned to the committee,

Which motion

Prevailed.

Mr. Baggs moved that House Bill No. 91 be recommitted,

Which motion

Prevailed.

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. 9, entitled:

Joint Resolution authorizing Thomas N. Rawlins, State Treasurer, to consent to and sign, in behalf of the State of Delaware the amendment of the Sixth Article of the articles of association of the National Bank of Delaware at Wilmington,

And presented the same to the House.

On motion of Mr. Benson, the bill, (House Bill No. 209), entitled:

An Act in relation to the Delaware State Hospital at Farnhurst requiring the Board of Trustees to pay the State Treasurer all money received for the board, care and attention of pay patients,

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

On motion of Mr. Benson, the bill, (House Bill No. 210), entitled:

An Act to amend Chapter 653, Volume 19, Laws of Delaware, by increasing the price of licenses to non-resident oystermen, who operate in the waters of this State,

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

On motion of Mr. Baggs, the bill, (House Bill No. 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,

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

On motion of Mr. Smith, the bill, (House Bill No. 24), entitled:

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

On motion of Mr. Smith, the bill, (House Bill No. 193), 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,

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

On motion of Mr. Benson, the bill, (House Bill No. 199), entitled:

An Act to prevent the disposal and sale of personal property by way of drawing, lottery or chance, in this State,

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

On motion of Mr. Benson, the bill, (House Bill No. 207), entitled:

An Act requiring persons taking oysters from the natural oyster beds of this State to rough cull them,

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. 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,

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. 201), entitled:

An Act for the protection of crabs in the rivers, bays, creeks and other bodies of water within 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. 203), entitled:

An Act to further protect the oyster interest of the State, by prohibiting the use of certain winders in catching oysters,

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

On motion of Mr. Meredith, the bill, (House Bill No. 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,

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

On motion of Mr. Smith, the bill, (House Bill No. 192), entitled:

An Act for the better protection of fish in the water of Chesapeake and Delaware Canal and its feeders in New Castle County,

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

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

February 22, 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, Sevier, Stafford, Stevenson, Townsend, Vandenburg, Wilson, Wright, Mr. Speaker.

Journal read and approved.

Mr. Smith paired with Mr. Vandenburg.

Mr. Hart paired with Mr. Lingo.

Mr. Wright paired with Mr. Murray.

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

Mr. Sevier paired with Mr. Marshall until taken off.

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

An Act requiring railroad companies operating lines in the State of Delaware, to provide coaches without smoking compartments therein for the accomodation of passengers, on all passenger trains.

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

An Act in relation to appeals to the Orphans Court from the Register of Wills, or the Orphans Court in the matter of the probate or review of wills.

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 Chapter 674, Volume 19, Laws of Delaware, to enable the Road Commissioners of New Castle Hundred to levy an additional road tax.

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 revision and codification of the Laws of the State 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 for the permanent improvement of the public roads and highways in Sussex County.

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

An Act fixing the salaries of the Sheriff of Kent and Sussex Counties and removing the long term prisoners from the said Counties to the New Castle County Workhouse.

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, by limiting the amount of tax which may be collected by the Town Commissioner.

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

An Act to protect goods and chattels sold under conditional sale or contract wherein the title is reserved in the vendor until the same are paid for in whole or in part, from seizure and sale under execution, attachment or distress for rent.

Mr. Jester 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 department of elections for the City of Wilmington to canvass each election district in said city for the purpose of ascertaining the number of male citizens in each district who are twenty-one years of age and upwards and to supply each political party having an organization with a copy of same.

On motion of Mr. Ellis, the bill, (Senate Bill No. 56), entitled:

An Act to amend Chapter 440, Volume 20, Laws of Delaware, being an act entitled: "An Act to increase the School Fund for the United School Districts of Laurel and vicinity", as amended by Chapter 131, Volume 22, Laws of Delaware, entitled: "An Act to amend Chapter 440, of Volume 20, Laws of Delaware, entitled: 'An Act to increase the School Fund for the United School Districts of Laurel and vicinity,' " by increasing the amount that may be raised by taxation for school purposes in said district,

Was read a first time.

On motion of Mr. Jester, the bill, (Senate Bill No. 63), entitled:

An Act authorizing the Enrolling Committee of the Senate and House of Representatives to have bills which have passed both Houses of the General Assembly printed instead of enrolled, and providing that the printed copy shall take the place of and be known as the enrolled bill,

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 Printing.

Mr. Garrison, in pursuance of previous notice, asked leave to introduce a bill, (House Bill No. 239), entitled:

An Act to assist teachers in the free schools of this State to obtain instruction in pedagogy and methods,

Which, on his motion, was read.

Mr. Lyons, in pursuance of previous notice, asked leave to introduce a bill, (House Bill No. 237), entitled:

An Act requiring and enforcing payment to the County Treasurer of all fees of certain County officers, resigning accounts, fees and auditing thereof, and fixing compensation of such County offices and their deputies and clerks,

Which, on his motion, was read.

Mr. Stafford, in pursuance of previous notice, asked leave to introduce a bill, (House Bill No. 238), entitled:

An Act to amend Section 21, Chapter 128, Revised Code of 1893, entitled: "Offenses against private property", by changing the amount of the fine for trespass,

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. Stafford, in pursuance of previous notice, asked leave to introduce a bill, (House Bill No. 235), entitled:

An Act to amend Chapter 125, Revised Code of 1893, relating to the fees of public officers by abolishing the dollarage of the fees of the Sheriff of 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.

Mr. Stafford, in pursuance of previous notice, asked leave to introduce a bill, (House Bill No. 236), entitled:

An Act for the protection from cold of certain employees on surface street cars in 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 Miscellaneous.

Mr. Abbott, from the Committee on Municipal Corporations, reported back with favorable recommendation the bill,

House Bill No. 142, entitled:

An Act to incorporate the Town of Ellendale.

On motion of Mr. Abbott 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., Garrison, Jester, Lingo, Lyons, Marshall, Miller, Murray, McGinnis, Pennington, Sevier, Smith, Stafford, Townsend, Vandenburg, Wilson, Wright, Mr. Speaker—24.

Nays—Messrs. Ellis, D. W., Hanby, Hart, Mahoney, Meredith, W. S., Meredith, J. G.—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 Fish, Oysters and Game, reported back with favorable recommendation the bill,

House Bill No. 151, entitled:

An Act to provide for the appointment of Game Commissioners of the State 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, Benson, Davis, Ellis, D. W., Ellis, E. P., Garrison, Hanby, Hart, Jester, Lingo, Lyons, Mahoney, Marshall, Meredith, J. G., Miller, Sevier, Smith, Stafford, Townsend, Vandenburg, Wilson, 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 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. 149, entitled:

An Act for the protection and preservation of game.

On motion of Mr. Vandenburg 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, Cooper, Eastburn, Ellis, D. W., Ellis, E. P., Garrison, Hanby, Hart, Jester, Lingo, Lyons, Mahoney, Marshall, Meredith, W. S., Meredith, J. G., Messick, Miller, Sevier, Smith, Stafford, Stevenson, Vandenburg, Wright, Wilson—26.

Nays—Messrs. Benson, Mr. Speaker—2.

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, in pursuance of previous notice, asked leave to introduce a bill, (House Bill No. 233), entitled:

An Act to amend an act to establish the New Castle County Workhouse, being Chapter 247, Volume 21, by providing for the carrying out and execution of certain judgments or sentences,

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. Hart, in pursuance of previous notice, asked leave to introduce a bill, (House Bill No. 234), entitled:

An Act improving methods of holding elections.

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 Elections.

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

And returned 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.

Mr. Moore, of the Senate, moved that the reading of the Journal be dispensed with,

Which motion

Prevailed.

Mr. Smith, of the Senate, moved that a ballot be taken for United States Senator, beginning March 4, 1905, for six years,

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 John Edward Addicks.

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

Mr. Latta, of the Senate, voted for James H. Hughes.

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 James H. Hughes.

Mr. Reed, of the Senate, voted for James H. Hughes.

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. 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 James H. Hughes.

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. 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 James H. Hughes.

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 James H. Hughes.

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 James H. Hughes.

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 T. Coleman DuPont.

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

For John Edward Addicks, thirteen votes.

For Willard Saulsbury, thirteen votes.

For Henry A. DuPont, nine votes.

For James H. Hughes, seven votes.

For T. Coleman DuPont, six 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. Rose, of the Senate, the two houses separated, and the Senate returned to their chamber.

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

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Same Day,—2 o'clock P. M.

House met at expiration of recess.

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. 63, entitled:

An Act authorizing the enrolling committees of the Senate and House of Representatives to have bills which have passed both Houses of the General Assembly printed instead of enrolled and providing that the printed copy shall take the place of and be known as the enrolled bill.

Senate Bill No. 65, entitled:

An Act to amend an act entitled: "An Act limiting judgment liens upon real estate in Kent and Sussex Counties and for other purposes approved at Dover March 23, 1903, and being Chapter 457, of Volume 29, Laws of Delaware.

Senate Bill No. 56, entitled:

An Act to amend Chapter 440, Volume 20, Laws of Delaware, being an Act entitled: "An Act to increase the School Fund for the United School Districts of Laurel and vicinity", as amended by Chapter 131, Volume 22, Laws of Delaware, entitled: "An Act to amend Chapter 440, of Volume 20, Laws of Delaware, entitled: 'An Act to increase the School Fund for the United School Districts of Laurel and vicinity,' by increasing the amount that may be raised by taxation for school purposes in said district.

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 bills:

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 Commissioners may select pupils from any part of the State.

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.

House Bill No. 83, entitled:

An Act to incorporate United School Districts 113 and 113 1-2 in Kent County, and for other purposes.

House Bill No. 60, entitled:

An Act authorizing the State Treasurer to pay over to the School Commissioners of consolidated districts No. 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.

House Bill No. 84, entitled:

An Act to amend an act relating to the salaries of Levy Court Commissioners for New Castle County.

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,

And returned the same to the House.

Mr. Goslee, Clerk of the Senate, being admitted, informed the House that the Senate had not concurred in the following House bill:

House Bill No. 46, entitled:

An Act in relation to auto commitments to the Delaware State Hospital at Farnhurst,

An returned the same to the House.

Mr. Davis, in pursuance of previous notice, asked leave to introduce a bill, (House Bill No. 231), entitled:

An Act to raise revenue for the State by requiring non-resident individuals, co-partnerships, associations, or foreign corporations, having their principle place of business without the State of Delaware to secure a license for the purpose of maintaining delivery wagons in the State of Delaware,

Which, on his motion, was read.

Mr. Jester, in pursuance of previous notice, asked leave to introduce a bill, (House Bill No. 232), entitled:

An Act to renew the charters of corporations which have expired since January 1, 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 Private Corporations.



Mr. Vandenburg, in pursuance of previous notice, asked leave to introduce a bill, (House Bill No. 229), entitled:

An Act for the protection of game by providing for a closed season during the year 1905.

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. 234), entitled:

An Act authorizing the Commissioners of School Districts Nos. 24 and 159 in Sussex County, to borrow money to buy a site, build a school house, furnish the same; refunding the outstanding indebtedness and secure the payment of the same,

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. Lyons, in pursuance of previous notice, asked leave to introduce a bill, (House Bill No. 240), entitled:

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

Which, on his motion, was read.

Mr. Marshall, in pursuance of previous notice, asked leave to introduce a bill, (House Bill No. 241), entitled:

An Act to amend Chapter 594, of Volume 20, Laws of Delaware, in regard to limitations of personal action,

Which, on his motion, was read.

Mr. Davis, in pursuance of previous notice, asked leave to introduce a bill, (House Bill No. 242), entitled:

An Act authorizing the Trustee of School Funds to draw from the Farmers' Bank of the State of Delaware, at Dover, certain money deposited therein by the Trustee of the School

Fund for the use of School District No. 161 in Kent County and directing him to place the same to the credit of the School Fund,

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. Smith, in pursuance of previous notice, asked leave to introduce a bill, (House Bill No. 243), entitled:

An Act authorizing the Road Commissioners of Red Lion Hundred to levy an additional tax of five cents on the one hundred dollars for the purpose of building and repairing gravel roads in said Hundred,

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. Goslee, Clerk of the Senate, being admitted, returned to the House the following duly and correctly enrolled House bills, the same having been signed by the Speaker of the House and the President of the Senate:

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 this State to pay the claim of Clarke & McDaniel for stationery and supplies.

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 bills, the same having been signed by the President of the Senate:

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.

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.

Senate Bill No. 31, 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 Women's Christian Associations.

Senate Bill No. 22, entitled:

An Act to exempt certain lands and tenements of all Non-Sectarian Charitable Young Women's Christian Associations from taxation for County purposes.

Senate Bill No. 10, entitled:

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

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.

Mr. Abbott, from the Committee on Municipal Corporations, reported back with favorable recommendation the 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, Volume 2, of the Laws of Delaware," providing for a change of the amount of taxation now raised under the charter of said town.

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, Baggs, Bennum, Benson, Cooper, Davis, Eastburn, Ellis, D. W., Ellis, E. P., Garrison, Hanby, Hart, Jester, Lingo, Lyons, Mahoney, Marshall, 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. Bennum, from the Committee on Fish, Oysters, and Game, reported back with unfavorable recommendation the bill,  
House Bill No. 165.

On motion of Mr. Smith, House Bill No. 165 was made the special order of business for tomorrow, 11 o'clock.

Mr. Lyons, from the Committee on Appropriations, reported back with favorable recommendation the bill,

House Bill No. 179, entitled:

Amendment to 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 cost of the construction of the D. A. R. Memorial Hall at Washington.

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, Baggs, Bennum, Benson, Cooper, Davis, Eastburn, Ellis, D. W., Ellis, E. P., Garrison, Hanby, Jester, Lingo, Lyons, Mahoney, Meredith, W. S., Meredith, J. G., Messick, Miller, McGinnis, Pennington, Smith, Stafford, Stevenson, Townsend, Vandenburg, Wilson, Mr. Speaker—28.

Nays—Messrs. Hart, Marshall, Sevier, Wright—4.

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. 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.

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, Davis, Ellis, D. W., Garrison, Hanby, Hart, Jester, Lingo, Mahoney, Marshall, Meredith, W. S., Meredith, J. G., Messick, Miller, Murray, McGinnis, Pennington, Sevier, Smith, Stafford, Townsend, 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. Marshall, from the Committee on Revised Statutes, reported back with favorable recommendation the bill,

House Bill No. 150, entitled:

An Act relative to the title to certain real estate in the Town of Harrington held by Nathan F. Raughley.

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. Baggs, Bennum, Benson, Davis, 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, Townsend, Vandenburg, Wilson, 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 to the Senate for concurrence.

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

House Bill No. 226, entitled:

An Act to prevent the spread of contagious or infectious diseases among the lower animals, unfavorably.

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 bills:

Senate Bill No. 20, entitled:

An Act to exempt certain lands and tenements of all char-

itable day nurseries for babies from taxation for County purposes.

Senate Bill No. 22, entitled:

An Act to exempt certain lands and tenements of all Non-Sectarian Charitable Young Woman's Charitable Associations from taxation for County purposes.

Senate Bill No. 10, entitled:

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

Senate Bill No. 7, 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 bill:

House Bill No. 132, entitled:

An Act to amend Chapter 372, Volume 22, Laws of Delaware, being "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.

On motion by Mr. Sevier the House adjourned until tomorrow 10.30 o'clock.

February 23, 1905,—10.30 o'clock, A. M.

House met pursuant to adjournment.

Prayer by the Chaplain.

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

Journal read and approved.

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

An Act compelling all electric or trolley lines operating within the State, through cities, towns, and suburban country to light the line of said railroad with standard improved arc lights at a uniform distance where said roads use streets and public highways.

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

An Act authorizing the Road Commissioners of White Clay Creek Hundred to fund a debt due James H. Smalley for overpaid road orders.

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

An Act for the appointment of an additional Justice of the Peace for the Town of Hickman, Mispillion Hundred, Kent County, Delaware.

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

An Act to further amend Section 7, of Chapter 480, of



Volume 13, of the Laws of Delaware, entitled: "An Act to incorporate the Town of Harrington" as amended by Chapter 203, of Volume 20, of the Laws of Delaware, and as further amended by Chapter 180, of Volume 22, of the Laws of Delaware, by increasing the amount allowed to be raised by taxation.

Mr. Wilson 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 improvement of the public road, known as the New Castle road, leading from the limits of the City of New Castle to the limits of the City of Wilmington at Eden Park.

Mr. Smith 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 Notaries Public.

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

An Act authorizing and empowering the Board of Public Education, in Wilmington, to issue bonds covering the real estate of said corporations for the purpose of raising sums of money to be used in erecting, furnishing and equipping new school houses in the City of Wilmington.

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

An Act to further amend an Act entitled: "An Act to renew the act to incorporate the Artisan's Savings Bank and the acts supplementary thereto, and to amend the same.

Mr. Cooper 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 Wilmington," by and through the agency of the Board of Water Commissioners to condemn water rights.

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

An Act providing for the purchase and distribution of the Second Edition of the General Digest of the Delaware Reports.

Mr. Hart 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 to pay to the Commissioners of School District No. III, in New Castle County the sum of \$215.55, being the amount of dividend for 1903, which said district was unable to draw because school was not open the time prescribed by law, by reason of epidemic of smallpox.

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 relating to the assessment of property in the City of Wilmington.

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 giving the Mayor and Council of Wilmington authority to decide finally controversies arising between and among the various departments of the City of Wilmington.

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 conferring upon the Council of The Mayor and Council of the City of Wilmington, the power to regulate the use of streets and sewers and highways in so far as the same relate to general police power.

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 authorizing the Mayor and Council of the City of Wilmington to adopt resolutions and pass ordinances of any kind whatsoever in the same manner and to as full an extent as may be done by the General Assembly.

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 and maintenance of public highways in Kent County.

Mr. Cooper moved that the two Houses go in a committee of the whole to-morrow,

Which motion

Prevailed.

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

House Bill No. 171, entitled:

An Act appropriating certain money out of the State Treasury to pay the claim of Dr. J. R. Kuhns and Dr. H. B. McDowell for inoculating 2710 head of cattle and horses.

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, 1893, being Chapter 700, Volume 19, Laws of Delaware.

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, 1889, being Chapter 461, Volume 18, Laws of Delaware.

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.

House Bill No. 85, entitled:

An Act appropriating certain money out of the State Treasury of this State to pay the claim of George W. Baker for fuel.

House Bill No. 36, entitled:

An Act to enable the Town of Smyrna to refund certain bonds,

And returned the same to the House.

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

Senate Bill No. 57, entitled:

An Act authorizing the Levy Court of Sussex County to

build a bridge over Laurel River extending Central Avenue in the town of Laurel.

And presented the same to the House.

Mr. Goslee, Clerk of the Senate, being admitted, returned to the House the following duly and correctly enrolled House bills, the same having been signed by the Speaker of the House and President of the Senate:

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 this State.

House Bill No. 40, entitled:

An Act to amend Chapter 152, Volume 22, Laws of Delaware, entitled: "An Act to amend Chapter 507, 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 the protection of oysters in Mispillion River.

#### · 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.

Mr. Moore, of the Senate, moved to dispense with the reading of the Journal,

Which motion

Prevailed.

Mr. Smith, of the Senate, moved that a vote be taken 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 voce vote 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 James H. Hughes.

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 James H. Hughes.

Mr. Reed, of the Senate, voted for W. H. Boyce.

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. Jester, of the House, voted for Henry A. Dupont.

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

Mr. J. G. Meredith, of the House, voted for James H. Hughes.

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

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

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

Mr. Pennington, of the House, voted for James H. Hughes.

Mr. Prettyman, of the House, voted for James H. Hughes.

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

Mr. Stevenson, of the House, voted for James H. Hughes.

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

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

Mr. Speaker, of the House, voted for T. Coleman DuPont.

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

For John Edward Addicks, thirteen votes.

For Willard Saulsbury, nine votes.

For Henry A. DuPont, nine votes.

For James H. Hughes, six votes.

For T. Coleman DuPont, four votes.

For W. H. Boyce, one vote.

Total, forty-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. Sparks, of the Senate, the two Houses separated, and the Senate returned to their chamber.

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

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Same Day,—2 o'clock P. M.

House met at expiration of recess.

On motion of Mr. Abbott, the bill, (House Bill No. 113), entitled:

An Act to repeal Chapter 17, Volume 22, Laws of Delaware and re-enact Chapter 24, Volume 14, Laws of Delaware, as supplemented by Chapter 364, Volume 14, Laws of Delaware, and as amended by Chapters 10 and 11, of Volume 15, Laws of Delaware,

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

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

An Act to encourage horticulture,

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

On motion of Mr. Benson, the bill (House Bill No. 226), entitled:

An Act to prevent the spread of contagious or infectious diseases among the lower animals,

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

On motion of Mr. Lyons, the 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,

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

On motion of Mr. Garrison, the bill, (House Bill No. 239), entitled:

An Act to assist teachers in the free schools of this State to obtain instruction in pedagogy and methods,

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

On motion of Mr. Jester, the bill, (House Bill No. 80), entitled:

An Act to fix the price of license to keep an in or tavern,

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

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

On motion of Mr. Baggs 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, E. P., Garrison, Hanby, Hart, Jester, Mahoney, Marshall, Meredith, W. S., Meredith, J. G., Messick, Miller, Murray, McGinnis, Pennington, Prettyman,



Smith, Stafford, Stevenson, Townsend, 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. McGinnis, from the Committee on Miscellaneous, reported back with favorable recommendation the bill,

House Bill No. 211, entitled:

An Act to provide a mode for the assignment of dower to insane widows in intestate real estate.

On motion of Mr. Marshall 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, Hanby, Hart, Jester, Mahoney, Marshall, Meredith, W. S., Meredith, J. G., Messick, Miller, McGinnis, Pennington, Prettyman, Smith, Stafford, Stevenson, Townsend, Wilson, Wright, 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. Marshall, from the Committee on Revised Statutes, reported back with favorable recommendation the bill,

House Bill No. 111, entitled:

An Act to amend Section 19, of the Revised Code in refer-

ence to certain duties of the collector of the different Hundreds 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, Eastburn, Ellis, E. P., Garrison, Hanby, Hart, Jester, Mahoney, Marshall, Meredith, W. S., Meredith, J. G., Messick, Miller, McGinnis, Pennington, Prettyman, Smith, Stafford, Townsend, Wilson, Wright, 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. Davis, in pursuance of previous notice, asked leave to introduce a bill, (House Bill No. 244), entitled:

An Act relating to appeals to the Orphans Court from the Register of Wills, or the Orphans Court in the matter of the probate or review of wills,

Which, on his motion, was read.

Mr. Pennington, in pursuance of previous notice, asked leave to introduce a bill, (House Bill No. 245), entitled:

An Act to change the boundaries of the town of Middletown, Delaware, and to establish new boundaries for said town,

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. 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 district certain moneys to which said district is entitled under the apportionment of school dividends.

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.

House Bill No. 77, entitled:

An Act to change the name of Percy Rockwell Hauley to Percy Rockwell Killen.

House Bill No. 84, entitled:

An Act to amend "An Act relating to the salaries of Levy Court Commissioners for New Castle County.

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

House Bill No. 2, entitled:

An Act authorizing the Mayor and Council of Wilmington to convey the title of a certain lot of land.

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 un-incorporated districts, out of the School Fund.

House Bill No. 105, entitled:

An Act authorizing the State Treasurer to deposit to the credit of the School Commissioners of District 149 in Kent County for the use of the district, certain money to which said district is entitled under the apportionment of School Dividends.

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 im-

provement of its light and water plant by issuing bonds for \$12,000,

And returned 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 Senate bill:

Senate Bill No. 21, entitled:

An Act to revise and consolidate the statutes relating to the City of Wilmington.

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

House Bill No. 236, entitled:

An Act for the protection from the cold of certain employees on surface street cars, in the State of Delaware.

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. 170, entitled:

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

On motion of Mr. Jester the House adjourned until 10.30 to-morrow.

February 24, 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, E. P., Garrison, Hanby, Hart, Lingo, Lyons, Mahoney, Meredith, W. S., Miller, Murray, McGinnis, Pennington, Prettyman, Smith, Stafford, Stevenson, Townsend, Vandenburg, Wilson, Wright, Mr. Speaker.

Journal read and approved.

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

An Act to punish persons for breaking and entering any car, caboose or locomotive, or willfully or maliciously entering the same, with or without breaking, with intent to commit any felony.

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 186, Volume 22, Laws of Delaware, entitled: "An Act to re-incorporate the Town of Laurel, as amended by Chapter 434, Volume 22, Laws of Delaware, by enlarging the powers of the Board of Commissioners and Alderman of said town, in relation to the passing of ordinances for the keeping or harboring of dogs, providing for the registering of the same, regulating their running at large, the imposition of fines for violation of said ordinances, and the collection thereof.

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

An Act prohibiting the sale of adulterated beef.

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

An Act for the further protection of oysters in the waters of Delaware.

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

An Act providing for clerical assistance for the Superintendent of Free Schools in Sussex County, and appropriating five hundred dollars annually to defray the expenses of the same.

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 213, Volume 22, Laws of Delaware, being an Act entitled: "An Act in relation to the embezzlement or misapplication of money or trust funds.

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

An Act exempting members of the Grand Army of the Republic from the payment of mercantile license fee, when the purchases are less than \$1,000 per annum.

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, being an Act entitled: "An Act for the regulation of the sales of stocks of goods in bulk."

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

An Act to amend Chapter 500, Volume 20, Laws of Delaware, entitled: "An Act to authorize the levying of a special tax for shelling the county roads of Broad Creek Hundred, Sussex County," by placing in the hands of the Levy Court the distribution of the shells on the county roads in said hundred.

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 an Act entitled: "An Act providing for protection against fire to the town of Harrington," being Chapter 427, of Volume 22, of the Laws of Delaware and providing for an additional tax for the purchase and care of fire apparatus for said Town of Harrington.

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 to regulate the business of pawn-brokers and junk dealers within New Castle County."

Mr. Wilson 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 liquors to the qualified voters of the district comprising New Castle County outside the City of Wilmington 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 changing the place of holding all general and special elections in the Second Election District of Representative District No. 8, in Kent County.

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

An Act regulating the furnishing of supplies for the State.

Mr. Benson 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 of this State to pay certain claims against the State.

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

An Act making appropriations for the expenses of the State Government other than Legislative expenses for the fiscal year ending on Monday immediately preceding the second Tuesday of January in the year of our Lord one thousand nine hundred and six.

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

An Act making appropriations for the expenses of the State Government other than Legislative expenses for the fiscal year ending on Monday immediately preceding the second Tuesday of

January in the year of our Lord one thousand nine hundred and seven.

Mr. Cooper 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 of this State to pay certain claims against the State.

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

An Act making appropriations for the expenses of the State Government other than Legislative expenses for the fiscal year ending on Monday immediately preceding the second Tuesday of January in the year of our Lord one thousand nine hundred and six.

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

An Act making appropriations for the expenses of the State Government other than legislative expenses for the fiscal year ending on Monday immediately preceding the second Tuesday of January in the year of our Lord one thousand nine hundred and seven.

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

An Act for the appointment of additional notary public for the Town of Hickman, Mispillion Hundred, Kent County.

Resolved, That Rule 22 of the House be repealed and the following inserted in lieu thereof :

Unless otherwise ordered the House shall meet on Mondays, Wednesdays, Fridays and Saturdays at 10.30 o'clock in morning and 2 o'clock in the afternoon and on Tuesdays and Thursdays at 10.30 o'clock in the morning and 7 o'clock in the evening."

Yeas—13.

Nays—15.

Resolution

Was lost.



On motion of Mr. Jester House Bill No. 167 was made the special order of business for Monday at 11 o'clock.

On motion of Mr. Jester House Bill No. 23 was recommitted.

On motion of Mr. Lyons, the bill, (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,

Was read a first time.

On motion of Mr. Jester, the bill, (Senate Bill No. 16), entitled:

An Act proposing an amendment to the Section 4, of 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,

Was read a first time.

On motion of Mr. Armstrong, the bill, (Senate Bill No. 65), entitled:

An Act to amend an Act entitled: "An Act limiting judgment liens upon real estate in Kent and Sussex Counties and for other purposes approved at Dover, March 23, A. D., 1903, and being Chapter 457, of Volume 22, Laws of Delaware,

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. Abbott the following resolution was adopted:

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

Mr. Abbott presented a joint resolution, (Senate Joint Resolution, No. 10), entitled:

Senate Joint Resolution fixing the time beyond which new business will not be received by the present session of the General Assembly,

Which, on his motion, was read.

Mr. Abbott 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, Bennum, Benson, Cooper, Davis, Ellis D. W., Ellis, E. P., Hart, Lingo, Lyons, Meredith, W. S., Miller, Murray, McGinnis, Pennington, Prettyman, Smith, Stafford, Stevenson, Vandenburg—22

Nays—Mahoney, Wright, Mr. Speaker—3.

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. Marshall, from the Committee on Revised Statutes, reported back with favorable recommendation 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 companies for the purpose of draining and reclaiming low lands.

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, Eastburn, Ellis, D. W., Ellis, E. P., Garrison, Hart,

Jester, Lingo, Mahoney, Meredith, W. S., Miller, Murray, McGinnis, Pennington, Prettyman, Smith, Stafford, Stevenson, Vandenburg, Wilson, 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 to the Senate for concurrence.

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

House Bill No. 190, entitled:

An Act to provide means by which mortgagors in this State may pay mortgages held by non-resident mortgagees.

On motion of Mr. Garrison 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, 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. McGinnis, from the Committee on Miscellaneous, reported back with favorable recommendation the bill,

House Bill No. 222, 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. Abbott, Armstrong, Baggs, Bennum, Benson, Cooper, Davis, Eastburn, Ellis, D. W., Garrison, Hanby, Hart, Jester, Lingo, Lyons, Mahoney, Meredith, W. S., Miller, Murray, McGinnis, Pennington, Prettyman, Smith, 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. Marshall, from the Committee on Revised Statutes, reported back with favorable recommendation the 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.

On motion of Mr. Baggs 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, Benson, Murray, Stevenson, Vandenburg, Wilson—7.

Nays—Messrs. Bennum, Cooper, Ellis, D. W., Ellis, E. P., Hart, Lingo, Lyons, Mahoney, Meredith, W. S., Miller, Pennington, Prettyman, Smith, Stafford, Wright, Mr. Speaker—16.

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

Was lost.

Mr. Marshall, from the Committee on Revised Statutes, reported back with favorable recommendation the 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 the general stock law of this State."

On motion of Mr. Abbott 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, Mahoney, Meredith, W. S., Miller, Murray, McGinnis, Pennington, Prettyman, Smith, 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. Smith presented a joint resolution,

House Joint Resolution No. 9, entitled:

House Joint Resolution fixing the time beyond which new

business will not be received by the present session of the General Assembly,

Which, on his motion, was read.

Mr. Smith 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. Armstrong, Baggs, Bennum, Benson, Cooper, Eastburn, Ellis, D. W., Ellis, E. P., Garrison, Hanby, Hart, Jester, Lingo, Mahoney, Meredith, W. S., Miller, McGinnis, Pennington, Prettyman, Smith, Stafford, Stevenson, Vandenburg, Wilson, Wright, Mr. Speaker—26.

Nays—Mr. Murray—I.

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.

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

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 bulidings of said district.

On motion of Mr. Wright 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., Hart, Lingo, Lyons, Mahoney, Meredith, W. S., Miller, Murray, McGinnis,

Pennington, Prettyman, Sevier, Smith, Stafford, Vandenburg, Wilson, 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 to the Senate for concurrence.

Mr. Murray presented a joint resolution, (Senate Joint Resolution No. 5), entitled:

Resolution permitting former Assistant Quartermaster General Armon D. Chayter to retain his sword,

Which, on his motion, was read.

Mr. Murray 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, Bennum, Benson, Cooper, Ellis, D. W., Ellis, E. P., Garrison, Hart, Jester, Lyons, Mahoney, Meredith, W. S., Miller, Murray, Pennington, Prettyman, Smith, Stafford Stevenson, Townsend, Vandenburg, Wilson, Wright, Mr. Speaker—26.

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. Jester presented a joint resolution, (Senate Joint Resolution), entitled:

Joint Resolution authorizing Thomas N. Rawlins, State Treasurer, to consent to and sign, in behalf of the State of Delaware, the amendment of the Sixth Article, of the Articles of Association of the National Bank of Delaware, at Wilmington,

Which, on his motion, was read.

Mr. Jester 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. Armstrong, Baggs, Bennum, Benson, Cooper, Davis, Ellis, D. W., Ellis, E. P., Hanby, Hart, Lingo, Lyons, Mahoney, Meredith, W. S., Miller, Murray, Pennington, Prettyman, Smith, Stafford, Vandenburg, Wilson, Wright, Mr. Speaker—23.

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 Amendment to 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, Ellis, D. W., Meredith, W. S., Miller, Murray, McGinnis, Mr. Speaker—8.

Nays—Messrs. Baggs, Bennum, Benson, Davis, Eastburn, Garrison, Hanby, Hart, Jester, Lingo, Mahoney, Pennington, Prettyman, Smith, Stafford, Stevenson, Vandenburg, Wright—18.



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

Was lost.

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 joint resolution:

Senate Joint Resolution No. 10, entitled:

Senate Joint Resolution fixing the time beyond which new business will not be received by the present session of the General Assembly,

And presented the same to the House.

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

House Bill No. 130, entitled:

An Act to further amend Chapter 67, of 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 school voters in incorporated cities and towns.

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, Cooper, Ellis, D. W., Ellis, E. P., Hart, Lingo, Lyons, Mahoney, Miller, Murray, Pennington, Prettyman, Smith, Stafford, Vandenburg, Wilson, Wright, Mr. Speaker—22.

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, M., having arrived, the President pro tempore, Members, Clerks and Sergeant-at-Arms, of the Senate, being announced, were admitted.

Mr. Moore moved to dispense with the reading of the Journal,

Which motion

Prevailed.

Mr. Sparks moved a vote for United States Senator for the term of 6 years, beginning March 4, 1905, be taken,

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. 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 James H. Hughes.

Mr. Reed, of the Senate, voted for James H. Hughes.

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. 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 James H. Hughes.
- 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. 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 James H. Hughes.
- Mr. Prettyman, of the House, voted for James H. Hughes.
- 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 James H. Hughes.

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 T. Coleman DuPont.

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

For John Edward Addicks, twelve votes.

For Willard Saulsbury, ten votes.

For Henry A. DuPont, eight votes.

For James H. Hughes, six votes..

For T. Coleman DuPont, six votes.

Total, forty-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. Pennington, of the Senate, the two Houses separated, and the Senate returned to their chamber.

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

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Same Day,—2 o'clock, P. M.

House met at expiration of recess.

Mr. Goslee, Clerk of the Senate, being admitted, informed the House that House Bill No. 128, relating to the town of Lewes, is incorrectly drawn, having pencil and ink insertions therein,

And returned 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 bills:

House Bill No. 118, entitled:

An Act changing the name of Lettie Green to that of Esther Green.

House Bill No. 10, entitled:

An Act to change the time of making assessments in Kent County, returning the same to the Levy Court, to change the time of appeals and of issuing duplicates and warrants to collectors,

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 bill:

Senate Bill No. 69, entitled:

An Act to amend Chapter 186, Volume 22, Laws of Delaware, entitled: "An Act to re-incorporate the Town of Laurel," as amended by Chapter 434, Volume 22, Laws of Delaware, by enlarging the powers and duties of the alderman and board of commissioners of said town, in relation to persons convicted of certain offenses,

And presented the same to the House.

Pairs for to-morrow:

Mr. Stevenson with Mr. Townsend.

Mr. Prettyman with Mr. Garrison.

Mr. D. W. Ellis with Mr. McGinnis.

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

Mr. Hart with Mr. Lingo.

Mr. Smith with Mr. Davis.

Mr. Pennington with Mr. Miller.

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

Mr. Cooper with Mr. Abbott.

Mr. Murray with Mr. Wright.

Mr. Hanby with Mr. Baggs.

Mr. Hanby with Mr. Baggs.

Mr. Mahoney with Mr. Bennum.

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

Mr. Wilson and Mr. Eastburn.

Mr. Armstrong with Mr. Jester.

On motion by Mr. Meredith House Bill No. 206, was re-committed.

On motion by Mr. Smith House Bill No. 24 was re-committed.

On motion by Mr. Smith to lay Joint Resolution No. 10 on the table,

Which motion

Prevailed.

On motion Joint Resolution No. 10 was taken from the table and passed.

On motion of Mr. Wilson the vote on House Bill No. 167 was postponed.

Mr. Smith, in pursuance of previous notice, asked leave to introduce a bill, (House Bill No. 248), entitled:

An Act to amend Chapter 213, Volume 22, Laws of Delaware, being an Act entitled: "An Act in relation to the embezzlement or misapplication of money or trust funds,

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. Stafford in pursuance of previous notice, asked leave to introduce a bill, (House Bill No. 249), entitled:

An Act to punish persons for breaking and entering any

car, caboose or locomotive, or willfully or maliciously entering the same with or without breaking with intent to commit any felony,

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.

On motion of Mr. Pennington, the bill, (House Bill No. 245), entitled:

An Act to change the boundaries of the Town of Middletown, Delaware, and to establish new boundaries for said town,

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

On motion of Mr. Armstrong, the 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, 1898 by increasing his salary,

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

On motion of Mr. Davis, the bill, (House Bill No. 244), entitled:

An Act in relation to appeals to the Orphans Court from the Register of Wills or the Orphans Court in the matter of the probate or review of wills,

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

On motion of Mr. Davis, the bill, (House Bill No. 240), entitled:

An Act providing for an appropriation of five hundred dollars to erect a monument in memory of Brigadier General John Dagsworthey,

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

On motion of Mr. Davis, the bill, (House Bill No. 231), entitled:

An Act to raise revenue for the State, requiring non-resident individuals, co-partnerships, associations or foreign corporations having their principal place of business without the State of Delaware to secure a license for the purpose of maintaining delivery wagons within the State of Delaware,

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

Mr. Wilson, in pursuance of previous notice, asked leave to introduce a bill, (House Bill No. 252), entitled :

An Act to supplement and amend Volume 15, Chapter 407; Volume 17, Chapter 534, by increasing the amount of road tax which Road Commissioners shall levy in New Castle Hundred, without the limits of the City of New Castle,

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 Elections.

Mr. Stafford, in pursuance of previous notice, asked leave to introduce a bill, (House Bill No. 254), entitled:

An Act to amend "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 Miscellaneous.

On motion of Mr. Benson, the bill, (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,

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. Benson, the bill, (Senate Bill No. 54), entitled:

An Act giving the consent of the Legislature of the State of Delaware to purchase by the United States for military purposes of land adjoining the military reservation of Fort DuPont, Delaware,

Was read a first time.

Mr. E. P. Ellis, in pursuance of previous notice, asked leave to introduce a bill, (House Bill No. 251), entitled:

An Act to amend Chapter 186, Volume 22, Laws of Delaware, entitled: "An Act to re-incorporate the Town of Laurel," as amended by Chapter 434, Volume 22, Laws of Delaware, by enlarging the powers of the Board of Commissioners and Alderman of said town, in relation to the passing of ordinances for the keeping or harboring of dogs," providing for the registering of the same, regulating their running at large, the imposition of fines for violating said ordinances, and the collection thereof,

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

Senate Bill No. 1, entitled:

An Act to incorporate The Newark Trust and Safe Deposit Company.

Mr. Prettyman, in pursuance of previous notice, asked leave to introduce a bill, (House Bill No. 250), entitled:

An Act to amend an Act entitled: "An Act providing for the protection against fire to the town of Harrington," being Chapter 427, of Volume 22, of the Laws of Delaware, and providing for an additional tax for the purchase and care of fire apparatus for the said 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 Municipal Corporations.

Mr. Smith, in pursuance of previous notice, asked leave to introduce a bill, (House Bill No. 246), entitled:

An Act to repeal Chapter 387, Volume 22, Laws of Delaware, being an Act entitled: "An Act for the regulation of the sales of stocks of goods in bulk,

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. 247), entitled:

An Act exempting members of Grand Army of the Republic from the payment of mercantile license fees when the purchases are less than \$1,000 per annum,

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.

On motion of Mr. Hart the House adjourned until 10.30 to-morrow.

February 25, 1905—12 o'clock, m.

The two Houses met in joint session.

Mr. Barnard, of the Senate, and Mr. Denney, of the House, present.

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

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

Mr. Speaker, of the House, voted for T. Coleman DuPont.

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

For John Edward Addicks, one vote.

For T. Coleman DuPont, one vote.

The President pro tem., of the 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.

February 27, 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, Lingo, Lyons, Mahoney, Marshall, Meredith, W. S., Meredith, J. G., Messick, Miller, Murray, McGinnis, Pennington, Prettyman, Sevier, Smith, Stafford, Townsend, Vandenburg, Wilson, Wright, Mr. Speaker.

Reading of the Journal dispensed with.

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

An Act to revise and re-enact Chapter 364, Volume 22, Laws of Delaware.

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 authorize the levying of a special tax for the purchase and distribution of materials for the improvement of the county roads of the First Election District of Representative District No. 10, (Broadkilm Hundred) in Sussex County.

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 for the purpose of providing additional revenue for the City of Wilmington, by taxing certain Public Service Corporations therein.

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 relating to a municipal lighting plant for the City of Wilmington.

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 creating a Board of Assessment for the City of Wilmington.

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 386, Volume 15, Laws of Delaware, being An Act entitled: "An Act for the protection of fishermen."

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

An Act appointing a Public Land Commissioner and defining the duties thereof, and authorizing the sale of public lands in this State.

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

An Act requiring persons trimming hedges, fencerows, banks and ditches along public roads in New Castle County, to remove the thorns, grass, briars, brushes or rubbish so that the same shall not obstruct the ditches or waterways.

Mr. Lyons 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 Rehoboth to borrow money and issue bonds to secure the payment thereof, for the purpose of providing a supply of water, lights and sewerage system for the town of Rehoboth.

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

An Act authorizing the "The Mayor and Council of Wilmington" to tax insurance companies.

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

An Act vesting in the Council of the City of Wilmington authority to borrow money for the need of the City and to be expended by the Council and its various departments.

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

An Act in relation to streets and sewers.

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

An Act to renew and re-enact the Act of incorporation of "The Tappahannah Marsh Company."

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

An Act to re-incorporate the Kenton Public Schools.

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 the Citizens' Savings Bank and Trust Company of Middletown.

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 the New Castle County Trust and Safe Deposit Company of Odessa, Delaware.

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

An Act regulating the furnishing of supplies for the State.

On motion of Mr. Smith, House Bill No. 57 was called from the Senate.

Mr. Smith moved to reconsider the vote taken on Senate amendment to House Bill No. 57,

Which motion

Prevailed.

Mr. Smith paired with Mr. Jester for to-day.

Mr. Goslee, Clerk of the Senate, being admitted, informed the House that the Senate had not concurred in the following House Joint Resolution:

House Joint Resolution No. 9, entitled:

House Joint Resolution fixing the time beyond which new

business will not be received by the present session of the General Assembly,

And returned the same to the House.

The following resolution was offered:

Be it resolved, By the House of Representatives of the State of Delaware, that the thanks of the members and officers of this body be extended to the Honorable James T. Shallcross for his distribution of apples.

On motion of Mr. Smith the resolution was adopted.

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

House Bill No. 167, entitled:

An Act authorizing the Mayor and Council 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.

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, Davis, Eastburn, Ellis, D. W., Ellis, E. P., Garrison, Hanby, Hart, Lingo, Lyons, Mahoney, Meredith, W. S., Meredith, J. G., Messick, Miller, Murray, McGinnis, Pennington, Prettyman, Sevier, Smith, Miller, 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 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 Commission 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,

And returned the same to the House.

Mr. Goslee, Clerk of the Senate, being admitted, informed the House that the Senate had ordered returned for their correction the following House bill:

House Bill No. 190, entitled:

An Act to provide means by which mortgagors in this State may pay mortgages held by non-resident mortgagees,

And returned 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:

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

And returned the same to the House.

Mr. Goslee, Clerk of the Senate, being admitted, informed the House that the Senate has returned to the House as per request of that body the following House bill:

House Bill No. 57, entitled:

An Act to provide for an additional constable in New Castle County,

And returned the same to the House.

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

House Bill No. 57, entitled:



An amendment to 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, Baggs, Bennum, Benson, Cooper, Ellis, D. W., Ellis, E. P., Hanby, Lingo, Mahoney, Marshall, Meredith, W. S., Miller, McGinnis, Pennington, Sevier, Smith, Stafford, Stevenson, Townsend, Wilson, Wright, Mr. Speaker—23.

Nays—Messrs. Hart, Prettyman—2.

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, m., having arrived, the President pro tempore, Members, Clerks and Sergeant-at-Arms of the Senate being announced, were admitted.

Mr. Moore moved the reading of the Journal be dispensed with,

Which motion

Prevailed.

Mr. Smith moved to take a vote for 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 James H. Hughes.

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 James H. Hughes.

Mr. Reed, of the Senate, voted for James H. Hughes.

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 James H. Hughes.

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. 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 James H. Hughes.

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 James H. Hughes.

Mr. Prettyman, of the House, voted for James H. Hughes.

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 James H. Hughes.

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 T. Coleman DuPont.

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

For John Edward Addicks, fifteen votes.

For Willard Saulsbury, twelve votes.

For James H. Hughes, eight votes.

For Henry A. DuPont, eight votes.

For T. Coleman DuPont, seven 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. Sparks, 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.

Mr. Marshall presented a joint resolution entitled:

Joint Resolution authorizing the State Board of Agriculture to print 5,000 copies of its report,

Which, on his motion, was read.

On the question, "Shall the joint resolution pass the House?"

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

Yeas—Messrs. Abbott, Baggs, Benson, Cooper, Davis, Eastburn, Ellis, D. W., Ellis, E. P., Garrison, Hanby, Hart, 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—32.

Nays—Mr. Bennum.

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

Was declared

Adopted.

Ordered to the Senate for concurrence.

Mr. Sparks moved that the two Houses go in a Committee of the Whole,

Which motion

Prevailed.

On motion of Mr. Sparks Mr. William Denney was made chairman of the meeting.

Mr. Sparks moved that the discussion close at 3 o'clock and that each side be given half the time,

Which motion

Prevailed.

Mr. Sparks moved that the discussion be alternate,

Which motion

Prevailed.

Mr. Meredith moved that the time be extended twenty minutes,

Which motion

Prevailed.

Mr. Sparks moved that the Committee now arise,

Which motion

Prevailed.

Mr. Marshall, from the Committee on Revised Statutes, reported back with favorable recommendation 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 method of submitting the question as to the establishment of a free public library in said town to the qualified electors thereof.

On motion of Mr. Marshall 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, Cooper, Eastburn, Ellis, D. W., Ellis, E. P., Hanby, Hart, Jester, Lingo, Mahoney, Marshall, Meredith, W. S., Meredith, J. G., Miller, McGinnis, Pennington, Prettyman, Sevier, Smith, Stafford, Stevenson, Tonwsend, 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. Stafford, from the Committee on Crimes and Punishments, reported back with favorable recommendation the bill,

House Bill No. 156, entitled:

Amend House Bill No. 156 by adding after the saplings and before the word "growing" in line four of Section 1, of said bill, the words "of any kind."

On motion 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, Baggs, Bennum, Cooper, Eastburn, Ellis, D. W., Ellis, E. P., Hanby, Jester, Lingo, Marshall, Meredith, W. S., Miller, McGinnis, Pennington, Prettyman, Sevier, Stafford, Townsend, Wilson, Wright, Mr. Speaker—24.

Nays—Messrs. Hart, Mahoney, Smith—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. Marshall, from the Committee on Revised Statutes, reported back with favorable recommendation the bill,

House Bill No. 37, entitled:

An Act in relation to the estate of aliens and to complete their titles to the same.

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, Eastburn, Ellis, D. W., Ellis, E. P., Hanby, Hart, Jester, Lingo, Mahoney, Meredith, W. S., Meredith, J. G., Miller, McGinnis, Pennington, Prettyman, Sevier, Smith, Stafford, Stevenson, Townsend, 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 to the Senate for concurrence.

Mr. Wright, in pursuance of previous notice, asked leave to introduce a bill, (House Bill No. 264), entitled:

An Act providing for the surveying, plotting and staking oyster plantations in the Delaware Bay within the jurisdiction 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. Wright, in pursuance of previous notice, asked leave to introduce a bill, (House Bill No. 265), 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,

Which, on his motion, was read.

Mr. Messick, in pursuance of previous notice, asked leave to introduce a bill, (House Bill No. 263), entitled:

An Act providing for clerical assistant for the superintendent of Free School in Sussex County, and appropriating five hundred dollars annually to defray the expenses of the same,

Which, on his motion, was read.

Mr. Cooper, in pursuance of previous notice, asked leave to introduce a bill, (House Bill 256), entitled:

An Act authorizing the Mayor and Council of Wilmington by and through the agency of the Board of Water Commissioners to condemn water rights,

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. Cooper, in pursuance of previous notice, asked leave to introduce a bill, (House Bill No. 257), entitled:

An Act authorizing and empowering the Board of Public Education in Wilmington to issue bonds covering the real estate of said corporation, for the purpose of raising sums of money to be used in erecting, furnishing and equipping new school houses in 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. Garrison, in pursuance of previous notice, asked leave to introduce a bill, (House Bill No. 258), entitled:

An Act to renew and extend an Act entitled: "An Act to establish the Kenton Public School,

Which, on his motion, was read.

Mr. W. S. Meredith, in pursuance of previous notice, asked leave to introduce a bill, (House Bill No. 259), entitled:

An Act giving the council of the Mayor and Council of Wilmington authority to decide finally controversies arising between and among the various departments of the City of Wilmington,

Which, on his motion, was read.

Mr. W. S. Meredith, in pursuance of previous notice, asked leave to introduce a bill, (House Bill No. 260), entitled:

An Act relating to the assessment of property in the City of Wilmington,

Which, on his motion, was read.

Mr. W. S. Meredith, in pursuance of previous notice, asked leave to introduce a bill, (House Bill No. 261), entitled:

An Act authorizing the Mayor and Council of Wilmington to adopt resolutions and pass ordinances of any kind whatsoever in the same manner and to as full an extent as may be done by the General Assembly,

Which, on his motion, was read.

On motion of Mr. Prettyman, the bill, (House Bill No. 225), entitled:

An Act to further amend Section 7, of Chapter 480, Volume 13, Laws of Delaware, entitled: An Act to incorporate the Town of Harrington", as amended by Chapter 203, of Volume 20, of the Laws of Delaware, and as further amended by Chapter 180, Volume 22, of the Laws of Delaware, by increasing the amount allowed to be raised by taxation,

Was read a first time.

On motion of Mr. W. S. Meredith, the bill, (House Bill No. 262), entitled:

An Act conferring on the Council of the Mayor and Council of Wilmington, the power to regulate the use of the streets and highways in so far as the same relates to general police powers,

Was read a first time.

On motion of Mr. Cooper, the bill, (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,

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. E. P. Ellis, the bill, (Senate Bill No. 59), entitled:

An Act to amend an Act entitled: "An Act increasing the salaries of the City Solicitor of 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 Municipal Corporations.

On motion of Mr. Lingo, the bill, (Senate Bill No. 57), entitled:

An Act authorizing the Levy Court of Sussex County to build a bridge over Laurel River extending Central Avenue in the Town of Laurel,

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 Public Highways.

On motion of Mr. Smith, the bill, (Senate Bill No. 61), entitled:

An Act to amend Section 6, Chapter 127 of the Revised Code, enlarging the time of improvement for the crime of assault with intent to commit murder,

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. Lyons, the bill, (House Bill No. 237), entitled:

An Act requiring and enforcing payment to the County Treasurer of all fees of certain county offices, regulating accounts of fees and auditing thereof and fixing the compensation of such county officers and their deputies and clerks,

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

On motion of Mr. Wilson, the bill, (House Bill No. 252), entitled:

An Act to supplement and amend Volumes 15, Chapter 407, Volume 17, Chapter 534, by increasing the amount of road tax which Road Commissioners shall levy in New Castle Hundred without the limits of the City of New Castle,

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

On motion of Mr. Jester, the bill, (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,

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

On motion of Mr. Benson, the bill, (Senate Bill No. 52),

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

On motion of Mr. Lyons, the bill, (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,

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

On motion of Mr. Jester, the bill, Senate Bill No. 33),

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

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

February 28, 1905,—10.30 o'clock, A. M.

House met pursuant to adjournment.

Prayer by the Chaplain.

Roll called. Members present—Messrs. Abbott, Armstrong, 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.

Reading of the Journal dispensed with.

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

An Act authorizing the Board of Education of the Town of Harrington to borrow money and issue bonds to secure the payment thereof, for the purpose of making additions to and improvements in the school houses in School Districts Nos. 94, 126 and 127 in Kent County.

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 prevention of vivisection in the Public Schools 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 to foster the oyster interest in this State.

Mr. Murray 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 commitment to the New Castle County Workhouse of certain classes of prisoners in Kent and Sussex Counties.

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

An Act in relation to foreign corporations, enabling such foreign corporations to become corporations of this State.

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

An Act enabling foreign corporations to change its situs from such foreign State to this State.

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

An Act providing for a re-survey of the natural oyster rocks in this State.

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 providing a general corporation law", as amended 1901 and 1903, enabling foreign corporations to become corporations of this State.

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

An Act to incorporate "The Irish-American Bank, Trust and Safe Deposit Company, of Wilmington, Delaware.

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

An Act providing for leasing natural oyster rock in this State.

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

An Act requiring the approval of the Mayor of the City of Wilmington to certain ordinances, resolutions and contracts, adopted or entered into by the Board of Water Commissioners and the Board of Directors of the Street and Sewer Department of the City of Wilmington.

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

An Act to confirm and make valid all the Acts and pro-

ceedings of the managers and trustees of Newark Union Church and Burial Ground in Brandywine Hundred and to rest the title of their real estate in Newark Union Corporation.

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

An Act to repeal an Act entitled: "An Act to provide for the permanent improvement of the public highways in the State of Delaware," being Chapter 380, Volume 22, Laws of Delaware, so far as the same applies to, or is operative in New Castle County, and abolishing the office of Delaware State Highway Commissioner, appointed under said Act in and for New Castle 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 provide for the permanent improvement of the public highways in New Castle County.

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

An Act to amend Chapter 176, Volume 18, Laws of Delaware, entitled: "An Act to incorporate the Town of Kenton, passed April 22, 1887, by altering the method of assessing and collecting taxes.

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

An Act taxing the shares of the capital stock of trust companies.

Mr. Jester 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 liquors to the qualified voters of the district comprising the City of Wilmington, as required by Article 13, of the Constitution.

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 in relation to

peddlers within the County of New Castle", being Chapter 162, Volume 22, Laws 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 regulating the deposit of moneys belonging to the County of New Castle, in the banking institutions thereof and providing for the collection of interest thereon.

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

An Act to provide for a police pension fund for the police force of the City of Wilmington.

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 for the suppression of lottery policies", being Chapter 232, Volume 18, Laws of Delaware.

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

An Act authorizing the Kent County School Commission to transfer the property composing School District No. 19 in said County to the adjoining districts for the purpose of paying school tax and enjoying school facilities.

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

An Act entitled: "An Act in relation to city elections to be held in the city of New Castle."

Mr. W. S. Meredith and Mr. Lyons paired for to-morrow.

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

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.



House Bill No. 55, entitled:

An Act to extend the time of recording private acts.

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.

House Bill No. 184, entitled:

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

House Bill No. 86, entitled:

An Act to provide 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, with substitute,

And returned the same to the House.

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

Resolved, That Rule 12 be suspended during the remainder of the Session.

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. 71, entitled:

An Act to reincorporate the Town of Milton.

Senate Bill No. 66, entitled:

An Act for the better preservation of certain public records.

Senate Bill No. 2, entitled:

An Act to provide against the adulteration of food and providing for the enforcement thereof.

Senate Bill No. 82, entitled:

An Act to amend Section 17, of Chapter 18, of the Revised Code by providing for the opening of the general election in the City of Wilmington between 7 and 7.30 in the morning.

Senate Bill No. 15, entitled:

An Act to amend Chapter 99, Volume 22, Laws of Delaware, entitled: "An Act to re-enact and revise the Insurance Laws of Delaware in order to make them conform with the requirements of the amended Constitution and of the General Corporation Law,

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. 71, entitled:

An Act to re-incorporate the Town of Delmar in Sussex County,

And returned 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.

Mr. Moore moved the reading of the Journal be dispensed with,

Which motion

Prevailed.

Mr. Smith moved that a vote be taken for United States Senator for 6 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 James H. Hughes.

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 James H. Hughes.

Mr. Reed, of the Senate, voted for James H. Hughes.

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. 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. Hart, of the House, voted for James H. Hughes.

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

Mr. Lingo, of the House, voted for Dr. Hiram Burton.

Mr. Lyons, of the House, voted for T. Coleman DuPont.

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 James H. Hughes.

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 James H. Hughes.

Mr. Prettyman, of the House, voted for James H. Hughes.

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 James H. Hughes.

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 T. Coleman DuPont.

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

For John Edward Addicks, fourteen votes.

For Willard Saulsbury, twelve votes.

For James H. Hughes, eight votes.

For Henry A. DuPont, nine votes.

For T. Coleman DuPont, six votes.

For Dr. Hiram Burton, 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. Pennewill, 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 expiration of recess.

Mr. Smith, in pursuance of previous notice, asked leave to introduce a bill, (House Bill No. 274), entitled:

An Act providing for the purchase and distribution of the second edition of "The General Digest of the Delaware Reports,"

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. Pennington, in pursuance of previous notice, asked leave to introduce a bill, (House Bill No. 275), entitled:

An Act to incorporate Citizens' Saving Bank and Trust Company,

Which, on his motion, was read.

Mr. Meredith, in pursuance of previous notice, asked leave to introduce a bill, (House Bill No. 276), entitled:

An Act relating to a municipal lighting plant for 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. Cooper, in pursuance of previous notice, asked leave to introduce a bill, (House Bill No. 277), entitled:

An Act authorizing the Mayor and Council of Wilmington to tax insurance companies,

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. Smith, in pursuance of previous notice, asked leave to introduce a bill, (House Bill No. 268), entitled:

An Act to amend Chapter 386, Volume 15, Laws of Delaware, being an Act entitled: "An Act to amend Chapter 72, Volume 14, Laws of Delaware, being an Act entitled: "An Act for the protection of fishermen," by excepting from the provisions of Section 1 of said Chapter 386, Volume 15, Laws of Delaware, the waters of the Delaware River and Bay north of what is known as Smyrna Creek or Duck Creek,

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. Sevier, in pursuance of previous notice, asked leave to introduce a bill, (House Bill No. 269), entitled :

An Act in relation to streets and sewers,

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. W. S. Meredith, in pursuance of previous notice, asked leave to introduce a bill, (House Bill No. 270), entitled :

An Act vesting the Council of the City of Wilmington authority to borrow money for the needs of the City and to be expended by the Council and its various departments,

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. Prettyman, in pursuance of previous notice, asked leave to introduce a bill, (House Bill No. 271), entitled :

An Act to enable the Governor to appoint an additional Justice of the Peace for Kent County, to reside in Mispillion Hundred, at or near the Town of Hickman,

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. Prettyman, in pursuance of previous notice, asked leave to introduce a bill, (House Bill No. 272), entitled :

An Act to enable the Governor to appoint an additional Notary Public of Kent County to reside in Mispillion Hundred at or near the Town of Hickman,

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. Hart, in pursuance of previous notice, asked leave to introduce a bill, (House Bill No. 273), entitled:

An Act authorizing the State Treasurer to pay to the Commissioners of School District No. 111, in New Castle County, the sum of two hundred and fifteen dollars and fifty-five cents, (\$215.55) being the amount of dividends for 1903, which said District was unable to draw because schools were not open the number of days prescribed by law by reason of an epidemic of small pox,

Which, on his motion, was read.

Mr. Garrison, from the Committee on Printing, reported back with favorable recommendation the bill,

Senate Bill No. 63, entitled:

An Act authorizing the Enrolling Committees of the Senate and House of Representatives to have bills which have passed both Houses of the General Assembly printed instead of enrolled, and providing that the printed copy shall take the place of and be known as the enrolled bill.

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, Benson, Cooper, Davis, Eastburn, Ellis, D. W., Ellis, E. P., Garrison, Jester, Lingo, Marshall, Meredith, W. S., Meredith, J. G., Messick, Murray, McGinnis, Pennington, Prettyman, Stafford, Vandenburg, Wilson, Wright, Mr. Speaker—26.

Nays—Messrs. Hanby, Hart, Smith—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,

House Bill No. 23, entitled:

An Act to renew the charter of the Ferris Industrial School.

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, 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, Smith, 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. Lyons, from the Committee on Appropriations, reported back with favorable recommendation the bill,

Senate Bill No. 18, entitled:

A supplement to the Act entitled: "An Act to incorporate the City of New Castle," published in Volume 15, Laws of 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, Cooper, Davis, Eastburn, Ellis, D. W., Garrison, Hanby, Hart, Jester, Lingo, Mahoney, Marshall, Meredith, W. S., Meredith, J. G., Messick, Murray, McGinnis, Pennington, Prettyman, Smith, 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 that the Senate be informed thereof, and the bill returned to that body.

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

Senate Bill No. 8, entitled:

An Act to amend Chapter 366, of Volume 16, Laws of Delaware, increasing the amount that may be raised by taxation for school purposes, by the public schools of the Town of Smyrna.

On motion of Mr. Baggs 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, Cooper, Davis, Eastburn, Ellis, E. P., Garrison, Hanby, Hart, Jester, Mahoney, Marshall, Meredith, W. S., Messick, Murray, McGinnis, Pennington, Prettyman, Smith, Stafford, Stevenson, Townsend, 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. Messick, from the Committee on Education reported back with favorable recommendation the 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 to pay the salaries of additional school teachers.

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, 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, Smith, Stafford, Stevenson, Townsend, 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. Armstrong, from the Committee on Appropriations, reported back with favorable recommendation the bill,

House Bill No. 1, entitled:

An Act to appropriate ten thousand dollars for the erection, alteration and repair of buildings for the State College for Colored Students.

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, E. P., Garrison, Hanby, Hart, Jester, Lingo, Mahoney, Marshall, Meredith, W. S., Meredith, J. G., Messick, Murray, McGinnis, Pennington, Prettyman, Smith, Stafford, Stevenson, Vandenburg, Wilson, Wright, Mr. Speaker—30.

Nays—Mr. D. W. Ellis—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. Armstrong, from the Committee on Appropriations, reported back with favorable recommendation the bill,

House Bill No. 15, entitled:

Amendment to House Bill No. 15, entitled: "An Act to appropriate twenty thousand dollars for the erection, alteration and repair of buildings for Delaware College.

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, Jester, Lingo, Mahoney, Marshall, 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, 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. 148, entitled:

An Act for the establishment of consolidated school districts and in relation to such districts after their establishment.

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, Davis, Eastburn, Garrison, Hart, Jester, Lingo, Marshall, Meredith, J. G., Messick, Miller, McGinnis, Prettyman, Smith, Stafford, Stevenson, Townsend, Vandenburg, Wilson, Mr. Speaker—24.

Nays—Messrs. Ellis, D. W., Ellis, E. P., Hanby, Mahoney, Meredith, W. S., Pennington, Sevier, Wright—8.

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, in pursuance of previous notice, asked leave to introduce a bill, (House Bill No. 278), 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,"

Which, on his motion, was read.

Mr. Stafford, in pursuance of previous notice, asked leave to introduce a bill, (House Bill No. 279), 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 addition to the New Castle County Workhouse,

Which, on his motion, was read.

Mr. Messick, in pursuance of previous notice, asked leave to introduce a bill, (House Bill No. 286), entitled:

An Act to amend Chapter 500, Volume 20, Laws of Delaware, entitled: "An Act to authorize the levying of a special tax for shelling the County roads of Broad Creek Hundred, Sussex County," by placing the distribution of the shells in the hands of the Levy Court Commissioners of said Hundred,

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. 287), 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. Marshall, in pursuance of previous notice, asked leave to introduce a bill, (House Bill No. 284), entitled:

An Act to provide for the permanent improvement of the public highways in Sussex County,

Which, on his motion, was read.

Mr. Murray, in pursuance of previous notice, asked leave to introduce a bill, (House Bill No. 285), entitled:

An Act to provide for the commitments to the New Castle County Workhouse of certain classes of prisoners in Kent and Sussex Counties,

Which, on his motion, was read.

Mr. Armstrong, in pursuance of previous notice, asked leave to introduce a bill, (House Bill No. 282), entitled:

An Act to amend Chapter 175, Volume 18, Laws of Delaware, entitled: "An Act to re-incorporate the Town of Newark, 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. Eastburn, in pursuance of previous notice, asked leave to introduce a bill, (House Bill No. 283), entitled:

An Act requiring persons trimming hedges, fence-rows, banks and ditches along public roads in New Castle County to remove the thorns, grass, briars, bushes or rubbish so that the same shall not obstruct the ditches or waterways,

Which, on his motion, was read.

Mr. Armstrong, in pursuance of previous notice, asked leave to introduce a bill, (House Bill No. 280), entitled:

An Act prohibiting the sale of beef which contains or has been treated with any drug or preparation deleterious to health,

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.

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.

On motion of Mr. Meredith, the bill, (House Bill No. 261), entitled:

Mr. Armstrong, in pursuance of previous notice, asked leave to introduce a bill, (House Bill No. 281), 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,

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. Armstrong, in pursuance of previous notice, asked leave to introduce a bill, (House Bill No. 266), entitled:

An Act authorizing the Road Commissioners of White Clay Creek Hundred to Fund a debt due James H. Smalley for overpaid road orders,

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. Jester, in pursuance of previous notice, asked leave to introduce a bill, (House Bill No. 267), entitled:

An Act to further amend an Act entitled: "An Act to renew the Act to incorporate the Artisans' Savings Bank and the acts supplementary thereto, and to amend the same

Which, on his motion, was read.

An Act authorizing the Mayor and Council of the City of Wilmington to adopt resolutions and pass ordinances of any kind whatsoever in the same manner and to as full an extent as may be done by the General Assembly,

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

On motion of Mr. Messick, the bill (House Bill No. 263), entitled:

An Act providing for clerical assistants for the Superintendent of the Free Schools in Sussex County, and appropriating five hundred dollars annually to defray the expenses of the same,

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

On motion of Mr. Marshall, the bill, (House Bill No. 241), entitled:

An Act to amend Chapter 594, of Volume 20, Laws of Delaware, in regards to limitations of personal action,



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

On motion of Mr. Pennington, the bill, (House Bill No. 70), entitled:

An Act in relation to illegitimate children,

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

On motion of Mr. Jester, the bill, (House Bill No. 68), entitled:

An Act to prohibit the sale of intoxicating liquors,

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

On motion of Mr. Prettyman, the bill, (House Bill No. 255), entitled:

An Act to incorporate the Town of Harrington,

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

On motion of Mr. Garrison, the bill, (House Bill No. 258), entitled:

An Act to renew and extend an Act entitled: "An Act to establish the Kenton Public school,

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

On motion of Mr. W. S. Meredith, the bill, (House Bill No. 259), entitled:

An Act giving the Council of the Mayor and Council of Wilmington authority to decide finally controversies arising between and among the various departments of the City of Wilmington.

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

On motion of Mr. W. S. Meredith, the bill (House Bill No. 260), entitled:

An Act relating to the assessment of property in the City of Wilmington,

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

On motion of Mr. W. S. Meredith, the bill (House Bill No. 262), entitled:

An Act conferring upon the Council of the Mayor and Council of Wilmington the power to regulate the use of streets and highways in so far as the same relates to general police powers,

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

On motion of Mr. Jester, the bill, (House Bill No. 90), entitled:

An Act to provide for the licensing of persons, firms, and corporations engaged in the manufacture of spirituous, vinous or malt liquors,

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

On motion of Mr. Smith House Bill No. 122 was recommitted.

On motion of Mr. Smith House Bill No. 23 was called from the committee.

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

March 1, 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, Meredith, J. G., Messick, Miller, Murray, McGinnis, Prettyman, Sevier, Smith, Stafford, Stevenson, Townsend, Vandenburg, Wilson, Wright, Mr. Speaker.

Reading of the Journal dispensed with.

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

An Act relating to the erection on the Dover Green of a tablet in memory of the Delaware Line Regiment of the Revolution.

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

An Act providing for the redemption of the Delaware State Hospital Improvement Bonds, authorized by the Act of May 8, 1895, and making the necessary appropriations therefor.

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

An Act providing for the permanent investment of certain moneys belonging to the school fund.

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

An Act providing for the renewal of a bond from the State to the school fund, and the permanent investment of certain moneys belonging to the school fund.

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

An Act providing for the renewal of a bond from the State to the school fund and increasing the same by adding thereto certain uninvested funds belonging to the school funds and providing for the transfer of the same to the general fund to be used for the purchase of State bonds.

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

An Act to license and regulate fruit distilleries in the State of Delaware.

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

An Act to confer banking powers on Citizens' Trust Company.

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

An Act authorizing the Insurance Commissioner to examine certain corporations.

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

An Act in relation to insurance companies.

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

An Act in relation to building and loan associations.

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

An Act to authorize the Insurance Commissioner to publish one thousand cloth bound copies of his itemized and detailed biennial report for the years 1903 and 1904.

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

An Act to supply Chapter 22, Volume 22, Laws of Delaware.

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

An Act to provide revenue for the State and for other purposes.

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

An Act in relation to licenses.

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

An Act to provide for exercise of the police powers of the State in relation to certain occupations and for other purposes.

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

An Act to incorporate the Kent Trust Company.

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

An Act in relation to banking corporations.

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 prohibiting corporations from making political contributions.

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 an Act entitled: "An Act providing for the registration of votes," being Chapter 38, Volume 19, Laws of Delaware.

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 certain law and for other 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 incorporate The Dollar Savings Institution.

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

An Act taxing canal companies in the State.

Mr. Murray 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 providing a General Corporation Law," as printed and published in Chapter 394, Volume 22, 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 providing means and methods of drawing monies appropriated for contingent funds for certain State officers.

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 495 Volume 17, Laws of Delaware, being an Act to incorporate the Ferris Industrial School.

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 the Act entitled: "An Act providing a General Corporation Law," as amended and approved March 17, A. D. 1903, and republished as Chapter 394, Volume 22, 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 authorizing and directing the Auditor of Accounts to employ a non-resident expert accountant for annual examination of accounts of certain officers.

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

An Act in relation to evidence in certain cases.

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

An Act making Henry, Herman, Mary and Authur Boyce heirs at law of their mother, Ida W. Boyce, deceased.

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

An Act to require all lawyers in the State of Delaware, to be examined once every year by the Judges of the State of Delaware as to their (the lawyers) proficiency in laws of Delaware.

Mr. Baggs 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 trustees of the workhouse of New Castle County.

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

An Act fixing the salaries of the sheriffs and their dupities in Kent and Sussex Counties.

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

An Act to reimburse the National Guard for certain moneys paid into the State Treasury.

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

An Act creating a State Board of Railroad Commissioners and prescribing the duties thereof.

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 an appropriation of money for the use of the Game Commissioner of Delaware.

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

An Act to suppress lotteries and matters pertaining thereto within the State.

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 66, of the Revised Code by abolishing the office of regulator of weights and measures.

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

An Act incorporating the Savings, Home and Trust Company.

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 Farmers' Bank of the State 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 amending the Charter of the Farmers' Bank of the State 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 in relation to the Levy Court of Kent County.

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

An Act in relation to printing and publishing companies.

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

An Act in relation to National Banks.

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 an Act entitled: "An Act providing a General Corporation Law.

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

An Act in relation to corporations in this State.

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

An Act in relation to State Banks.

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



An Act in relation to Trust Companies doing business in 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 requiring all physicians practicing medicine within this State to be examined every five years.

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

An Act imposing an additional tax upon railroad companies within this State by providing that all State officials shall be carried free of charge upon the lines of said railroad companies.

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

An Act to re-incorporate the Town of Odessa.

Mr. Garrison 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 150, Volume 16, Laws of Delaware, entitled: "An Act for the prevention of cruelty to children," as amended and supplemented by Chapter 477, Volume 16, Laws of Delaware, by authorizing the committing of children to the Delaware and Maryland Children's Home Society in certain cases.

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

An Act to revise the Laws of the State of Delaware in relation to partition fences.

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

An Act to incorporate the Kent County Trust Company.

Mr. Mahoney 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 Pencader Hundred, in New Castle County, to fund the floating debt of said Hundred and providing for the payment thereof.

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 18, Volume 22, Laws of Delaware, entitled: "An Act to re-adjust the amounts to be paid by the Delaware Railroad Company, in commutation of its State Taxes," by increasing the amounts of State taxes to be paid by said company.

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

An Act to confer banking powers on Middletown Trust Company.

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

An Act to amend Chapter 79, Volume 22, Laws of Delaware, entitled: "An Act protecting the property of railroad companies from trespass and fixing the powers and fees of officers.

On motion of Mr. Abbott House Bill No. 220 was recommended.

On motion of Mr. Smith House Bill No. 178 was made the special order of business for to-morrow at 11 o'clock.

On motion of Mr. Abbott House Bill No. 110 was made the special order for 10.30 to-morrow.

Paired for to-morrow.

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

Mr. Marshall with Mr. Sevier.

Mr. Hart with Lingo.

Mr. Smith moved that Senate Bill No. 64 be laid on the table.

Yeas—16. Nays—18.

Motion

Was lost.

Mr. Smith moved to amend Senate Bill No. 64 by striking out "55",

Which motion

Was lost.

Mr. Benson moved to lay the amendment to Senate Bill No. 64 on the table,

Which motion

Prevailed.

Mr. Baggs, from the Committee on Judiciary, reported back with favorable recommendation the bill,

Senate Bill No. 64, entitled:

An Act relating to Notaries Public.

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, Garrison, Lingo, Marshall, Messick, Miller, Murray, McGinnis, Stafford, Wilson, Mr. Speaker—18.

**Nays**—Messrs. Cooper, Ellis, D. W., Ellis, E. P., Hanby, Hart, Mahoney, Meredith, J. G., Pennington, Prettyman, Sevier, Smith, Stevenson, Townsend, Wright—14.

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. Abbott moved to reconsider the vote on Senate Bill No. 64,

Which motion

Was lost.

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. 57, entitled:

An Act to provide for an additional constable in New Castle County.

On motion of Mr. Benson, House Bill No. 199 was recommended.

On motion of Mr. Benson, House Bill No. 226 was recommended.

Mr. Hanby, in pursuance of previous notice, asked leave to introduce a bill, (House Bill No. 288), entitled:

An Act to amend Chapter 50, Volume 20, Laws of Delaware, being an Act in relation to roads and highways in Brandywine Hundred,

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. 289), entitled:

An Act regulating the furnishing supplies for 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 Miscellaneous.

On motion of Mr. Armstrong the bill, (House Bill No. 292), entitled:

An Act to amend an Act entitled: "An Act to re-incorporate the Town of Newark," passed at Dover April 21, 1887, regulating the amount to be raised in the Town of Newark by taxation,

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.

On motion of Mr. Armstrong, the bill, (Senate Bill No. 66), entitled:

An Act for the better preservation of public records,  
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 Miscellaneous.

Mr. Abbott, from the Committee on Municipal Corporations, reported back with favorable recommendation the bill,

House Bill No. 250, entitled :

An Act to amend an Act entitled: "An Act providing for protection against fire to the Town of Harrington," being Chapter 427, of Volume 22, of the Laws of Delaware, and providing for and additional tax for the purchase and care of fire apparatus for said town of Harrington.

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, Lingo, Mahoney, Marshall, Meredith, J. G., Messick, Miller, McGinnis, Pennington, Prettyman, Sevier, 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. Marshall, from the Committee on Revised Statutes, reported back with favorable recommendation the bill,

House Bill No. 135, 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 the assessors in making assessments.

On motion of Mr. Bagg 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., Ellis, E. P., Garrison, Hart, Lingo, Marshall, Meredith, J. G., Messick, Miller, Murray, McGinnis, Pennington, Prettyman, Sevier, Smith, Stafford, Townsend, Wilson, Wright, Mr. Speaker—27.

Nays—Mr. Hanby—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.

On motion of Mr. Armstrong, the bill, (House Bill No. 290), entitled:

An Act to authorize the Council of Newark to provide a better water supply,

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.

On motion of Mr. Armstrong, the bill, (House Bill No. 291), entitled:

An Act to amend an Act entitled: "An Act to reincorporate the Town of Newark," passed at Dover, April 21, 1887, fixing the amount of money to be borrowed by the Council,

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.

On motion of Mr. Davis, the bill, (Senate Bill No. 15), entitled:

An Act to re-enact the Insurance Laws of Delaware,  
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 Banking and Insurance.

On motion of Mr. Abbott, the bill, (Senate Bill No. 71), entitled:

An Act to re-incorporate the Town of Milton,  
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. Goslee, Clerk of the Senate, being admitted, informed the House that the Senate had concurred in the following House bills:

House Bill No. 13, entitled:

An Act appropriating \$500 to defray expenses of heating lighting and repairing the State House.

House Bill No. 121, entitled:

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

And returned the same to the House.

Mr. Goslee, Clerk of the Senate, being admitted, informed the House that the Senate had not concurred in the following House 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,

And returned the same to the House.

Mr. Benson, from the Committee on Banking and Insurance, reported back with favorable recommendation the bill,

House Bill No. 213, entitled:

An Act to incorporate "Middletown Trust Company."

On motion of Mr. Pennington 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, Mahoney, Marshall, Meredith, J. G., Messick, 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. Bennum, from the Committee on Fish, Oysters and Game, reported back with favorable recommendation the 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.

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, Bennum, Benson, Cooper, Davis, Eastburn, Ellis, D. W., Ellis, E. P., Garrison, Hanby, Hart, Jester, Lingo, Marshall, Meredith, J. G., Messick, Miller, Murray, McGinnis, Pennington, Prettyman, Sevier, Smith, Stafford, Stevenson, Townsend, 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. Stafford, from the Committee on Crimes and Punishments, reported back with favorable recommendation the bill,

House Bill No. 232, entitled:

An Act to renew the Charters of corporations which have expired since January 1st, 1903.

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, Benson, Cooper, Davis, Eastburn, Ellis, D. W., Ellis, E. P., Garrison, Hanby, Hart, Jester, Lingo, Mahoney, Marshall, 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. Marshall, from the Committee on Revised Statutes, reported back with favorable recommendation the bill,

House Bill No. 125, entitled:

An Act to amend Chapter 411, Volume 14, 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 tests and providing for examination and test by analysis or otherwise.

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, Cooper, Davis, Eastburn, Ellis, D. W., Ellis, E. P., Garrison, Hanby, Hart, Jester, Lingo, Mahoney, Meredith, J. G., Messick, Miller, Pennington, Prettyman, Sevier, Stevenson, Townsend, Wilson, Wright, Mr. Speaker—25.

Nays—Messrs. Armstrong, Benson, Marshall, Murray, McGinnis, Stafford, Vandenburg—7.

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, 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, of the Senate, the reading of the Journal was dispensed with.

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 James H. Hughes.

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 James H. Hughes.

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 James H. Hughes.

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

Mr. Lingo, of the House, voted for Thomas Curry.

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

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

Mr. J. G. Meredith, of the House, voted for James H. Hughes.

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 James H. Hughes.

Mr. Prettyman, of the House, voted for James H. Hughes.

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 James H. Hughes.

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

Mr. Vandenburg, of the House, voted for Thomas Curry.

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 Thomas Curry.

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

For John Edward Addicks, fifteen votes.

For Willard Saulsbury, thirteen votes.

For Henry A. DuPont, nine votes.

For James H. Hughes, seven votes.

For T. Coleman DuPont, three votes.

For Thomas Curry, three 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 James H. Hughes.

Mr. Lingo, of the Senate, voted for Thomas Curry.

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 Thomas Curry.

Mr. Rose, of the Senate, voted for James H. Hughes.

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 Thomas Curry.

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 James H. Hughes.

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

Mr. Lingo, of the House, voted for Thomas Curry.

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

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

Mr. J. G. Meredith, of the House, voted for James H. Hughes.

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 James H. Hughes.

Mr. Prettyman, of the House, voted for James H. Hughes.

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 James H. Hughes.

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

Mr. Vandenburg, of the House, voted for Thomas Curry.

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 Thomas Curry.

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

For John Edward Addicks, fifteen votes.

For Willard Saulsbury, thirteen votes.

For James H. Hughes, seven votes.

For Henry A. DuPont, nine votes.

For Thomas Curray, six 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. Hart, of the House, 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, A. 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 bills, the same having been signed by the Speaker of the House and the President of the Senate:

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.

House Bill No. 77, entitled:

An Act to change the name of Percy Rockwell Hauley to Percy Rockwell Killen.

House Bill No. 62, entitled:



An Act authorizing the State Treasurer to pay over to the School Commissioner 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.

House Bill No. 84, entitled:

An Act to amend an Act relating to the salaries of Levy Court Commissioners of New Castle County.

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.

House Bill No. 170, entitled:

An Act appropriating certain money out of the State Treasury of this State to pay the claim of Dr. Henry Marshall for twenty professional visits and inoculating 846 head of cattle and horses.

House Bill No. 57, entitled:

An Act to provide for an additional constable in New Castle County.

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

House Bill No. 150, entitled:

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

House Bill No. 126, entitled:

An Act for the protection of oysters in Broadkilk River and Sound,

And returned 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. 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.

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 Resolutions, the same having been signed by the President of the Senate.

Senate Joint Resolution No. 5, entitled :

Resolution permitting former Assistant Quartermaster General Armon D. Chaytor to retain his sword.

Senate Joint Resolution No. 9, entitled :

Joint Resolution authorizing Thomas N. Rawlins, State Treasurer to consent to and sign in behalf of the State of Delaware the amendment of the Sixth Article of the Articles of Association of the National Bank of Delaware at Wilmington.

Senate Joint Resolution No. 10, entitled :

Fixing the time beyond which new business will not be received by the present session of the General Assembly.

On motion of Mr. Murray, the bill, (House Bill No. 285), entitled :

An Act to provide for the committment to the New Castle County Workhouse of certain classes of prisoners in Kent and Sussex Counties,

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

On motion of Mr. Townsend, the bill, (House Bill No. 280), entitled :

An Act prohibiting the sale of beef which contains or has been treated with any drug or preparation deleterious to health,

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

On motion of Mr. Marshall, the bill, (House Bill No. 224,) entitled:

An Act to re-incorporate the Board of Commissioners of public schools of Georgetown, Sussex County, and for other purposes,

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

On motion of Mr. Hart, the bill, (House Bill No. 273), entitled:

An Act authorizing the State Treasurer to pay to the Commissioners of School District No. 11, in New Castle County, the sum of one hundred and fifteen dollars and fifty-five cents,

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

On motion of Mr. Marshall, the bill, (House Bill No. 284), entitled:

An Act to provide for the permanent improvement of the public highways in Sussex County,

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

Mr. Murray, from the Committee on Claims, reported back the bill,

House Bill No. 89), entitled:

An Act authorizing the Prothonotary of New Castle to make certain judgment indices and appointing commissioners to examine and certify to the same, unfavorably.

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 bills:

Senate Bill No. 19, entitled:

An Act to revise and consolidate the statutes relating to the City of Wilmington.

Senate Bill No. 26, entitled:

An Act to reincorporate the Town of Camden.

On motion of Mr. Stafford, the bill, (House Bill No. 278),  
entitled:

An Act authorizing the Levy Court Commissioners of New  
Castle County to refund the New Castle County Workhouse  
Loan,

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

On motion of Mr. Stafford, the bill, (House Bill No. 279),  
entitled:

An Act directing and authorizing 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 addition to the New Castle County  
Workhouse,

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

On motion of Mr. Abbott the House adjourned until 10.30  
to-morrow.

March 2, 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, Jester, Lingo, Mahoney, Meredith, W. S., Miller, Murray, McGinnis, Pennington, Prettyman, Sevier, Smith, Stafford, Stevenson, Townsend, Vandenburg, Wilson, Wright, Mr. Speaker.

Reading of the Journal dispensed with.

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

An Act giving the Mayor and City Council the right to levy a tax on street cars using any street of Wilmington.

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

An Act in relation to illuminating oil.

Mr. Murray 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 election of State Directors of the Farmers' Bank.

Mr. Abbott 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 publication of the "Book of Law Marks," now in the office of the Recorder of Deeds of Sussex County.

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

An Act providing a sewer system for the Town of Town-

send, and authorizing the issue of bonds to pay for same.

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

An Act relating to the election laws of the State of Delaware, and providing for an educational qualification for voters.

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

An Act providing for the appointment of a commission to appraise, value and make awards for certain properties real and personal in this State.

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

An Act providing for the apportionment of the revenues of this State derived from the licenses for the sale of intoxicating liquors.

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

An Act providing for increasing the revenues in counties and districts where the sale of intoxicating liquors is prohibited by law.

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

An Act to enlarge the powers of the State Auditor and to provide for the auditing of all State Accounts.

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

An Act to incorporate the People's Trust Company.

Mr. Murray 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 better protection of cultivated fruit trees or vines, fruits, vegetables and other farm crops.

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

An Act in relation to common carriers of expressage, oper-

ating within the State of Delaware, providing for the filing of statements in the office of the Secretary of State.

Mr. Miller 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 increasing the members of the New Castle County Levy Court.

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 the Commissioners of Bridgeville.

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

An Act to repeal and amend paragraph three, of Chapter 641, Volume 20, Laws of Delaware, relative to "Funds from pay patients at Farnhurst."

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

An Act appropriating thirteen hundred and four dollars and twenty-one cents to Philip Q. Churchman for services rendered as City Judge of the Municipal Court for the City of Wilmington, under the appointment of former Governor John Hunn.

Mr. Miller 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 election of the assessors in the City of Wilmington, that hereafter they shall be nominated in their respective districts, and elected by the whole city.

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

An Act taxing breweries.

Mr. Miller 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 of New Castle County the right to elect their own clerk.

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

An Act to make the owners of property, in or on which spirituous, malt or intoxicating liquors shall be sold or dispensed, liable in damages in certain cases.

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 523, Volume 16, Laws of Delaware, entitled : "An Act for the relief of executors, administrators and trustees," by extending the provisions of said Act to legatees and distributees.

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

An Act to authorize the Council of Newark to sell the water works and electric light plant of the Town of Newark.

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

An Act to regulate the sale of patent medicines in the State of Delaware.

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

An Act increasing the salary of the Attorney General of the State of Delaware, and providing for the appointment of deputies in Kent and Sussex Counties.

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 paving of streets in South Wilmington.

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 362, Volume 22, Laws of Delaware, being an Act entitled : "An Act providing for the establishment and maintenance of free public libraries," by making Incorporated School Districts Nos. 67, 96, 106 and 107, a district of the first class, and designating the mode of calling and the time for holding the election at which the question for or against the establishment of a free public library in said district shall be submitted to the qualified electors of said district.



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

An Act to continue the time for recording private acts.

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 Chapters 366 and 861, of Volume 19, 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 in relation to the levy Court of New Castle County.

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 fifty thousand dollars for the purpose of erecting a water works plant and a system of water supply, and for other purposes.

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

An Act in relation to Commissioners of the Roads in Brandywine Hundred, that hereafter commissioners shall be nominated in respective districts, but elected by full vote of hundred.

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

An Act for the suppression of intemperance in the State of Delaware.

Mr. Abbott 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 repeal of Chapter 380, Volume 22, Laws of Delaware, being an Act entitled: "An Act to provide for the permanent improvement of the public highways in the State of Delaware", and providing for the permanent improvement of the public highways in New Castle County, Delaware.

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

An Act requiring and enforcing payment to the County Treasurer of all fees of certain county officers, regulating accounts of fees and audits thereof, and fixing the compensation of such county officers and of their deputies and clerks.

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 Section 8, of Chapter 48, of the Revised Code of 1852, as published in the Amended Code of 1893, providing that no intoxicating liquors shall be used or kept in any of the almshouses of this State, except for medicinal purposes.

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 an educational qualification for all electors on the question of license or no license when voted for at any general election in any district of this State.

Mr. Prettyman 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 removal of certain classes of prisoners from the county jails in Kent and Sussex Counties to the workhouse in New Castle County and to provide for their maintenance.

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 re-incorporate the Seaford Public Schools, United School Districts Nos. 70, 70 1-2, 102 and 102 1-2, in Sussex County.

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 the estates and property of habitual drunkards and spendthrifts.

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 all money appropriated by the State for contingent funds.

By request, Mr. Mahoney 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 City Council of Wilmington the right to issue bonds the amount of \$600,000 for the purpose of erecting their own gas and lighting system.

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 provide for a Regulator of Weights and Measures for the City of Wilmington.

Mr. Murray 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: "An Act providing for the establishment and maintenance of free public libraries," being Chapter 362, Volume 22, Laws of Delaware.

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

An Act to donate the balance of the copies of the Duke of York records now remaining in the hands of the State Librarian to the Historical Society of Delaware.

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

An Act to raise revenue by taxing trolley cars, telephone and other poles on public highways.

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

An Act to repeal an Act entitled: "An Act to amend Chapter 507, Volume 17, Laws of Delaware," being an Act for the protection and preservation of game and game fish, providing that geese and ducks shall not be sold or carried out of this State unless a license is first had and obtained.

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 State Treasurer to pay to the Levy Courts of Sussex and Kent Counties an amount equivalent to the amount of one third of the annual appropriation made under the provisions of the Act entitled: "An Act providing for the permanent improvement of the public highways in this State," less the amounts already used by said counties.

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 765, Volume 19, Laws of Delaware, being an Act entitled: "An Act to re-incorporate the town of Georgetown."

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

An Act prohibiting non-residents of the State of Delaware building or placing cabins, houses, house boats, or houses or boats of any kind whatever upon the banks or waters of the Delaware Bay or River, or any of the waters tributary thereto within the State of Delaware for the purpose of occupying the same to engage in fishing in said waters as a business.

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 167, Volume 22, Laws of Delaware, being an Act entitled: "An Act providing a general corporation law," approved March 7th, A. D. 1901.

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

An Act to amend the Charter of the Town, of Dover.

On motion of Mr. E. P. Ellis, the bill, (House Bill No. 299), entitled :

An Act dividing Representative District No. 5, in Sussex County into three election districts by the creation of an additional election district, designating the voting places for same and providing for the carrying into effect the provisions of this act,

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 Elections.

Mr. E. P. Ellis moved that 500 copies be ordered printed,

Which motion

Prevailed.

On motion of Mr. Wright, the bill, (House Bill No. 300), entitled:

An Act protecting the property of railroad companies from trespassing and fixing powers and fees of offices,  
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 Private Corporations.

Mr. Murray, from the Committee on Claims, reported with favorable recommendation the bill,

House Bill No. 221, entitled:

An Act authorizing Horace G. Rettew, late Reciever of Taxes and County Treasurer of New Castle County, to collect the unpaid taxes on his duplicates for the years A. D. 1901, A. D. 1902, A. D. 1903, A. D. 1904.

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., Jester, Lingo, Meredith, W. S., Miller, Murray, McGinnis, Prettyman, Sevier, Stafford, Stevenson, Townsend, Wilson, Wright, Mr. Speaker—24.

Nays—Messrs. Garrison, Hanby, Mahoney, Marshall, Pennington, Smith, Vandenburg—7.

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.

Paired until they return:

Mr. Murray with Mr. Cooper.