

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

Mr. Smith, of the Senate, voted for Edward D. Hearn.

Mr. Sparks, of the Senate, voted for Louis Heisler Ball.

Mr. Sterling, of the Senate, voted for Louis Heisler Ball.

Mr. President pro tempore, of the Senate, voted for Louis Heisler Ball.

Mr. Allen, of the House, voted for Edward D. Hearn.

Mr. Aspril, of the House, voted for Louis Heisler Ball.

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

Mr. Bancroft, of the House, voted for Louis Heisler Ball.

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

Mr. Buckmaster, of the House, voted for Edward D. Hearn.

Mr. Connelly, of the House, voted for Edward D. Hearn.

Mr. Cook, of the House, voted for Edward D. Hearn.

Mr. Derrickson, of the House, voted for Louis Heisler Ball.

Mr. Eastburn, of the House, voted for Louis Heisler Ball.

Mr. Flinn, of the House, voted for Louis Heisler Ball.

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

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

Mr. Gooden, of the House, voted for Edward D. Hearn.

Mr. Hart, of the House, voted for Edward D. Hearn.

Mr. Holcomb, of the House, voted for Edward D. Hearn.

Mr. Hughes, of the House, voted for Edward D. Hearn.

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

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

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

Mr. Lowe, of the House, voted for Edward D. Hearn.

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

Mr. Monaghan, of the House, voted for Edward D. Hearn.

Mr. Morrison, of the House, voted for Edward D. Hearn.

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

Mr. Paradee, of the House, voted for Edward D. Hearn.

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

Mr. Price, of the House, voted for Anthony Higgins.

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

Mr. Rose, of the House, voted for Edward D. Hearn.

Mr. Thompson, of the House, voted for Edward D. Hearn.

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

Mr. Tyre, of the House, voted for Anthony Higgins.

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

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

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

For John Edward Addicks, twenty votes.

For Edward D. Hearn, twenty votes.

For Louis Heisler Ball, eight votes.

For Anthony Higgins, two votes.

Total, fifty votes.

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

Mr. Harrington, of the Senate, moved that they proceed to vote for United States Senator for the term ending March 4th, 1905,

Which motion

Prevailed.

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

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

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

Mr. Clements, of the Senate, voted for J. Harvey Whiteman.

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

Mr. Harrington, of the Senate, voted for J. Harvey Whiteman.

Mr. Jefferson, of the Senate, voted for J. Harvey Whiteman.

Mr. Latta, of the Senate, voted for J. Harvey Whiteman.

Mr. McNulty, of the Senate, voted for J. Harvey Whiteman.

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

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

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

Mr. Smith, of the Senate, voted for J. Harvey Whiteman.

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

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

Mr. President pro tempore, of the Senate, voted for Henry A. DuPont.

Mr. Allen, of the House, voted for J. Harvey Whiteman.

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

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

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

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

Mr. Buckmaster, of the House, voted for J. Harvey Whiteman.

Mr. Conenly, of the House, voted for J. Harvey Whiteman.

Mr. Cook, of the House, voted for J. Harvey Whiteman.

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

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

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

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

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

Mr. Gooden, of the House, voted for J. Harvey Whiteman.

Mr. Hart, of the House, voted for J. Harvey Whiteman.

Mr. Holcomb, of the House, voted for J. Harvey Whiteman.

Mr. Hughes, of the House, voted for J. Harvey Whiteman.

Mr. Jones, of the House, voted for William W. Lobdell.

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

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

Mr. Lowe, of the House, voted for J. Harvey Whiteman.

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

Mr. Monaghan, of the House, voted for J. Harvey Whiteman.

Mr. Morrison, of the House, voted for J. Harvey Whiteman.

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

Mr. Paradee, of the House, voted for J. Harvey Whiteman.

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

Mr. Price, of the House, voted for Harry A. Richardson.

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

Mr. Rose, of the House, voted for J. Harvey Whiteman.

Mr. Thompson, of the House, voted for J. Harvey Whiteman.

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

Mr. Tyre, of the House, voted for Harry A. Richardson.

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

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

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

For John Edward Addicks, nineteen votes.

For J. Harvey Whiteman, twenty votes.

For Henry A. DuPont, eight votes.

For William H. Lobdell, one vote.

For Harry A. Richardson, two votes.

Total, fifty votes.

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

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

On motion of Mr. Townsend, the House took a recess until 2 o'clock, p. m.

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

House met at expiration of noon recess.

On motion of Mr. Monaghan, the bill, (House Bill No. 84), entitled:

An act in relation to rewards for the arrest of criminals,

Was taken up for consideration and, on his further motion, was read a third time, by paragraphs, in order to pass the House.

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

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

Yeas---Messrs. Allen, Austin, Bancroft, Bennett, Buckmaster, Connelly, Cook, Derrickson, Eastburn, Flinn, Frazier, Gehman, Gooden, Hart, Holcomb, Hughes, Jones, Lawson, Lingo, Lowe, Messick, Monaghan, Morrison, Newton, Paradee, Powell, Purnell, Rose, Thompson, Townsend, Tyre, Warren, Mr. Speaker---33.

Nays---None.

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

Passed the House.

Ordered to the Senate for concurrence.

On motion of Mr. Paradee, the bill, (House Bill No. 39), entitled:

An act to amend Chapter 192, Volume 20, Laws of Delaware, entitled, "An act for the protection of certain game," changing the time for hunting game,

Was taken up for consideration, and, on his further motion, was read a third time by paragraphs, in order to pass the House.

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

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

Yeas---Messrs. Connelly, Gehman, Lawson, Messick, Paradee, Warren---6.

Nays---Messrs. Allen, Austin, Bancroft, Bennett, Buckmaster, Cook, Derrickson, Eastburn, Flinn, Frazier, Gooden, Hart, Holcomb, Hughes, Jones, Lingo, Lowe, Monaghan, Morrison, Newton, Powell, Price, Purnell, Rose, Thompson, Townsend, Tyre, Mr. Speaker---28.

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

Was Lost.

On motion of Mr. Purnell, the bill, (House Bill No. 104), entitled:

An act to amend Chapter 54, Vol. 22, Laws of Delaware, entitled, "An act re-organizing the Levy Court of Sussex County and defining its powers and duties,"

Was taken up for consideration, and, on his further motion, was read a third time, by paragraphs, in order to pass the House.

Mr. Purnell moved that the bill be laid on the table until Wednesday,

Which motion

Prevailed.

On motion of Mr. Connelly, the bill, (House Bill No. 4), entitled:

An act providing for the submission to the voters of any county, hundred, municipality or other taxing district of this State of the question whether or not property then subject to taxation in such county, hundred, municipality or other taxing district shall thereafter be exempt from taxation,

Was taken up for consideration, and, on his further motion, was read a third time, by paragraphs, in order to pass the House.

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

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

Yeas---Messrs. Allen, Austin, Buckmaster, Connelly, Cook, Gehman, Gooden, Holcomb, Lowe, Messick, Monaghan, Morrison, Paradee, Powell, Price, Purnell, Rose, Thompson, Townsend, Warren, Mr. Speaker---21.

Nays---Messrs. Bancroft, Bennett, Derrickson, Eastburn, Flinn, Frazier, Hart, Hughes, Jones, Lawson, Lingo, Newton, Tyre---13.

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

Passed the House.

Ordered to the Senate for concurrence.

On motion of Mr. Paradee, the bill, (House Bill No. 59), entitled:

An act for the protection of muskrats,

Was taken up for consideration, and, on his further motion, was read a third time, by paragraphs, in order to pass the House.

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

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

Yeas---Messrs. Allen, Austin, Bancroft, Bennett, Buckmaster, Connelly, Cook, Derrickson, Eastburn, Flinn, Gehman, Gooden, Hart, Holcomb, Hughes, Jones, Lawson, Lingo, Lowe, Messick, Monaghan, Morrison, Paradee, Powell, Price, Purnell, Rose, Thompson, Townsend, Tyre, Warren, Mr. Speaker---32.

Nay---Mr. Frazier---1.

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

Passed the House.

Ordered to the Senate for concurrence.

On motion of Mr. Bancroft, the bill, (House Bill No. 120), entitled:

A supplement to an act, entitled, "An act respecting a free library and to increase the usefulness of the schools of Wilmington," passed April 26th, 1893, being Chap. 734, Vol. 19, Delaware Laws authorizing larger payments by the Mayor and Council of Wilmington toward the support of free libraries and reading rooms in the City of Wilmington,

Was taken up for consideration, and, on his further motion, was read a third time, by paragraphs, in order to pass the House.

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

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



Messrs. Allen, Austin, Bancroft, Bennett, Buckmaster, Connelly, Cook, Derrickson, Eastburn, Flinn, Gooden, Hart, Hughes, Jones, Lawson, Lingo, Lowe, Messick, Monaghan, Morrison, Newton, Paradee, Powell, Price, Purnell, Rose, Thompson, Townsend, Tyre, Warren, Mr. Speaker---31.

Nays—None.

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

Passed the House.

Ordered to the Senate for concurrence.

On motion of Mr. Townsend, the bill, (House Bill No. 107), entitled:

An act to appropriate money for the repayment to Sussex County of the sum paid to the State Treasurer by the County Treasurer of Sussex County from the funds arising under an act entitled, "An act to equalize taxation for State and county purposes", Chapter 381, Volume 20, Laws of Delaware, and the acts amendatory thereof,

Was taken up for consideration, and, on his further motion, was read a third time, by paragraphs, in order to pass the House.

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

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

Yeas—Messrs. Austin, Bancroft, Bennett, Buckmaster, Connelly, Cook, Derrickson, Eastburn, Flinn, Gehman, Gooden, Hart, Holcomb, Hughes, Jones, Lawson, Lingo, Lowe, Messick, Monaghan, Morrison, Newton, Paradee, Powell, Price, Purnell, Rose, Thompson, Townsend, Tyre, Warren, Mr. Speaker---32.

Nays---None.

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

Passed the House.

Ordered to the Senate for concurrence.

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

An act to change the boundaries of the Town of Newark, Delaware, and to establish new boundaries for said town.

Mr. Holcomb gave notice that on to-morrow or some future day he would ask leave to introduce sundry bills, entitled, as follows :

An act to amend Section 1, Chapter 38, Volume 21, Laws of Delaware, being an act in regard to the General Election.

An act to prevent information being given to the corruptors of elections concerning persons for whom any one has voted.

An act extending the lien and time for the collection of taxes for the year 1901 in the City of New Castle.

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

An act to supplement and amend Chapter 199, Volume 22, Laws of Delaware, entitled, "An act to reincorporate the Town of Lewes", by prohibiting the making of contracts by the Board of Commissioners of said town for materials, supplies, &c., with members of said board.

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

An act for the suppression of intemperance.

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

An act to authorize "The Council of Newark," Delaware, to regulate the sale of goods, wares and merchandise on the streets and sidewalks of the Town of Newark, Delaware.

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

An act to provide for the collection of taxes levied and assessed on real property and persons within the Town of Newark, Delaware.

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

An act to provide for the protection and preservation of the memorial monument at Cooch's Bridge, erected to mark the spot upon which the Stars and Stripes were first unfurled in battle.

Mr. Thompson gave notice that on to-morrow or some future day he would ask leave to introduce sundry bills, entitled, as follows:

An act to amend Chapter 199, Volume 22, Laws of Delaware, entitled, "An act to incorporate the Town of Lewes," by increasing the appropriation of the Levy Court for repairs of roads, streets, lanes, alleys, bridges and squares.

An act to amend Chapter 199, Volume 22, Laws of Delaware, entitled, "An act to reincorporate the Town of Lewes," by providing for vacancies in the Board of Commissioners of said town and increasing the powers of the Treasurer in the collection of taxes.

An act to authorize the Commissioners of Lewes to borrow additional money and to issue bonds to secure the payment thereof, for the extension and support of the water works, electric light plant and sewer system of the Town of Lewes.

Mr. Rose gave notice that on to-morrow or some future day he would ask leave to introduce sundry bills, entitled, as follows:

An act requiring telegraph, telephone and electric light and power companies in the City of Wilmington to place all overhead wires under ground.

An act in relation to the poisoning of dogs.

An act making Saturdays throughout the year from and after the first day in June, 1903, half holidays in Sussex County for banking and trust company purposes.

An act authorizing the Governor to appoint a Notary Public for New Castle County Workhouse.

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

An act providing for the publication of the assessment list of the assessors in all of the counties of this State.

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

An act taxing slot machines.

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

An act to authorize the Mayor and Council of Wilmington to appropriate money to maintain the Rescue Fire Company.

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

An act to amend Chapter 162, Volume 22, Laws of Delaware, entitled, "An act in relation to peddlers within the County of New Castle," and to exempt manufacturers and farmers from paying peddler's license.

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

An act authorizing pupils in School District, No. 115 in Kent County, to attend a school outside the district under certain conditions.

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

An act to amend Chapter 384, Volume 16, Laws of Delaware, entitled, "An act for the suppression of intemperance," by re-enacting Section 6 of said chapter and volume.

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

An act to authorize the Prothonotary of Kent County to remove Revised Codes of 1852 to the State Library.

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

An act authorizing the Prothonotary of New Castle County to make a certain judgment index.

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

An act to incorporate the New Castle Trust and Savings Fund Company.

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

An act for the erecting of a morgue and the creation of the office of superintendent of the morgue in and for New Castle County.

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

An act to amend Section 18 of the Charter of the City of Wilmington, as amended May 6th, 1893.

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

An act to amend the Constitution of the State of Delaware by increasing the representation for the City of Wilmington in the General Assembly.

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

An act to further extend the corporate limits of the southern and western limits of the City of Wilmington.

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

An act authorizing the Prothonotary of New Castle County to make a certain judgment index.

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

An act to enable property owners in the City of Wilmington where properties may be damaged by change of grade to obtain compensation therefor.

Mr. Hart moved that the House adjourn until 10.30 o'clock, a. m., to-morrow, February 17, 1903,

Which motion

Prevailed.

Tuesday, February 17, 1903, 10.30 o'clock A. M.

House met pursuant to adjournment.

Prayer by the Chaplain.

Roll called. Members present—Messrs. Allen, Aspril, Austin, Bancroft, Bennett, Buckmaster, Connelly, Cook, Derickson, Eastburn, Flinn, Frazier, Gehman, Gooden, Hart, Holcomb, Hughes, Jones, Lawson, Lingo, Lowe, Messick, Monaghan, Morrison, Newton, Paradee, Powell, Price, Purnell, Rose, Thompson, Townsend, Tyre, Warren, Mr. Speaker.

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

Which motion

Prevailed.

Mr. Connelly moved that House Bill No. 3 be laid on the table,

Which motion

Prevailed.

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

An act to appropriate four thousand dollars for the erection, repair and equipment of buildings at the State College for Colored Students.

Mr. Jones, on behalf of the Committee on Municipal Corporations, to whom had been referred the bill, (House Bill No. 145), entitled:

An act to amend Chapter 285, Volume 21, Laws of Delaware, being entitled, "An act to incorporate the Town of Dagsboro,"

Reported the same back to the House favorably.

Mr. Flinn, on behalf of the Committee on Revised Statutes, to whom had been referred the following bills,

House Bill No. 16, entitled:

An act to amend Chapter 392, Volume 20, Laws of Delaware, entitled, "An act to provide for the maintenance, discipline and regulation of the National Guard, Delaware."

House Bill No. 103, entitled:

An act to amend Chapter 56, Vol. 22, Laws of Delaware, entitled, "An act in relation to the collection of taxes for Sussex County,"

House Bill No. 85, entitled:

An act to amend an act entitled, "An act to provide for the purity of primary elections in New Castle County,"

Reported the same back to the House favorably.

Mr. Flinn, on behalf of the Committee on Revised Statutes, to whom had been referred the bill, (House Bill No. 69), entitled:

An act to revive and extend the time of recording private acts,

Reported the same back to the House favorably, with amendments.

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

House Bill No. 36, entitled:

An act to enable the Governor to appoint a Notary Public for Kent County, to reside in North Murderkill Hundred, Seventh Representative District, at or near the Town of Woodside.

House Bill No. 124, entitled:

An act to permit the Governor and the Secretary of State to stamp with their autographs the various license blanks of the State of Delaware, instead of signing the same, as is now required by law.

Mr. Lingo, on behalf of the Committee on Miscellaneous Business, to whom had been referred the following bills,

House Bill No. 105, entitled:

An act in relation to the reassessment of the persons and property in Nanticoke Hundred, Sussex County, Delaware,

Senate Bill No. 15, entitled:

An act in relation to the sending of certain publications through the mails,

Reported the same back to the House favorably.

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

An act making Saturdays throughout the year, from and after the first day of June, in the year nineteen hundred and three, half holidays in Sussex County, for banking and trust company purposes,

Which, on his motion, was read.

Mr. Bancroft, in pursuance of previous notice, asked and obtained leave to introduce a bill, (House Bill No. 168), entitled:

An act authorizing the Prothonotary of New Castle County to make a certain judgment index,

Which, on his motion, was read.

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

An act for the relief of United School Districts Numbers 23 and 75 in New Castle County,

Which, on his motion, was read.

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

An act to amend Chapter 384, Vol. 16, Laws of Delaware, entitled, "An act for the suppression of intemperance," by re-enacting Section 6 of said Chapter and Volume,

Which, on his motion, was read.

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



Senate Joint Resolution No. 9, entitled :

A joint resolution providing for the appointment of a committee to investigate and report on the status of the State's ownership in Delaware College,

And presented the same to the House.

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

An act to amend Chapter 199, Vol. 22, Laws of Delaware, entitled, "An act to re-incorporate the Town of Lewes," by providing for vacancies in the Board of Commissioners of said town, and increasing the powers of the Treasurer in the collection of taxes,

Which, on his motion, was read.

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

An act to authorize the Commissioners of Lewes to borrow additional money and to issue bonds to secure the payment thereof, for the extension and support of the water works, electric light plant and sewer system of the Town of Lewes,

Which, on his motion, was read.

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

An act to prevent information being given to the corruptors of elections concerning for whom anyone has voted,

Which, on his motion, was read.

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

An act extending the lien and time for the collection of taxes for the year 1901, in the City of New Castle,

Which, on his motion, was read.

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

An act to authorize the Prothonotary of Kent County to remove Revised Codes of 1852 to the State Library,

Which, on his motion, was read.

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

An act for the erection of a morgue and the creation of the office of superintendent of the morgue in and for New Castle County,

Which, on his motion, was read.

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

An act to authorize the Mayor and Council of Wilmington to appropriate money to maintain the Rescue Fire Company,

Which, on his motion, was read.

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

An act to amend Chapter 199, Vol. 22, Laws of Delaware, entitled, "An act to reincorporate the Town of Lewes," by increasing the appropriation of the Levy Court for repairs of roads, streets, alleys, bridges and squares,

Which, on his motion, was read.

On motion of Mr. Connelly, the bill, (House Bill No. 166), entitled:

An act providing for the inspection of factories and workshops in New Castle County,

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

### JOINT SESSION.

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

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

All members present, except Messrs. Frazier, Hart, Holcomb, Lingo and Paradee, of the House.

Mr. T. C. Moore, of the Senate, moved that the reading of the Journals be dispensed with,

Which motion

Prevailed.

Mr. Sparks, of the Senate, moved that they proceed to vote for United States Senate for the term ending March 4th, 1907,

Which motion

Prevailed.

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

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

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

Mr. Clements, of the Senate, voted for Edward D. Hearn.

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

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

Mr. Harrington, of the Senate, voted for Edward D. Hearn.

Mr. Jefferson, of the Senate, voted for Edward D. Hearn.

Mr. Latta, of the Senate, voted for Edward D. Hearn.

Mr. McNulty, of the Senate, voted for Edward D. Hearn.

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

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

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

Mr. Smith, of the Senate, voted for Edward D. Hearn.

Mr. Sparks, of the Senate, voted for Louis Heisler Ball.

Mr. Sterling, of the Senate, voted for Louis Heisler Ball.

Mr. Wright, of the Senate, voted for Edward D. Hearn.

Mr. President pro tempore, of the Senate, voted for Louis Heisler Ball.

Mr. Allen, of the House, voted for Edward D. Hearn.

Mr. Aspril, of the House, voted for Louis Heisler Ball.

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

Mr. Bancroft, of the House, voted for Louis Heisler Ball.

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

Mr. Buckmaster, of the House, voted for Edward D. Hearn.

Mr. Connelly, of the House, voted for Edward D. Hearn.

Mr. Cook, of the House, voted for Edward D. Hearn.

Mr. Derrickson, of the House, voted for Louis Heisler Ball.

Mr. Eastburn, of the House, voted for Louis Heisler Ball.

Mr. Flinn, of the House, voted for Louis Heisler Ball.

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

Mr. Gooden, of the House, voted for Edward D. Hearn.

Mr. Hughes, of the House, voted for Edward D. Hearn.

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

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

Mr. Lowe, of the House, voted for Edward D. Hearn.

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

Mr. Monaghan, of the House, voted for Edward D. Hearn.

Mr. Morrison, of the House, voted for Edward D. Hearn.

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

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

Mr. Price, of the House, voted for Anthony Higgins.

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

Mr. Rose, of the House, voted for Edward D. Hearn.

Mr. Thompson, of the House, voted for Edward D. Hearn.

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

Mr. Tyre, of the House, voted for Anthony Higgins.

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

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

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

For John Edward Addicks, nineteen votes.

For Edward D. Hearn, eighteen votes.

For Louis Heisler aBll, eight votes.

For Anthony Higgins, two votes.

Total, forty-seven votes.

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

Mr. Harrington, of the Senate, moved that they proceed to vote for United States Senator for the term ending March 4th, 1905,

Which motion

Prevailed.

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

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

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

Mr. Clements, of the Senate, voted for J. Harvey Whiteman.

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

Mr. Groves, of the Senate, voted for William S. Hilles.

Mr. Harrington, of the Senate, voted for J. Harvey Whiteman.

Mr. Jefferson, of the Senate, voted for J. Harvey Whiteman.

Mr. Latta, of the Senate, voted for J. Harvey Whiteman.

Mr. McNulty, of the Senate, voted for J. Harvey Whiteman.

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

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

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

Mr. Smith, of the Senate, voted for J. Harvey Whiteman.

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

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

Mr. Wright, of the Senate, voted for J. Harvey Whiteman.

Mr. President pro tempore, of the Senate, voted for Henry A. DuPont.

Mr. Allen, of the House, voted for J. Harvey Whiteman.

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

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

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

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

Mr. Buckmaster, of the House, voted for J. Harvey Whiteman.

Mr. Connelly, of the House, voted for J. Harvey Whiteman.

Mr. Cook, of the House, voted for J. Harvey Whiteman.

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

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

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

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

Mr. Gooden, of the House, voted for J. Harvey Whiteman.

Mr. Hughes, of the House, voted for J. Harvey Whiteman.

Mr. Jones, of the House, voted for William S. Hilles.

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

Mr. Lowe, of the House, voted for J. Harvey Whiteman.

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

Mr. Monaghan, of the House, voted for J. Harvey Whiteman.

Mr. Morrison, of the House, voted for J. Harvey Whiteman.

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

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

Mr. Price, of the House, voted for Harry A. Richardson.

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

Mr. Rose, of the House, voted for J. Harvey Whiteman.

Mr. Thompson, of the House, voted for J. Harvey Whiteman.

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

Mr. Tyre, of the House, voted for Harry A. Richardson.

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

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

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

For John Edward Addicks, seventeen votes.

For J. Harvey Whiteman, eighteen votes.

For Henry A. DuPont, eight votes.

For William S. Hilles, two votes.

For Harry A. Richardson, two votes.

Total, forty-seven votes.

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

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

On motion of Mr. Monaghan, the bill, (House Bill No. 130), entitled:

An act authorizing the Governor to appoint an additional Notary Public for Wilmington Hundred, New Castle County, Delaware, for the office of the City Clerk of Wilmington, Delaware,

Was taken up for consideration, and, on his further motion, was read a third time, by paragraphs, in order to pass the House.

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

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

Yeas---Messrs. Allen, Austin, Connelly, Cook, Derrickson, Eastburn, Gooden, Holcomb, Lingo, Lowe, Messick, Monaghan, Morrison, Price, Rose, Thompson, Tyre, Warren, Mr. Speaker---19.

Nays---None.

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

Passed the House.

Ordered to the Senate for concurrence.

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

House Bill No. 37, entitled:

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



House Bill No. 38, entitled :

An act to enable the Governor to appoint a Notary Public for Kent County, to reside in West Dover Hundred, Fourth Representative District, at or near the Town of Hartly.

House Bill No. 43, entitled :

An act authorizing the Governor to appoint an additional Notary Public for Wilmington Hundred for the office of Harry P. Joslyn.

House Bill No. 50, entitled :

An act authorizing the Road Commissioners of New Castle Hundred to fund the floating debt of said hundred, and providing for the payment thereof.

House Bill No. 55, entitled :

An act to provide for an additional Notary Public for Sussex County, to reside in the Town of Rehoboth.

House Bill No. 76, entitled :

An act to change the name of Benjamin B. Palmer to Benjamin B. Ewing.

House Joint Resolution No. 15, entitled :

Joint resolution appointing a joint committee to secure transportation for the members of the General Assembly to the Town of Rehoboth, for the purpose of ascertaining the condition of certain public lands of the State, with the view of disposing of the same.

Mr. Baynum informed the House that the Senate had passed and requested the concurrence of the House in the following Senate bill :

Senate Bill No. 28, entitled :

An act to provide for the redemption of the bonds of this State, issue of 1887, and making the necessary appropriation therefor,

And presented the same to the House.

He also informed the House that the Senate had concurred in the following House bills :

House Bill No. 28, entitled:

An act authorizing the Commissioners of the Kenton Public Schools to raise an additional sum of money by taxation,

House Bill No. 65, entitled:

An act incorporating the School Committee of United School Districts Nos. 163 and 163½ of Sussex County, by the name of the "Delmar Public Schools," and authorizing said Delmar Public Schools to provide better school buildings, and to borrow money, issue bonds and levy taxes,

House Bill No. 106, entitled:

An act authorizing the Commissioners of School District No. 66, New Castle County, to borrow money to build a new school house,

And returned the same to the House.

On motion of Mr. Holcomb, the bill, (House Bill No. 114), entitled:

An act to amend Chapter IX of the Revised Code of 1893, said Chapter being entitled, "Clerk of the Peace," by providing that persons applying for marriage licenses shall not be required to give bond to the State,

Was taken up for consideration, and, on his further motion, was read a third time, by paragraphs, in order to pass the House.

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

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

Yeas---Messrs. Allen, Bancroft, Connelly, Cook, Derrickson, Eastburn, Flinn, Gooden, Holcomb, Hughes, Lingo, Lowe, Messick, Monaghan, Morrison, Powell, Price, Purnell, Thompson, Tyre, Warren, Mr. Speaker---22.

Nays---None.

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

Passed the House.

Ordered to the Senate for concurrence.

Mr. Tyre moved that House Bill No. 44 be laid on the table,

Which motion Prevailed.

Mr. Bancroft moved that House Bill No. 121 be recommit-  
ted for correction,

Which motion Prevailed.

Mr. Holcomb moved that House Bill No. 118 be recommit-  
ted for an amendment,

Which motion Prevailed.

Mr. Bancroft moved that House Bill No. 119 be recom-  
mitted for correction,

Which motion Prevailed.

Mr. Bancroft moved that House Bill No. 119 be returned  
to the House for final passage,

Which motion Prevailed.

Mr. Holcomb asked that his resolution in regard to com-  
mittee meetings be taken up for action.

The resolution was read as follows:

Whereas, It has been stated that it is great trouble to get  
members of the different committees together to act on bills be-  
fore them, and

Whereas, It has happened that committee meetings in the  
afternoon have interfered with the regular business of the House,  
therefore,

Be it resolved, That commencing Monday, February 16, all  
committees of the House hold meetings on Monday and Wed-  
nesday nights at eight o'clock.

Mr. Holcomb moved that the resolution be adopted.

Mr. Connelly moved to amend the resolution by striking  
out 8 p. m. and inserting 3.30 p. m. every day.

The amendment Was Lost.

Mr Holcomb called for the previous question.

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

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

Yeas---Messrs. Gehman, Gooden, Hart, Jones, Lawson, Lingo, Purnell, Tyre---8.

Nays---Messrs. Allen, Aspril, Austin, Bancroft, Bennett, Buckmaster, Connelly, Cook, Derrickson, Eastburn, Flinn, Holcomb, Lowe, Messick, Monaghan, Morrison, Newton, Powell, Price, Rose, Thompson, Townsend, Warren, Mr. Speaker---24.

So the question was decided in the negative, and the resolution was rejected.

On motion of Mr. Bancroft, the bill, (House Bill No. 119), entitled:

An act to amend Section 10 of Chapter 133 of the Revised Code, relating to imprisonment for non-payment of fine or costs,

Was taken up for consideration, and, on his further motion, was read a third time, by paragraphs, in order to pass the House.

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

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

Yeas---Messrs. Allen, Bancroft, Connelly, Cook, Derrickson, Eastburn, Flinn, Gehman, Gooden, Hughes, Lowe, Messick, Monaghan, Morrison, Price, Purnell, Rose, Thompson, Tyre, Warren, Mr. Speaker---21.

Nays---None.

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

Passed the House.

Ordered to the Senate for concurrence.

Mr. Bancroft gave notice that on to-morrow or some future day he would ask leave to introduce sundry bills, entitled, as follows:

An act to amend Chapter 159, of Volume 13, of the Laws of Delaware.

An act to amend Chapter 89 of the Revised Code.

An act relating to the guardians of minors.

An act to repeal Chapter 292, of Volume 21, of the Laws of Delaware, relating to the guardians' accounts.

An act to repeal Section 4 and Section 5 of Chapter 293, of Volume 21, of the Laws of Delaware, relating to guardians' accounts.

An act to amend Section 7, of Chapter 124, of the Revised Code, relating to exceptions to executors', administrators and guardians' accounts.

An act to amend Chapter 96 of the Revised Code relating to the Orphans' Court.

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

An act to change the boundaries of the Town of Newark, Delaware, and establish new boundaries for said town.

Mr. Holcomb gave notice that on to-morrow or some future day he would ask leave to introduce sundry bills, entitled, as follows:

An act in relation to the Commissioners of Roads of Brandywine Hundred and the Road Commissioners of the other hundreds of New Castle County.

An act to lessen bribery at elections.

An act fixing annual salaries for the several officers of the several counties who are now compensated or partially compensated by fees.

An act fixing annual salaries for the State officers who are now compensated or partially compensated by fees.

An act in relation to the Levy Court of New Castle County.

An act in reference to the enrolling and filing of laws passed by the General Assembly.

An act increasing and defining the duties of the State Auditor of Accounts.

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

An act to provide State supervision over State banks, savings banks, building and loan associations, trust companies, safe deposit, guarantee, surety and bonding corporations in the State of Delaware.

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

An act to protect architects, civil engineers, contractors and other artisans engaged in the building trades.

Mr. Flinn moved that the House adjourn until to-morrow morning, February 18, 1903, at 10.30 o'clock,

Which motion

Prevailed.

Wednesday, February 18, 1903---10.30 o'clock, A. M.

House met pursuant to adjournment.

Prayer by the Chaplain.

Roll called. Members present---Messrs. Allen, Aspril, Austin, Bancroft, Bennett, Buckmaster, Connelly, Cook, Derickson, Eastburn, Flinn, Frazier, Gehman, Gooden, Hart, Holcomb, Hughes, Jones, Lawson, Lingo, Lowe, Messick, Monaghan, Morrison, Newton, Paradee, Powell, Price, Purnell, Rose, Thompson, Townsend, Tyre, Warren, Mr. Speaker.

On motion of Mr. Allen, the reading of the Journal was dispensed with.

The following communication from State Treasurer, Martin B. Burris, in regard to the matter of the tax on State and National Banks, was received and read:

To the Senate and House of Representatives of the State of Delaware, in General Assembly met:

I beg leave to report to your Honorable Body that a large number of the National Banks in the State of Delaware have refused to pay State tax levied upon their capital stock under the provisions of Chapter 393, Volume 13, Laws of Delaware, for the year 1902. I have conferred with the presidents of some of those banks, desiring to learn the ground upon which they base their refusal to pay said tax, and find that they have reverted to the same position held by them relative to this matter prior to 1900, at which time these taxes were in arrears to the extent of a large sum of money, and the General Assembly appointed counsel to test the constitutionality of the act above referred to, in the Circuit Court of the United States. Whereupon a case was stated before Judge McKennan, of the Third District of said Court, and by him decided, sustaining the act under which these banks were taxed in this State. This decision is found in the case of First National Bank of Wilmington vs. Herbert, State Treasurer, 44th Federal Reporter, page 158.

The banks threatened to appeal from this decision to the Supreme Court of the United States, but in the meantime a compromise was agreed upon, and the General Assembly, by a joint resolution, adopted April 7th, 1891, instructed counsel to accept the sum of forty-seven thousand dollars (\$47,000) in full of all taxes due up to the first of July, 1891, the said banks agreeing to pay the taxes from that time on, according to the provisions of the act of April 8th, 1869, hereinabove referred to, which the said banks continued to do till the year 1902, as above stated.

Section 5219 of the Revised Statutes of the United States provides that "the Legislature of each State may determine and direct the manner and place of taxing all the shares of the national banking associations located within the State," provided, "that the taxation shall not be at a greater rate than is assessed upon other moneyed capital in the hands of individual citizens of such State."

On the fourth day of June, 1895, Messrs. George S. Capelle and Joseph L. Carpenter, Jr., in behalf of these banks, took an opinion from Wm. C. Spruance, Esq., of the New Castle County Bar, wherein Mr. Spruance gave it as his opinion that the term "moneyed capital," as used in the United States Statute above referred to, "includes credits, mortgages, money loaned at interest, money invested in bonds, or other securities for the payment of money, stock, or other interests owned by individuals in enterprises, the capital of which is used as money, where the object of the business is the making of profit by the use of money, by loaning, discounting, or otherwise," and further, "that the decision of the U. S. Circuit Court in the First National Bank against Herbert, is not justified by a fair interpretation of the Act of Congress, or by any case in the Supreme Court; and that there is sufficient reason to believe that the said decision would have been reversed on appeal, and that in any case, upon the same facts, the decision of the Supreme Court would be against the validity of the tax of the State of Delaware on National Bank shares.

It is this opinion which the banks rely upon, and if correct, it follows, that if the Legislature proposes to tax them, it must also tax trust companies, and investments on bonds and mortgages and other like moneyed capital.

In the year 1899, the amount turned into the Treasury from this source of taxation was seven thousand four hundred



and ninety-six dollars and nine cents. In the year 1900, it was six thousand one hundred and forty-four dollars and seventy-six cents. In the year 1901 it was six thousand four hundred and ninety-seven dollars and fifty-nine cents. And in the year 1902, three thousand and thirty-three dollars and twenty-four cents, more than half of the banks having refused to pay this tax.

I submit this address to your Honorable Body in order to acquaint you with the facts in the premises, and that I may receive from you instructions as to the course I shall pursue in this behalf.

I have made a careful examination of the opinion of Mr. Spruance and the brief submitted by him in support of it, as well also the case of the First National Bank against Herbert, herein referred to; and candor compels me to say that I fear if this matter be carried to the Supreme Court of the U. S., the decision in the case of First National Bank against Herbert will be reversed.

Therefore, if your Honorable Body purposes to enforce the collection of the tax on these banks, I would suggest that legislation be enacted taxing trust companies, and other moneyed capital within the State, in like proportion.

Awaiting your further instructions in this matter, I am

Obediently yours,

MARTIN B. BURRIS, State Treasurer.

Mr. Townsend moved that the report be accepted and referred to the Committee on Revenue and Taxation.

Mr. Price, on behalf of the Committee on Fish, Oysters and Game, to whom had been referred the bill,

House Bill No. 60, entitled:

An act for the protection and preservation of game,

Reported the same back to the House favorably, with amendments.

Mr. Lawson, on behalf of the Committee on Education, to whom had been referred the bill,

House Bill No. 100, entitled:

An act to encourage the education at Normal Schools of certain persons intending to teach in the Public Schools,

Reported the same back to the House favorably, with amendment.

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

House Bill No. 86, entitled:

An act to enable the Governor to appoint an additional Notary Public for Wilmington Hundred, New Castle County, for the law offices of John H. Rodney,

And returned the same to the House.

Mr. Austin, on behalf of the Committee on Enrolled Bills, reported as duly and correctly enrolled and ready for the signature of the Speaker, the following bills,

House Bil No. 28, entitled:

An act authorizing the Commissioners of the Kenton Public School to raise additional sums of money by taxation.

House Bill No. 91, entitled:

An act authorizing the Town Council of the Town of Seaford to establish and maintain an electric light plant in said town to supply electric light and power for both public and private use.

House Bill No. 106, entitled:

An act authorizing the Commissioners of School District No. 66, New Castle County, to borrow money to build a new school house.

Mr. Rose, in pursuance of previous notice, asked and obtained leave to introduce a bill, (House Bill No. 179), entitled:

An act authorizing the Governor to appoint an additional Notary Public for Christiana Hundred, New Castle County, whose office shall be at the New Castle County Workhouse.

Which, on his motion, was read.

Mr. Rose, in pursuance of previous notice, asked and obtained leave to introduce a bill, (House Bill No. 180), entitled:

An act to provide for the protection and preservation of the Memorial Monument at Cooch's Bridge, erected to mark the spot upon which the Stars and Stripes were first unfurled in battle,

Which, on his motion, was read.

Mr. Rose, in pursuance of previous notice, asked and obtained leave to introduce a bill, (House Bill No. 181), entitled:

An act in relating to poisoning of dogs,

Which, on his motion, was read.

Mr. Tyre, in pursuance of previous notice, asked and obtained leave to introduce a bill, (House Bill No. 182), entitled:

An act to amend Chapter 201, Volume 20, Laws of Delaware, giving certain powers to the Board of Directors of the Street and Sewer Department of the City of Wilmington,

Which, on his motion, was read.

Mr. Holcomb, in pursuance of previous notice, asked and obtained leave to introduce a bill, (House Bill No. 183), entitled:

An act to lessen bribery at elections,

Which, on his motion, was read.

Mr. Thompson, in pursuance of previous notice, asked and obtained leave to introduce a bill, (House Bill No. 184), entitled:

An act for the suppression of intemperance,

Which, on his motion, was read.

Mr. Thompson, in pursuance of previous notice, asked and obtained leave to introduce a bill, (House Bill No. 185), entitled:

An act to supplement and amend Chapter 199, Vol. 22, Laws of Delaware, entitled, "An act to reincorporate the Town of Lewes," by prohibiting the making of contracts by the Board of Commissioners of said town, for materials, supplies, etc., with members of said board,

Which, on his motion, was read.

Mr. Gehman, in pursuance of previous notice, asked and obtained leave to introduce a bill (House Bill No. 186), entitled:

An act authorizing pupils in School District No. 115, in Kent County, to attend a school outside the district under certain conditions,

Which, on his motion, was read.

Mr. Austin, in pursuance of previous notice, asked and obtained leave to introduce a bill, (House Bill No. 187), entitled:

An act to provide State supervision over State banks, savings banks, building and loan associations, trust companies, safe deposit, guarantee, surety and bonding corporations in the State of Delaware,

Which, on his motion, was read.

Mr. Bancroft, in pursuance of previous notice, asked and obtained leave to introduce a bill, (House Bill No. 188), entitled:

An act to amend Chapter 159, of Vol. 13, of the Laws of Delaware,

Which, on his motion, was read.

Mr. Bancroft, in pursuance of previous notice, asked and obtained leave to introduce a bill, (House Bill No. 189), entitled:

An act to amend Chapter 89 of the Revised Code.

Which, on his motion, was read.

Mr. Bancroft, in pursuance of previous notice, asked and obtained leave to introduce a bill, (House Bill No. 190), entitled:

An act to repeal Chapter 292 of Volume 21, of the Laws of Delaware, relating to guardians' accounts,

Which, on his motion, was read.

Mr. Bancroft, in pursuance of previous notice, asked and obtained leave to introduce a bill, (House Bill No. 191), entitled:

An act relating to guardians of minors,

Which, on his motion, was read.

Mr. Bancroft, in pursuance of previous notice, asked and obtained leave to introduce a bill, (House Bill No. 192), entitled:

An act to repeal Section 4 and Section 5, of Chapter 293, of Vol. 21 of the Laws of Delaware, relating to guardians' accounts.

Which, on his motion, was read.

Mr. Bancroft, in pursuance of previous notice, asked and obtained leave to introduce a bill, (House Bill No. 193), entitled:

An act to amend Section 7, of Chapter 124, of the Revised Code, relating to exceptions, to executors', administrators' and guardians' accounts,

Which, on his motion, was read.

Mr. Bancroft, in pursuance of previous notice, asked and obtained leave to introduce a bill, (House Bill No. 194), entitled:

An act to amend Chapter 96 of the Revised Code, relating to the Orphans' Court,

Which, on his motion, was read.

Mr. Holcomb, in pursuance of previous notice, asked and obtained leave to introduce a bill, (House Bill No. 195), entitled:

An act to amend Section 1, Chapter 38, Vol. 21, Laws of Delaware,

Which, on his motion, was read.

Mr. Holcomb moved that 300 copies of House Bill 195 be printed,

Which motion

Prevailed.

On motion of Mr. Townsend, the bill, (Senate Bill No. 47), entitled: •

An act to repeal Chap. 5, Vol. 13, Laws of Delaware, as published in the Revised Code of 1903, at page 241,

Was read a first time.

On motion of Mr. Messick, the bill, (Senate Bill No. 42), entitled:

An act to enable the Town of Laurel to borrow money and issue bonds for the purpose of refunding a debt due the Sussex Trust, Title and Safe Deposit Company, of Laurel, Delaware,

Was read a first time.

On motion of Mr. Warren, the bill (Senate Bill No. 25), entitled:

An act authorizing the Governor to appoint an additional Notary Public for St. Georges hundred, New Castle County, to reside in the Town of Odessa,

Was read a first time.

On motion of Mr. Warren, the bill, (Senate Bill No. 35), entitled:

An act authorizing the Governor to appoint an additional Notary Public for Wilmington Hundred, New Castle County, for the office of American Surety Company of New York,

Was read a first time.

Mr. Paradee moved that 500 copies of House Bill No. 128 be printed,

Which motion

Prevailed.

### JOINT SESSION.

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

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

All members present.

Mr. Holcomb, of the House, moved that the reading of the Journals be dispensed with,

Which motion

Prevailed..

Mr. Smith, of the Senate, moved that they proceed to vote for United States Senator for the term ending March 4th, 1907.

Which motion

Prevailed.

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

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

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

Mr. Clements, of the Senate, voted for Edward D. Hearn.

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

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

Mr. Harrington, of the Senate, voted for Edward D. Hearn.

Mr. Jefferson, of the Senate, voted for Edward D. Hearn.

Mr. Latta, of the Senate, voted for Edward D. Hearn.

Mr. McNulty, of the Senate, voted for Edward D. Hearn.

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

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

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

Mr. Smith, of the Senate, voted for Edward D. Hearn.

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

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

Mr. Wright, of the Senate, voted for Edward D. Hearn.

Mr. President pro tempore, of the Senate, voted for Henry A. DuPont.

Mr. Allen, of the House, voted for Edward D. Hearn.

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

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

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

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

- Mr. Buckmaster, of the House, voted for Edward D. Hearn.
- Mr. Connelly, of the House, voted for Edward D. Hearn.
- Mr. Cook, of the House, voted for Edward D. Hearn.
- Mr. Derrickson, of the House, voted for Henry A. DuPont.
- Mr. Eastburn, of the House, voted for Henry A. DuPont.
- Mr. Flinn, of the House, voted for Henry A. DuPont.
- Mr. Frazier, of the House, voted for John Edward Addicks.
- Mr. Gehman, of the House, voted for John Edward Addicks.
- Mr. Gooden, of the House, voted for Edward D. Hearn.
- Mr. Hart, of the House, voted for Edward D. Hearn.
- Mr. Holcomb, of the House, voted for Edward D. Hearn.
- Mr. Hughes, of the House, voted for Edward D. Hearn.
- Mr. Jones, of the House, voted for John Edward Addicks.
- Mr. Lawson, of the House, voted for John Edward Addicks.
- Mr. Lingo, of the House, voted for John Edward Addicks.
- Mr. Lowe, of the House, voted for Edward D. Hearn.
- Mr. Messick, of the House, voted for John Edward Addicks.
- Mr. Monaghan, of the House, voted for Edward D. Hearn.
- Mr. Morrison, of the House, voted for Edward D. Hearn.
- Mr. Newton, of the House, voted for John Edward Addicks.
- Mr. Paradee, of the House, voted for Edward D. Hearn.
- Mr. Powell, of the House, voted for John Edward Addicks.
- Mr. Price, of the House, voted for Anthony Higgins.
- Mr. Purnell, of the House, voted for John Edward Addicks.
- Mr. Rose, of the House, voted for Edward D. Hearn.
- Mr. Thompson, of the House, voted for Edward D. Hearn.



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

Mr. Tyre, of the House, voted for Anthony Higgins.

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

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

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

For John Edward Addicks, twenty-one votes.

For Edward D. Hearn, twenty-one votes.

For Henry A. DuPont, eight votes.

For Anthony Higgins, two votes.

Total, fifty-two votes.

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

Mr. Harrington, of the Senate, moved that they proceed to vote for United States Senator for the term ending March 4th, 1905,

Which motion

Prevailed.

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

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

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

Mr. Clements, of the Senate, voted for J. Harvey Whiteman.

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

Mr. Groves, of the Senate, voted for William C. Spruance.

Mr. Harrington, of the Senate, voted for J. Harvey Whiteman.

Mr. Jefferson, of the Senate, voted for J. Harvey Whiteman.

Mr. Latta, of the Senate, voted for J. Harvey Whiteman.

Mr. McNulty, of the Senate, voted for J. Harvey Whiteman.

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

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

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

Mr. Smith, of the Senate, voted for J. Harvey Whiteman.

Mr. Sparks, of the Senate, voted for Anthony Higgins.

Mr. Sterling, of the Senate, voted for Anthony Higgins.

Mr. Wright, of the Senate, voted for J. Harvey Whiteman.

Mr. President pro tempore, of the Senate, voted for Anthony Higgins.

Mr Allen, of the House, voted for J. Harvey Whiteman.

Mr. Aspril, of the House, voted for Anthony Higgins.

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

Mr. Bancroft, of the House, voted for Anthony Higgins.

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

Mr. Buckmaster, of the House, voted for J. Harvey Whiteman.

Mr. Connelly, of the House, voted for J. Harvey Whiteman.

Mr. Cook, of the House, voted for J. Harvey Whiteman.

Mr. Derrickson, of the House, voted for Anthony Higgins.

Mr. Eastburn, of the House, voted for Anthony Higgins.

Mr. Flinn, of the House, voted for Anthony Higgins.

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

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

Mr. Gooden, of the House, voted for J. Harvey Whiteman.

Mr. Hart, of the House, voted for J. Harvey Whiteman.

Mr. Holcomb, of the House, voted for J. Harvey Whiteman.

Mr. Hughes, of the House, voted for J. Harvey Whiteman.

Mr. Jones, of the House, voted for William C. Spruance.

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

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

Mr. Lowe, of the House, voted for J. Harvey Whiteman.

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

Mr. Monaghan, of the House, voted for J. Harvey Whiteman.

Mr. Morrison, of the House, voted for J. Harvey Whiteman.

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

Mr. Paradee, of the House, voted for J. Harvey Whiteman.

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

Mr. Price, of the House, voted for Harry A. Richardson.

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

Mr. Rose, of the House, voted for J. Harvey Whiteman.

Mr. Thompson, of the House, voted for J. Harvey Whiteman.

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

Mr. Tyre, of the House, voted for Harry A. Richardson.

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

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

The vote as above ascertained having been announced as follows:

For John Edward Addicks, nineteen votes.

For J. Harvey Whiteman, twenty-one votes.

For Anthony Higgins, eight votes.

For William C. Spruance, two votes.

For Harry A. Richardson, two votes.

Total, fifty-two votes.

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

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

On motion of Mr. Connelly, the House took a recess until 2 o'clock, p. m.

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

House reassembled at expiration of noon recess.

Mr. Holcomb moved that the House be resolved into a committee of the whole, to hear from the representatives of the St. Louis Exposition,

Which motion

Prevailed.

Mr. Connelly, being chairman of the committee appointed to entertain the representatives while in Dover, took the chair, and introduced Mr. Charles M. Reves, of St. Louis, Mo., as the first speaker, after which Mr. George W. Parker spoke.

Mr. Tyre offered a resolution, which, on his motion, was read as follows:

Whereas, It is impossible under the present method of conducting committee meetings for persons interested to get proper hearings;

And Whereas, Several bills have already been recommitted because of their not having received due consideration;

Now, therefore, Be it resolved, That after the adjournment of the regular session all members that are on committees be, and they are hereby, compelled and obliged to remain at the State House on Monday and Thursday afternoons and evenings of each week for the purpose of being present and attending committee meetings. Should any member desire to absent himself from any such meeting he must secure permission from the chairman of the committee of which he is a member.

And, on further motion of Mr. Tyre, the resolution was adopted.

Mr. Holcomb offered a resolution, which, on his motion, was read as follows:

Whereas, there are several bills before this House in reference to improving the public roads of the State and none of them have been reported to the House from committees; and

Whereas, There is an undoubtedly strong sentiment among the taxpayers of the State that some legislation be enacted so that a beginning can be made toward better highways; therefore,

Be it resolved by this House, That the House sit as a committee of the whole on Public Highways on Monday afternoon next and consider the several bills before them.

Mr. Holcomb moved the adoption of the resolution.

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

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

Yeas---Messrs. Connelly, Cook, Gehman, Gooden, Hart, Holcomb, Hughes, Lowe, Morrison, Paradee, Rose---11.

Nays---Messrs. Aspril, Austin, Bennett, Derrickson, Eastburn, Frazier, Jones, Lawson, Lingo, Messick, Newton, Powell, Price, Purnell, Thompson, Townsend, Tyre, Warren, Mr. Speaker---19.

So the question was decided in the negative, and the resolution was rejected.

On motion of Mr. Austin, the bill, (House Bill No. 187), entitled:

An act to provide State supervision over State banks, savings banks, building and loan associations, trust companies, safe deposit, guarantee, surety and bonding corporations in the State of Delaware,

Was read a second time, by its title, under suspension of Rule 12, and referred to the Committee on Banking and Insurance.

On motion of Mr. Holcomb, the bill, (House Bill No. 174,) entitled:

An act extending the lien and time for the collection of taxes for the year 1901, in the City of New Castle,

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

On motion of Mr. Thompson, the bill, (House Bill No. 176), entitled:

An act for the erection of a morgue and the creation of the office of superintendent of the morgue in and for New Castle County,

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

On motion of Mr. Thompson, the bill, (House Bill No. 172), entitled:

An act to authorize the Commissioners of Lewes to borrow additional money and to issue bonds to secure the payment thereof, for the extension and support of the water works, electric light plant and sewer system of the Town of Lewes,

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

On motion of Mr. Thompson, the bill, (House Bill No. 178), entitled:

An act to amend Chapter 199, Volume 22, Laws of Delaware, entitled, "An act to reincorporate the Town of Lewes," by increasing the appropriation of the Levy Court for repairs of roads, streets, lanes, alleys, bridges and squares,

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

On motion of Mr. Townsend, the bill, (House Bill No. 170), entitled:

An act to amend Chapter 384, Volume 16, Laws of Delaware, entitled, "An act for the suppression of intemperance," by re-enacting Section 6 of said chapter and volume,

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

On motion of Mr. Rose, the bill, (House Bill No. 167), entitled:

An act making Saturdays throughout the year, from and after the first day of June in the year nineteen hundred and three, half holidays in Sussex County for banking and trust company purposes,

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

On motion of Mr. Gooden, the bill, (House Bill No. 175), entitled.

An act to authorize the Prothonotary of Kent County to remove Revised Codes of 1852 to the State Library,

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

On motion of Mr. Jones, the bill (House Bill No. 171), entitled:

An act to amend Chapter 199, Volume 22, Laws of Delaware, entitled, "An act to re-incorporate the Town of Lewes," by providing for vacancies in the Board of Commissioners of said town, and increasing the powers of the treasurer in the collection of taxes,

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

Mr. Tyre moved that 500 copies of House Bill No. 136 be printed,

Which motion

Prevailed.

Mr. Austin moved that 100 copies of House Bill No. 187 be printed,

Which motion

Prevailed.

On motion of Mr. Aspril, the bill (House Bill No. 7), entitled:

An act to amend Chapter 67 of Volume 21, Laws of Delaware, entitled, "An act concerning the establishment of a general system of Free Public Schools," by making the superintendent of schools for Kent County secretary of the State Board of Education,

Was taken up for consideration, and, on his further motion, was read a third time, by paragraphs, in order to pass the House.

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

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

Yea---Mr. Thompson---1.

Nays---Messrs. Allen, Aspril, Bennett, Connelly, Cook, Derrickson, Eastburn, Frazier, Gehman, Gooden, Hart, Holcomb, Hughes, Jones, Lawson, Lingo, Lowe, Messick, Newton, Paradee, Powell, Price, Purnell, Rose, Townsend, Tyre, Warren, Mr. Speaker---28.

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

Was Lost.

On motion of Mr. Purnell, the bill (House Bill No. 104), entitled:

An act to amend Chapter 54, Volume 22, Laws of Delaware, entitled, "An act re-organizing the Levy Court of Sussex County, and defining its powers and duties,"

Was taken up for consideration and, on his further motion, was read a third time, by paragraphs, in order to pass the House.

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

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



Yeas---Messrs. Allen, Aspril, Austin, Bennett, Connelly, Cook, Derrickson, Eastburn, Frazier, Gehman, Gooden, Hart, Holcomb, Hughes, Jones, Lawson, Lowe, Messick, Morrison, Newton, Paradee, Powell, Price, Purnell, Rose, Thompson, Townsend, Tyre, Warren, Mr. Speaker---30.

Nays---None.

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

Passed the House.

Ordered to the Senate for concurrence.

On motion of Mr. Aspril, the bill (House Bill No. 137), entitled:

An act to amend an act, entitled, "An act authorizing the appointment of an additional Constable in New Castle County,"

Was taken up for consideration, and, on his further motion, was read a third time, by paragraphs, in order to pass the House.

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

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

Yeas---Messrs. Allen, Aspril, Austin, Bennett, Connelly, Cook, Derrickson, Eastburn, Frazier, Gehman, Gooden, Hart, Holcomb, Hughes, Jones, Lawson, Lowe, Messick, Morrison, Newton, Paradee, Powell, Price, Purnell, Rose, Thompson, Townsend, Tyre, Warren, Mr. Speaker---30.

Nays---None.

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

Passed the House.

Ordered to the Senate for concurrence.

Mr. Jones moved that House Bill No. 125 be recommitted for correction,

Which, motion

Prevailed.

On motion of Mr. Holcomb, the bill (House Bill No. 132), entitled:

An act to dispense with the kissing of the Bible in the administering of oaths,

Was taken up for consideration, and, on his further motion, was read a third time, by paragraphs, in order to pass the House.

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

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

Yeas---Messrs. Aspril, Austin, Bennett, Connelly, Cook, Derrickson, Eastburn, Frazier, Gooden, Hart, Holcomb, Hughes, Jones, Lawson, Lingo, Lowe, Morrison, Newton, Paradee, Powell, Price, Purnell, Rose, Thompson, Townsend, Tyre, Warren, Mr. Speaker---28.

Nays---Messrs. Gehman, Messick---2.

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

Passed the House.

Ordered to the Senate for concurrence.

On motion of Mr. Lingo, the bill (House Bill No. 145), entitled:

An act to amend Chapter 285, Vol. 21, Laws of Delaware, being entitled, "An act to incorporate the Town of Dagsboro,"

Was taken up for consideration, and, on his further motion, was read a third time, by paragraphs, in order to pass the House.

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

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

Yeas---Messrs. Allen, Aspril, Anstin, Bennett, Connelly, Cook, Derrickson, Eastburn, Frazier, Gehman, Gooden, Hart, Holcomb, Hughes, Jones, Lawson, Lingo, Messick, Morrison, Newton, Paradee, Powell, Price, Purnell, Rose, Thompson, Townsend, Tyre, Warren, Mr. Speaker---30.

Nays---None.

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

Passed the House.

Ordered to the Senate for concurrence.

On motion of Mr. Purnell, the bill, (House Bill No. 103), entitled:

An act to amend Chapter 56, Vol. 22, Laws of Delaware, entitled, "An act in relation to the collection of taxes for Sussex County,"

Was taken up for consideration, and, on his further motion, was read a third time, by paragraphs, in order to pass the House.

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

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

Yeas---Messrs. Aspril, Austin, Bennett, Connelly, Cook, Derrickson, Eastburn, Frazier, Gehman, Gooden, Hart, Holcomb, Hughes, Jones, Lawson, Lingo, Lowe, Messick, Morrison, Newton, Paradee, Powell, Price, Purnell, Rose, Thompson, Townsend, Tyre, Warren, Mr. Speaker---30.

Nays---Mr. Allen---1.

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

Passed the House.

Ordered to the Senate for concurrence.

On motion of Mr. Jones, the bill (House Bill No. 85), entitled:

An act to amend an act, entitled, "An act to provide for the purity of primary elections in New Castle County,"

Was taken up for consideration, and, on his further motion, was read a third time, by paragraphs, in order to pass the House.

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

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

Yeas---Messrs. Allen, Aspril, Austin, Bennett, Connelly, Cook, Derrickson, Eastburn, Frazier, Gehman, Gooden, Hart, Holcomb, Hughes, Jones, Lawson, Lingo, Lowe, Messick, Morrison, Newton, Paradee, Powell, Price, Purnell, Rose, Thompson, Townsend, Tyre, Warren, Mr. Speaker---31.

Nays---None.

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

Passed the House.

Ordered to the Senate for concurrence.

On motion of Mr. Newton, the bill (House Bill No. 105), entitled:

An act in relation to the reassessment of the persons and property in Nanticoke hundred, Sussex County, Delaware,

Was taken up for consideration, and, on his further motion, was read a third time, by paragraphs, in order to pass the House.

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

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

Yeas---Messrs. Allen, Aspril, Austin, Bennett, Connelly, Cook, Derrickson, Eastburn, Frazier, Gehman, Gooden, Hart, Holcomb, Hughes, Jones, Lawson, Lingo, Lowe, Messick, Morrison, Newton, Paradee, Powell, Price, Purnell, Rose, Thompson, Townsend, Mr. Speaker---29.

Nays---None.

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

Passed the House.

Ordered to the Senate for concurrence.

On motion of Mr. Price, the bill (Senate Bill No. 18), entitled:

An act to repeal Chapter 463, Volume 20, Laws of Delaware, entitled, "An act for the protection of sturgeon,"

Was taken up for consideration, and, on his further motion, was read a third time, by paragraphs, in order to pass the House.

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

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

Yeas---Messrs. Allen, Aspril, Austin, Bennett, Connelly, Cook, Derrickson, Eastburn, Frazier, Gehman, Gooden, Hart, Holcomb, Hughes, Jones, Lawson, Lingo, Lowe, Messick, Morrison, Newton, Paradee, Powell, Price, Purnell,, Rose, Thompson, Townsend, Tyre, Warren, Mr. Speaker---31.

Nays---None.

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

Passed the House.

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

On motion of Mr. Townsend, the bill (Senate Bill No. 12), entitled:

An act to amend Chapter 649, Volume 18, Laws of Delaware, entitled, "An act to incorporate the town of Ocean View in Sussex County, Delaware," relating to the annual appropriation by the Levy Court,

Was taken up for consideration, and, on his further motion, was read a third time, by paragraphs, in order to pass the House.

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

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

Yeas---Messrs. Allen, Aspril, Austin, Bennett, Connelly, Cook, Derrickson, Eastburn, Frazier, Gehman, Gooden, Hart, Holcomb, Hughes, Jones, Lawson, Lingo, Lowe, Messick, Morrison, Newton, Paradee, Powell, Price, Purnell, Rose, Thompson, Townsend, Tyre, Warren, Mr. Speaker---31.

Nays---None.

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

Passed the House.

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

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

An act in relation to the sending of certain publications through the mails,

Was taken up for consideration, and, on his further motion, was read a third time, by paragraphs, in order to pass the House.

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

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

Yeas---Messrs. Allen, Connelly, Cook, Derrickson, Eastburn, Frazier, Gehman, Gooden, Hart, Holcomb, Hughes, Jones, Lawson, Lingo, Lowe, Messick, Morrison, Newton, Paradee, Powell, Price, Purnell, Rose, Thompson, Townsend, Warren, Mr. Speaker---27.

Nays---Messrs. Aspril, Bennett, Tyre---3.

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

Passed the House.

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

Mr. Aspril moved that House Bill No. 88 be withdrawn from the committee, and the bill laid on the table,

Which motion

Prevailed.

Mr. Holcomb moved that House Bill No. 16 be made a special order of business for to-morrow at 11.30 a. m.,

Which motion

Prevailed.

Mr. Holcomb offered a resolution, which, on his motion, was read as follows:

Resolved, That the Speaker be authorized to have prepared a daily calendar of business of the House for each member of the House and the Senate,

And, on his further motion, Was adopted.

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

An act proposing amendments to Article 9 of the Constitution of the State of Delaware, concerning corporations.

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

An act authorizing and empowering sheriffs, constables and police officers in this State to enter places of public entertainment and stores and to arrest disorderly persons therein without warrant.

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

An act to amend an act, entitled, "An act to raise revenue for the State by taxing certain corporations," the same being Chapter 15, Volume 22, Laws of Delaware, by changing the time within which to make application to the Governor for a review of the assessment and readjustment of the tax.

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

An act to amend an act, entitled, "An act providing a General Corporation Law," the same being Chapter 167, Volume 22, Laws of Delaware, by making the word "Union" one of the words which may be contained in the title of a corporation organized under said act, providing for changing the number and par value of the shares of its capital stock, and changing the State fees in certain cases.

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

An act requiring the Sheriff of New Castle County to pay,

to the County Treasurer of said county on the 31st day of March, the 30th day of June, the 30th day of September and the 31st day of December, of each year, all fees and costs then in his hands and due said county.

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

An act requiring the County Comptroller of New Castle County to attend personally at his office in the City of Wilmington at least six (6) hours each day of every week, Sundays, Saturdays and holidays excepted.

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

An act requiring the County Comptroller of New Castle County to examine and audit the accounts of the Sheriff of said county, and report to the Levy Court of said county the amount of fees and costs collected by said sheriff previous to each audit, said audit and report to be made in the last weeks of March, June, September and December, of each year, and to only be made concerning the three months next preceding the first day of the month next succeeding the time they are by this act required to be made.

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

An act for the protection of oysters.

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

In reference to distribution and sale of Duke of York records, now being printed by the State.

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

An act proposing amendments to Section 9, Article 3 of the Constitution of the State of Delaware, concerning executive.

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

An act amending Chapter 152, Section 18, Vol. 15, Laws of



Delaware, entitled, "An act to incorporate the City of New Castle."

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

An act to repeal all acts or part of acts relative to the manner of holding general and special elections and the method of voting thereat.

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

An act to prevent and punish the desecration of the flag of the United States.

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

An act to supplement and amend Chapter 750, Volume 19, of the Laws of Delaware, entitled, "An act to incorporate the Town of Millsboro," by changing the limits and bounds of said town, as established by the commissioners thereof.

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

An act to amend Chapter 533 of Vol. 18, Laws of Delaware.

Mr. Austin moved that a rising vote of thanks be extended to the Hon. James T. Shallcross for the contribution of apples to the members of the House,

Which motion

Prevailed.

Mr. Tyre moved that the House now adjourn until 10.30 o'clock, a. m., to-morrow, February 19, 1903,

Which motion

Prevailed.

Thursday, February 19, 1903---10.30 o'clock, A. M.

House met pursuant to adjournment.

Prayer by the Chaplain.

Roll called. Members present---Messrs. Allen, Aspril, Austin, Bancroft, Bennett, Cook, Derrickson, Eastburn, Flinn, Frazier, Gehman, Gooden, Hart, Holcomb, Hughes, Jones, Lawson, Lingo, Lowe, Messick, Monaghan, Morrison, Newton, Powell, Price, Purnell, Rose, Thompson, Townsend, Tyre, Warren, Mr. Speaker.

Journal read and approved.

Mr. Price, on behalf of the Committee on Fish, Oysters and Game, to whom had been referred the following bills:

House Bill No. 112, entitled:

An act to amend Chap. 464, Vol. 20, Laws of Delaware, being an act entitled, "An act for the protection of oysters in Murderkill River and the St. Jones River," passed at Dover, May 12th, 1897, by providing that the time to take or catch oysters in the Murderkill River and in St. Jones River be changed,

House Bill No. 139, entitled:

An act to amend Chapter 653, Vol. 19, Laws of Delaware, passed at Dover, April 19, 1893, being an act entitled, "An act to repeal all statutes relating to planting, propagating, dredging, tonging, or taking oysters from the natural beds or plantations in the Delaware Bay and its tributaries, and to re-enact the same or parts thereof with amendments," by providing that the residence of the collector of the Oyster Revenue may be at any other place than at or near the village of Little Creek,

Reported the same back to the House favorably.

Mr. Holcomb offered a joint resolution,

House Joint Resolution No. 16:

Appointing a joint committee to settle the accounts of the State Treasurer in January, 1904,

Which, on motion of Mr. Holcomb, was read.

Mr. Holcomb moved that the joint resolution be adopted.

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

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

Yeas---Messrs. Allen, Aspril, Austin, Bancroft, Bennett, Cook, Derrickson, Eastburn, Flinn, Frazier, Gehman, Gooden, Hart, Holcomb, Hughes, Jones, Lawson, Lingo, Lowe, Messick, Monaghan, Morrison, Newton, Powell, Price, Purnell, Rose, Thompson, Townsend, Tyre, Warren, Mr. Speaker---32.

Nays---None.

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

Was adopted.

Ordered to the Senate for concurrence.

Mr. Jones, on behalf of the Committee on Municipal Corporations, to whom had been referred the following bills,

House Bill No. 157, entitled:

An act providing for protection against fire in the Town of Harrington,

House Bill No. 115, entitled:

An act authorizing the Town Council of Milford to borrow twenty thousand dollars for street and sewer improvement,

Reported the same back to the House favorably.

Mr. Jones, on behalf of the Committee on Municipal Corporations, to whom had been referred the bill,

House Bill No. 30, entitled:

An act for the relief of the Town of Milford,

Reported the same back to the House unfavorably.

Mr. Price, on behalf of the Committee on Fish, Oysters and Game, to whom had been referred the bill,

House Bill No. 75, entitled:

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

Reported the same back to the House favorably, with amendment.

Mr. Lawson, on behalf of the Committee on Education, to whom had been referred the following bills:

House Bill No. 108, entitled:

An act to amend Chapter 53 of Volume 15 of the Laws of Delaware, entitled, "An act to establish a board of education for the Town of Lewes and to incorporate the same and for other purposes" (as extended and continued by Chap. 24, of Volume 20, of the Laws of Delaware), by increasing the amount authorized to be raised by taxation,

House Bill No. 109, entitled:

An act authorizing the Board of Public Education for the Town of Lewes to borrow money and issue bonds to secure the payments thereof, for the purpose of making additions to and improvements in the school house in consolidated school districts Nos. 14, 15, 110 and 112, in Sussex County,

Reported the same back to the House favorably.

Mr. Aspril, on behalf of the Committee on Appropriations, to whom had been referred the bill,

House Bill No. 111, entitled:

An act to appropriate fifteen thousand dollars for the erection and repairs of buildings at Delaware College and the completion of alterations and repairs already begun,

Reported the same back to the House favorably.

Mr. Lingo, on behalf of the Committee on Miscellaneous Business, to whom had been referred the following bills:

House Bill No. 122, entitled:

An act providing for uniform for the bailiffs of the courts of New Castle County,

House Bill No. 150, entitled:

An act to empower the heirs of Ann Anderson to sell certain real estate in North Murderkill hundred, in Kent County, and make valid conveyances relating thereto,

House Bill No. 161, entitled:

An act to change the name of Marion Paschall Carpenter to Marion Paschall Frederick,

House Bill No. 123, entitled:

An act increasing the salaries of the bailiffs of the courts in and for New Castle County,

House Bill No. 77, entitled:

An act prohibiting the use of pool tables, billiard tables, bagatelle tables and shuffle boards,

Reported the same back to the House favorably.

Mr. Bancroft, on behalf of the Committee on Judiciary, to whom had been referred the following bills,

House Bill No. 142, entitled:

An act to enable the Governor to appoint a Justice of the Peace for Sussex County, to reside at or near the town of Concord,

House Bill No. 158, entitled:

An act to facilitate the appointment of Notaries Public,

House Bill No. 144, entitled:

An act authorizing the Governor to appoint an additional Notary Public in and for Kent County, to reside in the Town of Harrington.

Senate Bill No. 30, entitled:

An act authorizing the appointment of a Notary Public for the real estate office of Cosgriff & Reynolds, in the Town of Smyrna,

House Bill No. 162, entitled:

An act authorizing the Governor to appoint an additional Notary Public for Wilmington Hundred, New Castle County, for the office of the "Philadelphia, Baltimore and Washington Railroad Company,"

House Bill No. 134, entitled:

An act to amend Chapter 83 of the Revised Code of 1893, entitled, "Of Conveyances," concerning the acknowledgment of deeds by married women,

Reported the same back to the House favorably.

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

House Bill No. 65, entitled:

An act incorporating the school committee of United School Districts Nos. 163 and 163½ of Sussex County by the name of "The Delmar Public School," and authorizing said Delmar Public School to provide better school buildings and to borrow money, issue bonds and levy taxes.

House Bill No. 86, entitled:

An act to enable the Governor to appoint an additional Notary Public for Wilmington Hundred, New Castle County, for the law office of John H. Rodney.

Mr. Flinn, on behalf of the Committee on Revised Statutes, to whom had been referred the bill,

House Bill No. 57, entitled:

An act to repeal Chapter 17, Volume 22, Laws of Delaware, entitled, "An act to amend Chapter 24, Volume 14, Laws of Delaware, as supplemented by Chapter 364, Volume 14, Laws of Delaware, and as amended by Chapters 10 and 11, Volume 15, Laws of Delaware, entitled, 'An act to raise revenue for the State by taxing manufacturers, and for other purposes,'"

Reported the same back to the House unfavorably.

Mr. Flinn, on behalf of the Committee on Revised Statutes, to whom had been referred the bill,

Senate Bill No. 24, entitled :

An act to amend Chapter 477, Vol. 15, Laws of Delaware, entitled, "An act in respect to chattel mortgages," extending the time of liens thereof,

Reported the same back to the House favorably.

Mr. Flinn, on behalf of the Committee on Revised Statutes, to whom had been referred the following bills,

House Bill No. 151, entitled :

An act to revive Chapter 24, Volume 14, Laws of Delaware, as supplemented by Chapter 364, Volume 14, Laws of Delaware, and as amended by Chapters 10 and 11, Volume 15, Laws of Delaware, entitled, "An act to raise revenue for the State by taxing manufacturers and for other purposes,"

House Bill No. 97, entitled :

An act relating to the salaries of Levy Court Commissioners for New Castle County,

Reported the same back to the House unfavorably.

Mr. Flinn, on behalf of the Committee on Revised Statutes, to whom had been referred the bill,

House Bill No. 73, entitled :

An act to repeal an act, entitled, "An act creating the office of voters' assistant and prescribing the duties thereof," approved March 8, A. D. 1901," being Chapter 63, Vol. 22, Laws of Delaware,

Reported the same back to the House favorably.

On motion of Mr. Aspril, the bill (House Bill No. 8), entitled :

An act in relation to estates of aliens and to complete their title to the same,

Was taken up for consideration, and, on his further motion, was read a third time, by paragraphs, in order to pass the House.

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

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

Yeas---Messrs. Allen, Aspril, Austin, Bennett, Cook, Derrickson, Eastburn, Flinn, Frazier, Gehman, Gooden, Hart, Holcomb, Hughes, Jones, Lawson, Lingo, Lowe, Messick, Monaghan, Morrison, Newton, Powell, Price, Purnell, Rose, Thompson, Townsend, Tyre, Warren, Mr. Speaker---31.

Nays---None.

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

Passed the House.

Ordered to the Senate for concurrence.

Mr. Tyre offered a resolution, which, on his motion, was read as follows:

Whereas, It is impossible to transact public business in an intelligent manner without a full attendance of the members of this House, and that a certain number of the members are continually leaving the House before adjournment, now, therefore,

Be it resolved, That any member of this House wishing to leave before adjournment must first rise in his place and obtain permission from the House,

And, on his further motion, Was adopted.

Mr. Rose asked that Senate Joint Resolution No. 9, entitled:

Providing for the appointment of a commission to investigate and report on the status of the State's ownership in Delaware College,

Be read.

Mr. Rose moved that the joint resolution be concurred in.

On the question, "Shall the joint resolution be concurred in?"

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

Yeas---Messrs. Allen, Aspril, Bancroft, Bennett, Cook, Derrickson, Eastburn, Flinn, Frazier, Gehman, Gooden, Hart, Holcomb, Hughes, Jones, Lawson, Lingo, Lowe, Messick, Mon-



aghan, Morrison, Newton, Paradee, Powell, Price, Purnell, Rose, Thompson, Townsend, Tyre, Warren, Mr. Speaker---32.

Nays---None.

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

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

On motion of Mr. Holcomb, the bill (Senate Bill No. 26), entitled:

An act to incorporate the Bridgeville Trust Company and providing for a branch thereof at Greenwood,

Was read a first time.

Mr. Lingo, in pursuance of previous notice, asked and obtained leave to introduce a bill (House Bill No. 196), entitled:

An act to supplement and amend Chapter 750, Volume 19, of the Laws of Delaware, entitled, "An act to incorporate the Town of Millsboro," by changing the limits and bounds of said town, as established by the commissioners thereof,

Which, on his motion, was read.

On motion of Mr. Austin, the bill (House Bill No. 16), entitled:

An act to amend Chapter 392, Vol. 20, Laws of Delaware, entitled, "An act to provide for the maintenance, discipline and regulation of the National Guard of Delaware,

Was taken up for consideration, and, on his further motion, was read a third time, by paragraphs, in order to pass the House.

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

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

Yeas---Messrs. Allen, Aspril, Austin, Bancroft, Bennett, Cook, Derrickson, Eastburn, Flinn, Frazier, Gooden, Hart, Holcomb, Jones, Lawson, Lingo, Lowe, Messick, Monaghan, Mor-

rison, Newton, Powell, Price, Rose, Thompson, Townsend, Tyre, Warren---28.

Nays---Mr. Gehman, Mr. Speaker---2.

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

Passed the House.

Ordered to the Senate for concurrence.

Mr. Lingo, in pursuance of previous notice, asked and obtained leave to introduce a bill (House Bill No. 197), entitled:

An act to incorporate the Town of Frankford,

Which, on his motion, was read.

Mr. Bennett, in pursuance of previous notice, asked and obtained leave to introduce a bill, (House Bill No. 198), entitled:

An act proposing amendments to Article 9 of the Constitution of the State of Delaware, concerning corporations,

Which, on his motion, was read.

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

House Bill No. 42, entitled:

An act concerning bail for persons accused of crime,

And returned the same to the House.

### JOINT SESSION.

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

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

All members present, except Messrs. Groves and D. O. Moore, of the Senate, and Messrs. Buckmaster, Connelly, Holcomb, Jones and Paradee, of the House.

Mr. T. C. Moore, of the Senate, moved that the reading of the Journals be dispensed with,

Which motion

Prevailed.

Mr. Harrington, of the Senate, moved that they proceed to vote for United States Senator for the term ending March 4th, 1907,

Which motion

Prevailed.

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

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

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

Mr. Clements, of the Senate, voted for Edward D. Hearn.

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

Mr. Harrington, of the Senate, voted for Edward D. Hearn.

Mr. Jefferson, of the Senate, voted for Edward D. Hearn.

Mr. Latta, of the Senate, voted for Edward D. Hearn.

Mr. McNulty, of the Senate, voted for Edward D. Hearn.

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

Mr. Pennewill, of the Senate, voted for John Edward Ad-

Mr. Smith, of the Senate, voted for Edward D. Hearn.

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

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

Mr. Wright, of the Senate, voted for Edward D. Hearn.

Mr. President pro tempore, of the Senate, voted for Henry A. DuPont.

Mr. Allen, of the House, voted for Edward D. Hearn.

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

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

- Mr. Bancroft, of the House, voted for Henry A. DuPont.
- Mr. Bennett, of the House, voted for John Edward Addicks.
- Mr. Cook, of the House, voted for Edward D. Hearn.
- Mr. Derrickson, of the House, voted for Henry A. DuPont.
- Mr. Eastburn, of the House, voted for Henry A. DuPont.
- Mr. Flinn, of the House, voted for Henry A. DuPont.
- Mr. Frazier, of the House, voted for John Edward Addicks.
- Mr. Gehman, of the House, voted for John Edward Addicks.
- Mr. Gooden, of the House, voted for Edward D. Hearn.
- Mr. Hart, of the House, voted for Edward D. Hearn.
- Mr. Hughes, of the House, voted for Edward D. Hearn.
- Mr. Lawson, of the House, voted for John Edward Addicks.
- Mr. Lingo, of the House, voted for John Edward Addicks.
- Mr. Lowe, of the House, voted for Edward D. Hearn.
- Mr. Messick, of the House, voted for John Edward Addicks.
- Mr. Monaghan, of the House, voted for Edward D. Hearn.
- Mr. Morrison, of the House, voted for Edward D. Hearn.
- Mr. Newton, of the House, voted for John Edward Addicks.
- Mr. Powell, of the House, voted for John Edward Addicks.
- Mr. Price, of the House, voted for Anthony Higgins.
- Mr. Purnell, of the House, voted for John Edward Addicks.
- Mr. Rose, of the House, voted for Edward D. Hearn.
- Mr. Thompson, of the House, voted for Edward D. Hearn.
- Mr. Townsend, of the House, voted for John Edward Addicks.
- Mr. Tyre, of the House, voted for Anthony Higgins.
- Mr. Warren, of the House, voted for John Edward Addicks.

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

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

For John Edward Addicks, eighteen votes.

For Edward D. Hearn, seventeen votes.

For Henry A. DuPont, eight votes.

For Anthony Higgins, two votes.

Total, forty-five votes.

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

Mr. Harrington, of the Senate, moved that they proceed to vote for United States Senator for the term ending March 4th, 1905,

Which motion

Prevailed.

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

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

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

Mr. Clements, of the Senate, voted for J. Harvey Whiteman.

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

Mr. Harrington, of the Senate, voted for J. Harvey Whiteman.

Mr. Jefferson, of the Senate, voted for J. Harvey Whiteman.

Mr. Latta, of the Senate, voted for J. Harvey Whiteman.

Mr. McNulty, of the Senate, voted for J. Harvey Whiteman.

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

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

Mr. Smith, of the Senate, voted for J. Harvey Whiteman.

Mr. Sparks, of the Senate, voted for Anthony Higgins.

Mr. Sterling, of the Senate, voted for Anthony Higgins.

Mr. Wright, of the Senate, voted for J. Harvey Whiteman.

Mr. President pro tempore, of the Senate, voted for Anthony Higgins.

Mr. Allen, of the House, voted for J. Harvey Whiteman.

Mr. Aspril, of the House, voted for Anthony Higgins.

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

Mr. Bancroft, of the House, voted for Anthony Higgins.

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

Mr. Cook of the House, voted for J. Harvey Whiteman.

Mr. Derrickson, of the House, voted for Anthony Higgins.

Mr. Eastburn, of the House, voted for Anthony Higgins.

Mr. Flinn, of the House, voted for Anthony Higgins.

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

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

Mr. Gooden of the House, voted for J. Harvey Whiteman.

Mr. Hart, of the House voted for J. Harvey Whiteman.

Mr. Hughes, of the House, voted for J. Harvey Whiteman.

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

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

Mr. Lowe, of the House, voted for J. Harvey Whiteman.

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

Mr. Monaghan, of the House, voted for J. Harvey Whiteman.

Mr. Morrison, of the House, voted for J. Harvey Whiteman.  
 Mr. Newton, of the House, voted for John Edward Addicks.  
 Mr. Powell, of the House, voted for John Edward Addicks.  
 Mr. Price, of the House, voted for Harry A. Richardson.  
 Mr. Purnell, of the House, voted for John Edward Addicks.  
 Mr. Rose, of the House, voted for J. Harvey Whiteman.  
 Mr. Thompson, of the House, voted for J. Harvey Whiteman.

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

Mr. Tyre, of the House, voted for Harry A. Richardson.

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

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

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

For John Edward Addicks, eighteen votes.

For Anthony Higgins, eight votes.

For J. Harvey Whiteman, seventeen votes.

For Harry A. Richardson, two votes.

Total, forty-five votes.

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

Mr. Sparks moved that hereafter, all pairs shall be announced and recorded with the clerks immediately before the joint session,

Which motion

Prevailed.

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

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

An act to amend Chapter 192, Volume 17, Laws of Delaware, entitled, "An act to incorporate the Town of Newport," as amended by Chapter 191, current volume, by exempting said town from the payment of a road tax, concerning the New Castle County Workhouse, exempting manufactures from taxation, and providing for the registering of dogs, and the collection of taxes by attachment process.

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

An act providing for a revision and codification of the statute Laws of Delaware.

Mr. Lowe gave notice that on to-morrow or some future day he would ask leave to introduce sundry bills, entitled as follows :

An act to appropriate certain moneys for the relief of Miranda Adams.

An act authorizing the Town Council of Delmar to borrow money and issue bonds to secure the payment thereof, for the purpose of providing a supply of water and lights for the Town of Delmar.

An act to amend the town charter of Delmar and to extend the limits of said town.

An act to amend Section 3, Chapter 159, Vol. 22, Laws of Delaware.

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

An act to license the practice of chiropody.

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

An act in relation to printing and distributing the registration ballot and other election laws of the State.

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



An act to provide for the widening of certain streets in the City of Wilmington.

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

An act authorizing the Board of Public Education of the Town of Greenwood, Sussex County, to borrow money and issue bonds to the amount of \$4,000, to secure the payment thereof, for the purpose of buying a lot and building a new school house.

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

An act exempting from execution and attachment process, and from distraint for rent, leased musical instruments.

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

An act defining certain duties of the State Treasurer, and providing for compensation and office help in the collection of franchise taxes.

Mr. Rose moved that the House adjourn until 10.30 o'clock, to-morrow morning, February 20, 1903,

Which motion

Prevailed.

Friday, February 20, 1903---10.30 o'clock, A. M.

House met pursuant to adjournment.

Prayer by the Chaplain.

Roll called. Members present---Messrs. Allen, Aspril, Austin, Bancroft, Bennett, Buckmaster, Connelly, Cook, Derrickson, Eastburn, Flinn, Frazier, Gehman, Gooden, Hart, Holcomb, Hughes, Jones, Lawson, Lingo, Lowe, Messick, Monaghan, Morrison, Newton, Paradee, Powell, Price, Purnell, Rose, Thompson, Townsend, Tyre, Warren, Mr. Speaker.

Journal read and approved.

Mr. Flinn, on behalf of the Committee on Revised Statutes, to whom had been referred the bill (House Bill No. 155), entitled:

An act to amend Chapter 411 of Volume 14 of the Laws of Delaware, entitled, "An act to protect the people from the dangers resulting from the use of petroleum, coal, oil and burning fluids, by increasing the fire tests for certain oils, .

Reported the same back to the House favorably.

Mr. Flinn, on behalf of the Committee on Revised Statutes, to whom had been referred the bill, (House Bill No. 46), entitled:

An act to amend Chapter 214, Laws of Delaware,

Reported the same back to the House favorably, with amendment.

Mr. Lawson, on behalf of the Committee on Education, to whom had been referred the bill (House Bill No. 52), entitled:

A supplement to the act entitled, "An act concerning the establishment of a general system of free public schools," approved May 12th, 1898, relating to the alteration, creation and union of school districts, and to the apportionment of the school fund,

Reported the same back to the House favorably.

Mr. Gehman made a minority report on the bill, (House Bill No. 52), entitled :

A supplement to the act entitled, "An act concerning the establishment of a general system of free public schools," approved May 12th, 1898, relating to the alteration, creation and union of school districts, and to the apportionment of the school fund,

Reporting the same back to the House unfavorably.

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

Senate Bill No. 33, entitled :

An act providing that the days upon which the general elections are held in this State shall be legal holidays.

Senate Bill No. 4, entitled :

An act to regulate the business of detectives within the State of Delaware.

Senate Bill No. 58, entitled :

An act to prevent the procuring of deposits of money in this State without lawful authority,

And presented the same to the House.

Mr. Flinn, in pursuance of previous notice, asked and obtained leave to introduce a bill, (House Bill No. 199), entitled :

Providing for the submission to the vote of the qualified electors of the several districts of the State, the question whether the manufacture and sale of intoxicating liquors should be licensed or prohibited within the limits thereof,

Which, on his motion, was read.

Mr. Flinn, in pursuance of previous notice, asked and obtained leave to introduce a bill, (House Bill No. 200), entitled :

An act to amend Chapter 192 of Vol. 17, Laws of Delaware, entitled, "An act to incorporate the Town of Newport," as

amended by Chapter 191, current volume, by exempting said town from the payment of a road tax, concerning the New Castle County Workhouse, exempting manufacturers from taxation and providing for the registering of dogs, and the collection of taxes by attachment process,

Which, on his motion, was read.

Mr. Tyre, in pursuance of previous notice, asked and obtained leave to introduce a bill, (House Bill No. 201), entitled:

An act to better protect architects, civil engineers, builders, contractors, sub-contractors and other artizans and material dealers, engaged in and connected with the building trades,

Which, on his motion, was read.

Mr. Lowe, in pursuance of previous notice, asked and obtained leave to introduce a bill, (House Bill No. 202), entitled:

An act appropriating fifty dollars to Miranda Adams,

Which, on his motion, was read.

Mr. Gooden, in pursuance of previous notice, asked and obtained leave to introduce a bill, (House Bill No. 203), entitled:

An act authorizing and empowering sheriffs, constables and police officers in the State to enter places of public entertainment and stores, and to arrest disorderly persons therein without warrant,

Which, on his motion, was read.

On motion of Mr. Holcomb, the bill, (Senate Bill No. 26), entitled:

An act to incorporate the Bridgeville Trust Company, and providing for a branch thereof at Greenwood,

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

On motion of Mr. Flinn, the bill, (House Bill No. 169),, entitled:

An act for the relief of united school districts, numbers 23 and 75, in New Castle County,

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

On motion of Mr. Messick, the bill, (Senate Bill No. 42), entitled:

An act to enable the Town of Laurel to borrow money and issue bonds for the purpose of refunding a debt due the Sussex Trust, Title and Safe Deposit Company, of Laurel, Delaware,

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

On motion of Mr. Bancroft, the bill, (House Bill No. 168), entitled:

An act authorizing the Prothonotary of New Castle County to make a certain judgment index,

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

On motion of Mr. Bennett, the bill, (House Bill No. 198), entitled:

An act proposing amendments to Article 9 of the Constitution of the State of Delaware, concerning corporations,

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

On motion of Mr. Bancroft, the bill, (House Bill No. 188), entitled:

An act to amend Chapter 159 of Volume 13, of the Laws of Delaware,

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

On motion of Mr. Bancroft, the bill, (House Bill No. 189), entitled:

An act to amend Chapter 89 of the Revised Code,

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

On motion of Mr. Tyre, the bill, (House Bill No. 182), entitled:

An act to amend Chapter 201, Volume 20, Laws of Delaware, giving certain powers to the Board of Directors of the Street and Sewer Department, of the City of Wilmington,

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

On motion of Mr. Bancroft, the bill, (House Bill No. 190), entitled:

An act to repeal Chapter 292, of Volume 21, of the Laws of Delaware, relating to guardians' accounts,

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

On motion of Mr. Bancroft, the bill, (House Bill No. 191), entitled:

An act relating to guardians of minors,

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

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

An act to repeal Section 4 and Section 5, of Chapter 293, of Volume 21, of the Laws of Delaware, relating to guardians' accounts,

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

On motion of Mr. Bancroft, the bill (House Bill No. 193), entitled:

An act to amend Section 7, of Chapter 124, of the Revised Code, relating to exceptions to executors, administrators and guardians' accounts,

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

On motion of Mr. Bancroft, the bill, (House Bill No. 194), entitled:

An act to amend Chapter 96 of the Revised Code, relating to the Orphans' Court,

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

On motion of Mr. Buckmaster, the bill, (House Bill No. 177), entitled:

An act to authorize the Mayor and Council of Wilmington to appropriate money to maintain the Rescue Fire Company,

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

On motion of Mr. Townsend, the bill, (Senate Bill No. 47), entitled:

An act to repeal Chapter 5, Volume 13, Laws of Delaware, as published in the Revised Code of 1893, at page 241,

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

On motion of Mr. Lingo, the bill (House Bill No. 196), entitled:

An act to supplement and amend Chapter 750, Volume 19, of the Laws of Delaware, entitled, "An act to incorporate the Town of Millsboro," by changing the limits and bounds of said town as established by the commissioners thereof,

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

On motion of Mr. Lingo, the bill, (House Bill No. 197), entitled:

An act to incorporate the Town of Frankford,

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

On motion of Mr. Holcomb, the bill (House Bill No. 195), entitled:

An act to amend Section 1, Chapter 38, Volume 21, Laws of Delaware,

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

On motion of Mr. Holcomb, the bill, (House Bill No. 183), entitled:

An act to lessen bribery at elections,

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

On motion of Mr. Thompson, the bill, (House Bill No. 185), entitled:

An act to supplement and amend Chapter 199, Volume 22, Laws of Delaware, entitled, "An act to re-incorporate the Town of Lewes," by prohibiting the making of contracts by the Board of Commissioners of said town, for materials, supplies, etc., with members of said board,

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

On motion of Mr. Thompson, the bill, (House Bill No. 184), entitled:

An act for the suppression of intemperance,

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

On motion of Mr. Rose, the bill, (House Bill No. 179), entitled:

An act authorizing the Governor to appoint an additional Notary Public for Christiana Hundred, New Castle County, whose office shall be at the New Castle County Workhouse,

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

On motion of Mr. Rose, the bill, (House Bill No. 180), entitled:

An act to provide for the protection and preservation of the memorial monument at Cooch's Bridge, erected to mark the spot upon which the Stars and Stripes were first unfurled in battle,

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



On motion of Mr. Rose, the bill, (House Bill No. 181),  
entitled:

An act in relation to the poisoning of dogs,

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

On motion of Mr. Holcomb, the bill, (House Bill No. 173),  
entitled:

An act to prevent information being given to the corruptors  
of elections, concerning persons for whom any one has voted,

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

On motion of Mr. Bancroft, the bill, (Senate Bill No. 35),  
entitled:

An act authorizing the Governor to appoint an additional  
Notary Public for Wilmington hundred, New Castle County,  
for the office of American Surety Company of New York,

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

On motion of Mr. Hughes, the bill, (House Bill No. 15),  
entitled:

An act to repeal Chapter 646, of Volume 19, Laws of Dela-  
ware, being an act providing for license to retailers of goods,  
wares and merchandise, and inn and tavern keepers to sell  
intoxicating liquors in quantities less than one quart to be drunk  
off the premises,

Was taken up for consideration, and, on his further motion,  
was read a third time, by paragraphs, in order to pass the House.

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

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

Yeas---Messrs. Aspril, Derrickson, Flinn, Frazier, Hughes,  
Lawson, Messick, Newton, Powell, Townsend, Warren, Mr.  
Speaker---12.

Nays---Messrs. Allen, Austin, Bancroft, Bennett, Buckmaster, Connelly, Cook, Eastburn, Gehman, Gooden, Hart, Holcomb, Jones, Lingo, Lowe Monaghan, Morrison, Paradee, Price, Purnell, Rose, Thompson, Tyre---23.

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

Was Lost.

### JOINT SESSION.

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

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

All members present, except Messrs. Lowe and Messick, of the House.

Mr. T. C. Moore, of the Senate, moved that the reading of the Journals be dispensed with,

Which motion

Prevailed.

Mr. Pennewill, of the Senate, moved that they proceed to vote for United States Senator for the term ending March 4th, 1907,

Which motion

Prevailed.

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

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

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

Mr. Clements, of the Senate, voted for J. Wilkins Cooch.

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

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

Mr. Harrington, of the Senate, voted for J. Wilkins Cooch.

Mr. Jefferson of the Senate, voted for J. Wilkins Cooch.

Mr. Latta, of the Senate, voted for J. Wilkins Cooch.

Mr. McNulty, of the Senate, voted for J. Wilkins Cooch.

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

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

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

Mr. Smith, of the Senate, voted for J. Wilkins Cooch.

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

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

Mr. Wright, of the Senate, voted for J. Wilkins Cooch.

Mr. President pro tempore, of the Senate, voted for Henry A. DuPont.

Mr. Allen, of the House, voted for J. Wilkins Cooch.

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

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

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

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

Mr. Buckmaster, of the House, voted for J. Wilkins Cooch.

Mr. Connelly, of the House, voted for J. Wilkins Cooch.

Mr. Cook, of the House, voted for J. Wilkins Cooch.

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

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

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

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

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

Mr. Gooden, of the House, voted for J. Wilkins Cooch.

Mr. Hart, of the House, voted for J. Wilkins Cooch.

Mr. Holcomb, of the House, voted for J. Wilkins Cooch.

Mr. Hughes, of the House, voted for J. Wilkins Cooch.

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

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

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

Mr. Monaghan, of the House, voted for J. Wilkins Cooch.

Mr. Morrison, of the House, voted for J. Wilkins Cooch.

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

Mr. Paradee, of the House, voted for J. Wilkins Cooch.

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

Mr. Price, of the House, voted for Anthony Higgins.

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

Mr. Rose, of the House, voted for J. Wilkins Cooch.

Mr. Thompson, of the House, voted for J. Wilkins Cooch.

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

Mr. Tyre, of the House, voted for Anthony Higgins.

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

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

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

For John Edward Addicks, twenty votes.

For J. Wilkins Cooch, twenty votes.

For Henry A. DuPont, eight votes.

For Anthony Higgins, two votes.

Total, fifty votes.

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

Mr. Harrington, of the Senate, moved that they proceed to vote for United States Senator for the term ending March 4th, 1905,

Which motion

Prevailed.

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

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

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

Mr. Clements, of the Senate, voted for John W. Causey.

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

Mr. Groves, of the Senate, voted for William C. Spruance.

Mr. Harrington, of the Senate, voted for John W. Causey.

Mr. Jefferson, of the Senate, voted for John W. Causey.

Mr. Latta, of the Senate, voted for John W. Causey.

Mr. McNulty, of the Senate, voted for John W. Causey.

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

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

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

Mr. Smith, of the Senate, voted for John W. Causey.

Mr. Sparks, of the Senate, voted for Anthony Higgins.

Mr. Sterling, of the Senate, voted for Anthony Higgins.

Mr. Wright, of the Senate, voted for John W. Causey.

Mr. President pro tempore, of the Senate, voted for Anthony Higgins.

Mr. Allen, of the House, voted for John W. Causey.

Mr. Aspril, of the House, voted for Anthony Higgins.

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

Mr. Bancroft, of the House, voted for Anthony Higgins.

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

Mr. Buckmaster, of the House, voted for John W. Causey.

Mr. Connelly, of the House, voted for John W. Causey.

Mr. Cook, of the House, voted for John W. Causey.

Mr. Derrickson, of the House, voted for Anthony Higgins.

Mr. Eastburn, of the House, voted for Anthony Higgins.

Mr. Flinn, of the House, voted for Anthony Higgins.

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

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

Mr. Gooden, of the House, voted for John W. Causey.

Mr. Hart, of the House, voted for John W. Causey.

Mr. Holcomb, of the House, voted for John W. Causey.

Mr. Huges, of the House, voted for John W. Causey.

Mr. Jones, of the House, voted for William C. Spruance.

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

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

Mr. Monaghan, of the House, voted for John W. Causey.

Mr. Morrison, of the House, voted for John W. Causey.

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

Mr. Paradee, of the House, voted for John W. Causey.

Mr. Powell, of the House, voted for John Edward Addicks.  
 Mr. Price, of the House, voted for Harry A. Richardson.  
 Mr. Purnell, of the House, voted for John Edward Addicks.  
 Mr. Rose, of the House, voted for John W. Causey  
 Mr. Thompson, of the House, voted for John W. Causey.  
 Mr. Townsend, of the House, voted for John Edward Addicks.

Mr. Tyre, of the House, voted for Harry A. Richardson.  
 Mr. Warren, of the House, voted for John Edward Addicks.

Mr. Speaker, of the House, voted for John Edward Addicks.  
 The vote as above ascertained having been announced as follows:

For John Edward Addicks, eighteen votes.

For John W. Causey, twenty votes.

For Anthony Higgins, eight votes.

For William C. Spruance, two votes.

For Harry A. Richardson, two votes.

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

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

Mr. Rose moved to take a recess until 2 o'clock, p. m.,

Which motion

Prevailed.

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

House reassembled after noon recess.

Mr. Tyre offered a resolution, which, on his motion, was read as follows:

Whereas, In a recent article in a periodical known as the "Outlook," one George Kennan makes the following statement:

"Of the evidence obtainable in Delaware with regard to the use of depraved women as a means of disgracing legislators and enabling workers to hold or control doubtful men by threats of exposure, it is not necessary at present to speak";

And whereas, This statement is a low, dirty and incomprehensible lie, without any ground or justification therefor as far as this Legislature is concerned, or that of any other within our knowledge;

And whereas, This statement is an insult to the Legislature of this State and a gross reflection upon the fair fame of our Commonwealth;

Therefore, be it resolved, regardless of political differences of opinion, That we resent this pernicious falsehood, and direct a copy thereof to be sent to the aforesaid George Kennan, as an expression of our own views of this malicious defamation of Delaware.

Mr. Tyre moved that the resolution be adopted.

Mr. Bancroft moved that further action on the resolution be deferred until Monday,

Which motion

Was Lost.

Mr. Monaghan moved that action on the resolution be deferred until Wednesday and in the mean time the clerk purchase 500 copies of the articles for distribution.

On the motion of Mr. Monaghan, the yeas and nays were ordered, which, being taken, were as follows:

Yeas---Messrs. Aspril, Buckmaster, Connelly, Derrickson, Gooden, Hart, Holcomb, Hughes, Monaghan, Morrison, Pardee, Rose, Thompson---13.



Nays---Messrs. Austin, Bancroft, Bennett, Cook, Eastburn, Flinn, Frazier, Gehman, Jones, Lawson, Lingo, Powell, Price, Purnell, Townsend, Tyre, Warren, Mr. Speaker---18.

So the motion was lost.

Mr. Rose offered the following amendment, and moved its adoption.

Amend the resolution by striking out all of the resolution after the word "Resolved," and insert in lieu thereof the following, "That the members of the House do hereby approve of the article which has appeared in the Outlook in the past three issues thereby entitled, 'Holding up a State, the true story of Addicks in Delaware,' and we do hereby authorize and direct the clerk of the House to procure 500 copies of each issue thereof, for distribution."

Mr. Flinn moved that the amendment be laid on the table.

On the motion of Mr. Flinn to lay the amendment on the table,

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

Yeas---Messrs. Aspril, Austin, Bancroft, Bennett, Derrickson, Eastburn, Flinn, Frazier, Gehman, Jones, Lawson, Lingo, Powell, Price, Purnell, Townsend, Tyre, Warren, Mr. Speaker---19.

Nays---Buckmaster, Connelly, Cook, Gooden, Hart, Holcomb, Hughes, Monaghan, Morrison, Paradee, Rose, Thompson---12.

So the motion to lay the amendment on the table prevailed.

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

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

Yeas---Messrs. Austin, Bennett, Frazier, Gehman, Jones, Lawson, Lingo, Powell, Price, Purnell, Townsend, Tyre, Warren, Mr. Speaker---14.

Nays---Messrs. Aspril, Bancroft, Buckmaster, Connelly,

Cook, Derrickson, Eastburn, Flinn, Gooden, Hart, Holcomb, Hughes, Monaghan, Morrison, Paradee, Rose' Thompson---17.

So the question was decided in the negative, and the resolution was rejected.

Mr. Connelly offered House Joint Resolution No 17, entitled:

In relation to the prosecution of Cordelia Botkin.

Which, on his motion, was read.

Mr. Connelly moved that the joint resolution be adopted.

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

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

Yeas---Messrs. Aspril, Bancroft, Bennett, Buckmaster, Connelly, Cook, Derrickson, Eastburn, Flinn, Frazier, Gooden, Hughes, Lawson, Monaghan, Morrison, Paradee, Powell, Price, Thompson, Mr. Speaker---20.

Nays---Messrs. Jones, Lingo, Purnell---3.

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

Ordered to the Senate for concurrence.

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

House Bill No. 71, entitled:

An act prohibiting the manufacturing and sale of cigarettes, cigarette papers and cigarette tobacco within this State,

And returned the same to the House.

Mr. Tyre offered a resolution, which, on his motion, was as follows:

Resolved, That a committee of three be appointed by the Speaker from among its members to ascertain from the Attorney General the true meaning of the Constitution concerning the

number of votes required to appropriate money from the State Treasury.

Mr. Tyre moved that the resolution be adopted,

Which motion

Prevailed.

The Speaker named Messrs. Tyre, Bancroft and Monaghan as the Committee to confer with the Attorney General.

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

An act appropriating five hundred dollars to Purnell B. Norman, Auditor of Accounts, for extra services,

Was taken up for consideration, and, on his further motion, was read a third time, by paragraphs, in order to pass the House.

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

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

Yeas---Messrs. Aspril, Bancroft, Buckmaster, Connelly, Cook, Derrickson, Eastburn, Flinn, Gooden, Hart, Hughes, Monaghan, Morrison, Paradee, Price, Rose, Thompson, Mr. Speaker---18.

Nays---Messrs. Austin, Bennett, Frazier, Gehman, Holcomb, Jones, Lawson, Lingo, Purnell, Tyre, Warren---11.

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

Was Lost.

Mr. Flinn moved that House Bill No. 33 be laid on the table,

Which motion

Prevailed.

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

An act in relation to the Ferris Industrial School.

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

An act amending an act, entitled, "An act providing for the

establishment and maintenance of free public libraries," approved March 9th, A. D. 1901, making school districts the centers for free libraries, and for other purposes.

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

A supplement to an act, entitled, "An act providing for the establishment and maintenance of free public libraries," approved March 9th, A. D. 1901, to facilitate the establishment of free libraries and for other purposes.

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

An act to enable incorporated Colored School Districts Nos. 163 and 192 to issue bonds not to exceed six hundred dollars.

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

An act to amend an act, entitled, "An act to provide for a Municipal Police Commission for City of Wilmington," passed at Dover, April 18, 1893, being Chapter 731, of Volume 19, Laws of Delaware, by providing for an increase in salaries of the Chief of Police, the two Captains of Police, the ten Sergeants of Police and the ordinary Policemen of the City of Wilmington.

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

An act to define and construe the meaning and purpose of Section 1, of Chapter 11, of the Revised Code of this State, and to provide for the enforcement of the same.

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

An act to provide for the registration of land titles in the State of Delaware, and to simplify and facilitate the transfer of real estate.

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

An act regulating the use of prescriptions for the procuring of intoxicating liquors.

day he would ask leave to introduce a bill, entitled:

Mr. Austin gave notice that on to-morrow or some future

An act authorizing the Board of Education of the Public Schools of Milford to provide a new school building and to borrow money to pay for the same.

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

An act authorizing the Prothonotary of New Castle County to make a certain judgment index.

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

An act to provide for the payment of certain expenses incurred in the burial of certain indigent soldiers, sailors or mariners.

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

An act to repeal Chapter 341, Volume 16, of the Laws of Delaware, entitled, "An act in relation to the Notary Public now appointed, or who may hereafter be appointed, for the Delaware City National Bank," restricting the authority of said Notary Public.

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

An act to increase the annual appropriation for the purpose of purchasing judicial reports for the State library.

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

An act requiring manufacturers and dealers in cigarettes and cigarette paper to pay an annual State license.

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

An act amending Chapter 224, of Volume 21, of the Laws

of Delaware, in regard to the powers of the Board of Education of the Public Schools of Milford to provide a new building and to borrow money to pay for the same.

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

An act authorizing the Commissioners of School Districts Nos. 24 and 159 of Sussex County to borrow money to repair, rebuild, enlarge or remodel their school house.

Mr. Monaghan offered a resolution, which, on his motion, was read as follows:

Resolved, That all pairs for to-morrow's session be recorded with the Clerk, and any member so paired shall not be allowed to vote for United State Senator without the consent of the member with whom he is paired,

And, on his further motion,

Was adopted.

The following pairs were recorded:

Mr. Allen paired with Mr. Newton.

Mr. Aspril paired with Mr. Hart.

Mr. Austin paired with Mr. Morrison.

Mr. Bancroft paired with Mr. Connelly.

Mr. Bennett paired with Mr. Hughes.

Mr. Buckmaster paired with Mr. Jones.

Mr. Cook paired with Mr. Frazier.

Mr. Derrickson paired with Mr. Lawson.

Mr. Eastburn paired with Mr. Townsend.

Mr. Flinn paired with Mr. Rose.

Mr. Gehman paired with Mr. Paradee.

Mr. Lingo paired with Mr. Thompson.

Mr. Lowe paired with Mr. Messick.

Mr. Monaghan paired with Mr. Purnell.

Mr. Powell paired with Mr. Price.

Mr. Tyre paired with Mr. Warren.

On motion of Mr. Buckmaster, the bill (House Bill No. 69), entitled:

An act to revive and extend the time of recording private acts,

Was taken up for consideration, and, on his further motion, was read a third time, by paragraphs, in order to pass the House.

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

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

Yeas---Messrs. Aspril, Austin, Bancroft, Bennett, Buckmaster, Connelly, Cook, Derrickson, Eastburn, Flinn, Frazier, Gehman, Gooden, Hughes, Jones, Lawson, Lingo, Monaghan, Morrison, Paradee, Powell, Price, Purnell, Rose, Thompson, Townsend, Tyre, Mr. Speaker---28.

Nays---None.

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

Passed the House.

Ordered to the Senate for concurrence.

Mr. Holcomb moved that the House adjourn until 11.45 o'clock, a. m., to-morrow, February 21, 1903,

Which motion

Prevailed.

Saturday, February 21, 1903---11.45 o'clock, A. M.

House met pursuant to adjournment.

Prayer by the Chaplain.

Roll called. Members present---Mr. Gooden, Mr. Speaker.

On motion of Mr. Gooden, the reading of the Journal was dispensed with.

#### JOINT SESSION.

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

Mr. Allen, of the Senate, moved that Mr. Harrington, of the Senate, preside over the joint session,

Which motion

Prevailed.

The presiding officer directed the Clerks to call the rolls of the respective Houses.

All members absent, except Mr. Allee and Mr. Harrington, of the Senate, and Mr. Gooden and Mr. Speaker, of the House.

Mr. Allee, of the Senate, moved that the reading of the Journals be dispensed with,

Which motion

Prevailed.

Mr. Gooden, of the House, moved that they proceed to vote for United States Senator for the term ending March 4th, 1907,

Which motion

Prevailed.

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

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



Mr. Harrington, of the Senate, voted for J. Wilkins Cooch.

Mr. Gooden, of the House, voted for J. Wilkins Cooch.

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

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

For John Edward Addicks, two votes.

For J. Wilkins Cooch, two votes.

Total, four votes.

The presiding officer declared that, no person having a majority of all the votes cast for United States Senator, there was no election to said office.

Mr. Allee, of the Senate, moved that they proceed to vote for United States Senator for the term ending March 4th, 1905,

Which motion

Prevailed.

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

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

Mr. Harrington, of the Senate, voted for John W. Causey.

Mr. Gooden, of the House, voted for John W. Causey.

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

The vote as above ascertained having been announced as follows:

For John Edward Addicks, two votes.

For John W. Causey, two votes.

Total, four votes.

The presiding officer declared that, no person having a majority of all the votes cast for United States Senator, there was no election to said office.

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

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

Monday, February 23rd, 1903---10.30 o'clock, A. M.

House met pursuant to adjournment.

Prayer by the Chaplain.

Roll called. Members present---Messrs. Allen, Aspril, Austin, Bancroft, Bennett, Buckmaster, Connelly, Cook, Derickson, Eastburn, Flinn, Frazier, Gehman, Gooden, Hart, Holcomb, Hughes, Jones, Lawson, Lingo, Lowe, Messick, Monaghan, Morrison, Newton, Paradee, Powell, Price, Purnell, Rose, Thompson, Townsend, Tyre, Warren, Mr. Speaker.

Journal read and approved.

The Speaker read the following telegram:

Washington, D. C., February 23, 1903.

To HENRY S. ANTHONY,

Speaker of House, Dover, Del.

Paragraph in my "Outlook" article, February twenty-first, was not intended to refer to or reflect upon present Legislature or any member thereof. It relates only to circumstances and persons connected with Legislature of eighteen ninety-five.

GEO. KENNAN.

Mr. Rose moved that the telegram be accepted and entered upon the Journal,

Which motion

Prevailed.

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

Senate Bill No. 75, entitled:

An act authorizing the construction, extension and improvement of sewers in the Town of Dover, and empowering the Town Council to borrow money to pay for the same,

Senate Bill No. 46, entitled :

An act authorizing the Governor to appoint an additional Notary Public for Broadkilm Hundred, Sussex County, Del., whose office shall be in the Bank of the Sussex Trust, Title and Safe Deposit Company at Milton.

And presented the same to the House.

He also informed the House that the Senate had concurred in the following House bill :

House Bill No. 40, entitled :

An act to amend Chapter 154, Section 11, Volume 15, Laws of Delaware,

With Senate amendment,

And returned the same to the House.

He also informed the House that the Senate had concurred in the following House Joint Resolution No. 17, entitled :

Joint resolution in relation to the prosecution of Cordelia Botkin,

And returned the same to the House.

Mr. Aspril, on behalf of the Committee on Appropriations, to whom had been referred the bill (House Bill No. 61), entitled :

An act to provide for the collection, arrangement and display of the products of Delaware at the Louisiana Purchase Exposition of 1904, and to make an appropriation therefor,

Reported the same back to the House favorably, with the amendment attached thereto.

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

House Bill No. 42, entitled :

An act concerning bail for persons accused of crime.

The following communication from the Attorney General was read :

Wilmington, Delaware, February 21, 1903.

To Messrs. John Bancroft, Abram L. Tyre, Thos. M. Monaghan, Legislative House Committee, Dover, Delaware.

My dear sirs:---You have submitted to me as Attorney General the question,---by what vote an appropriation bill, speaking generally, must be passed by the General Assembly.

The only sections of Article 8 of the Constitution of the State bearing upon this question seem to be sections 4 and 6. Section 4 is specifically limited to appropriations and bonds made, issued or loaned to any county, municipality or corporation, and the guaranty and endorsement of the bonds or other undertaking of any county, municipality or corporation. For such purpose an appropriation must be passed by a three-fourths vote.

Section 6 provides that, with the exception of the compensation of the members of the General Assembly and the expenses connected with the session thereof, all money shall be drawn from the treasury pursuant to an appropriation made by act of the General Assembly. As I construe this section, it is that, with the exceptions above mentioned, a resolution, joint or otherwise, of the General Assembly would not be sufficient to draw money from the treasury pursuant to an appropriation, but that in every case an act of the General Assembly would be necessary.

We are led, therefore, to the ascertainment, if possible, by what vote an act generally of the General Assembly must be passed. This seems to be settled by the words of Section 10, of Article 2, of the Constitution, where it is provided that no bill or joint resolution, except in relation to adjournment, shall pass either House "without the concurrence of a majority of all the members elected to each House."

I find no provision in the Constitution which would require for an act appropriating money from the treasury of the State any greater vote than it would take to pass any other act of the General Assembly, except as provided in Section 4, of Article 8, of the Constitution. This section, as I have already above given my opinion, has no application to the general subject of appropriations.

I am, therefore, of the opinion that an act appropriating

money for other purposes than is mentioned in Section 4, of Article 8, needs for its passage the votes of no more than a majority to all the members elected to each House.

I remain, yours respectfully,

H. H. WARD, Attorney General.

Mr. Lingo, on behalf of the Committee on Miscellaneous Business, to whom had been referred the following bills,

House Bill No. 117, entitled :

An act relating to the road commissioners of the several hundreds of New Castle County, and the auditing of the same,

House Bill No. 94, entitled :

An act to regulate the practice of veterinary medicine and surgery in the State of Delaware,

Reported the same back to the House favorably.

Mr. Jones, on behalf of the Committee on Municipal Corporations, to whom had been referred the bill,

House Bill No. 79, entitled :

An act in relation to the fees from liquor licenses in incorporated towns,

Reported the same back to the House favorably.

Mr. Holcomb, on behalf of the Committee on Banking and Insurance, to whom had been referred the bill,

Senate Bill No. 26, entitled :

An act to incorporate the Bridgeville Trust Company, and providing for a branch thereof at Greenwood,

Reported the same back to the House favorably.

Mr. Holcomb, on behalf of the Committee on Banking and Insurance, to whom had been referred the bill.

House Bill No. 167, entitled :

An act making Saturdays throughout the year, from and after the first day of June, in the year nineteen hundred and

three, half holidays in Sussex County for Banking and Trust Company purposes,

Reported the same back to the House unfavorably.

Mr. Rose offered a resolution, which, on his motion, was read as follows:

Resolved, That House Bill No. 73 be made a special order of business for 11 o'clock, a. m., Tuesday,

And, on his further motion, Was adopted.

Mr. Aspril, in pursuance of previous notice, asked and obtained leave to introduce a bill (House Bill No. 204), entitled:

An act authorizing the Prothonotary of New Castle County to make a certain judgment index,

Which, on his motion, was read.

Mr. Holcomb, in pursuance of previous notice, asked and obtained leave to introduce a bill (House Bill No. 205), entitled:

An act defining certain duties of the State Treasurer, and providing for compensation and office help in the collection of franchise taxes,

Which, on his motion, was read.

Mr. Lawson, in pursuance of previous notice, asked and obtained leave to introduce a bill (House Bill No. 206), entitled:

An act to amend Chapter 5, Volume 21, of the Laws of Delaware, entitled, "An act to amend Chapter 6, Volume 17, Laws of Delaware, entitled, 'An act establishing the State Library,' " by increasing the annual appropriation for the purpose of purchasing judiciary reports,

Which, on his motion, was read.

Mr. Price, in pursuance of previous notice, asked and obtained leave to introduce a bill (House Bill No. 207), entitled:

An act to repeal Chapter 341, Vol. 16, of the Laws of Delaware, entitled, "An act in relation to the Notary Public now appointed or who may hereafter be appointed for the Delaware

City National Bank," restricting the authority of said Notary Public,

Which, on his motion, was read.

Mr. Morrison, in pursuance of previous notice, asked and obtained leave to introduce a bill (House Bill No. 208), entitled:

An act to authorize the Council of Newark, Delaware, to regulate the sale of goods, wares and merchandise on the streets and sidewalks of Newark, Delaware,

Which, on his motion, was read.

Mr. Morrison, in pursuance of previous notice, asked and obtained leave to introduce a bill (House Bill No. 209), entitled:

An act to change the boundaries of the Town of Newark and to establish new boundaries for said town,

Which, on his motion, was read.

Mr. Morrison, in pursuance of previous notice, asked and obtained leave to introduce a bill (House Bill No. 210), entitled:

An act to provide for the collection of taxes levied and assessed on real property and persons within the Town of Newark, Delaware,

Which, on his motion, was read.

Mr. Rose, in pursuance of previous notice, asked and obtained leave to introduce a bill (House Bill No. 211), entitled:

An act to prevent and punish the desecration of the flag of the United States,

Which, on his motion, was read.

Mr. Holcomb, in pursuance of previous notice, asked and obtained leave to introduce a bill (House Bill No. 212), entitled:

An act amending Chapter 152, Section 18, Volume 15, of the Laws of Delaware, entitled, "An act to incorporate the City of New Castle,"

Which, on his motion, was read.

Mr. Paradee, in pursuance of previous notice, asked and obtained leave to introduce a bill (House Bill No. 213), entitled:



An act regulating the use of prescriptions for the procuring of intoxicating liquors,

Which, on his motion, was read.

Mr. Paradee, in pursuance of previous notice, asked and obtained leave to introduce a bill (House Bill No. 214), entitled:

An act to define and construe the meaning and purpose of Section I, of Chapter 11, of the Revised Code of this State, and to provide for the enforcement of the same,

Which, on his motion, was read.

On motion of Mr. Jones, the bill, (H. B. No. 11), entitled:

An act to provide for the support of the Independence Fire Company of Wilmington, Delaware,

Was taken up for consideration, and, on his further motion, was read a third time, by paragraphs, in order to pass the House.

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

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

Yeas---Messrs. Aspril, Austin, Bancroft, Bennett, Buckmaster, Derrickson, Eastburn, Flinn, Frazier, Gehman, Hart, Holcomb, Jones, Lawson, Lingo, Messick, Newton, Powell, Price, Purnell, Rose, Thompson, Townsend, Tyre, Warren, Mr. Speaker—26.

Nays---Messrs. Allen, Connelly, Cook, Gooden, Hughes, Lowe, Monaghan, Morrison, Paradee---9.

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

Passed the House.

Ordered to the Senate for concurrence.

### JOINT SESSION.

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

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

All members present.

Mr. Holcomb, of the House, moved that the reading of the Journals be dispensed with,

Which motion

Prevailed..

Mr. Harrington, of the Senate, moved that they proceed to vote for United States Senator for the term ending March 4th, 1907,

Which motion

Prevailed.

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

Mr. President pro tempore, of the Senate, voted for Henry A. DuPont.

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

Mr. Monaghan, of the House, voted for Willard Saulsbury.  
 Mr. Morrison, of the House, voted for Willard Saulsbury.  
 Mr. Newton, of the House, voted for John Edward Addicks.  
 Mr. Paradee, of the House, voted for Willard Saulsbury.  
 Mr. Powell, of the House, voted for John Edward Addicks.  
 Mr. Price, of the House, voted for Anthony Higgins.  
 Mr. Purnell, of the House, voted for John Edward Addicks.  
 Mr. Rose, of the House, voted for Willard Saulsbury.  
 Mr. Thompson, of the House, voted for Willard Saulsbury.  
 Mr. Townsend, of the House, voted for John Edward Addicks.

Mr. Tyre, of the House, voted for Anthony Higgins.  
 Mr. Warren, of the House, voted for John Edward Addicks.  
 Mr. Speaker, of the House, voted for John Edward Addicks.

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

For John Edward Addicks, twenty-one votes.

For Willard Saulsbury, twenty-one votes.

For Henry A. DuPont, eight votes.

For Anthony Higgins, two votes.

Total, fifty-two votes.

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

Mr. Pennewill, of the Senate, moved that they proceed to vote for United States Senator for the term ending March 4th, 1905,

Which motion

Prevailed.

The Clerks were directed to call the rolls of the respective

Houses, and the members, as their names were called, responded by viva voce vote as follows, viz :

- Mr. Allee, of the Senate, voted for John Edward Addicks.
- Mr. Brasure, of the Senate, voted for John Edward Addicks.
- Mr. Clements, of the Senate, voted for Richard R. Kenney.
- Mr. Conner, of the Senate, voted for John Edward Addicks.
- Mr. Groves, of the Senate, voted for William S. Hilles.
- Mr. Harrington, of the Senate, voted for Richard R. Kenney.
- Mr. Jefferson, of the Senate, voted for Richard R. Kenney.
- Mr. Latta, of the Senate, voted for Richard R. Kenney.
- Mr. McNulty, of the Senate, voted for Richard R. Kenney.
- Mr. D. O. Moore, of the Senate, voted for John Edward Addicks.
- Mr. T. C. Moore, of the Senate, voted for John Edward Addicks.
- Mr. Pennewill, of the Senate, voted for John Edward Addicks.
- Mr. Smith, of the Senate, voted for Richard R. Kenney.
- Mr. Sparks, of the Senate, voted for Anthony Higgins.
- Mr. Sterling, of the Senate, voted for Anthony Higgins.
- Mr. Wright, of the Senate, voted for Richard R. Kenney.
- Mr. President pro tempore, of the Senate, voted for Anthony Higgins.
- Mr. Allen, of the House, voted for Richard R. Kenney.
- Mr. Aspril, of the House, voted for Anthony Higgins.
- Mr. Austin, of the House, voted for John Edward Addicks.
- Mr. Bancroft, of the House, voted for Anthony Higgins.
- Mr. Bennett, of the House, voted for John Edward Addicks.

Mr. Buckmaster, of the House, voted for Richard R. Kenney.

Mr. Connelly, of the House, voted for Richard R. Kenney.

Mr. Cook, of the House, voted for Richard R. Kenney.

Mr. Derrickson, of the House, voted for Anthony Higgins.

Mr. Eastburn, of the House, voted for Anthony Higgins.

Mr. Flinn, of the House, voted for Anthony Higgins.

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

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

Mr. Gooden, of the House, voted for Richard R. Kenney.

Mr. Hart, of the House, voted for Richard R. Kenney.

Mr. Holcomb, of the House, voted for Richard R. Kenney.

Mr. Hughes, of the House, voted for Richard R. Kenney.

Mr. Jones, of the House, voted for William S. Hilles.

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

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

Mr. Lowe, of the House, voted for Richard R. Kenney.

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

Mr. Monaghan, of the House, voted for Richard R. Kenney.

Mr. Morrison, of the House, voted for Richard R. Kenney.

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

Mr. Paradee, of the House, voted for Richard R. Kenney.

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

Mr. Price, of the House, voted for Harry A. Richardson.

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

Mr. Rose, of the House, voted for Richard R. Kenney.

Mr. Thompson, of the House, voted for Richard R. Kenney.

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

Mr. Tyre, of the House, voted for Harry A. Richardson.

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

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

The vote as above ascertained having been announced as follows:

For John Edward Addicks, nineteen votes.

For Richard R. Kenney, twenty-one votes.

For Anthony Higgins, eight votes.

For William S. Hilles, two votes.

For Harry A. Richardson, two votes.

Total, fifty-two votes.

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

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

On motion of Mr. Townsend, the House took a recess until 2 o'clock p. m.

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

House re-assembled after noon recess.

Mr. Lingo, in pursuance of previous notice, asked and obtained leave to introduce a bill, (H. B. No. 215), entitled:

An act authorizing the Commissioners of School Districts

Nos. 24 and 159 of Sussex County to borrow money to repair, rebuild, enlarge or remodel their school house,

Which, on his motion, was read.

Mr. Holcomb, in pursuance of previous notice, asked and obtained leave to introduce a bill, (H. B. No. 216), entitled:

An act to incorporate the New Castle Trust Company,

Which, on his motion, was read.

On motion of Mr. Gooden, the bill (Senate Bill No. 75), entitled:

An act authorizing the construction, extension and improvement of sewers in the Town of Dover, and empowering the Town Council to borrow money to pay for the same,

Was read a first time.

Mr. Jones, in pursuance of previous notice, asked and obtained leave to introduce a bill, (H. B. No. 217), entitled:

An act to amend an act entitled, "An act to provide for a Municipal Police Commission for the City of Wilmington," passed at Dover, April 18, 1893, being Chapter 731 of Vol. 19, Laws of Delaware, by providing for an increase in the salaries of the Chief of Police, the two Captains of Police, the ten Sergeants of Police and the ordinary policemen of the City of Wilmington,

Which, on his motion, was read.

On motion of Mr. Gooden, the bill (House Bill No. 203), entitled:

An act authorizing and empowering sheriffs, constables and police officers in this State to enter places of public entertainment and stores to arrest disorderly persons therein without warrant,

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

On motion of Mr. Gehman, the bill (House Bill No. 186), entitled:

An act authorizing pupils in School District No. 115 in



Kent County to attend a school outside the district under certain conditions,

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

On motion of Mr. Lowe, the bill (House Bill No. 202), entitled:

An act appropriating fifty dollars to Miranda Adams,

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

On motion of Mr. Tyre, the bill (House Bill No. 201), entitled:

An act to better protect architects, civil engineers, builders, contractors, sub-contractors, and other artizans and material dealers engaged in and connected with the building trades,

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

On motion of Mr. Speaker, the bill, (S. B. No. 30), entitled:

An act authorizing the appointment of a Notary Public for the real estate office of Cosgriff & Reynolds, in the Town of Smyrna,

Was taken up for consideration, and, on his further motion, was read a third time, by paragraphs, in order to pass the House.

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

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

Yeas---Messrs. Allen, Austin, Bennett, Connelly, Cook, Derrickson, Eastburn, Gehman, Gooden, Hart, Holcomb, Hughes, Jones, Lawson, Lingo, Lowe, Messick, Monaghan, Morrison, Paradee, Purnell, Rose, Thompson, Tyre, Warren, Mr. Speaker---26.

Nays---None.

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

Passed the House.

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

On motion of Mr. Allen, the bill, (H. B. No. 30), entitled :  
An act for the relief of the Town of Seaford,

Was taken up for consideration, and, on his further motion, was read a third time by paragraphs, in order to pass the House.

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

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

Yeas—Messrs. Allen, Austin, Connelly, Cook, Derrickson, Eastburn, Gehman, Gooden, Holcomb, Hughes, Monaghan, Morrison, Rose, Thompson---14.

Nays---Messrs. Bancroft, Bennett, Jones, Lingo, Messick, Purnell, Townsend, Tyre, Warren, Mr. Speaker---10.

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

Was Lost.

Mr. Holcomb moved that House Bill, No. 60, be recommended, to be amended,

Which motion Prevailed.

On motion of Mr. Austin, the bill, (H. B. No. 115), entitled :

An act authorizing the Town Council of Milford to borrow twenty thousand dollars for street and sewer improvement,

Was taken up for consideration, and, on his further motion, was read a third time, by paragraphs, in order to pass the House.

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

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

Yeas---Messrs. Allen, Austin, Bancroft, Bennett, Connelly, Cook, Derrickson, Eastburn, Gehman, Gooden, Hart, Holcomb, Jones, Lawson, Lingo, Lowe, Messick, Monaghan, Morrison, Newton, Paradee, Powell, Purnell, Rose, Thompson, Townsend, Tyre, Warren, Mr. Speaker---29.

Nays---None.

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

Passed the House.

Ordered to the Senate for concurrence.

On motion of Mr. Powell, the bill, (H. B. No. 157), entitled:

An act providing for protection against fire in the Town of Harrington,

Was taken up for consideration, and, on his further motion, was read a third time, by paragraphs, in order to pass the House.

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

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

Yeas---Messrs. Allen, Austin, Bancroft, Bennett, Buckmaster, Connelly, Cook, Derrickson, Eastburn, Frazier, Gehman, Gooden, Hart, Holcomb, Hughes, Lawson, Lingo, Lowe, Messick, Monaghan, Morrison, Newton, Paradee, Powell, Price, Purnell, Rose, Thompson, Townsend, Tyre, Warren, Mr. Speaker---32.

Nays---None.

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

Passed the House.

Ordered to the Senate for concurrence.

On motion of Mr. Warren, the bill, (H. B. No. 139), entitled:

An act to amend Chapter 653, Vol. 19, Laws of Delaware, passed at Dover, April 19, 1893, being an act, entitled, "An act to repeal all statutes relating to planting, propogating, dredging, tonging, or taking oysters from the natural beds or plantations in the Delaware Bay and its tributaries," and to reenact the same or parts thereof with amendments, by providing that the residence of the Collector of the Oyster Revenue may be at any other place than at or near the village of Little Creek,

Was taken up for consideration, and, on his further motion, was read a third time, by paragraphs, in order to pass the House.

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

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

Yeas---Messrs. Allen, Austin, Bancroft, Bennett, Buckmaster, Connelly, Cook, Derrickson, Eastburn, Frazier, Gehman, Gooden, Hart, Holcomb, Hughes, Lawson, Lingo, Lowe, Messick, Morrison, Newton, Paradee, Powell, Price, Purnell, Rose, Thompson, Townsend, Tyre, Warren, Mr. Speaker---31.

Nays---None.

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

Passed the House.

Ordered to the Senate for concurrence.

On motion of Mr. Warren, the bill, (H. B. No. 112), entitled:

An act to amend Chapter 464, Volume 20, Laws of Delaware, being an act entitled, "An act for the protection of oysters in Murderkill River and in St. Jones River," passed at Dover, May 12th, 1897, by providing that the time to take or catch oysters in Murderkill River and in St. Jones River be changed,

Was taken up for consideration, and, on his further motion, was read a third time, by paragraphs, in order to pass the House.

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

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

Yeas---Messrs. Allen, Austin, Bennett, Buckmaster, Connelly, Cook, Derrickson, Eastburn, Frazier, Gehman, Gooden, Hart, Holcomb, Hughes, Jones, Lawson, Lingo, Lowe, Messick, Monaghan, Morrison, Newton, Powell, Purnell, Rose, Thompson, Townsend, Warren, Mr. Speaker---29.

Nay---Mr. Paradee---1.

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

Passed the House.

Ordered to the Senate for concurrence.

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

House Bill No. 124, entitled:

An act to permit the Governor and the Secretary of State to stamp with their autographs the various license blanks of the State of Delaware instead of signing the same, as is now required by law.

On motion of Mr. Thompson, the bill, (H. B. No. 108), entitled:

An act to amend Chapter 53 of Volume 15 of the Laws of Delaware, entitled, "An act to establish a Board of Education for the Town of Lewes, and to incorporate the same, and for other purposes," (as extended and continued by Chapter 24 of Volume 20 of the Laws of Delaware) by increasing the amount authorized to be raised by taxation,

Was taken up for consideration and, on his further motion, was read a third time, by paragraphs, in order to pass the House.

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

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

Yeas---Messrs. Allen, Austin, Bancroft, Bennett, Buckmaster, Connelly, Cook, Derrickson, Eastburn, Frazier, Gehman, Gooden, Hart, Holcomb, Hughes, Jones, Lawson, Lingo, Lowe, Messick, Monaghan, Morrison, Newton, Paradee, Powell, Price, Purnell, Rose, Thompson, Townsend, Tyre, Warren, Mr. Speaker---33.

Nays---None.

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

Passed the House.

Ordered to the Senate for concurrence.

On motion of Mr. Thompson, the bill, (H. B. No. 109), entitled:

An act authorizing the Board of Public Education for the Town of Lewes to borrow money and issue bonds to secure the payment thereof, for the purpose of making additions to and improvements in the school house in consolidated Districts Nos. 14, 15, 110 and 112, in Sussex County,

Was taken up for consideration, and, on his further motion, was read a third time, by paragraphs, in order to pass the House.

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

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

Yeas---Messrs. Allen, Austin, Bancroft, Bennett, Buckmaster, Connelly, Cook, Derrickson, Eastburn, Frazier, Gehman, Gooden, Hart, Holcomb, Hughes, Jones, Lawson, Lingo, Lowe, Messick, Monaghan, Morrison, Newton, Paradee, Powell, Price, Purnell, Rose, Thompson, Townsend, Tyre, Warren, Mr. Speaker---33.

Nays---None.

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

Passed the House.

Ordered to the Senate for concurrence.

On motion of Mr. Buckmaster, the bill, (H. B. No. 150), entitled:

An act to empower the heirs of Ann Anderson to sell certain real estate in North Murderkill hundred in Kent County, and to make valid conveyances relating thereto,

Was taken up for consideration, and, on his further motion, was read a third time, by paragraphs, in order to pass the House.

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

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

Yeas---Messrs. Allen, Austin, Bancroft, Bennett, Buckmaster, Connelly, Derrickson, Eastburn, Frazier, Gehman, Gooden, Hart, Holcomb, Hughes, Jones, Lawson, Lingo, Lowe, Monaghan, Morrison, Newton, Paradee, Powell, Price, Purnell, Rose, Thompson, Townsend, Tyre, Warren, Mr. Speaker---31.

Nays—None.

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

Passed the House.

Ordered to the Senate for concurrence.

On motion of Mr. Tyre, the bill, (H. B. No. 161), entitled:

An act to change the name of Marion Paschall Carpenter to Marion Paschall Frederick,

Was taken up for consideration, and, on his further motion, was read a third time, by paragraphs, in order to pass the House.

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

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

Yeas---Messrs. Allen, Austin, Bancroft, Bennett, Buckmaster, Connelly, Derrickson, Eastburn, Frazier, Gehman, Gooden, Hart, Holcomb, Hughes, Jones, Lawson, Lingo, Lowe, Messick, Monaghan, Morrison, Newton, Paradee, Powell, Price, Purnell, Rose, Thompson, Townsend, Tyre, Warren, Mr. Speaker---32.

Nays---None.

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

Passed the House.

Ordered to the Senate for concurrence.

On motion of Mr. Holcomb, the bill, (H. B. No. 134), entitled:

An act to amend Chapter 83 of the Revised Code of 1893, entitled, "Of Conveyances," concerning the acknowledgement of deeds by married women,

Was taken up for consideration, and, on his further motion, was read a third time, by paragraphs, in order to pass the House.

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

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

Yeas---Messrs. Allen, Austin, Bancroft, Bennett, Buckmaster, Connelly, Derrickson, Eastburn, Frazier, Gehman, Gooden, Hart, Holcomb, Hughes, Jones, Lawson, Lowe, Messick, Monaghan, Morrison, Newton, Paradee, Powell, Price, Purnell, Rose, Thompson, Townsend, Tyre, Warren, Mr. Speaker---31.

Nays---None.

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

Passed the House.

Ordered to the Senate for concurrence.

On motion of Mr. Messick, the bill (H. B. No. 142), entitled:

An act to enable the Governor to appoint a Justice of the Peace for Sussex County, to reside at or near the Town of Concord,

Was taken up for consideration, and, on his further motion, was read a third time, by paragraphs, in order to pass the House.



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

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

Yeas---Messrs. Allen, Austin, Bancroft, Bennett, Buckmaster, Connelly, Derrickson, Eastburn, Frazier, Gehman, Gooden, Hart, Holcomb, Hughes, Jones, Lawson, Lowe, Messick, Monaghan, Morrison, Newton, Paradee, Powell, Price, Purnell, Rose, Thompson, Townsend, Tyre, Warren, Mr. Speaker---31.

Nays---None.

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

Passed the House.

Ordered to the Senate for concurrence.

On motion of Mr. Holcomb, the bill, (H. B. No. 158), entitled:

An act to facilitate the appointment of notaries public,

Was taken up for consideration, and, on his further motion, was read a third time, by paragraphs, in order to pass the House.

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

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

Yeas---Messrs. Allen, Austin, Bancroft, Bennett, Buckmaster, Connelly, Derrickson, Eastburn, Frazier, Gehman, Gooden, Hart, Holcomb, Hughes, Jones, Lawson, Lowe, Monaghan, Morrison, Newton, Paradee, Powell, Price, Rose, Thompson, Tyre, Mr. Speaker---27.

Nays---Messrs. Purnell, Townsend, Warren---3.

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

Passed the House.

Ordered to the Senate for concurrence.

On motion of Mr. Powell, the bill, (H. B. No. 144), entitled :

An act authorizing the Governor to appoint an additional Notary Public in and for Kent County, to reside in the Town of Harrington,

Was taken up for consideration, and, on his further motion, was read a third time, by paragraphs, in order to pass the House.

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

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

Yeas---Messrs. Allen, Austin, Bancroft, Bennett, Buckmaster, Connelly, Derrickson, Eastburn, Frazier, Gehman, Gooden, Hart, Holcomb, Hughes, Jones, Lawson, Lingo, Lowe, Messick, Monaghan, Morrison, Newton, Paradee, Powell, Price, Purnell, Rose, Thompson, Townsend, Tyre, Warren, Mr. Speaker---32.

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

Passed the House.

Ordered to the Senate for concurrence.

On motion of Mr. Jones, the bill, (H. B. No. 162), entitled :

An act authorizing the Governor to appoint an additional Notary Public for Wilmington Hundred, New Castle County, for the office of the Philadelphia, Baltimore and Washington Railroad Company,

Was taken up for consideration, and, on his further motion, was read a third time, by paragraphs, in order to pass the House.

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

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

Yeas---Messrs. Allen, Austin, Bancroft, Bennett, Buckmaster, Connelly, Derrickson, Eastburn, Frazier, Gehman, Gooden, Hart, Holcomb, Hughes, Jones, Lawson, Lingo, Lowe, Messick, Monaghan, Morrison, Newton, Paradee, Powell, Price,

Purnell, Rose, Thompson, Townsend, Tyre, Warren, Mr. Speaker---32.

Nays---None.

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

Passed the House.

Ordered to the Senate for concurrence.

Mr. Rose moved that House Bill, No. 57, be recommitted,

Which motion

Prevailed.

On motion of Mr. Price, the bill, (H. B. No. 75), entitled:

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

Was taken up for consideration, and, on his further motion, was read a third time, by paragraphs, in order to pass the House.

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

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

Yeas---Messrs. Allen, Austin, Bancroft, Bennett, Buckmaster, Connelly, Derrickson, Eastburn, Frazier, Gehman, Gooden, Holcomb, Hughes, Jones, Lawson, Lingo, Lowe, Mes-sick, Monaghan, Morrison, Newton, Paradee, Powell, Price, Purnell, Rose, Thompson, Townsend, Tyre, Warren, Mr. Speaker---31.

Nay---Mr. Hart---1.

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

Passed the House.

Ordered to the Senate for concurrence.

On motion of Mr. Townsend, the bill, (H. B. No. 155), en-titled:

An act to amend Chap. 411 of Volume 14. of Laws of Dela-

ware, entitled, "An act to protect the people from the dangers resulting from the use of petroleum, coal oils and burning fluids," by increasing the fire test for certain oils,

Was taken up for consideration, and, on his further motion, was read a third time, by paragraphs, in order to pass the House.

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

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

Yeas---Messrs. Allen, Austin, Bancroft, Bennett, Buckmaster, Connelly, Derrickson, Eastburn, Frazier, Gehman, Hart, Holcomb, Hughes, Jones, Lawson, Lingo, Lowe, Messick, Monaghan, Morrison, Newton, Paradee, Powell, Price, Purnell, Rose, Thompson, Townsend, Tyre, Warren, Mr. Speaker---31.

Nays---None.

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

Passed the House.

Ordered to the Senate for concurrence.

On motion of Mr. Waren, the bill, (H. B. No. 52), entitled:

A supplement to the act, entitled, "An act concerning the establishment of a general system of Free Public Schools," approved May 12, 1898, relating to the alteration, creation and union of school districts, and to the apportionment of the School Fund,

Was taken up for consideration, and, on his further motion, was read a third time, by paragraphs, in order to pass the House.

Mr. Rose moved to have House Bill No. 52 laid on the table, and that 1,000 copies be printed for distribution,

Which motion

Prevailed.

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

An act to amend Chapter 207 of Volume 17 of the Laws of Delaware, entitled, "An act to revise and consolidate the stat-

utes relating to the City of Wilmington," as amended by Chapter 568 of Volume 20 of Laws of Delaware, entitled, "An act in relation to the assessment and collection of taxes in the City of Wilmington," fixing the lien and providing for the recording of municipal taxes in the City of Wilmington.

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

An act to amend Chapter 388 of Volume 20 of the Laws of Delaware, entitled, "An act in relation to the collection of taxes for New Castle County," fixing the lien and providing for the recording of taxes.

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

An act to amend Chapter 207, Volume 17, Laws of Delaware, entitled, "An act to revise and consolidate the statutes relating to the City of Wilmington," passed at Dover, April 13, 1883, by providing that the Clerk of the Mayor and Council of Wilmington shall be ex-officio Clerk of the Municipal Court for the City of Wilmington.

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

An act for the improvement of the town of Frederica.

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

An act providing for analyzing commercial fertilizers for the farmers of this State free of charge.

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

An act to regulate the sale of concentrated commercial feeding stuffs.

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

An act to authorize the construction of railroads or railways for limited distances on public highways.

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

An act to amend an act entitled, "An act to revise and consolidate the statutes relating to the City of Wilmington," passed at Dover, April 13, 1885, empowering the Mayor and Council of Wilmington to levy an annual tax on foreign fire insurance companies doing business in the limits of the City of Wilmington.

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

An act to authorize the bonding of Brandywine hundred to pay off the debts contracted by the road commissioners and supervisors.

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

An act to amend an act naming the voting place in the Second District of Brandywine hundred.

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

An act in relation to the boundary suit between New Jersey and Delaware, appropriating money for the prosecution thereof.

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

An act regulating the price of illuminating gas and gas used for heating and cooking purposes.

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

An act authorizing the Governor to appoint an additional Notary Public for Wilmington hundred, New Castle County.

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

An act authorizing the Governor to appoint an additional Notary Public for Wilmington Hundred, New Castle County.

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