

Del

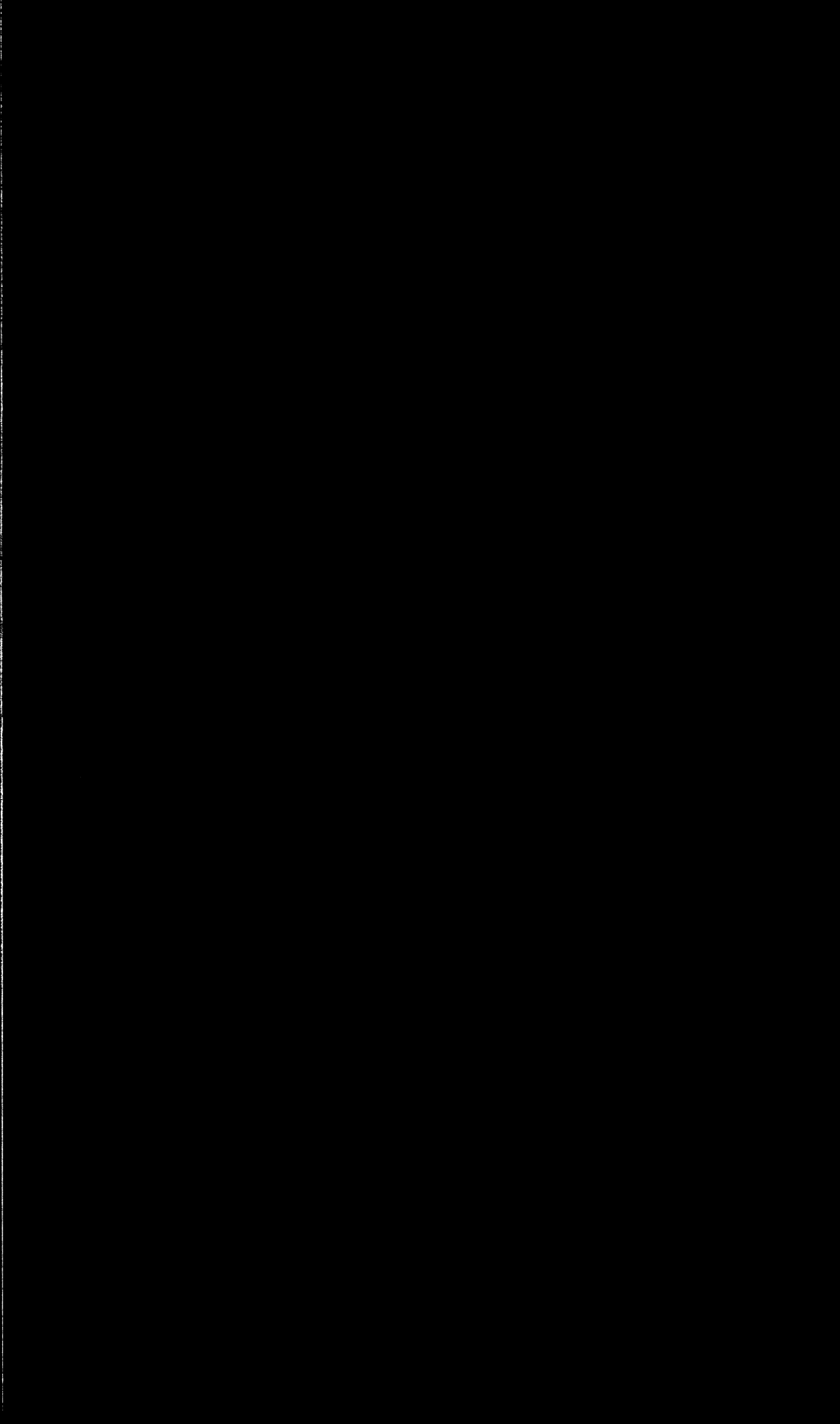
J

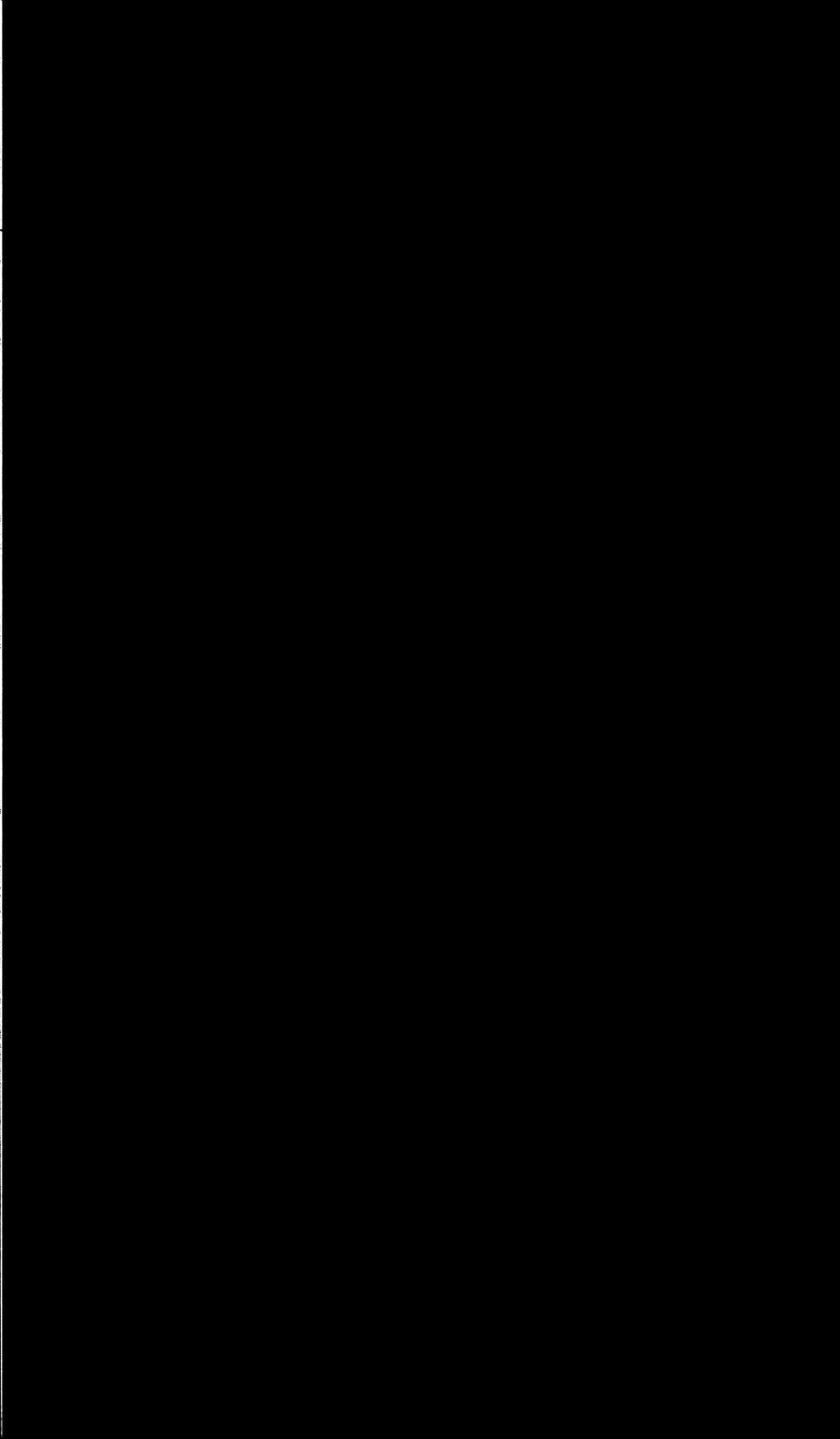
87

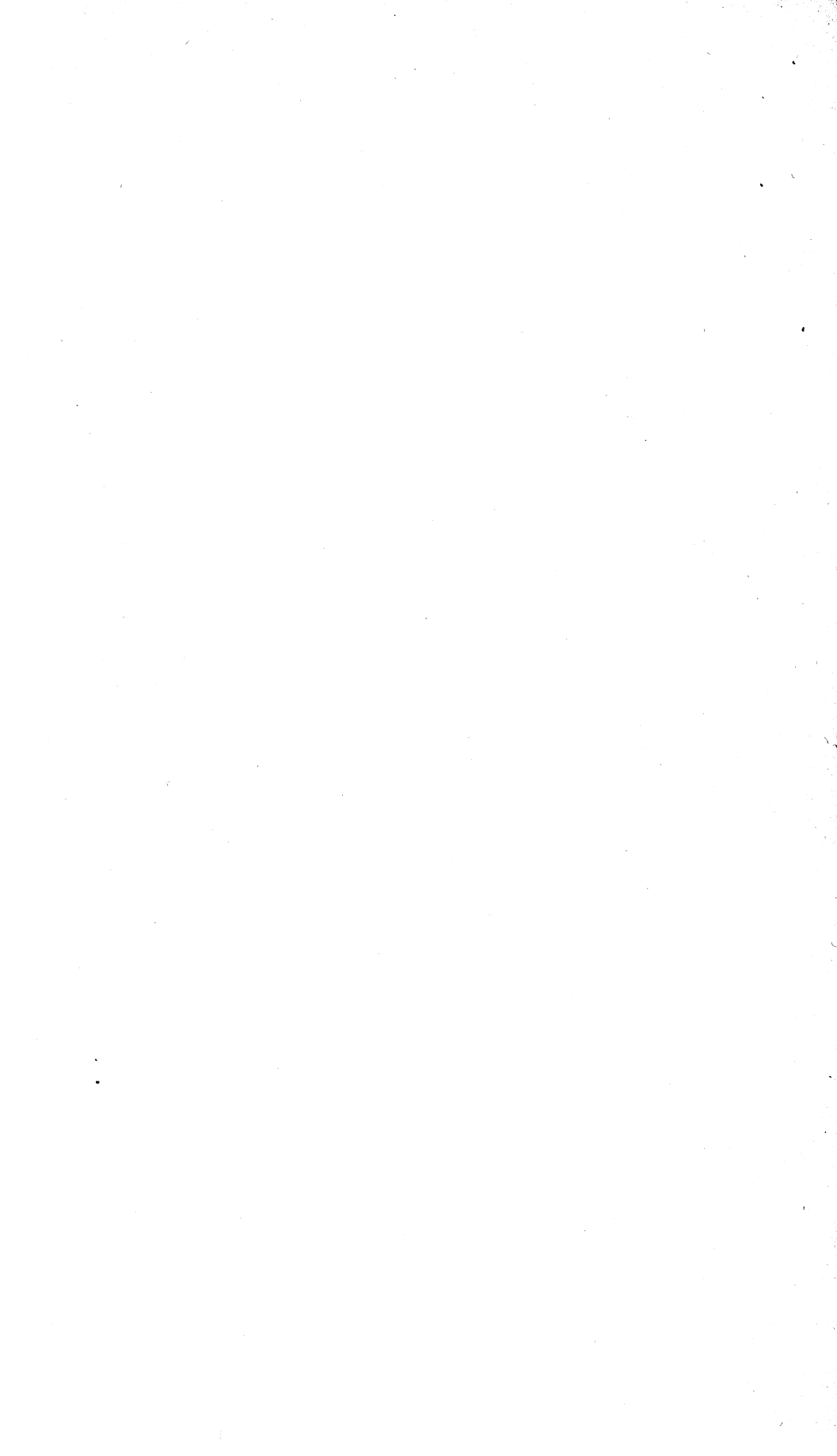
.D3c

UNIVERSITY
OF
DELAWARE
THE LIBRARY









Types
Journal of the House of Representatives
Jan 1873
JOURNAL

OF THE

HOUSE OF REPRESENTATIVES

OF THE

STATE OF DELAWARE,

AT A

SESSION OF THE GENERAL ASSEMBLY,

CONVENED AND HELD AT DOVER,

ON TUESDAY, THE FOURTH DAY OF JANUARY,

IN THE YEAR OF OUR LORD

ONE THOUSAND EIGHT HUNDRED AND FIFTY-THREE,

AND OF THE

INDEPENDENCE OF THE UNITED STATES,

THE SEVENTY-SEVENTH.

DOVER, DELAWARE:

S. KIMMEY, PRINTER.

1853.

THE MEMORIAL OF
UNIVERSITY OF DELAWARE

State Doc.

KFD

18B

1853

YRABE LIAOONEM EN
BANA BO TO YTEROVI

Gift
Delaware Historical
Oct. 1932.

JOURNAL
OF THE
HOUSE OF REPRESENTATIVES
OF THE
STATE OF DELAWARE.

At a session of the General Assembly, convened and held at Dover, on Tuesday, the fourth day of January, in the year of our Lord one thousand eight hundred and fifty-three, and of the Independence of the United States of America, the seventy-seventh.

Messrs. James Delaplaine, Jeshur H. Dixon, Alexander M. Biddle, Charles Gooding, Joshua S. Valentine, John A. Reynolds and Ephraim Beaston, of New Castle county; and

Messrs. Benjamin L. Collins, John G. Chambers, Paris T. Carlisle, Eli Saulsbury, Merritt Scotten, Manlove Hayes and William Thompson, from Kent county; and

Messrs. James F. Burton, James F. Martin, John R. McFee, John Day, William W. Morgan, Benjamin Burton and Alfred Short, from Sussex county, appeared and took their seats.

The members being all present, the returns of the election for Representatives of the several counties of the State were read.

By the returns of the officers of New Castle county, appointed by law judges of elections, it appeared that on the second Tuesday of November last, at the several and respective places specified by law for holding the elections in and for said county, the following persons were chosen to represent the said county in the House of Representatives of the State of Delaware, to wit: James Delaplaine, Jeshur H. Dixon, Alexander M. Biddle, Charles Gooding, Joshua S. Valentine, John A. Reynolds and Ephraim Beaston, Esqrs.

By the returns of the officers of Kent county, appointed by law judges of elections, it appeared that on the second Tuesday of November last,

at the several and respective places specified by law for holding the elections in and for said county, the following persons were chosen to represent the said county in the House of Representatives of the State of Delaware, to wit: Benjamin L. Collins, John G. Chambers, Paris T. Carlisle, Eli Saulsbury, Merritt Scotten, Manlove Hayes and William Thompson, Esqrs.

By the returns of the officers of Sussex county, appointed by law judges of elections, it appeared that on the second Tuesday of November last, at the several and respective places specified by law for holding the elections in and for the said county, the following persons were chosen to represent the said county in the House of Representatives of the State of Delaware, to wit: James F. Burton, James F. Martin, John R. McFee, John Day, William W. Morgan, Benjamin Burton and Alfred Short, Esqrs.

On motion of Mr. Reynolds,
Mr. Carlisle was elected Chairman pro tem., and

On motion of Mr. McFee,
Mr. Valentine was appointed temporary Clerk.

On motion of Mr. Chambers,
The House proceeded to elect by ballot a Speaker; whereupon, John R. McFee, Esq., was elected.

The Speaker and members elect were then qualified, according to the constitution and laws of the State, and the act of Congress, entitled "An act to regulate the time and manner of administering certain oaths," as appears by the following certificate, to wit:

I, Paris T. Carlisle, a member elect of the House of Representatives of the State of Delaware, from the county of Kent, do hereby certify that John R. McFee, a member elect of the House of Representatives, from the county of Sussex was, previous to entering upon any other business, and previous to his taking his seat as Speaker, duly sworn by me on the Holy Evangels of Almighty God, to support the Constitution of the United States, to support the Constitution of the State of Delaware, and to perform his duties as a member of the General Assembly of the said State with fidelity; and that he also took and subscribed the oath mentioned and set forth in section 1, chapter 24, of the revised code, entitled "General provisions respecting public officers."

And I, John R. McFee, Speaker of the House of Representatives of the State of Delaware, do hereby certify that James Delaplaine, Jeshur H. Dixon, Alexander M. Biddle, Charles Gooding, Joshua S. Valentine, John A. Reynolds and Ephraim Beaston, of New Castle county; Benjamin L. Collins, John G. Chambers, Paris T. Carlisle, Eli Saulsbury, Merritt Scotten, Manlove Hayes and William Thompson, of Kent county; Benjamin Burton, William W. Morgan, John Day, Alfred Short, James F. Burton and James F. Martin, of Sussex county; members elect of the

House of Representatives were, previously to entering upon any other business, and previous to taking their seats, respectively sworn or affirmed by me to support the Constitution of the United States, to support the Constitution of the State of Delaware, and to perform their duties as members of the General Assembly of the said State with fidelity; and that they also took and subscribed the oath mentioned and set forth in section 1, chapter 24, of the revised code, entitled "General provisions respecting public officers."

Witness our hands this fourth day of January, in the year of our Lord one thousand eight hundred and fifty-three.

PARIS T. CARLISLE,

JOHN R. McFEE.

The Speaker, after being qualified, made an appropriate expression of his sense of obligation for the honor conferred upon him by the House.

On motion of Mr. Chambers,

The House proceeded to ballot for a Clerk; whereupon Clayton A. Cowgill was duly elected, introduced, affirmed and took his seat at the Clerk's table.

On motion of Mr. Hayes,

The House proceeded to ballot for a Sergeant-at arms and door-keeper, and James Jaquett was duly elected and qualified.

On motion of Mr. Carlisle,

The House proceeded to ballot for a Messenger, and William S. Leathbury was elected.

On motion of Mr. Chambers,

The Clerk was directed to inform the Senate that the House of Representatives was duly organized and ready to proceed to business.

Mr. Saulsbury moved,

That John K. Jarvis be allowed a seat on the floor of this House, for the purpose of reporting the proceedings thereof.

Whereupon,

On motion of Mr. Valentine,

The consideration of the question was postponed until this afternoon.

Mr. Hayes moved,

That a committee of three be appointed to draft rules for the regulation of the House of Representatives at its present session.

Which motion

Prevailed.

And Messrs. Hayes, Valentine and James F. Burton were appointed said committee.

Mr. Huffington, Clerk of the Senate, being admitted, informed the House of the organization of the Senate, and that it was ready to receive any communication from the House.

And he withdrew.

Mr. Valentine offered the following resolution, which,

On his motion,

Was read, as follows, to wit:—

Resolved, That a committee of three on the part of the House, be appointed, to act jointly with a like committee on the part of the Senate, to wait on His Excellency the Governor, and inform him that a quorum of both Houses of the Legislature have convened, organized, and are ready to receive any communication he may see proper to make.

Mr. Gooding moved,

That the resolution be adopted.

Which motion

Prevailed.

Whereupon,

Messrs. Valentine, Gooding and Benjamin Burton were appointed said committee.

Ordered to the Senate for concurrence.

Mr. James F. Burton offered the following resolution, which,

On his motion,

Was read, as follows:—

Resolved, That the Rev. Thomas G. Murphey be invited to act as Chaplain of the House of Representatives, during the present session of the General Assembly.

Whereupon,

On motion of Mr. Valentine,

The resolution was ordered to lay on the table until this afternoon, by the following vote:—

Yeas.—Messrs. Biddle, Beaston, Benjamin Burton, Carlisle, Chambers, Collins, Day, Morgan, Scotten, Short, Valentine and Mr. Speaker—12.

Nays.—Messrs. James F. Burton, Delaplaine, Dixon, Gooding, Hayes, Martin, Reynolds, Saulsbury, Thompson—9.

Mr. Huffington, Clerk of the Senate, being admitted, informed the House that the Senate had concurred in the joint resolution appointing a committee to wait upon His Excellency the Governor, and that Messrs. Sorden and du Pont had been appointed said committee on the part of the Senate.

And he withdrew.

On motion of Mr. Hayes,
The House adjourned until three o'clock this afternoon.

Same Day, 3 o'clock, P. M.

The House met pursuant to adjournment.

Mr. Valentine, chairman of the committee appointed this morning, on the part of the House, to wait on His Excellency the Governor, reported that the joint committee of both Houses had discharged the duty devolving upon them, and that His Excellency would make a written communication to both Houses of the Legislature in ten minutes.

Alfred P. Robinson, Esq., Secretary of State, being admitted, presented a written message from His Excellency the Governor, together with sundry papers and documents.

And he withdrew.

On motion of Mr. Chambers,

The communications from His Excellency the Governor were read, as follows, to wit:—

*Fellow-citizens of the Senate,
and House of Representatives :*

The swiftly rolling years have again brought us to the period indicated by the constitution for your biennial assemblage, for the purpose of consulting upon such measures as may best tend to promote the interests and secure the happiness of the people. It is a source of unmingled satisfaction that I am again permitted to congratulate you, not only upon the continued welfare of the State of Delaware, but also upon the increased prosperity of the Federal Union. Peace and plenty smile throughout our enlarged territories; order, tranquility and contentment, characterize the separate communities of the Republic. The voice of internal discord, recently so ominous of disruption, no longer jars the general harmony of our happy system; and the seeming cleches of opinion and conflict of views engendered by a presidential election have subsided into an universal acquiescence and satisfaction in the result. Good government, adherence to the great principles of international law, the extraordinary progress of our industry, the useful inventions and productive improvements of that mechanical skill which has ever distinguished the American peo-

ple, together with a general and steady advance in scientific attainments and literary culture, have combined to elevate us in the scale of nations and in the estimation of the world, and we may yet trust, notwithstanding the apparently retrogressive tendency of free principles from the advance of absolutism, that our tried and trusted spirit of civil liberty, teaching by the silent and cogent persuasion of example, may ere long reform the oppressors, or regenerate the oppressed in all portions of the habitable world.

In the midst of this general prosperity and happiness, the nation has been called to mourn the death of two of her most distinguished citizens. Ripe in years, and rich in the honors and rewards of civic merit, they have rested from the labors which had devoted and sanctified their respective lives to the cause of a grateful country; and more than twenty millions of freemen, in emulous respect and sorrow, have spontaneously combined to appreciate their services and do honor to their memories. To the observant mind there is no fact more significant of the true unity of our institutions, and the perfect oneness of the whole American people. The echoes of grief come with as strong an emphasis from the remotest bounds of California or Oregon, as from the stricken heart of Massachusetts for the eloquent expounder of a common constitution. The people of Delaware were as ardent in their affection, as sincere and demonstrative in their expressions of respect, as Virginia or Kentucky, for the great pacificator of the Union.

In our own domestic concerns we have undiminished causes for mutual congratulations—abundance, health and general contentment, have continued to prevail throughout our limits. Plentiful harvests have rewarded the labors of our principal branch of industry, and all divisions of business and employment are blessed with increased prosperity.

Not unhappily confined in territory, we possess within our own narrow boundaries, all the essential elements necessary to provide for the interests, and secure the welfare of our community. Enjoying a remarkably fruitful soil and genial climate,—happy in a most fortunate geographical position, with an energetic, industrious and highly intelligent population; endowed with an ample fund for the promotion and universal diffusion of the benefits of education; possessing sufficient means, if economically administered, for the support of government without resort to taxation, except for local objects; having, throughout, an entire identity of popular interests; free from all sectional disturbances; with a simple and well settled State policy, undisturbed by conflicting views and safe from the interference of rash experiment, Delaware ought to present to the associated members of the Union, both in her institutions of government, and the corresponding prosperity and character of her citizens, the perfect example of a model Republic: and I feel entirely satisfied, that with the due and diligent use of the means within our power, such proud and happy result may easily and permanently be accomplished. An earnest spirit of progress and improvement has, of late, been rapidly developed among us, and although in some instances it may have lapsed into extravagant theories, and doubtful expedients, its concomitant good effects

are abundantly exhibited in social and agricultural advancement; in an increased attention to the important interests of education, in the attempt to perfect the civil and criminal code, and the desire to amend and more perfectly adapt to the requirements of the times, the principles and provisions of the fundamental law of the State.

The completion of the labors of the commissioners appointed to revise and digest the laws, and the action of the last General Assembly in relation to this important subject, will, it is presumed, materially lessen your present labors; as it may reasonably be expected that very little legislation will be necessary immediately after an examination and re-arrangement of the whole code, and the ratification of such defects and omissions as may have appeared upon the recent investigation. This action in reference to the revision of our system of statute law, together with the probable action of the convention organized and elected to amend the existing constitution, will not only have their natural effect of rendering little present legislation either necessary or expedient, but also, as connected therewith, will almost entirely supersede the obligation imposed upon the Executive, of recommending to your consideration such measures as he may judge expedient.

The propriety of abstaining from all action which could possibly come in opposition to probable changes and amendments of the fundamental law, or contravene the provisions or principles of the revised code, just published, is so obvious as to need no comment or enforcement. At the same time there are questions of general policy, and some small matters of merely formal amendment, which may with propriety, and without danger of the interference alluded to, be presented to your notice.

If there be any prominent feature peculiarly characteristic of the present age, it is the rapid development and application of the principles of science to the inventions and improvements of the mechanical ingenuity, especially as connected with the means of intercommunication throughout the world. It would be out of place and foreign to my present purpose, to speculate upon the probable results upon the destinies of mankind to be effected by this new agent of power and civilization; but it will be evident to the most superficial observer of actual consequences, that it must very speedily be productive of more important issues in the advancement of commerce, the promotion of national industry, the social intercommunication and fraternization of nations, than all the efforts of the most subtle or enlightened diplomacy have ever been able to accomplish. But apart from these estimated and probable results, in an international point of view, there is no doubt, because the inference is drawn from actual and sound experience, that the increase and perfection of the means of internal communications constitute the most rapid and efficient means for the development of the industry and natural wealth and resources of a State or community.

These are the familiar consequences found to flow in every portion of the Union, from the direction of the means and influence of the State governments to the cause of their own internal improvement.

The geographical position of our own State is very happily adapted to

the application and development of this important element of prosperity. Already possessing great local and natural advantages, fortunately placed between the broad waters of the Delaware and Chesapeake, and penetrated by many of their tributaries as well as by works of public utility emanating from individual enterprise; our limited territory needs but a comparatively small assistance the means and credit of the State to perfect a scheme of complete internal communication which nature itself appears most beautifully to have indicated and commenced.

The General Assembly, at their last session, have already laid the foundation of such a policy by the subscription, on behalf of the State, to the capital stock of the Delaware Rail Road Company, of the sum of one hundred and thirty thousand dollars, part of the sum accruing under the "Act to provide for the payment of certain sums of money to the State by the New Castle and Frenchtown Turnpike and Rail Road Company and for other purposes," and by authorizing the issue of the bonds of the company, indorsed by the State treasurer, and payable at the treasury out of the funds specified and provided for that object. They also appropriated the further sum of fifty thousand dollars out of the money to be raised under the act entitled "An act for the benefit of the State of Delaware" for the same purpose. The effect of these liberal measures, and the assistance given, at the same session, to other works of public utility, is already visible in a renewed spirit of improvement, and the enhanced value of land, not merely in the immediate vicinity of the several projects directly benefitted, but throughout a great portion of the peninsula.

There are, as you are well aware, already in operation, passing through the county of New Castle, two rail roads and a canal, important links of the great chain of intercommunication between the southern and western, and the northern and eastern States. The rail road between New Castle and Wilmington, connecting the other two roads, is also now just completed and opened for travel. These works are the result of individual enterprise, and so far from the State having contributed to their construction; or in any way assisted them, with the exception of a small loan to the Chesapeake and Delaware Canal, and the investment of a portion of the surplus revenue in the loan of the Wilmington and Susquehanna Rail Road, she is the recipient of considerable sums received by way of bonus or tax, for the powers and privileges granted under their charters.

The construction of the rail road from Dona to Seaford is a project which must ultimately be accomplished, not merely as an isolated and local improvement, but as part of a great continuous road traversing the whole peninsula, from Wilmington to a point opposite Norfolk, and forming one of the great thoroughfares of travel between the northern and southern portions of the Union. Through the aid of Maryland and Virginia, that portion of this important route which lies beyond our own limits, will ere long, unquestionably be put in operation; but for the purpose of completing the chain, the assistance of this State will be necessary to construct that part of the line which lies upon her territory. For the full development of our own resources and the encouragement of our

industry ; there should also be a branch road passing through Milford and Milton and terminating at the town of Lewes : a work which would not only place the eastern portions of Kent and Sussex in direct communication with a market, but would prove a most important subsidiary to the whole commerce and trade of the Delaware.

I have no hesitation in recommending that the means and credit of the State, in such mode as the wisdom of the Legislature may devise, should be applied to these great objects. There are no projected improvements through the whole of our broad country which present greater facilities for economical construction, or offer stronger inducement for investment, or better founded assurances of ultimate success and profit. The character of the country through which these roads would be located is almost uniformly favorable. Lying nearly at a dead level very little grading would be necessary ; and the streams to be crossed are generally so inconsiderable that the requisite bridges could be built at very small expense. The land necessary to be occupied either would be given, or could be purchased at very low prices, and the best timber may be procured with great facility, and at the most reasonable rates.

The wonderful increase of travel, and the constantly augmenting and free interchange of products between the different States of the Union, render it scarcely questionable that this, the most direct and speedy mode of transmission between the north and the south, would immediately secure a great and rapidly increasing amount of business, rendering the project not merely a safe but highly desirable means of investment and profit. So far however as the action of the State is involved, the mere incidental advantages of the enhanced value of land, and other consequent benefits, would be in a proper and comprehensive point of view of the question, quite a sufficient return to her citizens for such aid as she might bestow. Should the States of Maryland and Virginia defeat the expectations which have been formed by declining to proceed with continuous line of road throughout the peninsula, the Delaware portion of the route, connecting with Norfolk by steamboats from Seaford, would still be a work of great public utility, equally effectual in the development of our internal resources, and offering nearly equal hopes of comparative success.

It is not necessary or advisable upon the present occasion to enter into the statistical data or economical arguments by which the feasibility of the scheme suggested may be forcibly illustrated ; or to indicate to the Legislature the mode and measure of assistance which the State might reasonably and safely advance ; but honestly believing, that where much benefit and revenue has been derived to the people and the State from the labors of private enterprize, that she, in her sovereign capacity, should do something, and without stinted means, to further the great policy of internal improvement, I would earnestly urge that, should you agree with me upon this subject, no half-way measures be adopted, but that instant and effectual aid should be afforded, so that the scheme may be carried into speedy and efficacious operation. The temper of the times does not favor hesitation or delay ; we live in an age, and a country, which are emphatically progressive. Population, both from immigration and natural increase,

is moving forward with stupendous strides, with corresponding demand for increased facilities in the transmission of persons and property; new means and improved modes of travel, and novel agents of locomotion, are every day devised and perfected; and if we desire to go onward with the great current of improvement, we must not stand idly gazing from the shore, but go with the tide and participate with the movement in order to partake the glory and the profit of success.

In my inaugural address, I adverted to certain evils and defects supposed to exist in some of the financial provisions of our system for the support of free schools, and submitted suggestions which I believe to be remedial of the difficulties alluded to, subsequent reflection has effected no change in my views upon this important matter, and I therefore beg leave to refer to, and again commend to your consideration, the statements and views formerly presented.

Subsequently to the establishment by the Congress of the United States of a uniform time for holding the elections for electors of President and Vice-President in all the States of the Union, the General Assembly, at the session of 1849, in pursuance of the mode provided, proposed an amendment of the constitution for the purpose of fixing the general election of the State upon the same day which had been designated by Congress. The act passed with this object, and the proposed amendments were duly approved by the Governor, and published for the consideration of the people, in accordance with the requirements of the constitution, but the contemplated change was not ratified by the succeeding Legislature. As the power of ratification resides solely in the General Assembly, elected next after the consideration by the people of such proposed amendment, it follows that in order to effect a change, the same course must again be pursued, and although the matter is peculiarly proper for the action of the Convention to amend the Constitution, yet as it is perhaps uncertain whether that body, in view of the doubtful and embarrassing questions by which they are surrounded, will determine upon any action whatever, I have thought it advisable, in view of the time which must elapse before such an alteration could be consummated, to suggest that initiatory steps should be taken for that purpose at the present session. Of the utility, convenience and economy of the proposed change, I presume there will be little difference of opinion. Should it be thought inexpedient to mingle the general politics of the country with questions of mere domestic interest, all practical difficulty might easily be removed by providing that the respective elections shall be determined by separate and different ballots.

I would also recommend the repeal of the sixteenth section of "An act concerning awards," (see page 117 of the old Digest.) It provides for a certain oath to be taken by the sheriff and coroner, before entering upon the execution of their respective offices, and as the whole system in regard to the mode of summoning and returning juries has been recently changed, it is obviously improper that such officers should be held to obligation of an oath as to matters with which they cannot now have any official connexion.

Permit me further to suggest that additional provisions, to remedy a slight defect in the existing laws relative to the summoning and returning of juries, seem to be required. It may occur, and as I am informed has really happened, that through mistake in the names selected by the levy court, or by the death or removal of persons drawn to be summoned, the requisite number of jurors have not actually been returned. This difficulty might easily be remedied by authorizing, in such case, the officers designated in the supplemental act to draw additional names from the boxes provided by the levy court, or by empowering the sheriff, in accordance with the former system, to select and summon such additional persons as may be necessary to make up the entire body.

It has been suggested, that the apartment now occupied for the State library is entirely insufficient for the proper arrangement and preservation of the books. As this is a matter which will necessarily come under your own inspection, I deem it enough to call your attention to the subject in order that you may determine the necessity or propriety of providing further accommodations.

Some complaint has heretofore been made, in a portion of the State, in relation to alleged impositions practised upon the people by public officers through illegal and excessive charges. The safeguards against mal-practices of this character, would seem to be now sufficiently ample, were the existing provisions generally known. All costs, both in civil and criminal cases, must be fully entered by items upon the docket, and there is the supervisory power of taxation in the respective courts. All fees for whatever services, are explicitly and precisely fixed, subject to strict construction, not payable until the services shall be performed; and there is no right to charge, in any case, unless there is an unequivocal allowance by law. Besides these restrictions, all officers are required to deliver a bill of the fees demanded, with every item plainly and distinctly stated, and a receipt upon payment; and any failure, or where any fee, illegal, either in character or amount, is taken, they are subject to a considerable penalty and indictment. Although not aware that this evil is complained of at the present time, yet as there can be no objection to more ample guards against its possible recurrence; and as it is not probable that the subject will, in any event, engage the attention of the convention, I submit to you the propriety of providing that all public officers, entitled to receive fees, be required to take an oath, in addition to those already prescribed, that they will not demand, receive, or take any fee or fees for services not allowed by law, or more than is so specified; and that any violation of such obligation shall be, *ipso facto*, a forfeiture of their office.

I also desire to call your attention to the present attachment law, with the view of its amendment. Upon the service of summons in such cases the liability of the garnishee becomes fixed, and no act of either the garnishee, or his creditor can destroy, or in anywise affect the rights of the attaching creditor thus acquired; but if the garnishee dies before answering or pleading, according to the construction given to the present law, the attaching creditor loses the lien which he had acquired upon his debtor's effects, and all the costs of the abortive proceedings fall upon him,

which would seem to me to be a hardship amounting to a denial of justice. I therefore propose for your consideration such an amendment to this law as will enable attaching creditors to prosecute cases of this sort to effect, by making the executors or administrators of deceased garnishees parties, as in other cases, and to allow them to answer, if they choose, with the consent of the plaintiff, and to compel them to plead if required by such plaintiff to do so. Such an amendment would more effectually dispense equal justice without at all interfering with, or disturbing the order of administration of assets.

The New Castle and Frenchtown Turnpike and Railroad Company, in accordance with the provisions of the act entitled "An act to provide for the payment of certain sums of money to the State of Delaware by the New Castle and Frenchtown Turnpike and Railroad Company, and for other purposes," signified their acceptance of the said act to me on the twenty-ninth day of April last, by an instrument in writing under their common seal of incorporation, which I have caused to be recorded in the office of the Secretary of State.

The same company on the twenty-seventh day of July last, delivered to the Secretary of State a return, verified by the affidavit of the president for the time being, of the number of adult passengers conveyed over the said railroad to and from the cities of Philadelphia and Baltimore, during the six months next preceding the first day of July, eighteen hundred and fifty-two, setting forth specially, the number of such passengers, who, during the period embraced in the said return, paid the highest rate of toll received by the company for the conveyance of passengers for the time being, between the places aforesaid, distinguished as first class passengers, and also the aggregate number of all other passengers.

On the nineteenth day of August, A. D. 1852, the directors of the Milford Bank transmitted to me a statement under oath, from which it appears, that on the said nineteenth day of August, the sum of ten thousand dollars in specie, and the further sum of ten thousand dollars in notes of the banks of the State of Delaware and the city of Philadelphia, were actually paid in and deposited in the vaults of the said "Bank of Milford" by the stockholders, which statement now remains on file in the office of the Secretary of the State.

The trustees of Delaware College signified to me their acceptance of the act of assembly for the benefit of that institution, by transmitting the proceedings of the board of trustees, containing a resolution to that effect, which remains on file in the office of the Secretary of State.

I am not aware of the necessity at this time for any communication from me of a financial character; further than to give you some general idea of the probable state of the treasury, at or about the close of the past year.

From the best estimate which can be made at present, notwithstanding the treasury receipts have very much increased by the annual tax upon the New Castle and Frenchtown Turnpike and Rail Road Company, and the transit duty on its passengers, and by various other means, the liability of the State on the twenty-fourth day of January, instant, over and above its available resources, will be about ten thousand dollars; and the

expenses of the Legislature, which will then have accrued in part and those of the convention, and the new Digest now published, will greatly increase the demands upon the treasury ; but to what amount remains to be disclosed by the future. Before the adjournment of your session, it will devolve upon you to make suitable provision for supplying the treasury with funds to meet these extraordinary demands against it.

I herewith transmit to you a schedule of books and public documents which have been received by me for the use of the State, and which have been deposited in the State library.

And now, Gentlemen, having briefly adverted to the few topics which, under existing circumstances, it seemed to be advisable to refer to, allow me, with a deep sense of the true significance of the matter, to congratulate you that so little of recommendation is required from me, or of action from yourselves. It has been well said, "happy is the nation whose annals are silent;" and surely the spirit and philosophy of the remark applies most peculiarly to that community whose need demands but little and infrequent legislation. Such a state of things infers wisdom, fitness and equality in the existing code of laws, justice in their administration, and a reverential observance of their dictates. It includes a sound and healthy condition of society, a general contentment and prosperity among the people; and these, under Providence, are the happy attributes of our beloved State. May your deliberations still further enhance your position by fostering the industry, promoting the interests, and securing the happiness of her citizens, and by elevating yet higher that moral power and intellectual influence, which she has ever exercised among the sister republics of the Union.

WM. H. ROSS.

Dover, January 4, 1853.

*To the Honorable the Senate and House of Representatives
of the State of Delaware, now in session at Dover.*

The following is a list of the books received at the Executive Department of the State of Delaware, from the executives of the other States and Territories of the Union, &c., &c., since the last session of the General Assembly of this State, viz:—

- One volume of Maryland Chancery Reports.
- Sixth and seventh volumes of Gill's Maryland Reports.
- Eleventh volume of Humphreys' Reports.
- One copy of Acts of Tennessee, for 1851-2.
- Twelfth volume of B. Monroe's Reports.
- One copy of proceedings of House of Delegates of Maryland, for 1852.
- One copy of Journal of Senate of Maryland for 1852.
- One copy of Maryland State Documents for 1852.
- Two copies of Journal of Senate and House of Representatives of New Hampshire for 1852.

- Thirteenth volume of Iredell's Reports of the Laws of North Carolina.
 One copy of Laws of Pennsylvania for 1852.
 Two copies of Laws of Louisiana.
 Twenty-two copies of statutes at large and treaties of the U. S. A. for the years 1851-2.
 One copy of laws of the Territory of New Mexico.
 Fourth and fifth volumes of Chushing's Reports.
 One copy of Code of Alabama for 1852.
 One copy of Acts of Assembly of Alabama for 1852.
 Three copies of Laws of New York for 1852.
 One copy of Ohio Reports, vol. 20, for 1852.
 " " Laws of Ohio.
 Two copies of Laws of Kentucky for 1851-2.
 One copy of Hartley's Digest of the Laws of Texas.
 Thirty-second volume of Maine Reports.
 Three copies of Acts and Resolutions of General Assembly of Massachusetts.
 Two copies of Laws of Wisconsin for 1852.
 One copy of Acts of first session of Legislature of Utah, 1851.
 Second volume of Green's Reports, Iowa.
 Sixth volume of Resolutions and Private Acts of Connecticut for 1852.
 Thirteenth and fourteenth volumes of Missouri Reports.
 Two copies of Compiled Statutes of Vermont for 1851.
 Two copies of Laws of South Carolina for 1851.
 One copy of Journal of House of Representatives of Vermont for 1851.
 Three copies of Laws of Vermont, 1851.
 One copy of Aud. Rep. " "
 " " Cobb's Digest of Laws of Georgia, 1851.
 Twelfth volume of Illinois Reports for 1852.
 Eleventh volume of Morris' Reports " "
 One copy of Map of City of Washington.
 " " Hogen's Reports of Supreme Court of Florida, 1852.
 One copy of ninth volume of U. S. at large, from 1846 to 1851.
 " " Statutes of Minnesota for 1851.
 " " Laws " " "
 " " Journal of Legislature of ditto.
 " " first Volume of works of Calhoun.
 " " Journal of House of Representatives of Connecticut for 1851.
 Twelfth volume of Iredell's North Carolina Reports.
 Seventh " " Equity Reports of ditto.
 Thirty-first volume of Maine Reports.
 One copy of Acts and Resolutions of the Legislature of Rhode Island, 1851.
 Two copies of Acts and Resolutions of the Legislature of Rhode Island, 1852.
 One copy of Rhode Island Reports, vol. 1.
 One copy of Texas Reports, vol. 3.

- Two copies of Laws of ditto for 1852.
 Sixty-fifth Annual Report of Regents of University of New York.
 One copy of Journal of Senate of Connecticut for 1851.
 Three volumes of Cushing's Reports.
 Seventh volume of Vermont Reports.
 One copy of Laws of New Jersey for 1852.
 " House of Representatives of ditto, 1852.
 " Second Report of Agricultural Chemist of Maryland.
 " Report of Superintendent of public institution to Legislature of Kentucky.
 Two copies of report of condition of Public Schools of Rhode Island.
 " Acts and Resolutions of the Legislature of ditto for 1852.
 " Report of superintendent of public institution to Legislature of California.
 One copy of Report of Auditor of State of Ohio for 1852.
 " Acts and Resolutions of Legislature of Rhode Island for 1851.
 One copy of Annual Message of the Governor of Maryland, for 1852.
 " pamphlet from Ag. Acad. of the U. S. H.
 " Speech of Mr. Soule, on Intervention.
 " Report of Select Committee of House of Delegates of Maryland, on the subject of the murder of Edward Gorsuch.
 Three copies of Owen's Journal, on the union of the pop. of the world.
 One copy of Message of Governor of New York for 1852.
 " Message of Governor of Wisconsin, for 1852.
 Two copies of thirty-third General Report of the President and Directors of the Chesapeake and Delaware Canal.
 One copy of Message of Governor of New Jersey, for 1852.
 " Annual Report of Managers of the Pennsylvania Institution for the Blind.
 One copy of Report of R. I. Brent, Attorney General of Maryland, on the Christiana.
 One copy of treason case in the U. States Circuit Court.
 " School Law of California,
 " Annual Report of Secretary of State of Wisconsin, for 1851.
 One copy of Statutes of California for 1852.
 Two copies of Debates in Con. of California, 1851.
 One copy of twenty-ninth volume Maine Reports.
 Two copies of Acts and Resolutions of the State of Maine.
 One copy of Annual Report of the Directors of the Pennsylvania Institution for the blind for 1850.
 Forty-two volumes of Ex. Doc. of U. S. A., for the years 1849-50.
 Thirty-six volumes of Senate Documents for 1849-50.
 Three " " Reports "
 " " " Journal "
 Six volumes of Miscellaneous Documents.
 Three volumes of Senate Journal 1849, 1850.

- Nine volumes of Rep. of Con. of session 1849-50.
 Twelve volumes of An. of Congress.
 Three volumes of Journals of House of Representatives, 1849-50.
 Six volumes of House Miscellaneous Documents " "
 Five volumes Nat. History of New York.
 Two volumes of Acts of Wisconsin.
 Two volumes of Laws of South Carolina, 1850.
 Three " " New Hampshire, 1851.
 One volume of Hudson's Bay Ter. & V. C. Island.
 Two volumes of Laws of New Jersey, 1851.
 Two plates of Mag. & Met. Observations, 1840 to 1845.
 Thirteenth and fourteenth volumes of Swede's and Marshal's Rep. C.
 E. & A. Appeals, Mississippi.
 Three volumes American Archives.
 One copy of thirteenth volume of reports of cases argued and determined in Sup. Ind. Court of Massachusetts.
 One copy of Cushing's Reports, Massachusetts.
 Second volume of Chancery Reports of New Jersey.
 " " Halstead " "
 Fourth and fifth volumes of South Carolina Equity Reports.
 One copy of Annual Report of Commissioner on Indian affairs.
 Second and third volumes of life and works of John Adams.
 One copy of United States Official Register, 1851.
 Three copies of Laws of Missouri, " "
 Two copies of Code of Ioway, " "
 One copy of Laws and Journals of the Senate and House of Representatives of the State of Connecticut.
 One copy of Laws of Ioway for 1851, and the Journals of the two Houses of the Legislature.
 One copy of Laws of Michigan for 1851.
 Second volume of Texas Reports.
 Twentieth volume Connecticut Reports.
 Executive Documents, 30th volume for 1850 and 1851.
 Senate U. S. " 15 " " "
 " Reports, 3 " second session 31st Congress.
 Senate U. S. Journal, 3 " "
 Reports of Committees, 3 " "
 House U. S. Journal, 5 " "
 " Miscellaneous, 3 " "
 Senate " 3 " "
 Annals of Congress, 6 vols. from 1797 to 1799.
 " 2 " 1799 to 1801.
 The life and works of John Adams, vol. 4, 5 and 6, for 1851.
 Pennsylvania Laws for 1851.
 Acts and Resolves of Legislature of Maine, 1851.
 Laws of Illinois, sixteenth General Assembly, second session.
 " three volumes, 1849 to 1851.
 Illinois Senate Journal, 1 vol. second session, 1849 to 1851.

- Illinois House Journal 1 vol. second session, for 1849.
- General Laws of Indiana, 2 volumes, thirty-fifth session, 1850 and 1851.
- Journal of the Senate and House of Representatives of June session, 2 vols., 1851.
- Acts of the General Assembly of Arkansas, 2 vol. 1851.
- Reports of cases in law argued and determined in the Supreme Court of North Carolina, from June term, 1850, to December term, 1850, both inclusive.
- Iredell's Law, vol. 2.
- Acts of a general nature, passed by the forty-ninth General Assembly of the State of Ohio, vol. xlix, 1850-51.
- Reports of cases argued and determined in the Supreme Court of the State of Ohio, vol. xix, 1851.
- Strobhart's Law Reports of South Carolina, vol. iv, 1850.
- “ Equity, vol. 3, 1850.
- Public Laws of Rhode Island, 3 copies, 1848 to 1851, inclusive.
- Acts and Resolves of the General Assembly of Rhode Island, three copies, May session, 1851.
- One copy of Laws United States Courts for 1852.
- “ Journal of Senate of Connecticut, 1852.
- Two copies of Acts and Resolutions of Legislature of Maine.
- One copy of Journal of House of Representatives of Connecticut, 1852.

STATE OF ILLINOIS.

Joint Resolutions passed by the seventeenth General Assembly of the State of Illinois, at the session thereof begun and held at the city of Springfield, January 6, 1851.

Resolved by the Senate and House of Representatives of the General Assembly of Illinois, That the Constitution of the United States was the result of compromise, and could not have been formed without concessions made by the different States represented in the Convention of 1787, and under which this confederacy of sovereign States was brought together, and consummated as an Union, for certain general and limited purposes; and that the federal government, as a consequence of the constitution, is one of limited powers, derived exclusively from that instrument, and, in order to its preservation, all the grants of power therein contained, should be strictly construed by all the departments and agents of the general government so constituted; and that all the concessions and compromises therein contained, should be faithfully observed and maintained by all sections of our common country; and that it is at all times dangerous and inexpedient to exercise doubtful constitutional powers, unless the necessities and exigencies of the nation should manifestly surmount questions of doubt and expediency.

Resolved, That the institution of slavery was one of the principal subjects of compromise embraced in the constitution, and this General Assembly, without committing itself upon the question of the constitutional power of Congress to legislate upon the subject of slavery in the territories of the United States, deem the exercise of such power unnecessary and inexpedient, because the exercise of the same is calculated to impair the happiness of the people, and to endanger the perpetuity of our glorious Union.

Resolved, That regarding the Constitution of the United States as not conflicting with the divine law as revealed to us, we as citizens of the American Union, know no higher law than the constitution of our country; and that as members of the General Assembly of Illinois, when we take an oath to support the Constitution of the United States, do not consider that we make any mental reservation touching the requirements of duty imposed by that instrument; therefore,

Resolved by the Senate and House of Representatives of the General Assembly of Illinois, That all laws passed by the Congress of the United States, under and in pursuance of the Constitution, should be supported, upheld and obeyed, by all the citizens of this and every other State and Territory in the Union.

Resolved, That the controversy upon the subject of slavery, between the slave-holding and non-slave-holding States of the Union, and the distractions, jealousies, and destruction of mutual confidence among the several States arising therefrom, should be deprecated by every good citizen and lover of his country, in the north, south, east and west, as having the inevitable tendency of loosing the bonds of union, and threatening to prostrate the noblest fabric of civil and religious liberty, that the world ever saw.

Resolved, That the system of adjustment or compromise passed during the last session of Congress, comprising the admission of California, the establishment of territorial governments for Utah and New Mexico, without the Wilmot Proviso, so called, the settlement of the boundary line between Texas and New Mexico, the suppression of the slave trade in the District of Columbia, and the amendment of the act of 1793, for the recovery of fugitive slaves, is eminently calculated to remove the controversy, and to restore peace, quietude and confidence between the different sections of our beloved country, and meets with the hearty concurrence and approval of this General Assembly.

Resolved, That our Senators be instructed, and our Representatives in the Congress of the United States be requested to use all their energies, and to employ their best abilities and influence in resistance to any and all attempts that may be made to disturb or to unsettle, either by repeal or modification, any of the measures embraced in that system of adjustment or compromise.

Resolved, That any resolutions passed by any previous General Assembly, in conflict with the foregoing, and especially those adopted during the first session of the last General Assembly, known as the Wilmot Proviso resolutions of instructions, be and the same are hereby rescinded.

Resolved, That we approve of the manly and patriotic stand taken by the Executive of the United States in evincing his determination to execute and enforce all laws constitutionally enacted, and that the people of the State of Illinois will cheerfully sustain him in so doing.

Resolved, That his Excellency, the governor of this State, be requested to transmit a copy of the foregoing resolutions to each of our Senators and Representatives, with the request that a copy thereof be presented in each house of Congress, and also a copy to the Executive of each State of the Union, to be laid before their respective legislatures, that the position of Illinois, so far as can be defined by her General Assembly, may be understood by the other States of the Union.

SIDNEY BREESE,
Speaker of the House of Reps.

WILLIAM McMURTRY,
Speaker of the Senate.

EXECUTIVE DEPARTMENT, FLORIDA, }
Tallahassee, Sept. 20, 1851. }

*To His Excellency, Wm. H. Ross,
Governor of the State of Delaware.*

SIR,

I have the honor to acknowledge the receipt of a communication from your Excellency, dated the 14th May, transmitting "a series of resolutions upon the subject of the compromise measures of the 31st Congress of the United States, unanimously adopted at a session of the General Assembly of the State of Delaware, March 6, 1851."

The patriotic opinions and sentiments declared in those resolutions, receive from me, as I am sure they do from the people of my State, a cordial response, and it is gratifying to me, to be able to assure you that I believe the great body of the people of the southern States, in the language of the resolutions of your General Assembly, regarding with "profound contempt, the abolitionists of the north, now known as the higher law party and disunionists of the south, will stand to, and abide by, the compromise measures in good faith, "as essential to the peace and harmony of our glorious Union."

I am very respectfully,
Yonr most ob't. serv't., &c.

THOMAS BROWN.

On motion of Mr. Chambers,
Five hundred copies of the Governor's Message were ordered to be printed for the use of the House, and

On motion of Mr. James F. Burton,
The Clerk was instructed to have said number of copies printed.
The following resolution was offered by Mr. Valentine, and,

On motion of Mr. Carlisle,
Read, as follows, to wit:—

Resolved, That the Clerk of the House be authorized to furnish each member with one newspaper of his choice during the session.

On motion of Mr. Chambers,
The resolution was *Adopted.*

On motion of Mr. Chambers,
The resolution concerning the election of Chaplain was now taken up for consideration.

Whereupon,
Mr. Chambers offered the following amendment, which,

On his motion,
Was read, as follows:—

Amend the resolution by striking out the words "Rev. Thomas G. Murphey," and insert in lieu thereof the words "Rev. John T. Hazzard."

On motion of Mr. James F. Burton,
The further consideration of the amendment and resolution was postponed until to-morrow morning.

Mr. Saulsbury moved,
That the resolution concerning a reporter, be taken up for consideration.

Whereupon,

Mr. Valentine moved,
That the above motion of Mr. Saulsbury be laid upon the table.

Which motion *Prevailed,*

By the following vote:

Yeas.—Messrs. Beaston, Benjamin Burton, Carlisle, Chambers, Collins, Day, Hayes, Morgan, Reynolds, Scotten, Short, Valentine and Mr. Speaker—13.

Nays.—Messrs. Biddle, James F. Burton, Delaplaine, Dixon, Gooding, Martin, Saulsbury, Thompson—8.

Mr. Morgan offered the following resolution, which,

On his motion,

Was read as follows, to wit :—

Resolved, That the Rules of the late House of Representatives be adopted for the government of this House until new rules are adopted.

On his motion also,

Said resolution was

Adopted.

On motion of Mr. Saulsbury,

The Clerk was directed to lay upon the desk of each member a copy of the Journal of the proceedings of the last session of the House of Representatives.

Mr. Hayes offered the following resolution, which,

On his motion,

Was read as follows :—

Resolved, That a committee of three be appointed to wait on his Excellency, the Governor, the Secretary of State, and also the members of the Judiciary of this State who may be present during the present session of the Legislature, and invite them to take seats on the floor of the House of Representatives at pleasure.

Mr. Carlisle moved,

That the resolution be adopted.

Which motion

Prevailed.

Whereupon,

Messrs. Hayes, Biddle and Morgan were appointed said committee.

Mr. Chambers presented the following resolution, which,

On his motion,

Was read as follows :—

Resolved, That a committee of five be appointed to constitute a committee of claims on the part of the House.

Mr. Carlisle moved,

That the resolution be adopted.

Which motion

Prevailed.

Whereupon,

Messrs. Chambers, Beaston, Delaplaine, Morgan and Martin were appointed said committee.

On motion of Mr. Benjamin Burton,

The House then adjourned until 10 o'clock, to-morrow morning.

WEDNESDAY, 10 o'clock, A. M., January 5, 1853.

The House met pursuant to adjournment.

On motion of Mr. Benjamin Burton,

The resolution and amendment concerning the election of Chaplain, was taken up for consideration.

Mr. Benjamin Burton then offered the following resolution, as a substitute for the resolution and amendment previously offered; which was

On his motion,

Read as follows:—

Resolved by the Senate and House of Representatives of the State of Delaware in General Assembly met, That the Rev. John T. Hazard and Rev. Thomas G. Murphey, be and they are hereby appointed Chaplains to this General Assembly for the present session, and that in the performance of their duties they shall officiate alternately in each House.

Mr. Delaplaine offered the following amendment, which,

On his motion,

Was read as follows, to wit:—

Amend the resolution by striking out the words "Rev. John T. Hazard," and insert in lieu thereof the words "Rev. David A. Nichols."

Mr. Delaplaine moved,

That the amendment be adopted.

Which motion was

Lost.

On motion of Mr. Benjamin Burton,

The substitute offered by him was

Adopted,

By the following vote:—

Yeas.—Messrs. Beaston, Benjamin Burton, Collins, Day, Hayes, Morgan, Reynolds, Scotten, Short, Thompson, Valentine and Mr. Speaker—12.

Nays.—Messrs. Biddle, James F. Burton, Carlisle, Chambers, Delaplaine, Dixon, Gooding, Martin, Saulsbury—9.

On motion of Mr. Benjamin Burton,

The joint resolution thus substituted, was

Adopted.

Mr. Reynolds offered the following resolution, which,

On his motion,

Was read as follows:—

Resolved, That a committee of three be appointed to constitute a committee of accounts, on the part of the House, and,

On his motion,

The resolution was

Adopted.

Whereupon,

Messrs. Reynolds, Hayes and James F. Burton were appointed said committee.

Mr. Short offered the following resolution, which,

On his motion,

Was read as follows, to wit :—

Resolved, That a committee of five be appointed, to constitute a committee of elections on the part of the House, and,

On his motion,

The resolution was

Adopted.

Whereupon,

Messrs. Short, Valentine, Carlisle, Saulsbury and Martin were appointed said committee.

Mr. James F. Burton presented the following resolution, which,

On his motion,

Was read as follows :—

Resolved, That a committee of three be appointed to report upon the unfinished business of last session, and

On his motion,

The resolution was

Adopted.

Whereupon,

Messrs. James F. Burton, Collins and Beaston were appointed said committee.

On motion of Mr. Saulsbury,

The resolution concerning a Reporter was taken up for consideration.

Whereupon,

Mr. Chambers moved,

That the resolution be indefinitely postponed.

Which motion was

Lost.

Mr. Saulsbury now moved,

The adoption of the resolution,

And the House being divided,

The yeas and nays were called for, which being taken were as follows, to wit :—

Yeas.—Messrs. Biddle, Beaston, James F. Burton, Day, Delaplaine, Dixon, Gooding, Hayes, Martin, Saulsbury, Thompson, Valentine—12.

Nays.—Messrs. Benjamin Burton, Carlise, Chambers, Collins, Morgan, Reynolds, Scotten, Short and Mr. Speaker—9.

So the resolution was

Adopted.

Mr. Huffington, Clerk of the Senate, being admitted, informed the House that the Senate had concurred in the joint resolution appointing the Rev. John T. Hazzard and Rev. Thomas G. Murphey, Chaplains to this General Assembly for the present session.

And that the Senate had passed a joint resolution appointing a committee to settle with the State treasurer, in which they requested the concurrence of the House, and that Messrs. Smith and Temple had been appointed said committee on the part of the Senate.

And he withdrew.

On motion of Mr. Delaplaine,

The communication from the Senate was read as follows :

“ IN SENATE, *January 5, 1853.*

Resolved by the Senate and House of Representatives of the State of Delaware in General Assembly met, That a committee to consist of two members on the part of the Senate, and three on the part of the House of Representatives be appointed to examine the accounts of the State Treasurer, count the cash on hand and make report to the General Assembly, on or before the 29th instant.

Extract from the Journal,

WM. HUFFINGTON, *Clerk.*

For concurrence.”

On motion of Mr. Delaplaine,

The resolution was

Concurred in,

And Messrs. Delaplaine, Chambers and Benjamin Burton were appointed said committee on the part of the House.

Ordered, That the Senate be informed thereof.

Mr. Beaston offered the following resolution, which,

On his motion,

Was read as follows:—

Resolved, That the Clerk of the House of Representatives, be and he is hereby directed to furnish the House with two copies of each of the newspapers of this State during the present session.,

Mr. Reynolds moved,

The adoption of the resolution.

Pending which,

Mr. Valentine moved,

To amend the resolution by striking out the word "two" and inserting in lieu thereof the word "one."

Which motion was

Lost.

And the question being upon the adoption of the resolution,

The motion

Prevailed,

By the following vote:

Yeas.—Messrs. Beaston, Benjamin Burton, James F. Burton, Collins, Day, Delaplaine, Dixon, Hayes, Martin, Morgan, Reynolds, Saulsbury, Scotten—13.

Nays.—Messrs. Biddle, Carlisle, Chambers, Gooding, Short, Thompson, Valentine and Mr. Speaker—8.

On motion of Mr. James F. Burton,

The House adjourned until three o'clock this afternoon.

Same Day, 3 o'clock, P. M.

The House met pursuant to adjournment.

Mr. Hayes, from the committee appointed to report rules for the regulation of the House, presented the following report, which,

On his motion,

Was read as follows:—

Rules for the government of the House of Representatives.

1. Every member shall be in his place at the time to which the House stands adjourned.

2. Every day, before the House proceeds to business, the Clerk shall call the names of the members in alphabetical order, and shall read the Journal of the preceding day, which may be corrected by a majority of the House.

3. All motions and resolutions, except for the reading of bills, the daily adjournment of the House, or any motion to refer any subject or to postpone the same shall, if required by the Speaker or any member, be reduced to writing by the mover, and if seconded, shall be repeated by the

Speaker to the House, before a debate or decision thereon, and a motion or resolution may be withdrawn by the mover, unless objected to by some member before a decision thereon. And any written resolution introduced by the Speaker, or a member of the House, and sent to the Clerk's table, shall be read without a previous motion to receive the same, unless the reading of such resolution shall be objected to by a member of the House.

4. All committees unless the House shall otherwise direct, shall be appointed by the Speaker; and every committee shall report within five days (Sundays excepted) from the time of their appointment, or furnish sufficient reason why report has not been made.

5. The unfinished business in which the House was engaged at the time of the last adjournment shall have the preference in the order of the day.

6. Every bill shall be introduced by motion for leave, by order of the House, or by report of a committee, and one day's notice at least, shall be given of an intended motion for leave to bring in a bill.

7. Every motion either in the House, or in committee of the whole, except a motion to adjourn shall be entered on the Journal, with the name of the mover.

8. No member shall be interrupted when speaking, but by a call to order by the Speaker, or by a member through the Speaker; nor shall any member be allowed to speak upon any subject more than three times (except in explanation,) without leave from the House; and no member shall be referred to by name in debate.

9. Before any petition or memorial addressed to this House shall be received and read at the Clerk's table, whether the same be introduced by the Speaker or a member, a brief statement of its contents shall be verbally made by the introducer.

10. Every bill shall receive three several readings, no two of which shall be on the same day, except by special order of the House.

11. All bills ordered to be engrossed shall be certified by the Clerk, noting the day of passing at the foot thereof.

12. All bills shall be amended at the second reading, and no amendment shall afterwards be made so as materially to alter or change their meaning or nature.

13. No question which has been decided shall be reconsidered, but on a motion made by a member in the majority on the original question.

14. Questions of order either before the House or in committee of the whole, shall in the first place be determined by the Speaker or chairman,

from whose decision an appeal may be made to the House, or committee on the request of a member; but no debate shall be allowed thereon till the appeal is taken.

15. The rules of proceeding in the House shall, as far as applicable, be observed in committee of the whole.

The Speaker or chairman shall put every question, and if necessary for a fair decision, may of his own accord, or at the request of a member require those in the affirmative to rise, and reverse the question; and the yeas and nays shall be taken if requested by the Speaker or a member.

17. All messages from the House to the Senate shall be conveyed by the Clerk or a member, as the Speaker may direct.

18. Messages to the House shall not be admitted while the House is voting on a question.

19. The rules of parliamentary practice, comprised in Jefferson's and Mathias' Manuals, shall govern the House in all cases to which they are applicable, and in which they are not inconsistent with the standing rules and orders of this House.

Mr. Beaston moved,

That fifty copies of the rules as reported, be printed for the use of the House.

Pending which,

Mr. Valentine moved,

As a substitute for Mr. Beaston's motion, that fifty copies of the rules when adopted, be printed for the use of the House.

Which motion

Prevailed.

Mr. Beaston moved,

The adoption of the rules as reported; when,

On motion of Mr. Chambers,

The report of the committee was laid on the table until to-morrow morning.

Mr. Collins offered the following resolution, which,

On his motion,

Was read, as follows:—

Resolved, That a committee of two be appointed to wait upon the Rev. John T. Hazzard and the Rev. Thomas G. Murphey, and inform them of their appointment as alternate Chaplains of this House, which was,

On motion of Mr. Chambers,

Amended by inserting the words "on the part of the House" after the word "appointed," and the resolution as amended,

Passed the House.

Whereupon,

Messrs. Collins and Dixon were appointed said committee.

Mr. Valentine presented a memorial from the Delaware Rail Road Company, praying for authority to extend said road to the New Castle and Frenchtown Rail Road, and from Milford to Lewes, which was,

On his motion,

Read and referred to a committee of three, with leave to report by bill or otherwise.

Whereupon,

Messrs. Valentine, Chambers and James F. Burton were appointed said committee.

Mr. Valentine presented the claim of Daniel Hully & Co., for printing, which,

On his motion,

Was read, and

On motion of Mr. Chambers,

Referred to the committee on claims.

Mr. Carlisle offered the following resolution, which,

On his motion,

Was read as follows, to wit:—

Resolved by the Senate and House of Representatives of the State of Delaware in General Assembly met, That this General Assembly will not entertain any application for divorce at the present session, in cases where by law jurisdiction has been heretofore conferred on the Superior Court.

Resolved further, That in all such applications, where jurisdiction has not been so conferred, no bill of divorce shall be reported by a committee in either House, without legal proof first made before said committee of the facts stated in the petition.

Resolved also, That the Clerk of the House of Representatives cause the foregoing to be published in each of the newspapers of this State, for two successive weeks from the 8th instant.

Mr. Hayes moved,

That the resolution be adopted, upon which

Mr. Beaston moved,

That it be laid on the table.

Which motion

Prevailed,

By the following vote:—

Yeas.—Messrs. Biddle, Beaston, Benjamin Burton, James F. Burton, Delaplaine, Dixon, Martin, Morgan, Saulsbury, Short, Thompson, Valentine and Mr. Speaker—13.

Nays.—Messrs. Carlisle, Chambers, Collins, Day, Gooding, Hayes, Reynolds and Scotten—8.

Mr. Morgan presented the petition of David Pepper and others, praying the creation of an additional school district in Sussex county, which

On his motion,

Was read and referred to a committee of three, with leave to report by bill or otherwise.

Whereupon,

Messrs. Morgan, Scotten and Gooding were appointed said committee.

On motion,

The House adjourned until to-morrow morning, at ten o'clock.

THURSDAY, 10 o'clock. A. M., January 6, 1853.

The House met pursuant to adjournment.

Prayer by the Rev. John T. Hazzard.

Mr. Carlisle presented the following resolution, which,

On his motion,

Was read, as follows:—

Resolved, That the Clerk of the House of Representatives be ordered to furnish twenty-one copies of Sutherland's Congressional Manual for the use of the House, and

On his motion,

The resolution was

Adopted.

Mr. Valentine moved,

That the report of the committee on rules be taken up for consideration.

Which motion

Prevailed.

On motion of Mr. Valentine,
The first seven rules were severally adopted as reported by the committee.

Mr. Valentine moved,
That the eighth rule as reported be adopted.

Mr. Chambers offered the following amendment, which,

On his motion,
Was read as follows:—

Amend rule 8, by striking out the words “three times” in the fifth line, and insert in lieu thereof, the words “one hour.”

Mr. Chambers moved,
The adoption of the amendment.

Which motion was *Lost.*

When the question recurring upon the adoption of the 8th rule,

The motion *Prevailed.*

On motion of Mr. Valentine,
The ninth, tenth and eleventh rules as reported, were severally
Adopted.

Mr. Valentine moved,
The adoption of the twelfth rule.

Whereupon,

Mr. Chambers offered the following amendment, which,

On his motion,
Was read as follows, to wit:—

Amend rule 12 by striking out all after the word “amended” in the first line to the word “and” in the second line, and insert in lieu thereof the words “before they are taken up for the third or final reading, which,

On motion of Mr. Valentine,
Was *Adopted.*

On his motion also,
The rule as amended, was *Adopted.*

On motion of Mr. Valentine,
The 13th, 14th, 15th, 16th, 17th, 18th and 19th rules were, as severally reported, *Adopted.*

On his motion also,
The report of the committee as amended, was *Adopted.*

Mr. Hayes gave notice that on to-morrow or some future day, he would

ask leave to introduce a bill entitled "An act to suspend the operation of certain sections of an act therein mentioned."

Mr. Collins, chairman of the committee appointed on the part of the House to inform the chaplains of their election, reported, that the committee had performed the duty assigned them.

Mr. Morgan offered the following resolution, which,

On his motion,

Was read, as follows:—

Resolved, That the Clerk of the House of Representatives be authorized to have five hundred additional copies of the Governor's Message printed for the use of the House.

Whereupon,

Mr. Morgan moved,

The adoption of the resolution.

Which motion was

Lost.

Mr. Valentine moved,

A reconsideration of the motion.

And the House being divided.

Mr. Chambers called for the yeas and nays, which being taken were as follows, to wit:—

Yeas.—Messrs. Beaston, Benjamin Burton, James F. Burton, Collins, Day, Dixon, Gooding, Morgan, Saulsbury, Valentine and Mr. Speaker—11.

Nays.—Messrs. Biddle, Carlisle, Chambers, Delaplaine, Hayes, Martin, Reynolds, Scotten, Short, and Thompson—10.

So the motion was

Reconsidered.

Mr. Valentine moved,

To amend the resolution by striking out the word "five" and insert in lieu thereof the word "three" and add "if the type be still in form."

On motion of Mr. Chambers,

The whole question was laid upon the table until this afternoon.

Mr. Saulsbury offered the following resolution, which,

On his motion,

Was read as follows:—

Resolved, by the House of Representatives of the State of Delaware, by and with the concurrence of the Senate, That Luther Swiggett be, and he is hereby appointed Auditor of Accounts, for the term of two years from the second Tuesday of January, one thousand eight hundred and fifty-three.

Whereupon,

Mr. Hayes moved,

That the resolution be indefinitely postponed,

And the House being divided,

Mr. Saulsbury called for the yeas and nays, which being taken, were as follows, to wit:—

Yeas.—Messrs. Beaston, Benjamin Burton, Carlisle, Chambers, Collins, Day, Hayes, Morgan, Reynolds, Scotten, Short and Mr. Speaker—12.

Nays.—Messrs. Biddle, James F. Burton, Delaplaine, Dixon, Gooding, Martin, Saulsbury, Thompson, Valentine—9.

So the resolution was

Indefinitely postponed.

Mr. Short presented the petition of Obediah Macklin, praying the passage of an act granting him the goods, chattels, &c., of Henry Donovan, deceased, which,

On his motion,

Was read, and

On motion of Mr. Hayes,

Laid on the table until Thursday, the 13th instant.

On motion,

The House adjourned until 3 o'clock this afternoon.

Same Day, 3 o'clock, P. M.

The House met pursuant to adjournment.

Mr. Valentine offered the following resolution, which,

On his motion,

Was read as follows, to wit:—

Resolved by the House of Representatives of the State of Delaware, by and with the concurrence of the Senate, That,
be and he is hereby appointed auditor of accounts.

Mr. Valentine gave notice that on Wednesday next, he would call up

said resolution, and move the blank be filled with a view to its adoption.

Mr. Valentine offered the following resolution, which,

On his motion,

Was read as follows:—

Resolved, by the House of Representatives of the State of Delaware, by and with the concurrence of the Senate, That be
and he is hereby appointed State Treasurer.

The same gentleman gave notice, that on Wednesday next, he would call up the said resolution, and move that the blank be filled with a view to its adoption.

Mr. Gooding offered the following resolution, which,

On his motion,

Was read as follows, to wit:—

Resolved, That the gentleman who, by a resolution passed yesterday, was allowed the privilege of a seat on this floor, be permitted to occupy a seat near the Clerk's table.

Mr. Gooding moved,

The adoption of the resolution,

And the House being divided,

The yeas and nays were called for, which being taken were as follows, to wit:—

Yeas.—Messrs. Biddle, James F. Burton, Delaplaine, Dixon, Gooding, Martin, Saulsbury and Thompson—8.

Nays.—Messrs. Beaston, Benjamin Burton, Carlisle, Collins, Day, Hayes, Morgan, Reynolds, Scotten, Short, Valentine and Mr. Speaker—12.

So the resolution was

Lost.

Mr. Saulsbury offered the following resolution, which,

On his motion,

Was read, as follows, to wit:—

Resolved, That the Speaker of this House assign to Mr. J. K. Jarvis some convenient place on the floor of the House, for the purpose of reporting the proceedings of the same.

Mr. Saulsbury moved,

The adoption of said resolution,

And the House being divided,

The yeas and nays were called for, which being taken were as follows, to wit:—

Yeas.—Messrs. Biddle, James F. Burton, Carlisle, Collins, Day Delaplaine, Dixon, Gooding, Hayes, Martin, Saulsbury, Scotten, Thompson and Valentine—14.

Nays.—Messrs. Beaston, Benjamin Burton, Chambers, Morgan, Reynolds and Short—6.

So the resolution was

Adopted.

Whereupon,

The Speaker announced that in pursuance of the above resolution, he assigns to Mr. J. K. Jarvis, the reporter, a seat on the floor, to the left of the entrance of the House, and in the rear of the chairs of the members occupying that part of the House; that his desk is not to be advanced beyond the line of the front railing of the lobbies; and that the reporter will be allowed privilege of ingress and egress to and from his place at pleasure, but will be restricted thereto, and will not be allowed to walk across or move about the floor during the session of the House.

On motion,

The House adjourned until 10 o'clock, to-morrow morning.

FRIDAY, 10 o'clock, A. M., January 7, 1853.

The House met pursuant to adjournment.

Prayer by the Rev. Thomas G. Murphey.

Mr. Valentine gave notice that on some future day, he would ask leave to introduce a bill entitled "An act to confirm an ordinance of the city of Wilmington, vacating part of Orange street."

Also, a bill entitled "An act exempting from taxation certain real estate located in the city of Wilmington, purchased by the United States government, for the purpose of erecting a custom house thereon."

Mr. James F. Burton, chairman of the committee on unfinished business, reported the following bills as remaining on the files of the last session, viz:—

"An act to call a Convention."

"An act to authorize the trustees appointed under an act entitled 'An act for the benefit of Sussex county,' passed at Dover, February 13, 1835, or any supplement thereto, to pay to trustees appointed under the act entitled 'An act to improve the navigation of Lewes creek, by cutting and making a canal near Green Bank, passed February 18, 1841, and any supplement thereto, a certain amount of money herein specified.'"

"A supplement to the act entitled 'An act concerning roads and bridges.'"

“ A further supplement to the act entitled ‘ An act for the valuation of real and personal property within this State.’ ”

“ An act to incorporate the Farmers’ and People’s Plank Road Company.”

Mr. Short, chairman of the committee on elections, reported that the return from the different counties were correct, and the certificates of the same were in proper form and duly certified, by which it appeared that

Messrs James Delaplaine, Jeshur H. Dixon, Alex. M. Biddle, Charles Gooding, Joshua S. Valentine, John A. Reynolds and Ephraim Beaston, of New Castle county, and

Messrs. Benjamin L. Collins, John G. Chambers, Paris T. Carlisle, Eli Saulsbury, Merritt Scotten, Manlove Hayes and William Thompson, of Kent county, and

Messrs. James F. Burton, James F. Martin, John R. McFee, John Day, William W. Morgan, Benjamin Burton and Alfred Short, of Sussex county, were chosen to represent the said counties respectively in the House of Representatives of the State of Delaware.

Mr. Gooding presented the petition of William G. Whiteley, prothonotary of New Castle county, asking the passage of a law authorizing the copying of certain indexes to judgments, which

On his motion,

Was read and referred to a committee of three, with leave to report by bill or otherwise.

Whereupon,

Messrs. Gooding, Carlisle and Short were appointed said committee.

Mr. Hayes, in pursuance of notice given yesterday, asked, and

On motion of Mr. Gooding,

Obtained leave to introduce a bill entitled “ An act to suspend the operation of certain sections of an act therein mentioned.”

On motion of Mr. Hayes,

The said bill was read.

On motion of Mr. James F. Burton,

The bill entitled “ An act to call a Convention,” was read, when

Mr. James F. Burton moved

The indefinite postponement of said bill.

Whereupon,

Mr. Valentine moved,

That the bill be ordered to lay upon the table.

And the House being divided,

The yeas and nays were called for, which being taken, were as follows, to wit:—

Yeas.—Messrs. Beaston, Benjamin Burton, Collins, Day, Hayes, Morgan, Reynolds, Scotten, Short, Thompson, Valentine and Mr. Speaker—12.

Nays.—Messrs. Biddle, James F. Burton, Delaplaine, Dixon, Gooding, Martin and Saulsbury—7.

So the bill was ordered to lay upon the table.

Mr. Delaplaine offered the following resolution, which,

On his motion,

Was read as follows:—

Resolved, That a committee of five on the part of the House, be appointed to act jointly with such committee as may be appointed on the part of the Senate, to make report upon the proper distribution of the new Revised Code, which

On his motion,

Was

Adopted.

Whereupon,

Messrs. Delaplaine, Hayes, Morgan, Thompson and Day were appointed said committee.

Mr. Beaston moved,

That the bill entitled “A further supplement to the act entitled ‘An act for the valuation of real and personal property within this State’” be read.

Which motion

Prevailed.

The bill having been read,

Mr. Beaston moved

Its indefinite postponement.

Whereupon,

Mr. Valentine moved,

That the bill be ordered to lay upon the table.

Which motion

Prevailed.

On motion of Mr. James F. Burton,

The bill entitled “An act to authorize the trustees appointed under an act entitled ‘An act for the benefit of Sussex county,’” passed at Dover, February 13, 1835, or any supplement thereto, to pay to the trustees appointed under the act entitled ‘An act to improve the navigation of Lewes

creek, by cutting a canal near Green Bank, passed February 19, 1841, and any supplement thereto, a certain amount of money herein specified," was read.

On his motion also,

The bill entitled "An act to incorporate the Farmers' and People's Plank Road Company was read; and

On motion of Mr. Reynolds,

Laid on the table.

On motion of Mr. James F. Burton,

The bill entitled "A supplement to the act concerning roads and bridges," was read; and,

On motion of Mr. Valentine,

Laid on the table.

Mr. Hayes offered the following resolution, which,

On his motion,

Was read, as follows:—

Resolved, That so much of the Governor's Message as relates to the public internal improvements of this State, and the recommendation that the aid of this State shall be extended to said improvements, be referred to the committee appointed on the petition of the Delaware Rail Road Company; and,

On his motion,

The resolution was

Adopted.

On motion,

The House adjourned until to-morrow morning, at ten o'clock.

Same Day, 3 o'clock, P. M.

The House met pursuant to adjournment.

Mr. Huffington, Clerk of the Senate being admitted, informed the House that the Senate had concurred in the joint resolution appointing a joint committee to report upon "the proper distribution of the new revised code," and had appointed Messrs. Jump, Sorden and Smith, committee on the part of the Senate.

And also, that the Senate had passed a joint resolution "directing the State Treasurer to pay certain monies to William Chandler, Thomas Smith and John Jones," and requested the concurrence of the House therein.

And he withdrew.

On motion of Mr. Carlisle,

The resolution from the Senate was read, as follows, to wit:—

"IN SENATE, *January 7, 1853.*

Resolved by the Senate and House of Representatives of the State of Delaware in General Assembly met, That the State Treasurer be, and he is hereby directed to pay to William Chandler, the sum of one hundred and forty-five dollars, to Thomas Smith the sum of thirty dollars, and to John Jones the sum of seventy-five dollars, for money by them expended in procuring, and causing to be placed in the monument now in course of erection at the city of Washington, to the memory of Washington, a granite block, in the name and on behalf of the State.

Extract from the Journal,

WM. HUFFINGTON, *Clerk.*

For concurrence."

On motion of Mr. Hayes,

The resolution and accompanying documents were referred to a committee of three.

Whereupon,

Messrs. Hayes, Delaplaine and Benjamin Burton were appointed said committee.

Mr. Saulsbury gave notice that on Monday, or some future day, he would ask leave to introduce a bill entitled "An act to repeal section 5, chapter 16, of the revised code."

Mr. Delaplaine gave notice, that on some future day he would ask leave to introduce a bill entitled "An act to prevent the sale of intoxicating liquors on the Sabbath."

Mr. Saulsbury presented the petition of George W. Collier, praying for a law authorizing the transcribing of certain record books, and to extend the time for recording deeds," which,

On his motion,

Was read and referred to a committee of three, with leave to report by bill or otherwise.

Whereupon,

Messrs. Saulsbury, Reynolds and Day, were appointed said committee.

On motion,
The House adjourned until 10 o'clock, on Monday morning next.

MONDAY, 10 o'clock, A. M., January 10, 1853.

The House met pursuant to adjournment.

Prayer by the Rev. J. T. Hazzard.

Mr. Valentine, in pursuance of notice given, asked, and

On motion of Mr. Reynolds,

Obtained leave to introduce a bill entitled "An act exempting from taxation certain real estate, located in the city of Wilmington, purchased by the United States government, for the purpose of erecting a custom house thereon," which,

On motion of Mr. Valentine,

Was read.

Mr. Valentine, in pursuance of notice previously given, also asked, and

On motion of Mr. Hayes,

Obtained leave to introduce a bill entitled "An act to confirm an ordinance of the city of Wilmington, vacating part of Orange street," which,

On his motion,

Was read.

Mr. Benjamin Burton gave notice that on to-morrow, or some future day, he would ask leave to introduce a bill entitled "A supplement to the act entitled 'An act concerning ditches.'"

Mr. Valentine gave notice, that on to-morrow, or some future day, he would ask leave to introduce a bill entitled "An act authorizing the publication of the laws of this State, in the several newspapers thereof."

On motion,

The House adjourned until three o'clock this afternoon.

Same Day, 3 o'clock, P. M.

The House met pursuant to adjournment.

On motion of Mr. Hayes,

The bill entitled "An act to suspend the operation of certain sections of an act therein mentioned," was taken up for consideration and read a second time.

Mr. Gooding, chairman of the committee to whom was referred the petition of William G. Whiteley, prothonotary of New Castle county, reported a bill entitled "An act to authorize the prothonotary of the Superior Court of the State of Delaware, in and for New Castle county, to transcribe certain indexes;" which,

On his motion,
Was read.

On motion,
The House adjourned until 10 o'clock, to-morrow morning.

TUESDAY, 10 o'clock, A. M., January 11, 1853.

The House met pursuant to adjournment.

Prayer by the Rev. T. G. Murphey.

On motion of Mr. Saulsbury,

The bill entitled "An act to suspend the operation of certain sections of an act therein mentioned," was taken up for consideration.

Whereupon,

Mr. Saulsbury offered the following amendment, which,

On his motion,
Was read as follows, to wit:—

Amend the bill by striking out the words "and seven," and by omitting the letter "s," at the termination of the word sections, in the ninth line of the preamble.

And also, by striking out the word "and," in the third line, and the word "seventh," and omitting the letter "s," at the termination of the word sections, in the fourth line of the first section.

On motion of Mr. Valentine,

The further consideration of the bill and amendment was postponed until this afternoon.

On his motion,

The bill entitled "An act exempting from taxation certain real estate, located in the city of Wilmington, purchased by the United States government, for the purpose of erecting a custom house thereon," was read a second time.

On his motion also,

The bill entitled "An act to confirm an ordinance of the city of Wilmington, vacating part of Orange street," was read a second time.

Mr. Huffington, Clerk of the Senate, being admitted, informed the House that the Senate had passed and requested the concurrence of the House in a bill entitled "An act to change the name of Susannah Baker, and of her son Luther Baker."

And he withdrew.

On motion of Mr. Valentine,

The bill from the Senate was read.

Mr. Valentine presented the petition of Moses Bradford, James Canby and 295 others, praying the repeal of the act entitled "An act in relation to free negroes and slaves," passed at Dover, March 5, 1851, and also an act entitled "An act to amend the act entitled 'An act concerning apprentices and servants,'" passed at Dover, March 5, 1851, which,

On his motion,

Was read and referred to a committee of five, with leave to report by bill or otherwise.

Whereupon,

Messrs. Valentine, Carlisle, Saulsbury, Benjamin Burton and Martin, were appointed said committee.

Mr. Morgan, chairman of the committee to whom was referred the petition of David Pepper and others, praying the creation of an additional school district in Sussex county, reported a bill entitled "An act to create an additional school district in Sussex county," which,

On his motion,

Was read.

On motion of Mr. Gooding,

The bill entitled "An act to authorize the prothonotary of the Superior Court of the State of Delaware, in and for New Castle county, to transcribe certain indexes," was taken up for consideration, and read a second time.

Whereupon,

Mr. Gooding moved,

To fill the blank in the second section thereof with the names of James C. Mansfield and Peter B. Vandever.

Which motion

Prevailed.

Mr. Valentine presented the petition of Robert Graves and 220 other free colored persons, praying the repeal of the act entitled "An act in relation to free negroes and slaves," passed March 5, 1851, and for other purposes, which,

On his motion,

Was read and referred to the committee already raised on that subject.

Mr. Saulsbury, chairman of the committee to whom was referred the petition of George W. Collier, reported adversely to the prayer of the petitioner.

Whereupon,

On motion of Mr. Valentine,

The report was

Adopted.

On motion,

The House adjourned until 3 o'clock this afternoon.

Same Day, 3 o'clock, P. M.

The House met pursuant to adjournment.

Mr. Collins presented the memorial of the trustees of Smyrna Circuit Parsonage, praying an extension of their charter, which,

On his motion,

Was read and referred to a committee of three, with leave to report by bill or otherwise.

Whereupon,

Messrs. Collins, Biddle and Day, were appointed said committee.

Mr. Hayes, from the committee on the joint resolution directing the State Treasurer to pay certain sums of money to William Chandler and others, reported back said resolution without amendment.

Whereupon,

Mr. Beaston moved,
That the resolution be concurred in.

Which motion

Prevailed.

So the joint resolution was

Concurred in.

Ordered, That the Senate be informed thereof.

On motion of Mr. Hayes,

The bill entitled "An act to suspend the operation of certain sections of an act therein mentioned," was taken up for consideration, and,

On motion of Mr. Saulsbury,

The amendment offered by him this morning, was read.

Mr. Saulsbury then moved,

The adoption of said amendment,

And the House being divided,

The yeas and nays were called for, which being taken were as follows, to wit:—

Yeas.—Messrs. Biddle, James F. Burton, Delaplaine, Dixon, Gooding, Martin, Saulsbury, Thompson and Valentine—9.

Nays.—Messrs. Beaston, Benjamin Burton, Carlisle, Chambers, Collins, Day, Hayes, Morgan, Reynolds, Scotten, Short and Mr. Speaker—12.

So the amendment was

Lost.

On motion of Mr. Hayes,

The bill was read a third time by paragraphs, and the question being on the final passage of the bill,

Mr. Saulsbury called for the yeas and nays, which being taken, were as follows:—

Yeas.—Messrs. Beaston, Benjamin Burton, Carlisle, Chambers, Collins, Day, Hayes, Morgan, Scotten, Short, Valentine and Mr. Speaker—12.

Nays.—Messrs. Biddle, James F. Burton, Delaplaine, Dixon, Gooding, Martin, Reynolds, Saulsbury and Thompson—9.

So the bill

Passed the House.

Ordered to the Senate for concurrence.

On motion of Mr. Benjamin Burton,

The bill entitled "An act exempting from taxation certain real estate, located in the city of Wilmington, purchased by the United States government, for the purpose of erecting a custom house thereon," was taken up for consideration.

Whereupon,

Mr. Benjamin Burton offered the following amendment, which,

On his motion,

Was read as follows:—

Amend the bill by inserting between the word "States" and the word "free," in the eighteenth line of the first section thereof, the words following, to wit:—"for the purposes aforesaid;" and,

On motion of Mr. Valentine,

The amendment was

Adopted.

In pursuance of notice given, Mr. Benjamin Burton asked, and,

On motion of Mr. Reynolds,

Obtained leave to introduce a bill entitled "A supplement to chapter 59 of the revised code," which,

On his motion,

Was read.

On motion,

The House adjourned until 10 o'clock, to-morrow morning.

WEDNESDAY, 10 o'clock, A. M., January 12, 1853.

The House met pursuant to adjournment.

Prayer by the Rev. John T. Hazzard.

Mr. Valentine presented the petition of John Rice, A. H. Grimshaw and Jesse Sharp, committee of the city council of Wilmington, praying an amendment to the act entitled "An act for the benefit of public schools in Wilmington," which,

On his motion,

Was read and referred to a committee of three, with leave to report by bill or otherwise.

Whereupon,

Messrs. Valentine, Thompson and Morgan were appointed said committee.

On motion of Mr. Valentine,

The bill entitled "An act exempting from taxation certain real estate located in the city of Wilmington, purchased by the United States government, for the purpose of erecting a custom house thereon" was read a third time, by paragraphs, and

Passed the House.

Ordered to the Senate for concurrence.

Mr. Collins, from the committee to whom was referred the memorial of trustees of Smyrna Circuit Parsonage praying a continuation of their charter, reported a bill entitled "An act to continue in full force the act entitled 'An act to incorporate the trustees of the Smyrna Circuit Parsonage,' " passed at Dover, January 22, 1833; which,

On his motion,

Was read.

On motion of Mr. Valentine,

The bill entitled "An act to confirm an ordinance of the city of Wilmington, vacating part of Orange street" was read a third, by paragraphs, and

Passed the House.

Ordered to the Senate for concurrence.

On his motion also,

The resolution relating to the appointment of State Treasurer, was taken up for consideration.

On motion of Mr. Delaplaine,

The blank in said resolution was filled up with the name of William Cannon.

On motion of Mr. Valentine,

The resolution was

Adopted.

Ordered to the Senate for concurrence.

On his motion also,

The resolution for appointing an Auditor of Accounts was then taken up for consideration, and

On motion of Mr. James F. Burton,

The name of Dr. Luther Swiggett was inserted in the blank, and the resolution

Adopted.

Ordered to the Senate for concurrence.

Mr. Saulsbury moved,

That the House now adjourn until 3 o'clock this afternoon.

Which motion was

Lost.

Mr. Huffington, Clerk of the Senate, being admitted, informed the House that the Senate had passed, and requested the concurrence of the House in a joint resolution for a joint meeting to elect a United States Senator.

And he withdrew.

On motion of Mr. Valentine,

The joint resolution from the Senate was read as follows, to wit :—

“ IN SENATE, *January 5, 1853.*

Resolved by the Senate and House of Representatives of the State of Delaware in General Assembly met, That the Legislature of this State will on Wednesday, the twelfth of January, instant, at twelve o'clock, noon, in the hall of the House of Representatives, in joint meeting of the Senate and House of Representatives, hold an election, by ballot, for the purpose of choosing a Senator from this State in the Senate of the United States, for the constitutional term, to commence on the fourth day of March next.

Extract from the Journal,

WM. HUFFINGTON, *Clerk.*

For concurrence.”

On motion of Mr. Valentine,

The joint resolution was

Concurred in.

Ordered that the Senate be informed thereof.

On motion of Mr. Benjamin Burton,

Ordered that the Clerk do now proceed to the Senate and inform that body that the House will be ready to receive them in five minutes, in the hall of the House of Representatives, for the purpose of electing, by ballot, a Senator from this State in the Senate of the United States, in obedience to the joint resolution heretofore passed.

Which was done.

At the expiration of which time the members of the Senate, preceded by their Speaker and attended by their Clerk, entered the hall of the House of Representatives, and took the seats prepared for their reception.

The two Houses being thus convened in joint meeting,

On motion of Mr. Sorden, of the Senate,

The joint resolution for convening them was read.

Whereupon,

Mr. Valentine, of the House of Representatives, moved

That the two Houses proceed to elect, by ballot, a person to represent this State in the Senate of the United States for the constitutional term, to commence on the fourth day of March next.

Which motion

Prevailed.

The votes were then received by the sergeant-at-arms of the Senate and by him taken to the Speaker of the Senate, who read them out in the presence of both Houses of the General Assembly.

They were tallied by the respective Clerks, and were as follows:—

For John M. Clayton,	17 votes.
Blank,	13 “

The Speaker of the Senate then declared that John M. Clayton having a majority of the whole number of votes, was duly elected a Senator from the State of Delaware in the Senate of the United States for the constitutional term, to commence on the fourth day of March next; and thereupon three certificates of the election of John M. Clayton to the Senate of the United States were made out agreeably to the act of assembly, in such case made and provided; which certificates were signed by the Speaker of the Senate and the Speaker of the House of Representatives, and attested by the Clerks of the respective Houses.

On motion of Mr. Hayes, of the House,

The certificates were read.

On motion of Mr. Temple, of the Senate,

The proceedings of both Houses in joint meeting were read and compared.

Whereupon,

On motion of Mr. Delaplaine,

The two Houses separated, and the members of the Senate returned to their chamber.

On motion,

The House adjourned until 3 o'clock this afternoon.

Same Day, 3 o'clock, P. M.

The House met pursuant to adjournment.

Mr. Valentine, from the committee on the petition of committee of the city council of Wilmington, reported a bill entitled “An act to amend the ‘Act for the benefit of public schools in Wilmington,’” which,

On his motion,
Was read.

On motion of Mr. Morgan,
The bill entitled "An act to create an additional school district in Sussex county," was read a second time.

Mr. Short offered the following amendment, which,

On his motion,
Was read as follows, to wit:—

Amend the bill by striking out the names of the commissioners in the third and fourth lines of section 1 of the bill, and insert in lieu thereof the following names, to wit:—John D. Rodney, Philip C. Jones and William O. Redden.

On his motion,
The amendment was

Adopted.

On motion of Mr. Carlisle,
A committee of enrolment was appointed.

Whereupon,
Messrs. Carlisle, Delaplaine, Morgan and Gooding, were appointed said committee.

On motion of Mr. Benjamin Burton,
The bill entitled "A supplement to chapter 59 of the revised code," was taken up for consideration.

Whereupon,

Mr. Benjamin Burton moved,
To amend the bill by striking out its present title and insert in lieu thereof, the words "An act to amend chapter 59 of the Revised Code (Title of Ditches.)"

Which motion

Prevailed.

On his motion also,
The bill was then read a second time, by its title.

Mr. Saulsbury gave notice, that on to-morrow he would ask leave to introduce a bill entitled "An act to amend section 5, chapter 16, of Revised Code and for other purposes."

Mr. Huffington, Clerk of the Senate, being admitted, informed the House that the Senate had concurred in the joint resolution appointing a State Treasurer.

Also, that the Senate had concurred in the joint resolution appointing an Auditor of Accounts.

Also, that the Senate had concurred in the bill entitled "An act to suspend the operation of certain sections of an act therein mentioned," with an amendment thereto.

And he withdrew.

On motion of Mr. Valentine,

The amendment from the Senate was read as follows:

"IN SENATE, *January 12, 1853.*

Amend the bill by striking out of the sixth line of the preamble, the words "new Digest" and insert the words "Revised Statutes;" also, strike out of the fourth line of section 1, the words "new Digest" and insert the words "Revised Statutes."

Extract from the Journal,

WM. HUFFINGTON, *Clerk.*

For concurrence."

On motion of Mr. Valentine,

The amendment was

Concurred in.

Ordered, That the Senate be informed thereof.

Mr. Benjamin Burton presented the petition of Manaen Gum, praying the passage of an act to authorize him to locate certain vacant land in Baltimore hundred, and to complete his title to the same, which

On his motion,

Was read and referred to a committee of three, with leave to report by bill or otherwise.

Whereupon,

Messrs. Benjamin Burton, Collins and Dixon were appointed said committee.

Mr. Saulsbury presented the petition of Henry Atkinson, praying a law to change the name of certain persons therein mentioned, and to constitute them his legal heirs, which

On his motion,

Was read and referred to a committee of three, with leave to report by bill or otherwise.

Whereupon,

Messrs. Saulsbury, Beaston and Short, were appointed said committee.

Mr. Saulsbury presented the petition of William Garner, praying a law permitting Sarah Grinage, (n.) to remove into this State, which,

On his motion,

Was read and referred to a committee of three, with leave to report by bill or otherwise.

Whereupon,

Messrs. Saulsbury, Reynolds and Martin were appointed said committee.

On motion of Mr. James F. Burton,

The bill entitled "An act to change the name of Susannah Baker, and of her son Luther Baker," was read a second time by its title.

Mr. Morgan presented the petition of James W. Hosea and others, praying for an act to confirm to Nancy Purnell, wife of John Purnell, (n.) the lands late of Caleb Sirman, dec'd., which,

On his motion,

Was read and referred to a committee of three, with leave to report by bill or otherwise.

Whereupon,

Messrs. Morgan, Chambers and Delaplaine, were appointed said committee.

M. Benjamin Burton presented the petition of Joseph Philips and Thomas Phillips, praying for an act to locate certain vacant land in Dagsborough hundred, and complete their title to the same, which,

On his motion,

Was read and referred to a committee of three, with leave to report by bill or otherwise.

Whereupon,

Messrs. Benjamin Burton, Gooding and Hayes, were appointed said committee.

On motion,

The House adjourned until 10 o'clock, to-morrow morning.

THURSDAY, 10 o'clock, A. M., January 13, 1853.

The House met pursuant to adjournment.

Prayer by the Rev. T. G. Murphey.

On motion of Mr. Reynolds,

The bill entitled "An act to authorize the prothonotary of the Superior.

Court of the State of Delaware, in and for New Castle county, to transcribe certain indexes," was taken up for consideration.

Whereupon,

Mr. Reynolds offered the following amendment, which,

On his motion,

Was read as follows :—

Amend the bill by striking out all of the first section, after the enacting clause, and inserting the following :—

"That the Levy Court of New Castle county be, and they are hereby authorized if, in the judgment of the said court it shall be necessary, to cause to be made by the prothonotary of said county, a true and correct copy or transcript of the indexes of the judgments entered or signed in the Superior Court of the State of Delaware, in and for New Castle county, from the year one thousand eight hundred and thirty-two, to the November term, one thousand eight hundred and fifty-one, in a substantial and well-bound book or books to be by the said prothonotary provided for that purpose."

Amend section 2, in the first line thereof, by inserting between the word "That" and the word "James," the following: "if the said Levy Court shall deem it necessary that the indexes aforesaid should be copied or transcribed, then that."

Amend the title of the bill by striking out the words "the prothonotary of the Superior Court of the State of Delaware in and for," and inserting "the Levy Court of." Amend the title further, by striking out the word "transcribe," and inserting "cause to be transcribed."

Mr. Reynolds then moved,

The adoption of said amendment.

Pending which,

Mr. Saulsbury moved,

The postponement of the farther consideration of the resolution and amendment until Tuesday next.

Which motion

Prevailed.

On motion of Mr. Collins,

The bill entitled "An act to continue in force the act entitled 'An act to incorporate the trustees of the Smyrna Circuit Parsonage, passed at Dover, January 22, 1833,'" was read a second time.

In pursuance of notice given yesterday, Mr. Saulsbury asked, and

On motion of Mr. Gooding,

Obtained leave to introduce a bill entitled "An act to amend the fifth section of the sixteenth chapter of the revised code, and for other purposes," which,

On his motion,
Was read.

On motion of Mr. Valentine,
The bill entitled "An act to amend the act for the benefit of public schools, in Wilmington," was read a second time.

Mr. Valentine then offered an amendment to the bill, which,

On his motion,
Was read as follows, to wit:—

Amend the bill by adding as section 2, the following:—

"Section 2. And it appearing to the General Assembly, that in the city of Wilmington there is urgent need of primary schools, because of great numbers of children that cannot otherwise be put in a course of useful education; and that the board of public education in Wilmington, have felt themselves constrained by the pressure of this need to resort to a loan, in anticipation of funds, in order to increase the number of these schools.

Be it further enacted as aforesaid, That the right and estate late of united school districts numbers 10, 11, 12, 13, 14, 15, 16, 17 and 18, in New Castle county, in and to the lot of land and school house at the corner of French and King streets, in Wilmington aforesaid, and the right that belonged to the school committee of school district number 9, in New Castle county, before the uniting of said district with the rest of the city of Wilmington, under the board aforesaid, in and to the school house and lot of land in Twelfth street, in Wilmington aforesaid, have passed and shall pass to the said board of public education in Wilmington, and are and shall be vested in the said board; and the said board shall have the possession and charge of the said school houses and lots of land, and exercise all acts of ownership for security and preservation of the same, and the said school house and lot of land at the corner of French and Sixth streets, as well as the lots of land and new school house of the said board, in the first ward, in Wilmington aforesaid, on Washington street, and all other the land and property which the said board of public education shall acquire, shall be liable for the debts and contracts which the said board shall incur and make; and further, the said board of public education in Wilmington shall have power to grant and convey to any person or corporation in fee simple by way of mortgage, the said lot of land and school house, at the corner of French and Sixth streets with the appurtenances, and the said lots of land and new school house in the first ward aforesaid, on Washington street, with the appurtenances, and any other land or property acquired by said board, for securing to such person or corporation the payment of any sum or sums not exceeding in the whole six thousand dollars, with interest, at such time or in such manner as may be agreed upon.

The said board may bring suit before a justice of the peace, or in the

Superior Court, as the amount claimed may determine the jurisdiction, for damages for any trespass or injury to either of the school houses aforesaid, or lots of land aforesaid, or the fixtures thereof, or the furniture or books therein, or any property of the board, and recover double damages, with double costs."

On motion of Mr. Valentine,

The further consideration of said amendment was postponed until Tuesday next.

Mr. Beaston gave notice that on some future day, he would ask leave to introduce a bill entitled "An act concerning public roads in New Castle county."

On motion of Mr. Short,

The petition of Obadiah Macklin was referred to a committee of three, with leave to report by bill or otherwise.

Whereupon,

Messrs. Short, Biddle and Beaston, were appointed said committee.

On motion,

The House adjourned until 2 o'clock, this afternoon.

Same Day, 2 o'clock, P. M.

The House met pursuant to adjournment.

Mr. Huffington, Clerk of the Senate being admitted, informed the House that the Senate had passed a bill entitled "An act for the relief of the widow and heirs of Jacob Raymond, deceased," and requested the concurrence of the House therein.

And he withdrew.

On motion of Mr. Carlisle,

The communication from the Senate was read.

Mr. Saulsbury, from the committee to whom was referred the petition of William Garner, reported a bill entitled "An act for the benefit of Sarah Grinage," which

On his motion,

Was read.

Mr. Carlisle, from the committee on enrolment, reported that the bill entitled "An act to suspend the operation of certain sections of an act therein mentioned," was duly and correctly enrolled.

Mr. Delaplaine, from the joint committee appointed to report upon the proper distribution of the Revised Code, reported a bill entitled "An act for the distribution of the Revised Statutes of the State of Delaware," which,

On his motion,
Was read.

Mr. Delaplaine, in pursuance of notice previously given, asked, and

On motion of Mr. Biddle,
Obtained leave to introduce a bill entitled "An act to prevent the sale of intoxicating drinks on the Sabbath," which,

On his motion,
Was read.

On motion,

The House adjourned until 11 o'clock, Tuesday morning next.

TUESDAY, 11 o'clock, A. M., January 18, 1853.

The House met pursuant to adjournment.

Prayer by the Rev. J. T. Hazzard.

On motion of Mr. Gooding,

The bill entitled "An act to authorize the prothonotary of the Superior Court of the State of Delaware, in and for New Castle county, to transcribe certain indexes," was taken up for consideration.

Whereupon,

Mr. Reynolds moved,
The adoption of the amendment offered by him.
Which motion

Prevailed.

On motion of Mr. Gooding,

The bill as amended was read a third time, by paragraphs, and

Passed the House.

Ordered to the Senate for concurrence.

On motion of Mr. Collins,

The bill entitled "An act to continue in force the act entitled 'An act to incorporate the trustees of the Smyrna Circuit Parsonage, passed at Dover, January 22, 1833,'" was read a third time by paragraphs and

Passed the House.

Ordered to the Senate for concurrence.

Mr. Delaplaine presented the petition of J. G. Hendrickson and others, praying for an act providing for examiners of school teachers, which,

On his motion,

Was read and referred to a committee of three, with leave to report by bill or otherwise.

Whereupon,

Messrs. Delaplaine, Carlisle and Day, were appointed said committee.

On motion of Mr. Saulsbury,

The bill entitled "An act to amend section 5, chapter 16, of Revised Code and for other purposes," was taken up for consideration.

Whereupon,

Mr. Saulsbury offered the following amendment, which,

On his motion,

Was read and

Adopted,

As follows:—

Amend the bill by striking out the word "Code," and inserting the word "Statutes," in the title of the bill, and

On his motion,

The bill, as amended, was read a second time.

Mr. Reynolds presented the petition of Fredus Pennington and others, praying for an act providing for examiners of school teachers, which,

On his motion,

Was read and referred to the committee already raised on the same subject.

Mr. Beaston, in pursuance of notice previously given, asked, and

On motion of Mr. Hayes,

Obtained leave to introduce a bill entitled "An act concerning public roads in New Castle county," which,

On his motion,

Was read.

Mr. Reynolds presented the petition of Fredus Pennington and others, praying an act to make provision for the appointment of an agent to counsel and aid the people of the school districts in promoting the common schools, which,

On his motion,

Was read and referred to the committee appointed on the subject of providing for examiners of school teachers.

Mr. Delaplaine presented the petition of J. G. Hendrickson and others, praying an act to make provision for the appointment of an agent to counsel and aid the people of the school districts, in promoting the common schools, which,

On his motion,

Was read and referred to the committee already charged with the same subject.

Mr. Beaston presented the petition of Isaac A. Lum and others, school voters of school district No. 74, in New Castle county, praying for a law prohibiting the manufacture and sale of all intoxicating liquors as a beverage, similar to the Maine Law, which,

On his motion,

Was read and referred to a committee of six, with leave to report by bill or otherwise.

Whereupon,

Messrs. Beaston, Delaplaine, Chambers, Saulsbury, Morgan and James F. Burton, were appointed said committee.

Mr. Huffington, Clerk of the Senate, being admitted, informed the House that the Senate had passed, and requested the concurrence of the House in a bill entitled "An act for the relief of Abram Camper, and his wife Isabella Camper."

Whereupon,

On motion of Mr. Reynolds,

The bill, together with the accompanying petition, was read.

Mr. Delaplaine presented the claim of Johnson & Chandler, for printing, which,

On his motion,

Was read and referred to the committee on claims.

Mr. James F. Burton presented the petition of Robert Layton, praying "An act to revive and re-enact an act entitled 'An act to divorce Robert Layton and Genette, his wife, late Genette Long, from the bonds of matrimony,'" passed at Dover, January 28, A. D. 1851, which,

On his motion,

Was read and referred to a committee of three, with leave to report by bill or otherwise.

Whereupon,

Messrs. James F. Burton, Hayes and Reynolds, were appointed said committee.

On motion,

The House adjourned until 3 o'clock this afternoon.

Same Day, 3 o'clock, P. M.

The House met pursuant to adjournment.

Mr. Morgan presented the petition of George W. Green and 12 others, praying an act to vacate a part of Market street, in the village of Concord, Sussex county, which,

On his motion,

Was read and referred to a committee of three, with leave to report by bill or otherwise.

Whereupon,

Messrs. Morgan, Collins and Biddle, were appointed said committee.

On motion of Mr. Collins,

The bill entitled "An act for the relief of the heirs and widow of Jacob Raymond, deceased," was taken up for consideration, and read a second time.

Mr. Collins then offered the following amendment, which,

On his motion,

Was read and

Adopted,

As follows —

Amend the bill by striking out the word "fifty," in the seventeenth line of the second section, and insert in lieu thereof the words "seventy-five."

On his motion also,

The said bill was read a third time by paragraphs, by special order, and

Passed the House.

Ordered, that the Senate be informed thereof.

Mr. Beaston presented the petition of N. B. Smithers, Daniel Cowgill, and 136 others, praying the enactment of such wholesome and salutary statutes as will remedy the evils flowing from the traffic in intoxicating liquors, which,

On his motion,

Was read and referred to the committee already raised on the same subject.

Mr. Reynolds presented the petition of Springer McDaniel and others, of Mill Creek hundred, New Castle county, remonstrating against the passage of a law prohibiting the sale of intoxicating liquors, which,

On his motion,

Was read and referred to the committee already raised on the petition of Isaac A. Lum and others.

Mr. Valentine presented the petition of Joseph McBride and others, praying the repeal of the act entitled "An act in relation to free negroes and slaves, and for other purposes," which,

On his motion,

Was read and referred to the committee already charged with the same subject.

Mr. Beaston presented the petition of Mary N. Cowgill, Susan S. Culbreth and 100 other women, of Kent county, praying the passage of a law prohibiting the traffic in intoxicating liquors, which,

On his motion,

Was read and referred to the committee already charged with the subject.

Mr. Reynolds presented the petition of Sarah F. Barr and other women, of White Clay Creek hundred, New Castle county, praying the passage of a law prohibiting the sale of intoxicating liquors, which,

On his motion,

Was referred to the committee previously raised on the same subject.

Mr. Beaston presented the petition of J. E. Cann and forty-five other women of New Castle county, praying the passage of a law prohibiting the sale of intoxicating liquors, which,

On his motion,

Was referred to the committee already charged with the subject.

Mr. Reynolds presented the petition of Joseph Barr and 51 others, of White Clay Creek hundred, New Castle county, praying the enactment of a law prohibiting the traffic in intoxicating liquors, which,

On his motion,

Was read and referred to the committee already raised on the same subject.

On motion of Mr. Saulsbury,
The bill entitled "An act for the benefit of Sarah Grinage," was read
second time by its title.

On motion of Mr. Valentine,
The amendment offered to the bill entitled "An act to amend the 'Act
for the benefit of public schools in Wilmington,'" was read and

Adopted.

Whereupon,

On motion of Mr. Valentine,
The bill as amended was read a third time by paragraphs, and

Passed the House.

Ordered to the Senate for concurrence.

Mr. Huffington, Clerk of the Senate, being admitted, informed the
House that the Senate had concurred in the bill entitled "An act to con-
firm an ordinance of the city of Wilmington, vacating part of Orange
street."

And he withdrew.

Mr. Valentine presented the petition of Moses America, (n.), for the
passage of a law to enable his children to return to the State of Dela-
ware, which,

On his motion,

Was read and referred to a committee of three, with leave to report by
bill or otherwise.

Whereupon,

Messrs. Valentine, Thompson and Benjamin Burton, were appointed
said committee.

Mr. Hayes presented the petition of James S. Moor and others, praying
for an act to prevent swine running at large in school district No. 10,
Kent county, which,

On his motion,

Was read and referred to a committee of three, with leave to report by
bill or otherwise.

Whereupon,

Messrs. Hayes, Beaton and Martin, were appointed said committee.

Mr. Day presented the petition of Josiah Marvel and other residents of
school district No. 53, Sussex county, remonstrating against the altering
of said school district, which

On his motion,

Was read.

Mr. Morgan, from the committee to whom was referred the petition of James W. Hosea and others, reported a bill entitled "An act to confirm the title of Nancy Purnell, formerly Nancy Sirman, to certain real estate therein mentioned," which

On his motion,
Was read.

On motion of Mr. Delaplaine,
The bill entitled "An act to prevent the sale of intoxicating liquors on the Sabbath," was read a second time.

Whereupon,

Mr. Valentine moved,
To refer the bill to the committee on the petition of Isaac A. Linn and others,

And the House being divided,

The yeas and nays were called for, which being taken were as follows, to wit:—

Yeas.—Messrs. Beaton, Benjamin Burton, Carlisle, Chambers, Collins, Day, Hayes, Morgan, Reynolds, Scotten, Short, Valentine and Mr. Speaker—13.

Nays.—Messrs. Biddle, James F. Burton, Delaplaine, Gooding, Martin, Saulsbury and Thompson—7.

So the motion *Prevailed.*

Mr. Saulsbury then moved,
That Mr. Valentine be added to the committee.

Which motion *Prevailed.*

Mr. Short presented the petition of Thomas Draper and thirty-three others, of Cedar Creek hundred, praying for an act authorizing the stopping up of a ditch in Slaughter Neck, or compelling the Slaughter Neck Marsh Company to change the outlet of its waters, which

On his motion,
Was read and referred to a committee of three, with leave to report by bill or otherwise.

Whereupon,
Messrs. Short, Scotten and Gooding, were appointed said committee.

On motion,
The House adjourned until 10 o'clock, to-morrow morning.

WEDNESDAY, 10 o'clock, A. M., January 19, 1853.

The House met pursuant to adjournment.

Prayer by the Rev. T. G. Murphey.

Mr. Valentine presented the petition of Alexander M. Wiggins and others, praying an act providing for examiners for school teachers, which

On his motion,

Was read and referred to the committee already charged with the same subject.

Mr. Reynolds presented the petition of James H. Ray and others, praying an act prohibiting the sale of intoxicating liquors in all stores, and to compel hotel and tavern keepers to close their bars on the Sabbath, which

On his motion,

Was read and referred to the committee appointed on the petition of Isaac A. Lum and others.

Mr. Valentine presented the petition of Alexander M. Wiggins and others, praying an act to make provision for the appointment of an agent to counsel and aid the people of the school districts in promoting the common schools, which

On his motion,

Was read and referred to the committee previously raised on the same subject.

Mr. Beaston presented the petition of Samuel Higgins and others, praying an act to make provision for the appointment of an agent to counsel and aid the people of the school districts in promoting the common schools, which

On his motion,

Was referred to the committee already raised on the same subject.

On motion of Mr. James F. Burton,

The bill entitled "An act for the relief of Abram Camper and his wife Isabella Camper," was read a second time, by its title.

Mr. Valentine presented the petition of John R. Latimer and others, praying the repeal of the act entitled "An act in relation to free negroes and slaves and for other purposes," which

On his motion,

Was read and referred to the committee already raised on the same subject.

Mr. Morgan presented the petition of John H. Matthews and other citizens of Sussex county, asking for a law making the persons and minor children of free negroes subject to execution process, which

On his motion,
Was read and referred to a committee of three, with leave to report by bill or otherwise.

Whereupon,

Messrs. Morgan, Carlisle and Dixon, were appointed said committee.

On motion of Mr. Delaplaine,

The bill entitled "An act for the distribution of the Revised Statutes of the State of Delaware," was read a second time.

Mr. Delaplaine then offered the following amendment, which

On motion of Mr. Hayes,

Was read as follows:—

Amend the bill as follows:—In the thirteenth line, strike out the words "the use of the members," and insert "their own proper use and benefit."

On his motion,

The amendment was

Adopted.

Mr. Huffington, Clerk of the Senate, being admitted, informed the House that the Senate had passed a bill entitled "An act to amend chapter 20, of the Revised Statutes of the State of Delaware," and requested the concurrence of the House therein.

And he withdrew.

On motion of Mr. Hayes,

The bill from the Senate was read.

On motion of Mr. Morgan,

The bill entitled "An act to create an additional school district in Sussex county," was read a third time by paragraphs, and

Passed the House.

Ordered to the Senate for concurrence.

Mr. Beaston presented the petition of Samuel Higgins and other citizens of New Castle county, praying an act providing for examiners of school teachers, which,

On his motion,

Was read and referred to the committee already charged with the subject.

On motion of Mr. Delaplaine,

The bill entitled "An act to amend the fifth section of the sixteenth chapter of the revised code, and for other purposes," was taken up for consideration, and amended, as follows:—

Amend the bill by striking out of the preamble the words "a majority," in the fifth line, and insert the words "the highest number."

Whereupon,

On motion of Mr. Chambers,

The bill was

Indefinitely postponed,

By the following vote:—

Yeas.—Messrs. Beaston, Benjamin Burton, Carlisle, Chambers, Collins, Day, Hayes, Morgan, Reynolds, Scotten, Short and Mr. Speaker—12.

Nays.—Messrs. Biddle, James F. Burton, Delaplaine, Dixon, Gooding, Martin, Saulsbury, Thompson and Valentine.—9.

On motion of Mr. Chambers,

The bill entitled "An act for the benefit of Sarah Grinage," was taken up for consideration.

Whereupon,

Mr. Chambers offered the following amendment, which,

On his motion,

Was read, as follows:—

Amend the bill by adding the following, as section 3:—

Section 3. *And be it further enacted,* That if the said Sarah Grinage shall neglect or refuse to join herself or to be joined in the holy bonds of matrimony, with and to one William Garner, then the foregoing sections shall be null and void, otherwise to be and remain in full force."

Mr. Chambers moved,

The adoption of said amendment.

Which motion was

Lost.

Whereupon,

On motion of Mr. Saulsbury,

The bill was read a third time, by paragraphs, and

Passed the House.

Ordered to the Senate for concurrence.

On motion,

The House adjourned until 2 o'clock, this afternoon.

Same Day, 2 o'clock, P. M.

The House met pursuant to adjournment.

On motion of Mr. James F. Burton,

The bill entitled "An act to change the name of Susannah Baker and of her son, Luther Baker," was read a third time, by paragraphs, and

Passed the House.

Ordered, that the Senate be informed thereof.

On motion of Mr. Beaston,

The bill entitled "An act concerning public roads in New Castle county," was read a second time.

Mr. James F. Burton, from the committee to whom was referred the petition of Robert Layton, reported a bill entitled "A supplement to the act entitled 'An act to divorce Robert Layton and Genette, his wife, late Genette Long, from the bonds of matrimony,'" passed at Dover, on the 28th day of January, A. D. 1851, which

On his motion,

Was read.

Mr. Hayes offered the following resolution, which,

On his motion,

Was read and

Adopted,

As follows:—

Resolved, That so much of the Governor's Message proposing an amendment of the Constitution of this State, for the purpose of fixing the general election of the State on the same day which has been designated by Congress for the election of electors for President and Vice-President, be referred to a committee of three, with leave to report by bill or otherwise.

Whereupon,

Messrs. Hayes, Biddle and Short, were appointed said committee.

Mr. Morgan, from the committee on enrolment, reported the bill entitled "An act to confirm an ordinance of the city of Wilmington, vacating part of Orange street," to be correctly and duly enrolled.

Mr. Benjamin Burton, from the committee to whom was referred the petition of Manaen Gum, reported a bill entitled "An act to enable Manaen Gum to locate certain vacant land situate in Baltimore hundred, in Sussex county, and to complete his title to the same," which,

On his motion,

Was read.

Mr. Carlisle presented the petition of Thomas B. Coursey and eighty-

one other citizens of Kent county, praying the enactment of such wholesome and salutary statutes as will remedy the evils flowing from the traffic in intoxicating liquors, which,

On his motion,

Was read and referred to the committee already charged with the same subject.

Mr. Gooding gave notice that on some future day, he would ask leave to introduce a bill entitled "An act to incorporate Kirkwood Division, No. 27, of the Sons of Temperance, located in New Castle, Delaware."

Mr. Huffington, Clerk of the Senate being admitted, informed the House that the Senate had passed, and requested the concurrence of the House in a bill entitled "A supplement to chapter 24, of the Revised Statutes of the State of Delaware."

And he withdrew.

On motion of Mr. Valentine,

The bill from the Senate was read.

Mr. Hayes, chairman of the committee to whom was referred the petition of James S. Moor and others, reported a bill entitled "An act to prevent swine running at large within certain limits of Kent county," which,

On his motion,

Was read.

On motion of Mr. Benjamin Burton,

The bill entitled "An act to amend chapter 59 of the Revised Code (Title of Ditches,)" was read a third time, by paragraphs, and

Passed the House.

Ordered to the Senate for concurrence.

Mr. James F. Burton presented the petition of Robert Craige and other citizens of Sussex county, to form a new school district out of certain districts therein mentioned, which

On his motion,

Was read and referred to a committee of three, with leave to report by bill or otherwise.

Whereupon,

Messrs. James F. Burton, Collins and Reynolds, were appointed said committee.

Mr. Morgan, from the committee to whom was referred the petition of George W. Green and others, reported a bill entitled "An act relating to a part of Market Street, in the village of Concord," which,

On his motion,

Was read.

Mr. Saulsbury, chairman of the committee to whom was referred the petition of Henry Atkinson, reported a bill entitled "An act for the benefit of Robert H. Lane, Rachel Lane, John W. Lane, Luraney Lane and Kitturah Lane," which,

On his motion,
Was read.

Mr. Saulsbury presented the petition of Roger Adams, for an act to authorize him to locate vacant land, which,

On his motion,
Was read and referred to a committee of three, with leave to report by bill or otherwise.

Whereupon,

Messrs. Saulsbury, Benjamin Burton and Beaston were appointed said committee.

Mr. Saulsbury presented the petition of John Layton and James S. Breeding, praying the passage of an act to authorize them to locate vacant land, which,

On his motion,
Was read and referred to the committee appointed on the petition of Roger Adams, with leave to report by bill or otherwise.

Mr. Chambers presented the petition of Joel Clements and forty-five other citizens of Kent county, praying the enactment of such salutary statutes as will remedy the evils flowing from the traffic in intoxicating liquors, which,

On his motion,
Was read and referred to the committee already charged with the subject.

Mr. Morgan presented the petition of J. W. Morgan and other citizens of Sussex county, praying the repeal of the law known as the "Homestead Law," as far as relates to Sussex county, which,

On his motion,
Was read and referred to a committee of three, with leave to report by bill or otherwise.

Whereupon,

Messrs. Morgan, Thompson and Reynolds were appointed said committee.

Mr. Hayes presented the petition of Thomas B. Bradford and eighteen other citizens of Kent county, praying the enactment of a law prohibiting the manufacture and sale of intoxicating liquors as a beverage, which,

On his motion,
Was read and referred to the committee already charged with the subject.

On motion of Mr. Delaplaine,
The bill entitled "An act concerning public roads in New Castle county," was taken up for consideration.

Whereupon,

Mr. Delaplaine offered the following amendment, which,

On his motion,

Was read and

Adopted,

As follows:—

Amend the bill as follows:—In the fourth line, between the words "county" and "shall," insert the following: "if in their judgment the public safety requires it."

Mr. Huffington, Clerk of the Senate, being admitted, informed the House that the Senate had passed a joint resolution in relation to the Bank of Milford, and requested the concurrence of the House therein, and that Messrs. Sorden and Temple had been appointed the committee on the part of the Senate, in pursuance of the provision of said resolution.

And he withdrew.

On motion of Mr. Reynolds,

The resolution from the Senate was read and

Concurred in,

As follows —

Resolved, That a joint committee to consist of two members on the part of the Senate, be appointed to act with a like committee on the part of the House, to inquire whether the provisions of the act incorporating the Bank of Milford has been faithfully complied with. And further, the said committee are hereby empowered to send for persons and papers, and make report thereof.

Whereupon,

Messrs. Reynolds, Hayes and James F. Burton were appointed said committee, on the part of the House.

On motion,

The House adjourned until 10 o'clock, to-morrow morning.

THURSDAY, 10 o'clock, A. M., January 20, 1853.

The House met pursuant to adjournment.

Prayer by the Rev. John T. Hazzard.

Mr. Hayes moved,

That the House reconsider the motion concurring in the joint resolution in relation to the Bank of Milford,

And the House being divided,

The yeas and nays were called for, which being taken, were as follows, to wit:—

Yeas.—Messrs. Beaston, Benjamin Burton, Carlisle, Chambers, Collins, Day, Delaplaine, Gooding, Hayes, Morgan, Scotten, Short, Thompson, Valentine and Mr. Speaker—15.

Nays.—Messrs. Biddle, James F. Burton, Dixon, Martin, Reynolds and Saulsbury—6.

So the motion was

Reconsidered.

Whereupon,

On motion of Mr. Hayes,

The resolution was laid upon the table until Tuesday next.

On motion of Mr. James F. Burton,

The bill entitled “An act for the relief of Abram Camper and his wife Isabella Camper,” was read a third time by paragraphs and

Passed the House.

Ordered that the Senate be informed thereof.

Mr. Short presented the petition of John C. Hazzard and others, citizens of Broadkilm hundred, Sussex county, praying an act to authorize a change in the location of a road in the hundred and county aforesaid, which,

On his motion,

Was read and referred to a committee of three, with leave to report by bill or otherwise.

Whereupon,

Messrs. Short, Chambers and Delaplaine, were appointed said committee.

On motion of Mr. Benjamin Burton,

The bill entitled “An act to enable Manaen Gum to locate certain vacant land, situate in Baltimore hundred, in Sussex county, and to complete his title to the same,” was read a second time by its title.

Whereupon,

Mr. Benjamin Burton offered the following amendment, which,

On his motion,

Was read, as follows :—

Amend the bill by striking out all between the word “aforesaid,” at the end of the twentieth line of the third section, and the word “which,” at the beginning of the twenty-third line of said section. And,

On motion of Mr. Saulsbury,

The further consideration of the bill and amendment was postponed until Friday next.

Mr. Huffington, Clerk of the House, being admitted, returned sundry enrolled bills which had received the signature of the Speaker of the Senate.

And also presented an enrolled bill entitled “An act for the relief of the widow and heirs of Jacob Raymond, deceased,” for the signature of the Speaker of the House.

And he withdrew.

On motion of Mr. Hayes,

The bill entitled “An act to amend chapter 20, of the Revised Statutes of the State of Delaware,” was read a second time.

On motion of Mr. Morgan,

The bill entitled “An act for the distribution of the Revised Statutes of the State of Delaware,” was taken up for consideration.

Whereupon,

Mr. Morgan offered the following amendment, which,

On his motion,

Was read as follows, to wit :—

Amend the bill as follows :—By striking out in the eighth line of the first section the word “and,” and insert after the word “benefit,” in the tenth line of said section, the following words, to wit : “and one to each of the justices of the peace within this State, to be by them delivered at the expiration of their term of office to their successors in office respectively.” When,

On motion of Mr. Chambers,

The bill and amendment was laid on the table until this afternoon.

On motion of Mr. James F. Burton,

The bill entitled “A supplement to the act entitled ‘An act to divorce Robert Layton and Genette, his wife, late Genette Long, from the bonds

of matrimony," passed at Dover, January 28, A. D. 1851, was read a second time by its title.

Mr. Benjamin Burton preented the petition of Thomas B. Sipple and James S. Chase, praying the passage of an act to vacate a road in Broad-kiln hundred, in Sussex county," which,

On his motion,

Was read and referred to a committee of three, with leave to report by bill or otherwise.

Whereupon,

Messrs. Benjamin Burton, Scotten and Gooding were appointed said committee.

On motion of Mr. Carlisle,

The bill entitled "A supplement to chapter 24 of the Revised Statutes of the State of Delaware," was read a second time.

On motion,

The House adjourned until 3 o'clock this afternoon.

Same Day, 3 o'clock, P. M.

The House met pursuant to adjournment.

In pursuance of notice previously given, Mr. Gooding asked, and

On motion of Mr. Biddle,

Obtained leave to introduce a bill entitled "An act to incorporate Kirkwood Division, No. 27, of the Sons of Temperance, located in New Castle, Delaware," which,

On his motion,

Was read.

Mr. Beaston gave notice that on some future day, he would ask leave to introduce a bill entitled "An act to incorporate Union Lodge, No. 5, of the order of Ancient Free Masonry of the State of Delaware."

Mr. Carlisle, from the committee on enrolment, reported that the bill entitled "An act for the relief of the widow and heirs of Jacob Raymond, deceased," was duly and correctly enrolled.

On motion of Mr. Valentine,

The bill entitled "An act to amend chapter 20, of the Revised Statutes of the State of Delaware," was taken up for consideration.

Whereupon,

Mr. Valentine offered the following amendment, which,

On his motion,

Was read and

Adopted,

As follows, to wit:—

Amend the bill by striking out from the title the figures "20" and insert in lieu thereof the word "twenty."

On motion of Mr. Morgan,

The bill entitled "An act to confirm the title of Nancy Purnell, formerly Nancy Sirman, to certain real estate therein mentioned," was read a second time, by its title.

Mr. Hayes presented the petition of John Bell, n. praying the passage of an act allowing his son John to return to the State of Delaware, which

On his motion,

Was read and referred to a committee of three, with leave to report by bill or otherwise.

Whereupon,

Messrs. Hayes, Valentine and Martin, were appointed said committee.

Mr. Hayes presented the petition of Charles Knight and others, praying the enactment of such salutary statutes as will prevent the evils flowing from the traffic in intoxicating liquors, which,

On his motion,

Was read and referred to the committee already charged with the subject.

Mr. Short presented the petition of Joshua Griffith and eighty-two other citizens of South Milford, Sussex county, praying the passage of an act directing the Levy Court of said county to make an appropriation to repair a part of the main road in said town, and also to extend the provisions of the curbing and paving law of the town of Milford, Kent county, to South Milford, which,

On his motion,

Was read and referred to a committee of three, with leave to report by bill or otherwise.

Whereupon,

Messrs. Short, Dixon and Carlisle were appointed said committee.

On motion of Mr. Morgan,

The bill entitled "An act relating to a part of Market street, in the village of Concord," was read a second time, by its title.

Mr. Huffington, Clerk of the Senate, being admitted, informed the House that the Senate had concurred in the bill entitled "An act to authorize the Levy Court of New Castle county, to cause to be transcribed certain indexes.

Also, the bill entitled "An act to continue in force the act entitled 'An act to incorporate the trustees of the Smyrna Circuit Parsonage,'" passed at Dover, January 22, 1833.

And he withdrew

On motion of Mr. Hayes,

The bill entitled "An act to prevent swine running at large within certain limits of Kent county," was read a second time.

The Speaker laid upon the table a communication from Alfred P. Robinson, Esq., Secretary of State, which,

On his motion,

Was read, as follows:—

SECRETARY'S OFFICE,

Dover, January 20, 1853.

SIR,

In obedience to the provisions of the acts of the General Assembly, in such case made and provided, I have the honor to inform the House of Representatives, through you, that William Cannon, as State Treasurer, and Luther Swiggett, as Auditor of Accounts, have respectively given bond with security, as required by law; and that the same with the securities therein respectively, have been in due manner approved by the Governor.

Very respectfully,

Your obed't. serv't.,

ALF. P. ROBINSON,
Secretary of State.

To JOHN R. McFEE, Esq.

Speaker of the House of Representatives.

Mr. Huffington, Clerk of the Senate, being admitted, informed the House that the Senate had concurred in the bill entitled "An act to amend the 'Act for the benefit of public schools in Wilmington.'"

And he withdrew.

Mr. Saulsbury offered the following joint resolution, which,

On his motion,

Was read as follows, to wit:—

Resolved by the Senate and House of Representatives of the State of Delaware in General Assembly met, That the means and credit of this

State are a sacred trust, wisely deposited with the legislative branch of the State government, to be sedulously guarded and preserved—to be used only for the promotion of the public good, and not for the enhancement of local or individual interests.

That in the means and credit of the State, her citizens have an equal and common interest.

That their application to works of internal improvement, in which the great majority of the citizens of the State have no interest, even the most remote, would be an application to local objects, unwarranted by precedent and unjustifiable in every view of the case. That such an use of the State's means and credit would most probably entail upon her citizens an onerous and burdensome system of taxation, exhausting their treasures and paralyzing their energies, and that warned by the experience of other States, this General Assembly cannot too strongly reprobate the extension of the State's credit beyond her available means, to other objects than the support of her government.

On motion of Mr. Saulsbury,

The resolution was laid upon the table.

Mr. Hayes presented the petition of William Berry and other citizens of Kent county, praying the creation of an additional school district in Kent county, which,

On his motion,

Was read and referred to a committee of three, with leave to report by bill or otherwise.

Whereupon,

Messrs. Hayes, Scotten and Biddle, were appointed said committee.

On motion,

The House adjourned until 10 o'clock, to-morrow morning.

FRIDAY, 10 o'clock, A. M., January 21, 1853.

The House met pursuant to adjournment.

Prayer by the Rev. Thomas G. Murphey.

Mr. Delaplaine presented the petition of P. Seward Johnson and sixty other citizens of New Castle county, praying the repeal of the act enti-

tled " An act in relation to free negroes and slaves, and for other purposes," which,

On his motion,

Was referred to the committee already charged with the subject.

Mr. Beaston presented the petition of William Cleaver, praying an act to enable him to locate Reedy Island, which,

On his motion,

Was read and referred to a committee of three, with leave to report by bill or otherwise.

Whereupon,

Messrs. Beaston, Chambers and James F. Burton, were appointed said committee.

Mr. Beaston presented the petition of William Bowman and other citizens of New Castle county, praying a law prohibiting the sale of liquors in all stores, and for other purposes, which,

On his motion,

Was read and referred to the committee already charged with the subject.

Mr. Delaplaine presented the remonstrance of David Lofland, against the passage of a law granting the petition of John C. Hazzard, which,

On his motion,

Was read and referred to the committee appointed on the petition of John C. Hazzard.

Mr. Chambers presented the petition of Thomas W. Jakes and others; also the petition of John Green and others; also the petition of Thomas Simpson and others, all citizens of Kent county, praying the enactment of a law to prevent the evils flowing from the traffic in intoxicating liquors, which,

On his motion,

Was read and referred to the committee already charged with the same subject.

Mr. Huffington, Clerk of the Senate, being admitted, presented sundry enrolled bills, and an enrolled resolution, for the signature of the Speaker of the House; also, a bill entitled " An act to amend section 12, of chapter 24, of the Revised Statutes of the State of Delaware," which had passed the Senate, and in which the concurrence of the House was requested.

And he withdrew.

On motion of Mr. Benjamin Burton,

The bill entitled " An act to enable Manaen Gum to locate certain va-

cant land, situate in Baltimore hundred, in Sussex county, and to complete his title to the same," was taken up for consideration.

Whereupon,

Mr. Benjamin Burton moved,
That the amendment offered by him be adopted.

Which motion

Prevailed.

So the amendment was

Adopted.

And

On motion of Mr. Benjamin Burton,
The bill, as amended, was read a third time by paragraphs, and

Passed the House.

Ordered to the Senate for concurrence.

On motion of Mr. Carlisle,

The bill entitled "An act for the distribution of the Revised Statutes of the State of Delaware," was taken up for consideration.

Whereupon,

Mr. Carlisle moved,
That the bill be referred back to the committee which reported it.

Which motion

Prevailed.

On motion of Mr. Morgan,

The bill entitled "An act to confirm the title of Nancy Purnell, formerly Nancy Sirman, to certain real estate therein mentioned," was read a third time by paragraphs and

Passed the House.

Ordered to the Senate for concurrence.

Mr. Huffington, Clerk of the Senate being admitted, informed the House that the Senate had passed, and requested the concurrence of the House in a bill entitled "An act proposing an amendment to the Constitution of this State."

And he withdrew.

On motion of Mr. Hayes,
The bill from the Senate was read.

On his motion also,

The committee to whom was referred that part of the Governor's Message relating to an amendment to the Constitution of this State, was discharged from further consideration of the subject.

Mr. James F. Burton, chairman of the committee to whom was referred the petition of Robert Craige and others, reported a bill entitled "An act to create an additional school district in the county of Sussex," which

On his motion,

Was read.

Mr. Chambers presented the petition of Jonathan Catlin and others, praying the passage of an act to prevent swine running at large within certain limits in Kent county, which,

On his motion,

Was read and referred to a committee of three, with leave to report by bill or otherwise.

Whereupon,

Messrs. Chambers, Reynolds and Martin, were appointed said committee.

On motion of Mr. Hayes,

The bill entitled "An act to amend chapter 20, of the Revised Statutes of the State of Delaware," was read a third time, by paragraphs, and

Passed the House.

Ordered, that the Senate be informed thereof.

Mr. Gooding, from the committee on enrolment, reported that the bill entitled "An act to authorize the Levy Court of New Castle county to cause to be transcribed certain indexes," was correctly and duly enrolled, and presented the same to the Speaker for his signature.

On motion of Mr. Benjamin Burton,

The bill entitled "A supplement to the act entitled 'An act to divorce Robert Layton and Genette, his wife, late Genette Long, from the bonds of matrimony,'" passed at Dover, January 28, A. D. 1851, was read a third time, by paragraphs, and

Passed the House.

Ordered to the Senate for concurrence.

On motion,

The House adjourned until 3 o'clock this afternoon.

Same Day, 3 o'clock, P. M.

The House met pursuant to adjournment.

On motion of Mr. Gooding,

The bill entitled "An act to incorporate Kirkwood Division, No. 27, of the Sons of Temperance, located in New Castle, Delaware," was read a second time, by its title.

Mr. Carlisle presented the petition of Peter L. Bonwill and others, praying the passage of a law to prevent swine from running at large within certain limits in Kent county therein mentioned; and also the remonstrance of Thomas P. Reynolds and others, against the passage of said law, which,

On his motion,

Was read and referred to a committee of three, with leave to report by bill or otherwise.

Whereupon,

Messrs. Carlisle, Day and Delaplaine, were appointed said committee.

Mr. Short, from the committee to whom was referred the petition of Obadiah Macklin, reported a bill entitled "An act to vest in Obadiah Macklin all the right and title of this State to certain personal property of which Henry Donovan, late of Cedar Creek hundred in Sussex county, deceased, died possessed," which,

On his motion,

Was read.

Mr. Benjamin Burton, from the committee to whom was referred the petition of Thomas Phillips and Joseph Phillips reported a bill entitled "An act to enable Thomas Phillips and Joseph Phillips to locate certain, vacant land, situated in Dagsborough hundred, in Sussex county, and to complete their title to the same," which,

On his motion,

Was read.

Mr. Valentine presented the petition of the Wilmington Coal Gas Company, praying the passage of a supplement to their charter, which,

On his motion,

Was read and referred to a committee of three, with leave to report by bill or otherwise.

Whereupon,

Messrs. Valentine, Saulsbury and Benjamin Burton, were appointed said committee.

On motion of Mr. Hayes,

The bill entitled "An act to prevent swine running at large within cer-

tain limits of Kent county," was read a third time, by paragraphs, and

Passed the House.

Ordered to the Senate for concurrence.

Mr. Valentine presented the petition of John Wales and four hundred and twenty-eight others, praying a repeal of so much of the acts of assembly as requires a marriage licence, which,

On his motion,

Was read and referred to a committee of three, with leave to report by bill or otherwise.

Whereupon,

Messrs. Valentine, Morgan and Saulsbury, were appointed said committee.

Mr. Valentine, on the part of the committee to whom was referred the petition of Moses Bradford and others, asked, and

On motion of Mr. Reynolds,

Obtained further time in which to report.

Mr. Short, chairman of the committee to whom was referred the petition of Joshua Griffith, reported a bill entitled "An act for the improvement of the State road at the south end of the Milford bridge, in Sussex county, and for other purposes," which,

On his motion,

Was read.

On motion of Mr. Saulsbury,

The bill entitled "An act relating to a part of Market street, in the village of Concord," was taken up for consideration.

Whereupon,

Mr. Saulsbury offered the following amendment, which,

On his motion,

Was read as follows, to wit:—

Strike out all after the word "vacated" in the eighth line of the bill, and insert as the second section of the bill the following:

Section 2. *Be it further enacted*, That the same is hereby set apart as a public landing, any law of this State to the contrary notwithstanding.

Mr. Saulsbury then moved,

To adopt said amendment.

Pending which,

On motion of Mr. Benjamin Burton,

The bill and amendment was laid on the table until Friday next.

Mr. Carlisle presented the petition of Nathaniel Luff and one hundred and twenty-six others; also of John Booth and ninety-six others; also of Job Coverdale and one hundred and twelve others, praying the passage of an act granting a public road along the bay shore, between Murderkill and Mispillion creeks; and also the remonstrance of John Steward and others, against the granting of said road, which,

On his motion,

Was read and referred to a committee of three, with leave to report by bill or otherwise.

Whereupon,

Messrs. Carlisle, James F. Burton and Reynolds were appointed said committee.

Mr. Huffington, Clerk of the Senate, being admitted, informed the House that the Senate had refused to concur in the amendment of the House to the bill entitled "An act to amend chapter 20, of the Revised Statutes of the State of Delaware."

And he withdrew.

Mr. Saulsbury moved,

That the House recede from their amendment to said bill.

Which motion

Prevailed,

By the following vote:—

Yeas.—Messrs. Biddle, Benjamin Burton, James F. Burton, Carlisle, Collins, Day, Delaplaine, Dixon, Gooding, Hayes, Martin, Reynolds, Saulsbury and Scotten—14.

Nays.—Messrs. Morgan, Short, Thompson, Valentine and Mr. Speaker—5.

On motion,

The House adjourned until 10 o'clock, to-morrow morning

SATURDAY, 10 o'clock, A. M., January 22, 1853.

The House met pursuant to adjournment.

Prayer by the Rev. John T. Hazzard.

Mr. Delaplaine, from the committee on enrolment, reported the following bills as duly and correctly enrolled, viz :—

The bill entitled “An act to change the name of Susannah Baker, and of her son Luther Baker.” Also,

“An act to continue in force the act entitled ‘An act to incorporate the trustees of the Smyrna Circuit Parsonage,’ passed at Dover, January 22, 1853.

Mr. Valentine presented the petition of Dr. William Fields, jun., and others, praying the enactment of a law prohibiting the manufacture and sale of all intoxicating liquors as a beverage, which,

On his motion,

Was read and referred to the committee of seven already charged with the subject-

On motion of Mr. Saulsbury,

The bill entitled “An act for the benefit of Robert H. Lane, Rachel Lane, John W. Lane, Luraney Lane and Kitturah Lane,” was read a second time.

Mr. Dixon presented the petition of Thomas Smith and others, for the passage of a law taxing all bonds, mortgages, stocks, incomes and annuities, which,

On his motion,

Was read and referred to a committee of five, with leave to report by bill or otherwise.

Whereupon,

Messrs. Dixon, Carlisle, Hayes, Benjamin Burton and Martin, were appointed said committee.

Mr. Delaplaine presented the petition of Henry Clark and others, praying for an alteration in the laws concerning taxation, which,

On his motion,

Was read and referred to the committee on the petition of Thomas Smith and others.

On motion of Mr. Benjamin Burton,

The bill entitled “An act for the improvement of the State road at the south end of the Milford bridge, in Sussex county, and for other purposes,” was taken up for consideration, and

On his motion,

Referred back to the committee which reported it, with instructions to report upon the subject of curbing and grading the streets of the town of Milford.

Mr. Valentine presented the petition of Elizabeth M. Fields and seventy-one other women of New Castle county, praying the passage of a law prohibiting the traffic in intoxicating liquors, which,

On his motion,

Was read and referred to the committee already charged with the subject.

On motion of Mr. Gooding,

The bill entitled, "An act to incorporate Kirkwood Division, No. 27, of the Sons of Temperance, located in New Castle, Delaware," was taken up for consideration.

Whereupon,

Mr. Gooding offered the following amendment, which,

On his motion,

Was read and

Adopted,

As follows, to wit:—

Amend the bill by striking out the two last lines of section 3, and insert said two last lines after the words "amend the same" in the seventh line of said section. Amend the bill further by striking out the word "so" in the seventh line of said section 3, and insert in lieu thereof the word "provided." And,

On motion of Mr. Gooding,

The bill as amended was read a third time by paragraphs, and

Passed the House,

By yeas and nays, as follows:—

Yeas.—Messrs. Biddle, Benjamin Burton, James F. Burton, Carlisle, Collins, Day, Delaplaine, Dixon, Gooding, Hayes, Martin, Morgan, Saulsbury, Scotten, Short, Thompson, Valentine and Mr. Speaker—18.

Nays.—None.

Ordered to the Senate for concurrence.

Mr. Benjamin Burton presented the petition of Manaen Gum and others; also the petition of Joseph B. Sudler and others, all citizens of Sussex county, praying for the passage of a law chartering a company to construct a railroad or canal from Rehoboth bay to Lewes, in Sussex county, which,

On his motion,

Were read and referred to a committee of three, with leave to report by bill or otherwise.

Whereupon,

Messrs. Benjamin Burton, Biddle and Collins, were appointed said committee.

On motion of Mr. Hayes,

The bill entitled "An act proposing an amendment to the Constitution of this State," was read a second time.

Mr. Carlisle, from the committee of enrolment, reported the following bill and joint resolution as correctly enrolled, viz :—

A bill entitled "An act for the relief of Abram Camper and his wife Isabella Camper," and a joint resolution entitled "Resolution directing the State Treasurer to pay certain monies to William Chandler, Thomas Smith and John Jones."

On motion of Mr. Short,

The bill entitled "An act to vest in Obediah Macklin all the right and title of this State to certain personal property of which Henry Donovan, late of Cedar Creek hundred in Sussex county, deceased, died possessed," was read a second time by its title.

Mr. Valentine presented the petition of William Jaquett and others, remonstrating against the passage of any law restricting the traffic in intoxicating liquors, which,

On his motion,

Was read and referred to the committee on the petition of Isaac A. Lum and others.

Mr. Morgan, from the committee to whom was referred the petition of J. W. Morgan and others, praying the repeal of the Homestead Law, as far as it relates to Sussex county, reported a bill entitled "An act to amend chapter 111, Revised Statutes," which,

On his motion,

Was read.

On motion,

The House adjourned until Monday morning, at 10 o'clock.

MONDAY, 10 o'clock, A. M., January 24, 1853.

The House met pursuant to adjournment.

Prayer by the Rev. Thomas G. Murphey.

Mr. Biddle presented the petition of Mary Ann Foard, praying for a divorce from her husband Edward L. Foard, which,

On his motion,

Was read and referred to a committee of three, with leave to report by bill or otherwise.

Whereupon,

Messrs. Biddle, Thompson and Short, were appointed said committee.

Mr. Huffington, Clerk of the Senate, being admitted, informed the House that the Senate had passed, and requested the concurrence of the House, in the following bills, viz :—

“ An act for the benefit of Caleb Sirman and Benjamin Fooks.” Also,

“ A further additional supplement to the act entitled ‘ An act to extend the time for recording deeds.’”

And that the Senate had concurred in the bill entitled “ An act for the benefit of Sarah Grinage,” with an amendment thereto, in which the concurrence of the House was requested.

And he withdrew.

On motion of Mr. Saulsbury,

The amendment of the Senate to the bill entitled “ An act for the benefit of Sarah Grinage,” was read, as follows, to wit :—

“ IN SENATE, *January 20, 1853.*

Amend the bill by striking out all the bill after the enacting clause and the word “ That” and inserting in lieu thereof the following, viz :—“ it shall and may be lawful for a certain Sarah Grinage, a free negro woman, now residing in the State of Maryland, to come into and reside in the State of Delaware, with all the privileges, rights and immunities now possessed and enjoyed by resident free negroes and mulattoes in this State, any law, custom or usage to the contrary thereof notwithstanding.

Extract from the Journal,

WM. HUFFINGTON, *Clerk.*

For concurrence.”

And,

On motion of Mr. Saulsbury,

Laid on the table.

On motion of Mr. James F. Burton,

The bill from the Senate entitled “ A further additional supplement to the act entitled ‘ An act to extend the time for recording deeds,’” was read.

On motion of Mr. Benjamin Burton,

The bill from the Senate entitled “ An act for the benefit of Caleb Sirman and Benjamin Fooks,” was read.

Mr. Valentine, chairman of the committee to whom was referred the petition of the Wilmington Coal Gas Company, reported a bill entitled "A supplement to the act to incorporate the Wilmington Coal Gas Company," which,

On his motion,

Was read.

The Speaker laid upon the table the petition of Nehemiah Davis, jr., and others, praying the passage of a law authorizing the stopping of a ditch cut by the Slaughter Neck Marsh Company, which,

On motion of Mr. Valentine,

Was read and referred to the committee already charged with the same subject.

Mr. Delaplaine, from the committee to whom was recommitted the bill entitled "An act for the distribution of the Revised Statutes of the State of Delaware," reported the bill, with an amendment, which,

On his motion,

Was read, as follows:—

Amend the bill by striking out all after the enacting clause, and add thereto the following:—

That the Secretary of State (in addition to the distribution heretofore provided for by law for said revised statutes) shall make further distribution, as follows:—he shall deliver one copy to the Governor, nine to the Senate, and twenty-one to the House of Representatives; he shall deliver one copy to each of the clerks of the Superior Court, clerks of the peace, clerks of the Orphans' Court and registers of wills of the several counties of this State, to be retained by them in their respective offices, and handed over to their successors; he shall transmit two copies to the library of Congress, and two to the Executive of each State and Territory of the United States; he shall retain fifty copies in the secretary's office, for interchange, agreeably to law; the residue he shall cause to be bound from time to time, as the demand requires, and deliver them to the prothonotaries of the several counties, for sale at one dollar per copy. And the said prothonotaries shall severally account with and pay over to the Secretary of State, for the use of the State, the amount received from the sales thereof, as well for those heretofore received as those that may be received after passing this act, retaining five per cent. out of the amount, as compensation for their trouble, payment to be made once in every three months.

On motion of Mr. Short,

The bill entitled "An act to vest in Obediah Macklin all the right and title of this State to certain personal property of which Henry Dono-

van, late of Cedar Creek hundred, in Sussex county, deceased, died possessed," was read a third time by paragraphs and

Passed the House.

Ordered to the Senate for concurrence.

Mr. Huffington, Clerk of the Senate, being admitted, presented for the signature of the Speaker of the House, an enrolled bill entitled "An act to amend chapter 20, of the Revised Statutes of the State of Delaware."

And he withdrew.

On motion,

The House adjourned until 3 o'clock this afternoon.

Same Day, 3 o'clock, P. M.

The House met pursuant to adjournment.

Mr. Collins presented the petition of Eliza A. Perkins and one hundred and sixty other women of Kent county, praying the passage of a law prohibiting the traffic in intoxicating liquors, which,

On his motion,

Was read and referred to the committee already charged with the subject.

Mr. Chambers presented the petition of the officers and members of Magnolia Lodge, No. 13, of I. O. O. F., asking for an act of incorporation, which,

On his motion,

Was read and referred to a committee of three, with leave to report by bill or otherwise.

Whereupon,

Messrs. Chambers, Reynolds and James F. Burton were appointed said committee.

Mr. Valentine from the committee to whom was referred the petition of Moses America, reported a bill entitled "An act for the relief of James Charles and Susanna America, children of Moses America," which,

On his motion,

Was read.

Mr. Collins presented the claim of Sparks and Bates, for forty-five dollars and eighty-seven and a half cents, for stoves, which,

On his motion,

Was read and referred to the committee on claims.

Mr. Beaston presented the petition of Sarah A. Lecompt and one hundred and twenty-eight other women of New Castle county : also, the petition of Lewis P. Ellison and forty-seven others of New Castle county, praying the passage of a law prohibiting the traffic in intoxicating liquors, which,

On his motion,

Were read and referred to the committee of seven, already charged with the subject.

Mr. Valentine presented the petition of James Moore and others, praying the passage of a law prohibiting the traffic of intoxicating liquors, which,

On his motion,

Was read and referred to the committee already charged with the subject.

Mr. Delaplaine offered the following joint resolution, which,

On his motion,

Was read as follows, to wit :—

Whereas, it appears to the Senate and House of Representatives of the State of Delaware in General Assembly met, that a fine of two hundred dollars was imposed at the November term of New Castle county for the year 1849, on William T. Jeandell and Francis Vincent for a libel on Zenas B. Glazier, they at the time being supposed to be the authors thereof: and whereas, it subsequently appeared that the said libel was written by another, who was indicted at a subsequent term of the said court, and who made compensation to the party aggrieved and libelled (the said Zenas B. Glazier:) and whereas, petitions numerously signed were presented to the last Legislature, before all of the above facts were made known for the remission of said fine; therefore,

Be it resolved by the Senate and House of Representatives in General Assembly met, That the State Treasurer be, and he is hereby directed to pay to William T. Jeandell and Francis Vincent, the sum of two hundred dollars, out of any moneys in the treasury of the State; the same being the amount of a fine heretofore paid by the said William T. Jeandell and Francis Vincent to the State.

Mr. Valentine, in behalf of the committee to whom was referred that part of the Governor's Message relating to public internal improvements, asked, and

On motion of Mr. Delaplaine,
Obtained further time in which to report.

Mr. Short, on behalf of the committee to whom was referred the petition of Thomas Draper and others, asked, and

On motion of Mr. Morgan,
Obtained further time in which to report.

Mr. Beaston presented the petition of Thomas Ratliff and others, praying the passage of a law restricting the sale of intoxicating liquors to taverns, and prohibiting the sale altogether on Sundays, which,

On his motion,
Was read and referred to the committee on the petition of Isaac A. Lum and others.

On motion of Mr. Morgan,
The bill entitled "An act to amend chapter 111, Revised Statutes of the State of Delaware," was read a second time by its title.

Mr. Huffington, Clerk of the Senate, being admitted, informed the House that the Senate had concurred in a bill entitled "An act to create an additional school district in Sussex county," with two amendments thereto, and requested the concurrence of the House therein.

And he withdrew.

On motion of Mr. Morgan,
The amendments from the Senate were read as follows:—

"IN SENATE, *January 20, 1853.*

Amend the bill by inserting in the eighth line of the first section after the word "and" the words "if they deem it proper and necessary."

Extract from the Journal,

WM. HUFFINGTON, *Clerk.*

For concurrence."

"IN SENATE, *January 20, 1853.*

Amend the bill by inserting in the tenth line of the second section, between the word "shall" and the word "have" the word "each."

Extract from the Journal,

WM. HUFFINGTON, *Clerk.*

For concurrence."

On motion of Mr. Morgan,
The first amendment was

Concurred in.

On motion of Mr. Valentine,
The second amendment was

Concurred in.

Ordered, That the Senate be informed thereof.

Mr. Short, chairman of the committee to whom was referred the petition of John C. Hazzard and others, reported a bill entitled "An act to establish a certain road in the county of Sussex and for other purposes," which,

On his motion,

Was read.

On motion of Mr. Hayes,

The bill entitled "An act proposing an amendment to the Constitution of this State," was read a third time by paragraphs,

Whereupon,

Mr. James F. Burton asked to be, and

On motion of Mr. Reynolds,

Was excused from voting upon said bill.

And the question being on the final passage of the bill,

The yeas and nays were ordered by the Speaker, which being taken were as follows:—

Yeas.—Messrs. Biddle, Beaston, Benjamin Burton, Chambers, Collins, Day, Delaplaine, Gooding, Hayes, Martin, Morgan, Reynolds, Saulsbury, Scotten, Short, Thompson, Valentine and Mr. Speaker—18.

Nays.—None.

So the bill

Passed the House.

Ordered that the Senate be informed thereof.

On motion,

The House adjourned until ten o'clock, to-morrow morning.

TUESDAY 10 o'clock, A. M., January 25, 1853.

The House met pursuant to adjournment.

Prayer by the Rev. John T. Hazzard.

On motion of Mr. Saulsbury,

The bill entitled "An act for the benefit of Robert H. Lane, Rachel

Lane, John W. Lane, Luraney Lane and Kitturiah Lane," was read a third time by paragraphs and

Passed the House.

Ordered to the Senate for concurrence.

Mr. Benjamin Burton, on behalf of the committee on the petition of Thomas B. Sipple and James S. Chase asked, and,

On motion of Mr. Valentine,
Obtained further time in which to report.

On motion of Mr. Saulsbury,
The amendment of the Senate to the bill entitled "An act for the benefit of Sarah Grinage" was taken up for consideration.

Whereupon,

Mr. Chambers moved,
That the subject be laid on the table.

Which motion was

Lost.

Mr. Saulsbury then offered the following amendment to the amendment of the Senate, which,

On his motion,
Was read and

Adopted,

As follows, to wit :—

Amend the amendment by striking out the word " negro" in the second line, and inserting after the word "woman" in the same line the words " of colour," and

On motion of Mr. Saulsbury,

The amendment of the Senate as amended by the House was

Concurred in.

Ordered, that the Senate be informed thereof.

On motion of Mr. Valentine,
The bill entitled " An act for the relief of James Charles and Susanna America, children of Moses America" was read a second time by its title.

On motion of Mr. Benjamin Burton,
The bill entitled " An act for the benefit of Caleb Sirman and Benjamin Fooks" was read a second time by its title.

On motion of Mr. Gooding,
The bill entitled " A further additional supplement to the act entitled ' An act to extend the time for recording deeds'" was read a second time by its title.

On motion of Mr. Valentine,

The bill entitled "A supplement to the 'Act to incorporate the Wilmington Coal Gas Company,'" was read a second time by its title.

Mr. Saulsbury presented the petition of Ann E. Barley and other women of Kent County, praying the passage of an act prohibiting the traffic in intoxicating liquor; also the petition of John Bailey and others of Kent county, praying the enactment of such statutes as will remedy the evils flowing from the traffic in intoxicating liquors, which,

On his motion,

Were read and referred to the committee already charged with the subject.

Mr. Valentine presented the claim of Francis Vincent, of \$46 50 for printing, which,

On his motion,

Was read and referred to the committee on claims.

The Speaker laid on the table the petition of Peter C. Parker and others, praying the passage of a law to change the location of a road in Sussex county, which,

On motion of Mr. Valentine,

Was read, and,

On motion of Mr. Hayes,

Referred to a committee of three, with leave to report by bill or otherwise.

Whereupon,

Messrs. James F. Martin, Hayes and Beaston, were appointed said committee.

Mr. Beaston presented the petition of Bridget Hamilton, praying the passage of an act divorcing her from her husband, Thomas Hamilton, which,

On his motion,

Was read.

Mr. Saulsbury, on behalf of the committee appointed on the petition of Roger Adams and others, asked, and

On motion of Mr. Biddle,

Obtained further time in which to report.

Mr. Short presented the petition of Riley W. Bennett and others, remonstrating against the passage of a law granting the petition of Thomas Draper and others, which,

On his motion,

Was read and referred to the committee on the petition of Thomas Draper and others.

Mr. Hayes, on behalf of the committee to whom was referred the petition of William Berry and others, asked, and

On motion of Mr. Collins,

Obtained further time in which to report.

On motion of Mr. James F. Burton,

The bill entitled "An act to create an additional school district in the county of Sussex," was read a second time by its title.

Whereupon,

Mr. Benjamin Burton moved,

That the bill be laid on the table until next Tuesday.

Which motion

Prevailed.

Mr. Delaplaine presented the petition of John J. Robinson and others, praying the repeal of the act entitled "An act in relation to free negroes and slaves, passed March 5, 1851, and for other purposes," which,

On his motion,

Was referred to the committee already charged with the subject.

Mr. Morgan presented the petition of Nathaniel Hearn and fifty-four other citizens of the town of Laurel and vicinity, praying for a repeal of the late law on the subject of a bridge across Broad Creek at said town; also, for the repeal of so much of the exemption law as applies to rent, which,

On his motion,

Was read and referred to a committee of three, with leave to report by bill or otherwise.

Whereupon,

Messrs. Morgan, Scotten, and Dixon, were appointed said committee.

Mr. Delaplaine from the committee on enrolment, reported, as duly and correctly enrolled, the bill entitled "An act to amend chapter 20, of the Revised Statutes of the State of Delaware," and presented the same to the Speaker for his signature.

Mr. Huffington, Clerk of the Senate being admitted, informed the House that the Senate had passed a joint resolution entitled "Resolution in relation to the State Library," and requested the concurrence of the House therein.

And he withdrew.

On motion of Mr. Hayes,

The communication from the Senate was read as follows, to wit:—

Resolved by the Senate and House of Representatives of the State of Delaware in General Assembly met; That George P. Fisher be and he is hereby authorized and directed to cause a sufficient number of boxes to be made, in which he shall place all duplicate copies of books now in the State library, and to place the said books in the State-house garret.

Resolved, That the State Treasurer be, and he is hereby authorized and directed to pay to the said George P. Fisher, or his order, the sum of twenty dollars, to enable him to carry into effect the foregoing resolution, and to compensate him for his services in that behalf; and the said George P. Fisher is hereby required to present his accounts and vouchers for the services hereby imposed upon him to the Legislature at the next session for their allowance.

Mr. Chambers, chairman of the committee to whom was referred the petition of the officers and members of Magnolia Lodge, reported a bill entitled "An act to incorporate Magnolia Lodge, No. 13, of the Independent Order of Odd Fellows in Kent county, Delaware," which,

On his motion,

Was read.

Mr. Huffington, Clerk of the Senate, being admitted, informed the House that the Senate non-concurred in the amendment of the House to the amendment of the Senate to the bill entitled "An act for the benefit of Sarah Grinage."

And he withdrew.

Mr. Dixon presented the petition of John Walker and others, praying the repeal of the act entitled "An act in relation to free negroes and slaves, passed March 5, 1851, and for other purposes," which,

On his motion,

Was read and referred to the committee already charged with the same subject.

On motion,

The House adjourned until 2 o'clock this afternoon.

Same Day, 2 o'clock, P. M.

The House met pursuant to adjournment.

Mr. Beaston, in pursuance of notice previously given, asked, and

On motion of Mr. Benjamin Burton,

Obtained leave to introduce a bill entitled "An act to incorporate Union Lodge, number five, of the order of Ancient York Masons in the State of Delaware," which,

On his motion,

Was read.

Mr. Chambers, from the committee on the petition of Jonathan Catlin, reported a bill entitled "An act to restrain persons from suffering swine to go at large within certain limits in Murderkill hundred," which,

On his motion,

Was read.

Mr. Chambers presented the petition of William Allaband and others, praying the repeal of the law restraining swine from going at large within certain limits of Kent county; also, the petition of Stephen Postles and others, remonstrating against the repeal of the aforesaid law, which,

On his motion,

Were read and referred to a committee of three, with leave to report by bill or otherwise.

Whereupon,

Messrs. Chambers, Gooding and Day, were appointed said committee.

On motion of Mr. Saulsbury,

The "Joint resolution in relation to extending the State's credit to internal improvements" was taken up for consideration and read, and

On motion of Mr. Delaplaine,

Was postponed for further consideration.

On his motion also,

The "Joint resolution directing the State Treasurer to pay to William T. Jeandell and Francis Vincent two hundred dollars, being the amount of a fine heretofore paid by them to the State," was taken up for consideration and read.

Whereupon,

Mr. Hayes moved,

That the further consideration of the resolution be postponed until tomorrow.

Which motion

Prevailed.

Mr. Gooding, from the committee on enrolment, reported the bill entitled "An act to create an additional school district in Sussex county" as duly and correctly enrolled, and presented the same to the Speaker for his signature.

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

The bill entitled "An act to confirm the title of Nancy Purnell, formerly Nancy Sirman, to certain real estate therein mentioned." Also,

The bill entitled "A supplement to the act entitled 'An act to divorce Robert Layton and Genette, his wife, late Genette Long, from the bonds of matrimony,'" passed at Dover, on the 28th day of January, A. D. 1851.

And he withdrew.

Mr. Hayes presented the petition of Matthew Hazel and others, praying the passage of a law to separate prongs Nos. 1 and 2 from the main ditch of the Jamison Ditch Company, which,

On his motion,

Was read and referred to a committee of three, with leave to report by bill or otherwise.

Whereupon,

Messrs. Hayes, Delaplaine and Short, were appointed said committee.

Mr. Morgan presented the petition of Philip W. M. Cannon and others, praying the passage of a law authorizing the erection of a bridge in Sussex county, which,

On his motion,

Was read and referred to a committee of three, with leave to report by bill or otherwise.

Whereupon,

Messrs. Morgan, Collins and Biddle, were appointed said committee.

On motion of Mr. James F. Burton,

The bill entitled "A supplement to the act to incorporate the Wilmington Coal Gas Company," was taken up for consideration.

Whereupon,

Mr. James. F. Burton offered the following amendment, which,

On his motion,

Was read and

Adopted,

As follows, to wit:—

Amend the bill in the first line of the first section by striking out the words "declared and," and

On motion of Mr. James F. Burton,

The further consideration of the bill was postponed until to-morrow.

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

"An act to establish the Mount Salem Cemetery," and

"An act to authorize Burton Prettyman to make a certain public road in Kent county and for other purposes."

And he withdrew.

On motion of Mr. Hayes,

The bills from the Senate were read.

Mr. Valentine presented the memorial of Zenas B. Glazier, praying for the passage of an act to authorize him to raise ninety thousand dollars by lottery, which,

On his motion,

Was read.

Mr. Valentine then moved,

To refer the memorial to a committee of three, with leave to report by bill or otherwise,

And the House being divided,

The yeas and nays were called for, which being taken, were as follows, to wit:—

Yeas.—Messrs. Biddle, Benjamin Burton, James F. Burton, Hayes, Morgan, Scotten, Valentine and Mr. Speaker—8.

Nays.—Messrs. Beaston, Chambers, Collins, Day, Delaplaine, Dixon, Martin, Reynolds, Saulsbury, Short and Thompson—11.

So the motion was

Lost.

Mr. Short presented the petition of George R. Fisher and others, praying the passage of an act to authorize the making of a drawbridge over a canal in Cedar Creek hundred, Sussex county, which,

On his motion,

Was read and referred to a committee of three, with leave to report by bill or otherwise.

Whereupon,

Messrs. Short, Thompson and Reynolds were appointed said committee.

Mr. Valentine presented the petition of Wm. Hemphill Jones and others, praying the passage an act to equalize taxation, which,

On his motion,

Was referred to the committee already raised on the subject.

Mr. Morgan, on behalf of the committee to whom was referred the petition of John H. Matthews and others, asked, and

On motion of Mr. Short,

Obtained further time in which to report.

Mr. Short presented the petition of N. L. Davis and others, praying the passage of a law to authorize the stopping of a ditch cut by the Slaughter Neck Marsh Company, which,

On his motion,

Was referred to the committee already raised on the subject.

On motion of Mr. Saulsbury,

The vote upon the motion of Mr. Valentine to refer the memorial of Z. B. Glazier to a committee of three with leave to report by bill or otherwise,

Was *Reconsidered.*

And the question recurring upon the motion to refer,

The motion *Prevailed.*

Whereupon,

Messrs. Valentine, B. Burton and Thompson were appointed said committee.

Mr. Valentine gave notice that on to-morrow or some future day, he would ask leave to introduce a bill entitled "An act to confirm an ordinance of the city of Wilmington vacating part of Madison Street."

On motion,

The House adjourned until 10 o'clock to-morrow morning.

WEDNESDAY, 10 o'clock, A. M., January 26, 1853.

The House met pursuant to adjournment.

Prayer by the Rev. Thomas B. Bradford.

Mr. Benjamin Burton presented the petition of Edward' Wootten and eighty other citizens of Sussex county, praying the passage of a law chartering a rail road to pass through the counties of Kent and Sussex into the State of Maryland, which,

On his motion,

Was read and referred to a committee of three, with leave to report by bill or otherwise.

Whereupon,

Messrs. Benj. Burton, Collins and Biddle were appointed said committee.

On motion of Mr. Beaston,

The bill entitled "An act to incorporate the Union Lodge number five of the Order of Ancient York Masons in the State of Delaware," was read a second time by its title.

On motion of Mr. Valentine,

The bill entitled "An act for the relief of James Charles and Susanna America, children of Moses America," was read a third time by paragraphs. And the question being upon the final passage of the bill,

The House being divided,

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

Yeas.—Messrs. Beaston, Biddle, Benjamin Burton, James F. Burton, Collins, Day, Delaplaine, Dixon, Gooding, Hayes, Martin, Morgan, Reynolds, Saulsbury, Scotten, Short, Thompson and Valentine.—18.

Nays.—Messrs. Chambers and Mr. Speaker.—2.

So the bill

Passed the House.

Ordered that the Senate be informed thereof.

Mr. Delaplaine presented the petition of Wm. Bell and other citizens of Newport, praying the passage of an act to incorporate the village of Newport, in New Castle county, which,

On his motion,

Was read and referred to a committee of three, with leave to report by bill or otherwise.

Whereupon,

Messrs. Delaplaine, Chambers and Day, were appointed said committee.

Mr. Delaplaine presented the petition of the managers of the Farmers' Mutual Fire Insurance Company of Mill Creek hundred, praying the passage of a law making certain alterations in their charter, which,

On his motion,

Was read and referred to a committee of three, with leave to report by bill or otherwise.

Whereupon,

Messrs. Delaplaine, Saulsbury and Morgan, were appointed said committee.

Mr. Valentine presented the petition of George W. Chaytor and others, praying the passage of a law to equalize taxation, which,

On his motion,

Was read and referred to the committee already charged with the subject.

On motion of Mr. Chambers,

The bill entitled "A further supplement to the act entitled 'An act for the valuation of real and personal property within this State'" was taken up for consideration and referred to the committee already charged with the same subject.

On motion of Mr. Valentine,

The bill entitled "A supplement to the 'Act to incorporate the Wilmington Coal Gas Company,'" was read a third time, by paragraphs, and

Passed the House.

Ordered to the Senate for concurrence.

Mr. Hayes, chairman of the committee to whom was referred the petition of J. L. Hevein and others, reported a bill entitled "An act for the relief of a certain non-resident, named John Bell, which,

On his motion,

Was read.

Mr. Beaston presented the petitions of Francis D. Wait and 30 others, praying the passage of an act prohibiting the traffic in intoxicating liquors, which,

On his motion,

Was read and referred to the committee already charged with the subject.

Mr. Valentine presented the petition of Jonathan Groves and thirty others, praying the passage of an act prohibiting the traffic in intoxicating liquors, which,

On his motion,

Was referred to the committee previously raised on the same subject.

Mr. Delaplaine presented the petition of Mary Fredd, praying the passage of an act to divorce her from her husband Isaac Fredd, which,

On his motion,

Was read and referred to a committee of three with leave to report by bill or otherwise.

Whereupon,

Messrs. Delaplaine, Hayes and Short were appointed said committee.

On motion of Mr. Hayes,

The joint "Resolution of the Bank of Milford," was taken up for consideration and read.

Whereupon,

Mr. Saulsbury moved,

That the consideration of the resolution be postponed until Monday next.

Which motion was

Lost.

Mr. Hayes then moved,

That the House non-concur in the resolution,

And the House being divided,

The yeas and nays were called for which being taken, were as follows,
to wit :—

Yeas.—Messrs. Beaston, Benjamin Burton, Chambers, Collins, Day, Delaplaine, Gooding, Hayes, Morgan, Scotten, Short, Thompson, Valentine and Mr. Speaker—14.

Nays.—Messrs. Biddle, James F. Burton, Dixon, Martin, Reynolds and Saulsbury—6.

So the House non-concurred in the resolution.

Ordered, That the Senate be informed thereof.

On motion of Mr. Benjamin Burton,

The bill from the Senate entitled "An act for the benefit of Caleb Sirman and Benjamin Fooks," was read a third time, by paragraphs, and

Passed the House.

Ordered that the Senate be informed thereof.

On motion of Mr. Gooding,

The bill entitled "A further additional supplement to the act entitled 'An act to extend the time for recording deeds'" was read a third time by paragraphs and

Passed the House.

Ordered that the Senate be informed thereof.

Mr. Benjamin Burton presented the petition of Eli Walls and others, remonstrating against the passage of an act granting the petition of Thomas B. Sipple and James S. Chace, which,

On his motion,

Was referred to the committee on the petition of Thomas B. Sipple and James S. Chace.

Mr. Reynolds presented the petition of William Smith and others, praying for the passage of an act to incorporate the Bank of Newark, in the State of Delaware, which,

On his motion,

Was read and referred to a committee of three, with leave to report by bill or otherwise.

Whereupon,

Messrs. Reynolds, Benjamin Burton and Thompson were appointed said committee.

Mr. Morgan presented the petition of James W. Morgan and others, praying the passage of an act for the taxation of dogs, which,

On his motion,

Was read and referred to a committee of three, with leave to report by bill or otherwise.

Whereupon,

Messrs. Morgan, Scotten and Gooding, were appointed said committee.

Mr. Benjamin Burton presented the petition of J. D. Rodney and ninety others; also, the petition of John H. Burton and ninety-seven others; also, the petition of Levin M. Corman and thirty-one others; also, the petition of Garrison McCabe, sen., and thirty others; also the petition of Peter R. Waples, and twenty-nine others, all citizens of Sussex county, praying the passage of a law chartering a rail road to pass through the counties of Kent and Sussex, into the State of Maryland, which,

On his motion,

Were referred to the committee already raised on the same subject.

Mr. James F. Burton presented the petition of William Rickards and eighty-one others; also the petition of L. Davidson and twenty-six others, all citizens of Sussex county, praying the passage of a law to further encourage the destruction of crows, which,

On his motion,

Were read and referred to a committee of three, with leave to report by bill or otherwise.

Whereupon,

Messrs. James F. Burton, Chambers and Beaston, were appointed said committee.

On motion,

The House adjourned until 3 o'clock this afternoon.

Same Day, 3 o'clock, P. M.

The House met pursuant to adjournment.

Mr. Biddle, from the committee to whom was referred the petition of Mary Ann Ford, reported a bill entitled "An act to divorce Edward L. Ford and Mary Ann Ford, his wife, late Mary Ann Henry, from the bonds of matrimony," which,

On his motion,
Was read.

On motion of Mr. Benjamin Burton,

The bill entitled "An act to enable Thomas Phillips and Joseph Phillips to locate certain vacant land, situated in Dagsborough hundred, in Sussex county, and to complete their title to the same," was read a second time by its title.

Mr. Valentine, in pursuance of notice previously given, asked, and

On motion of Mr. Reynolds,

Obtained leave to introduce a bill entitled "An act to confirm an ordinance of the city of Wilmington, vacating part of Madison street," which,

On his motion,
Was read.

Mr. Huffington, Clerk of the Senate, being admitted, presented the following bills, which had passed the Senate, and in which the concurrence of the House was requested, viz:—

"An act for the suppression of nuisances;" and

"An act to incorporate the Milford Steamboat Company."

He also informed the House that the Senate had concurred in the following bills, viz:—

"An act to prevent swine running at large within certain sections of Kent county." Also,

"An act to incorporate Kirkwood Division, No. 27, of the Sons of Temperance, located in New Castle, Delaware."

And he withdrew.

On motion of Mr. Hayes,
The bills from the Senate were read.

Mr. Valentine moved,

That the joint resolution directing the State Treasurer to pay to William T. Jeandell and Francis Vincent, two hundred dollars, being the amount of a fine heretofore paid by them to the State," be adopted.

And the House being divided,

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

Yeas.—Messrs. Beaston, Biddle, James F. Burton, Delaplaine, Dixon, Gooding, Hayes, Martin, Morgan, Reynolds, Saulsbury, Scotten, Short, Thompson and Valentine—15.

Nays.—Messrs. Carlisle, Chambers, Collins, Day, and Mr. Speaker—5.

So the joint resolution was

Adopted.

Ordered, that the Senate be informed thereof.

Mr. Beaston offered a joint resolution in relation to the Pea Patch Island, which,

On his motion,

Was read as follows, to wit:—

Whereas, by an act of the General Assembly of the State of Delaware, passed on the 27th day of May, 1813, all the right, title and claim, which this State had to the jurisdiction and soil of the island in the Delaware, commonly called "The Pea Patch" was ceded to the United States of America, for the purpose of erecting forts, batteries and fortifications for the protection of the river Delaware, "upon the condition nevertheless, that the said forts, batteries and fortifications, should be erected and kept up at the expense of the United States: And whereas, more than twenty years have elapsed since the fort first built on said island was burnt down and destroyed, and no fort hath been since erected and kept up at the expense of the United States on the said island, although they still retain the possession thereof: And whereas, by reason of the premises, the whole country on both sides of the river, including the cities of Philadelphia and Wilmington and many towns, railroads, canals and tributary streams, as well as the river aforesaid, have remained during all that period, and still remain without any sufficient protection in the event of a war with any foreign power: now therefore,

Be it resolved by the Senate and House of Representatives of the State of Delaware in General Assembly met, That our Senators and Representative in Congress be, and they are hereby requested to urge upon Congress the passage of an adequate appropriation to rebuild the said fort and comply with the condition of the grant under which the United States hold their title to and possession of said island.

And be it further resolved by the authority aforesaid, That in the event of the refusal or omission of Congress to make such appropriation, they ask in the name of the State of Delaware for a re-trocession to her of the said island.

Resolved further by the authority aforesaid, That in the event of

the refusal or omission of Congress to make such appropriation or to retroceed the island before the termination of the first session of the next Congress, the Governor of the State is hereby authorized and requested to appoint an agent with power and authority in behalf of this State, to make an entry on the said island for condition broken, and that the Governor be and he is further authorized and empowered after entry made, to employ counsel in behalf of this State to institute and carry on to their final conclusion all proper proceedings at law for the recovery of said island.

And be it further resolved by the authority aforesaid, That a duly certified copy of these resolutions be forthwith transmitted to our Senators and Representative in Congress to be by them laid before their respective Houses.

On motion of Mr. Saulsbury,

The resolutions were postponed until Tuesday next.

Mr. Short, chairman of the committee to whom was referred the petition of George R. Fisher and others, reported a bill entitled "An act to erect and keep in good repair a drawbridge over a canal in Cedar Creek hundred in Sussex county," which,

On his motion,

Was read.

Mr. Delaplaine, on behalf of the committee to whom was referred the petition of J. G. Hendrickson and others, asked, and

On motion of Mr. James F. Burton,

Obtained further time in which to report.

Mr. Gooding presented the bill of Thomas Hawkins against the State of Delaware for fifty dollars, for services rendered, under the requisition of the Governor, in recovering a fugitive from justice, which,

On his motion,

Was read and referred to the committee on claims.

On motion of Mr. Delaplaine,

The bill entitled "An act for the distribution of the Revised Statutes of the State of Delaware," was read a third time, by paragraphs, and

Passed the House.

Ordered to the Senate for concurrence.

Mr. Morgan, from the committee on enrolment, reported as duly and correctly enrolled, the bill entitled "A supplement to the act entitled 'An act to divorce Robert Layton and Genette, his wife, late Genette Long, from the bonds of matrimony,'" passed at Dover, on the 28th day of January, A. D., 1851, and presented the same to the Speaker for his signature.

On motion of Mr. Morgan,

The bill entitled "An act to authorize Burton Prettyman to make a certain public road in Kent county and for other purposes," was read a second time.

Whereupon,

Mr. Saulsbury offered the following amendment, which,

On his motion,

Was read as follows, to wit:—

Amend the bill by striking out the word "and" immediately after the word "and" in the seventh line of the first section of the bill. Amend further by striking out the word "is" and inserting the word "are" in the eighth line of the same section; and,

On his motion,

The further consideration of the bill and amendment was postponed.

On motion of Mr. Chambers,

The bill entitled "An act to incorporate Magnolia Lodge, No. 13, of the Independent Order of Odd Fellows in Kent county, Delaware," was read a second time.

Mr. Reynolds presented the petition of Stephen Townsend and others, praying the repeal of the law requiring marriage licenses, which,

On his motion,

Was read and referred to the committee already raised on the same subject.

Mr. Beaston presented the petition of Charles Tatman and others, praying the enactment of a law to charter a bank, to be located at Cantwell's Bridge, Delaware, which,

On his motion,

Was read and referred to a committee of three, with leave to report by bill or otherwise.

Whereupon,

Messrs. Beaston, Chambers and James F. Burton, were appointed said committee.

Mr. Saulsbury presented the petition of Daniel George and ninety-two other citizens of Kent county, praying the passage of an act chartering a rail road to extend through the counties of Kent and Sussex into Maryland, which,

On his motion,

Were read and referred to the committee already raised on the same subject.

Mr. Gooding, from the committee on enrolment, reported as duly and correctly enrolled, the bill entitled "An act to confirm the title of Nancy Purnell, formerly Nancy Sirman, to certain real estate therein mentioned," and presented the same to the Speaker for his signature.

Mr. Reynolds presented the petition of John Marshall and one hundred others, praying the passage of an act to create an additional school district in New Castle county, which,

On his motion,

Was read and referred to a committee of three, with leave to report by bill or otherwise.

Whereupon,

Messrs. Reynolds, Carlisle and Martin, were appointed said committee.

Mr. Collins presented the petition of John W. Thomas and others, praying for the passage of an act prohibiting the traffic in intoxicating liquors, which,

On his motion,

Was read and referred to the committee already charged with the same subject.

Mr. Beaston, from the committee to whom was referred the petition of William Cleaver, jun., reported a bill entitled "An act vesting in William Cleaver, junior, the title of this State in and to Reedy Island," which,

On his motion,

Was read.

Mr. Morgan, chairman of the committee to whom was referred the petition of John H. Matthews and others, reported, that the committee deemed it inexpedient to grant the prayer of the petitioners.

Mr. Valentine, from the committee to whom was referred the petition of Zenas B. Glazier, reported a bill entitled "An act to promote public education and internal improvements in the State of Delaware," which,

On his motion,

Was read.

On motion of Mr. Valentine,

The bill entitled "An act for the benefit of Sarah Grinage," was taken up for consideration.

Whereupon,

Mr. Valentine moved,

That the House recede from their amendment to the Senate amendment of said bill,

And the House being divided,
The yeas and nays were called for which being taken, were as follows,
to wit :—

Yeas.—Messrs. Beaston, Biddle, Benjamin Burton, James F. Burton,
Day, Delaplaine, Dixon, Gooding, Hayes, Martin, Reynolds, Saulsbury,
Scotten, Short, Thompson and Valentine—16.

Nays.—Messrs. Carlisle, Chambers, Collins, Morgan and Mr. Speak-
er—5.

So the House receded from their amendment.

Whereupon,

On motion of Mr. Chambers,
The bill was laid on the table until to-morrow morning.

Mr. Beaston presented the petition of H. B. Tatman and forty-five
others, women of New Castle county, praying the passage of a law pro-
hibiting the traffic in intoxicating liquors, which,

On his motion,
Was read and referred to the committee already charged with the same
subject.

On motion of Mr. Chambers,
The bill entitled "An act to restrain persons from suffering swine to
go at large within certain limits in Murderkill hundred," was read a
second time.

Mr. Carlisle, on behalf of the committee appointed on the petition of
Nathaniel Luff and others, asked, and

On motion of Mr. Benjamin Burton,
Obtained further time in which to report.

Mr. Beaston presented the petition of Mary H. Ingram and other wo-
men of Appoquinimink hundred, New Castle county, praying the enact-
ment of such salutary statutes as will restrain the evils flowing from the
traffic in intoxicating liquors, which,

On his motion,
Was read and referred to the committee already charged with the same
subject.

Mr. Valentine, on behalf of the committee appointed on the petition of
John Wales and others, asked, and

On motion of Mr. Reynolds,
Obtained further time in which to report.

Mr. Morgan moved,

That the House adjourn until to-morrow morning, at 10 o'clock.

Which motion was

Lost.

On motion of Mr. Benjamin Burton,

The bill entitled "An act to establish a certain road in the county of Sussex, and for other purposes," was read a second time.

On motion,

The House adjourned until 10 o'clock to-morrow morning.

THURSDAY, 10 o'clock, A. M., January 27, 1853.

The House met pursuant to adjournment.

Prayer by the Rev. John T. Hazzard.

On motion of Mr. Saulsbury,

The bill entitled "An act for the benefit of Sarah Grinage," was taken up for consideration.

Whereupon,

Mr. Saulsbury moved,

That the House reconsider the vote of yesterday, receding from their amendment to the Senate amendment to the said bill.

Which motion

Prevailed.

Mr. Saulsbury then moved,

That a committee of conference, to consist of three members be appointed, to act with a like committee on the part of the Senate, in reference to the aforesaid bill.

Which motion

Prevailed.

Whereupon,

Messrs. Saulsbury, Valentine and James F. Burton, were appointed said committee.

Ordered that the Senate be informed thereof.

Mr. Huffington, Clerk of the Senate being admitted, returned sundry enrolled bills, which had received the signature of the Speaker of the Senate.

He also presented the following bills, which had received the signature of the Speaker of the Senate, and requested the signature of the Speaker of the House thereto, viz :—

“ An act proposing an amendment to the Constitution of this State.”

“ An act for the benefit of Caleb Sirman and Benjamin Fooks;” and

“ A further additional supplement to the act entitled ‘ An act to extend the time for recording of deeds.’ ”

And he withdrew.

Mr. James F. Burton presented the petition of Nathaniel W. Burton and others, remonstrating against the creation of an additional school district in Sussex county, which,

On his motion,

Was read.

Mr. Benjamin Burton presented the petition of David Burton and others, remonstrating against the division of school district No. 23, of Sussex county, which,

On his motion,

Was read.

Mr. Reynolds, from the committee to whom was referred the petition of William Smith and others, reported a bill entitled “ An act to incorporate a bank in the village of Newark, under the name of the Bank of Newark,” which,

On his motion,

Was read.

Mr. Valentine presented the petition of William Bell and ninety-three others, praying the passage of a law to equalize the assessment on all kinds of property, which,

On his motion,

Was read and referred to the committee already charged with the same subject.

Mr. Delaplaine from the committee to whom was referred the petition of the managers of the Farmers' Mutual Fire Insurance Company of Mill Creek hundred, reported a bill entitled “ An act to amend the title of the Farmers' Mutual Insurance Company of Mill Creek hundred, and for other purposes,” which,

On his motion,

Was read.

Mr. Benjamin Burton presented the petition of John W. Derrickson and others ; also, the petition of Trustin P. McColley and forty-two others, praying for the passage of a law chartering a railroad to pass through Kent and Sussex counties into the State of Maryland, which,

On his motion,

Were referred to the committee already raised on the subject.

Mr. Collins presented the petition of A. Poulson and seventy-five others; also, the petition of Eliza M. Jerman and forty-one other ladies, all citizens of Kent county, praying the passage of a law prohibiting the traffic in intoxicating liquors, which,

On his motion,

Were referred to the committee already charged with the same subject.

On motion of Mr. Short,

The bill entitled "An act to incorporate the Milford Steamboat Company," was read a second time by its title.

Mr. Huffington, Clerk of the Senate, being admitted, informed the House that the Senate had appointed Messrs. du Pont and Sorden a committee of conference on the part of the Senate, in relation to the disagreement of the House concerning the amendment of the Senate to the bill entitled "An act for the benefit of Sarah Grinage."

Also, that the Senate had passed and requested the concurrence of the House in a bill entitled "An act to divorce Eli Donovan and Margaret Donovan, late Margaret Coffin, from the bonds of matrimony."

And he withdrew.

On motion of Mr. James F. Burton,

The communication from the Senate was read.

Mr. Carlisle, from the committee on enrolment, reported as duly and correctly enrolled, the following bills, viz:—

"An act to incorporate Kirkwood Division, No. 27, of the Sons of Temperance, located in New Castle, Delaware." Also,

"An act to amend the act for the benefit of public schools, in Wilmington;" and presented the same to the Speaker for his signature.

On motion of Mr. Short,

The bill entitled "An act to erect and keep in good repair a draw-bridge over a canal in Cedar Creek hundred, in Sussex county," was read a second time by its title.

Mr. Valentine presented the petition of William Silver and one hundred and twenty others, praying the passage of a law prohibiting the traffic in intoxicating drinks, which,

On his motion,

Was referred to the committee already charged with the subject.

On motion of Mr. Beaston,

The bill entitled "An act to incorporate the Union Lodge, number five

of the Order of Ancient York Masons in the State of Delaware," was read a third time by paragraphs,

And the question being upon the final passage of the bill,

The House being divided,

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

Yeas.—Messrs. Beaston, Biddle, Benjamin Burton, James F. Burton, Carlisle, Chambers, Collins, Day, Delaplaine, Dixon, Gooding, Hayes, Martin, Reynolds, Saulsbury, Scotten, Short, Thompson, Valentine and Mr. Speaker.—20.

Nays.—None.

So the bill

Passed the House.

Ordered to the Senate for concurrence.

On motion of Mr. James F. Burton,

The bill entitled "An act to amend section 12 of chapter 24, of the Revised Statutes of the State of Delaware," was read a second time.

On motion of Mr. Benjamin Burton,

The bill entitled "An act to enable Thomas Phillips and Joseph Phillips to locate certain vacant land, situated in Dagsborough hundred, in Sussex county, and to complete their title to the same," was read a third time by paragraphs, and

Passed the House.

Ordered to the Senate for concurrence.

On motion of Mr. Biddle,

The bill entitled "An act to divorce Edward L. Ford and Mary Ann Ford, his wife, late Mary Ann Henry, from the bonds of matrimony," was read a second time.

Mr. Short, on behalf of the committee to whom was referred the petition of Thomas Draper and others, reported adversely to the prayer of the petitioners.

Mr. Martin presented the petition of David A. Vent and other citizens of Milton, Sussex county, praying the passage of an act prohibiting horses and mules running at large within said town, which,

On his motion,

Was read and referred to a committee of three, with leave to report by bill or otherwise.

Whereupon,

Messrs. Martin, Collins and Reynolds, were appointed said committee.

On motion of Mr. Valentine,

The bill entitled "An act to establish the Mount Salem Cemetery," was read a second time by its title.

On motion,

The House adjourned until this afternoon at 3 o'clock.

Same Day, 3 o'clock, P. M.

The House met pursuant to adjournment.

Mr. Carlisle, from the committee on the petition of Peter Bonwill and others, reported a bill entitled "An act to restrain persons from suffering swine to go at large within certain limits in Murderkill hundred," which,

On his motion,

Was read.

Mr. Beaston, from the committee to whom was referred the petition of Charles Tatman and others, reported a bill entitled "An act to incorporate a bank in Cantwell's Bridge, under the name of 'The New Castle County Bank,'" which,

On his motion,

Was read.

Mr. Valentine presented the account of Porter & Eckel against the State of Delaware, for \$80 50, for printing, which,

On his motion,

Was read and referred to the committee on claims.

On motion of Mr. Saulsbury,

The bill entitled "An act for the suppression of nuisances," was read a second time by its title.

Whereupon,

Mr. Saulsbury offered the following amendment, which,

On his motion,

Was read as follows, viz:—

Amend the bill as follows: Strike out the word "That" immediately after the enacting clause. Amend the bill further by adding to the bill the following: "*Provided*, that nothing herein shall be construed to pre-

vent any persons from travelling with any such stoned horse, or ass, through any city, town or village in this State, without stopping therein except at any public house kept in such city, town or village, for the entertainment of travellers."

On motion of Mr. Beaston,

The bill entitled "An act vesting in Wm. Cleaver, Jr. the title of this State in and to Reedy Island," was read a second time by its title.

Whereupon,

Mr. Beaston offered the following amendment, which

On his motion,

Was read as follows, to wit:—

Amend the bill by adding the following as a part of the fifth section:—
"And if at any time hereafter it shall be deemed proper and expedient by the State of Delaware to take and occupy the whole or any part of the land hereby granted for public purposes, or to cede the same to the United States for such purposes, the right is hereby expressly reserved so to do upon making just compensation therefor, to be fixed and determined in the mode which may be by law provided."

Amend further by adding as section six, the following:

"Section 6. *And be it further enacted*, That unless the said William Cleaver, Jr. his heirs or assigns or some of them shall reclaim the said land and make improvements thereon within the term of five years from the passage hereof, then this act and every thing herein contained shall cease to have any operation, and the title to the said land shall revert to and become vested in the State of Delaware in the same manner as if this act had not been passed."

On motion of Mr. Hayes,

The bill entitled "An act for the relief of a certain non-resident named John Bell," was read a second time by its title.

Mr. Huffington, Clerk of the Senate, being admitted, informed the House that the Senate had passed and requested the concurrence of the House in a "Joint resolution authorizing James L. Miles, Treasurer of Delaware College, to take charge of Minerals belonging to this State, and deposit the same in Delaware College." Also,

That the Senate had concurred in the "Joint resolution directing the State Treasurer to pay to Wm. T. Jeandell and Francis Vincent two hundred dollars, being the amount of a fine heretofore paid by them to the State," with an amendment thereto.

And he withdrew.

On motion of Mr. Hayes,

The communications from the Senate were read as follows, to wit:—

“Resolved by the Senate and House of Representatives of the State of Delaware in General Assembly met, That James L. Miles, Treasurer of the Delaware College, be and he hereby authorized and directed to cause all the minerals, shells and geological specimens now in the room of the capital building used as a State Library room, to be packed in a box or boxes and to have the same conveyed to Delaware College, there to be deposited and kept until called for by authority of the Legislature of this State.”

“IN SENATE, January 27, 1853.

Amend the preamble by striking out of the tenth line the word “another” and insert in the lieu thereof the words “William McCaulley,”

Extract from the Journal,

WM. HUFFINGTON, *Clerk.*

For concurrence.”

On motion of Mr. Chambers,

The bill entitled “An act to incorporate Magnolia Lodge, No. 13, of the Independent Order of Odd Fellows in Kent county, Delaware,” was read a third time by paragraphs,

And the question being upon the final passage of the bill,

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

Yeas.—Messrs. Beaston, Biddle, Benjamin Burton, James F. Burton, Carlisle, Chambers, Collins, Day, Delaplaine, Dixon, Gooding, Hayes, Martin, Reynolds, Saulsbury, Scotten, Thompson, Valentine and Mr. Speaker.—19.

Nays.—None.

So the bill

Passed the House.

Ordered to the Senate for concurrence.

On motion of Mr. Chambers,

The bill entitled “An act to restrain persons from suffering swine to go at large within certain limits in Murderkill hundred,” was read a third time, by paragraphs, and

Passed the House.

Ordered to the Senate for concurrence.

Mr. Delaplaine, from the committee appointed to examine the accounts the State Treasurer, presented a report, which,

On his motion,

Was read as follows, to wit:—

The committee appointed by the House of Representatives, to act jointly with the committee on the part of the Senate, to examine the accounts of the State Treasurer and Trustee of the School Fund, and make settlement with that officer, make the following report:—

On the 13th day of January, 1853, the State Treasurer settled with the Auditor of Accounts, at which time there was due from him to the State, the sum of \$6,602 15

On the same day aforesaid, the Treasurer, as Trustee of the School Fund, settled with the auditor aforesaid, at which time there was due from him to the school fund, the sum of	12,479 02
Due to New Castle county,	125 11
“ Kent “	311 11
“ Sussex, “	1,381 41
Making the sum of	\$20,898 80

The committee examined the accounts and vouchers for the above statement, and found the same correct, and that they found the said sum of twenty thousand eight hundred and ninety-eight dollars and eighty cents, deposited in the Farmers' Bank, to the credit of the State Treasurer and Trustee of the School Fund aforesaid.

JAMES DELAPLAINE, BENJAMIN BURTON, JOHN G. CHAMBERS,	}	Committee.
--	---	------------

Mr. Benjamin Burton moved,

That the House non-concur in the amendment of the Senate to the “Joint resolution directing the State Treasurer to pay to William T. Jeandell and Francis Vincent two hundred dollars, being the amount of a fine heretofore paid by them to the State.”

And the House being divided,

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

Yeas.—Messrs. Beaston, Benjamin Burton, Carlisle, Chambers, Collins, Day, Hayes, Reynolds, Scotten, Valentine and Mr. Speaker—11.

Nays.—Messrs. Biddle, James F. Burton, Delaplaine, Dixon, Gooding, Martin, Saulsbury and Thompson—8.

So the House non-concurred in the amendment.

Ordered, that the Senate be informed thereof.

On motion,

The House adjourned until 10 o'clock to-morrow morning.