

"An act to divorce James R. Jones and Martha Jones, his wife, late Martha McNitt, from the bonds of matrimony."

Mr. Smith from the Committee appointed on sundry petitions for a tax on dogs, asked,

And on motion of Mr. Ponder,
Obtained further time within which to make report.

On motion of Mr. Temple,
The Senate adjourned until to-morrow morning, 10 o'clock.



THURSDAY morning, 10 o'clock, February 17, 1853.

The Senate met pursuant to adjournment.

On motion of Mr. Ponder,

The bill entitled, "An act to authorize Robert B. Houston, to locate a certain tract of land in Dagsboro' Hundred, County of Sussex, and complete his title to the same," was read a third time, by paragraphs, and

Passed the Senate.

Ordered to the House for concurrence.

On motion of Mr. Smith,

The bill entitled, "An act in relation to public roads and highways in Mill Creek Hundred, in New Castle County," was read a second time.

On motion of Mr. Currey,

The bill entitled, "An act to change the location of a certain road in Kent County," was read a third time, by paragraphs, and

Passed the Senate.

Ordered to be returned to the House.

On motion of Mr. Smith,

The bill entitled, "An act to authorize the sale of certain real estate, late of Uriah Slack, deceased," was read a third time, by paragraphs, and

Passed the Senate.

Ordered to be returned to the House.

Mr. Sorden from the committee appointed on the petition of sundry citizens of School Districts, No. 50 and 51, in Sussex County," reported a bill entitled,

"An act to create an additional School District in Sussex County," which,

On his motion,

Was read.

On motion of Mr. Currey,

The bill entitled, "An act granting to, and vesting in Jane Faucett, negro, certain real and personal estate of which one Elizabeth Toodle, died intestate," was read a third time, by paragraphs, and

Passed the Senate.

Ordered to be returned to the House.

On motion of Mr. Du Pont,

The bill entitled, "An act to incorporate Asylum Lodge, No. 23, of the Independent Order of Odd Fellows, of Wilmington, Delaware," was read a second time.

On motion of Mr. Sorden,

The bill entitled, "An act to incorporate the Farmer's and Peoples' Plank Road Company," was taken up for consideration and referred to a committee of three members.

Whereupon,

Messrs. Sorden, Temple and Smith, were appointed said committee.

Mr. Du Pont gave notice that on to-morrow he should ask leave to introduce a bill entitled, "An act for the benefit of Ann Vandyke, of the City of Washington."

Mr. Cowgill, Clerk of the House of Representatives being admitted, presented for concurrence, "An act to revise and continue in force the act entitled, 'An act authorizing William Virden, to convey certain lands therein mentioned, passed at Dover, March 5, 1851,' " which,

On motion of Mr. Temple,

Was read.

Mr. Temple from the committee appointed on the petition of sundry citizens of Little Creek Hundred, Kent County, for a law extending the benefits of the law against Swine running at large, reported a bill entitled, "An act to prevent Swine running at large within certain limits in Little Creek Hundred, Kent County," which,

On his motion,

Was read.

On motion of Mr. Jump,

The bill entitled, "An act in relation to bastardy bonds," was taken up for a third reading, when on the motion, shall that be the first section of the bill, it was decided in the negative, so the first section being lost,

The bill

Was lost.

Ordered to be returned to the House with the action of the Senate endorsed thereon.

On motion of Mr. Smith,

The "Resolution providing for repairs to the Senate Chamber," was taken up for consideration, and

On motion of Mr. Sorden,

The first, second and fourth blanks were filled with the name of "*Lemuel Bancroft*," and the third blank with the sum of one hundred dollars.

Mr. Sorden then offered the following amendments to said Resolutions, which were read as follows, viz:

Amend the first Resolution by adding, "and also to arrange the upper sash of the windows so that they can be lowered."

Also add the following Resolution :

Resolved, That the Hon. Isaac Jump, be and he is hereby authorized and requested to superintend the work aforesaid in connection with the said Lemuel Bancroft."

On motion of Mr. Sorden,

The amendments were read, and

Adopted.

And on motion of Mr. Ponder,

The Resolutions as amended, were

Adopted.

On motion of Mr. Jump,

The bill entitled, "An act to authorize the Levy Court of Kent county, to adopt a certain Road, as a county Road," was read a third time, by paragraphs, and

Passed the Senate.

Ordered to be returned to the House.

On motion of Mr. Sorden,

The Senate adjourned until 3 o'clock, this afternoon.

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

The Senate met pursuant to adjournment.

On motion of Mr. Du Pont,

"The Joint Resolution to cede Reedy Island to the United States for the purpose of a harbour thereat," was taken up for consideration, read and the further consideration thereof *Postponed.*

On motion of Mr. Sorden,

The bill entitled, "An act to act to create an additional School District in Sussex county," was read by special order, a second time.

On motion of Mr. Sorden,

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



FRIDAY morning, 10 o'clock, February 18, 1853.

The Senate met pursuant to adjournment.

On motion of Mr. Temple,

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

On motion of Mr. Sorden,

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

Passed the Senate.

Ordered to the House for concurrence.

On motion of Mr. Jump,

The bill entitled, "An act to incorporate Asylum Lodge, No. 23, of the Independent Order of Odd Fellows, of Wilmington, Delaware," was read a third time, by paragraphs, and

Passed the Senate, unanimously.

Ordered to be returned to the House.

Mr. Cowgill, Clerk of the House being admitted, presented for concurrence the following bills, viz :

“An act to effect the sale of the property of certain minors.”

“An act authorizing the sale of certain real estate.”

“An act to create an additional School District in Kent county.”

He also returned concurred in, with an amendment a “Joint Resolution directing the State Treasurer to pay a certain sum of money to Hunn Jenkins, administrator of Henry M. Temple, deceased,” as follows :

House of Representatives, Feb. 17, 1853.

“Amend the Resolution as follows, to wit: Strike out the word ‘fifty,’ in the sixth line of said Resolution, and insert in lieu thereof the words, ‘seventy-five.’”

Extract from the Journal,

C. A. COWGILL, *Clerk of House of Representatives.*

On motion of Mr. Jump,

Said amendment was read and

Adopted.

And “Joint Resolution in relation to the Pea Patch Island,” with the following endorsement thereon :

House of Representatives, Feb. 16, 1853.

Received from the Senate, amendments read. Feb. 17. Taken up and amendments

Non-concerred in.

C. A. COWGILL, *Clerk of House of Representatives.*

On motion of Mr. Currey,

The communication from the Senate,

Was read.

Mr. Cowgill being again admitted, presented for concurrence, a “Joint Resolution authorizing the State Treasurer to borrow a sum of money not exceeding thirty thousand dollars, at six per centum per annum,” which,

On motion of Mr. Smith,

Was read, and

On his motion,

Adopted.

Ordered to be returned to the House.

On motion of Mr. Temple,

The bill entitled, “An act to revive and continue in force the act enti-

tled, 'An act authorizing William Virden to convey certain lands therein mentioned, passed at Dover, March 5, 1351,' " was read a second time.

Mr. Temple presented a Resolution concerning the distribution of the Public Lands, which,

On his motion,

Was read

On motion of Mr. Smith,

The Senate adjourned until 3 o'clock, this afternoon.



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

The Senate met pursuant to adjournment.

Mr. Cowgill, Clerk of the House being admitted, presented for concurrence the following bills:

"An act to revise and continue in force an act entitled, 'An act for the relief of Rebecca Durham, late Rebecca Dean, and others.'"

On motion of Mr. Sorden,

The communication from the House was read.

On motion of Mr. Temple,

"Joint Resolutions concerning the distribution of the Public Lands," were taken up for consideration,

Read and

Adopted.

Said Resolution being in the following words:

Whereas, There is now pending before the Senate of the United States, a bill entitled, "An act making grants of lands to, and in the construction of Rail Roads and for other purposes," which act has passed the House of Representatives, and provides that there shall be severally granted to the States herein named, the following parcels or quantities of land for School and other improvement purposes, viz:

To Missouri three million acres; to Alabama two million five hun-

dred thousand acres; to Iowa three million acres; to Michigan two million five hundred thousand acres; to Wisconsin two million five hundred thousand acres; to Louisiana two million five hundred thousand acres; to Mississippi two million acres; to Florida two million acres; to Arkansas three million acres; to California three million acres; to Indiana all the public lands not sold, located or reserved lying within her limits, and one million acres in addition thereto; to Ohio all the public lands not sold, located or reserved lying within her limits, and two million acres in addition thereto; and to each of the States of Maine, New Hampshire, Vermont, Massachusetts, Rhode Island, Connecticut, New York, New Jersey, Pennsylvania, Delaware, North Carolina, South Carolina, Georgia, Maryland, Virginia, Kentucky, and Tennessee, at the rate of one hundred and fifty thousand acres for each Senator and Representative in the thirty-second Congress, from said States respectively, and to each of the original territories and the District of Columbia, one hundred and fifty thousand acres. And whereas the public domain of the United States is regarded by this General Assembly as an inheritance acquired by the patriotism and revolutionary sacrifices of the original thirteen States, or subsequently purchased by the treasure of the whole nation, and which they are ever ready to see dispensed for the common benefit of all, including the new States and Territories; and whereas, public improvements of various kinds are necessary to the full development of the resources of this State, particularly the construction of a Rail Road passing immediately down the Peninsula, thereby connecting the upper and lower Counties of the State, therefore,

Be it Resolved, by the Senate and House of Representatives of the State of Delaware, in General Assembly met, That all grants of Public Domain by the Government of the United States, either for internal improvements or for other purposes, should be general in their character, and not for the special benefit of individual States, or corporations.

Resolved further, That our Senators in Congress be, and they are hereby instructed, to use all proper and honorable means in their power to procure the passage of said bill, now pending before the Senate of the United States, generally known as the Land Bill.

Resolved, That a duly authenticated copy of these Resolutions be forwarded immediately, by the Governor of this State, to each of our Senators in Congress, and to the President pro tem. of the Senate of the United States, to be laid before that body.

Ordered to the House for concurrence.

Mr. Temple presented the petition of Lewis Graham and others praying "A supplement to the Jordan Branch Ditch Company," which,

On his motion,

Was read, and referred to a committee of three members.

Whereupon,

Messrs. Temple, Currey and Smith, were appointed said committee.

On motion of Mr. Sorden,

The bill entitled, "A further supplement to the act entitled, 'An act to enable the owners of the marshes, cripple and low grounds, situate upon and contiguous to Jamison's Branch, in Little Creek and Duck Creek Hundreds, to drain and improve the same,'" was read a third time, by paragraphs and

Passed the Senate.

Ordered to be returned to the House.

Mr. Saulsbury, a member of the House of Representatives, being admitted, returned the "Joint Resolutions concerning the distribution of the public lands," and informed the Senate that the House had concurred therein.

And he withdrew.

Mr. Du Pont in pursuance of notice given yesterday, asked, and

On motion of Mr. Sorden,

Obtained leave to introduce a bill.

Whereupon, he laid on the table a bill entitled, "An act for the relief of Ann Vandyke, of the city of Washington," which,

On his motion,

Was read.

On motion of Mr. Smith,

The bill entitled, "An act in relation to public roads and highways, in Mill Creek Hundred, in New Castle county," was read a third time, by paragraphs, and

Passed the Senate.

Ordered to be returned to the House.

On motion of Mr. Smith,

The bill entitled, "An act to effect the sale of the property of certain minors," was read a second time, by special order.

On motion of Mr. Du Pont,

The Senate adjourned until 3 o'clock on Monday afternoon.

MONDAY afternoon, 3 o' clock, February 21, 1853.

The Senate met pursuant to adjournment.

Mr. Cowgill, Clerk of the House, being admitted, returned concurred in with the following amendments, the bill entitled, "A supplement to the act entitled, 'An act to incorporate the Delaware Rail Road Company,'" passed Feb. 22, 1849.

House of Representatives, Feb. 18th, 1853.

1. Amend the bill by adding to the first section the following words, "except as hereby altered."

2. Amend further by inserting the following as Section 2:

Section 2. *And be it further enacted*, That whenever it shall be necessary for the said Company to enter in and upon and occupy for the purpose of making said Rail Road hereby authorized to be made, any lands upon which the same may be located, if the owner or owners of said land shall refuse to permit such entry and occupation, and the parties cannot agree upon the compensation to be made for any injury or supposed injury that may be done to said land by such entry and occupation, it shall and may be lawful for the parties to appoint five suitable and disinterested persons to estimate such damage, who shall be under oath or affirmation, fairly and impartially to estimate the same, and shall reside in the County in which said lands lie; and the expenses incurred by said appraisers, shall be defrayed by said Rail Road Company; but if the parties cannot agree upon such persons, or if the persons so chosen shall not decide upon the matter, or if the owner of such land shall refuse or neglect to join in such appointment within twenty days after requisition made on him or her for that purpose, or if such owner shall be feme covert, under age, non compos mentis, out of the State or unknown, then it shall be lawful for the Superior Court of said County, or the Chancellor, either in term time or in vacation, on application of either party, and at the costs and charges of the said Company, to appoint five disinterested men of said county to view, examine and survey the said lands, tenements or hereditaments, and estimate the injury or damage, if any, that in their apprehension will be sustained as aforesaid, by reason of said Rail Road, and report the same under their oaths or affirmations to the said Superior Court, the agreement of any three of them to said report being sufficient, which report being duly confirmed by the Court, judgement shall be entered therein, and the viewers shall be entitled to two dollars per diem for their services; to be paid by said Company; and it shall be the duty of the viewers in estimating such injury or damage, to take into consideration the advantages that will be derived by the owner or owners of said lands from the said Rail Road.

If any such owner shall refuse to accept the sum of money awarded

to such owner in said report when legally tendered, or in case such owner shall be a minor, feme covert, under age, non compos mentis, or out of the State, the said Company shall cause the said sum of money to be deposited to his or her credit in the Farmer's Bank of the State of Delaware, located in the County where such lands lie, and such deposit shall operate as a payment to such owner, to all intents and purposes, and in case of a feme covert owner of such lands and tenements, such deposit to her credit, shall operate as a payment to her and her husband. But any owner or owners, or the said Company being dissatisfied with any such report, may appeal to the said Court within thirty days after such report shall have been filed in the Prothonotary's Office, of said County, and have the matters in issue decided in the same manner in which appeals from the judgments of Justices of the Peace are decided, and such decision shall be final, upon the trial of such appeal, if any owner of said lands shall be the appellant and shall not recover a greater sum than shall have been assessed to him by the award of the said viewers, such owner shall pay the costs of the appeal, but if such owner shall recover more than such sum, then the costs of the said appeal shall be borne by the said Company, and in case the said Company shall be the appellant, and shall fail to reduce the sum awarded by the said report, the costs shall be borne by the Company, but in case upon such appeal the said amount shall be reduced by any sum, the costs shall be borne by the appellant; and whenever any sum deposited under an assessment by such viewers, shall exceed the amount awarded on such appeal, the party to whose credit such amount was deposited, shall not be allowed to receive such excess, but the same shall return to the said Company upon the payment of the damages assessed as aforesaid by the viewers, to any owner or owners, or upon the deposit, if any such sum so awarded by the viewers, and in case of appeal being taken, upon security given by the said Company, to be approved by the Prothonotary of the County where the lands lie for the payment of the excess, if any, which may be awarded on the said appeal, the said Company shall have the right to enter and occupy the said lands; and appropriate the same for the purposes of their said Rail Road, but before such payment or deposit, and in case of appeal giving security, neither said Company nor any person in their employ shall be authorized to break ground, or enter upon the premises except for the purpose of surveying and laying out said road without the consent of the owner. Ten days notice in writing shall be given by the said Company to the owner or occupier of any land, of the time of meeting of said viewers, to assess damages to the lands so owned or occupied, except that if such owner shall be under age, non compos mentis, out of the State, or unknown, such notice shall not be required.

It is hereby understood, that the foregoing provisions in relation to damages to the owner of lands, shall extend and apply to every part of

the Delaware Rail Road and its branches; and also to all cases where damages have been already awarded, so far as to allow the owners in such latter cases to appeal as though the damages had not been awarded.

3. Amend further by making sections 2, 3 and 4, to read sections 3, 4 and 5, respectively.

Feb. 16. 4th. Amend the bill by inserting in the 25th line of the first section thereof between the word "road" and the word "to" in said 25th line the following words, to wit: "*by the way of Georgetown.*"

Feb. 16. 5th. Amend the bill by adding the following to section 1, of said bill:

Provided always, nevertheless, That the right and power is hereby expressly reserved to the General Assembly of this State to charter, at any time hereafter, any other Rail Road or Rail Roads, as to them may seem right and proper.

Feb. 18. 6th. Amended the bill by adding the following section :

Section 6. *And be it further enacted*, That as a condition of the passing of this act, the said Delaware Rail Road Company shall semi-annually pay to the State Treasurer for the use of the State, a tax at the rate of one-half of one per centum per annum on the capital stock of the Company, actually paid in, whenever the business of the Company shall over and above the expenses of prosecuting it, yield to the Stockholders a profit or dividend upon such stock, equal to the rate of six per centum per annum."

Feb. 18. 8th. Amend the bill by striking out the fifth section thereof.

Feb. 18. 8th. Amend the bill by adding the following section, viz :

Section 8. *And be it further enacted*, That any branch of the Delaware Rail Road, other than those designated by the original act and this supplement, which the said Company may determine to construct, may be made of iron rails; plank, gravel, or otherwise in their discretion—retaining, however, the right to use iron rails afterwards, in lieu of any other material, whenever they may choose to do so.

Feb. 18. 9th. Amend by adding the following section, viz :

Section 9. *And be it further enacted*, That the President and Directors of the said Delaware Rail Road Company, shall signify their acceptance of this act, through their President to the Governor of this State, under the corporate seal of the said Company within twelve months after the passing of this act, to be by him transmitted to the Legislature, otherwise the same shall be void and of no effect.

Feb. 18. 10th. Amend the bill by adding to the first section as amended the following, viz :

"*And provided further*, That nothing contained in the act to which this is a supplement, shall authorize or permit the Delaware Rail Road Company, to form any union or connexion with any Rail Road Company, which may hereafter be incorporated by the State of Maryland, in which said Delaware Rail Road Company, shall not fully provide for making of a Rail Road from Milford to Lewes by way of Georgetown at the same time with the said Peninsula road, provided, that two-fifths of the amount necessary to make such road from Milford to Lewes by the way of Georgetown shall have been raised by subscription or otherwise, and in case the said two-fifths shall not by that time have been so raised, the said Companies shall be obliged to make the said road, as soon thereafter as it shall be raised."

Extracts from the Journal,

C. A. COWGILL, *Clerk of House of Representatives.*

For concurrence.

Mr. Cowgill, also, returned the bill entitled, "An Act to amend Section 5 of Chapter 16, of the Revised Statutes of the State of Delaware," and informed the Senate that the House had indefinitely postponed said bill, and returned, concurred in a "Joint Resolution providing for repairs to the Senate Chamber,"

Alfred P. Robinson, Esq., the Secretary of State, delivered a communication from the Governor, which, on motion of Mr. Sorden was read as follows :

EXECUTIVE DEPARTMENT, }
Dever, Feb. 21, 1853. }

Gentlemen of the Senate and

House of Representatives :—

I, herewith submit to your consideration, a communication received by me on the thirteenth inst., from the President of the Association for the Exhibition of the industry of all nations to be held during the present year in the city of New York, together with other papers therein referred to.

The favor with which this great enterprise is viewed by the President of the United States, as expressed in the letters of the late Mr. Webster and Mr. Everett, Secretaries of State, and by other distinguished individuals in our country and in Europe, is a sufficient guarantee of the advantages promised to the agricultural, mechanical and commercial interests.

Without suggesting any particular course to be pursued by the General Assembly, I would state that it seems to me but right and proper,

that any commission to secure the interest of our own State at the exhibition should have the sanction of Legislative enactment,

W. H. ROSS.

A letter from Theodore Sedgwick, President of the Association for the exhibition of the Industry of all Nations, to His Excellency, Wm. H. Ross, Governor of the State of Delaware, and a description and colored engraving of the Chrystal Palace at New York, were transmitted with said message.

On motion of Mr. Sorden,

The communication from the Governor was read, and

On motion of Mr. Du Pont,

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

Whereupon,

Messrs. Du Pont, Sorden and Temple, were appointed said committee.

Mr. Cowgill, Clerk of the House, being admitted, presented for concurrence, the following bills :

"An act authorizing the Levy Court of Kent County to make appropriation for the support of the streets in the town of Camden."

"An act to change the location of a public road in Broad Creek Hundred, in Sussex County."

"An act to incorporate the Milton and Steam Mill Rail Road Company."

"An act to create an additional School District in Sussex County.

"An act to enable John Macklin of Job, to locate certain vacant land, situate in Northwest Fork Hundred, in Sussex County, and enable him to complete his title to the same, in the name and for the sole use and benefit of the heirs at law of William Stevens, deceased."

"An act to erect and keep in good repair a drawbridge over a canal in Cedar Creek Hundred, in Sussex County," and

"An act to divorce Mary Freed from her husband, Isaac Freed."

On motion of Mr. Jump,

The communication from the House was read.

Mr. Cowgill at the same time, returned concurred in the following bills :

"A supplement to chapter 9 of the Revised Statutes of the State of Delaware."

"An act to create an additional School District in Sussex County."

Mr. Cowgill also presented for concurrence a Joint Resolution, for a Joint meeting to-morrow at noon, to hear read Washington's Farewell Address, which,

On motion of Mr. Temple,

Was read, and

Concurred in.

Ordered to be returned to the House.

On motion of Mr. Currey,

The bill entitled, "An act to vacate a certain road therein mentioned," was read a second time.

Mr. Cowgill, being again admitted, presented for concurrence, a "Joint Resolution for the appointment of Bank Directors," which,

On motion of Mr. Temple,

Was read.

On motion of Mr. Temple,

The bill entitled, "An act to prevent Swine from running at large within certain limits," was read a third time, by paragraphs, and

Passed the Senate.

Ordered to the House for concurrence.

Mr. Jump, presented the petition of sundry citizens of Dover, praying the extension of their limits and for other purposes, which,

On his motion,

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

Whereupon,

Messrs. Jump, Smith and Currey, were appointed said committee.

Mr. Jump presented the petition of John Rash, praying a divorce from his wife," which,

On his motion,

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

Whereupon,

Messrs. Jump, Temple and Sorden, were appointed said Committee.

Mr. Temple asked that the rules be suspended, in order to enable him to introduce a bill.

On motion of Mr. Sorden,

The rules were suspended, and the member had leave to bring in his bill.

Mr. Temple, then laid on the table a bill entitled, "An act to amend section 12, of chapter 51, of the Revised Statutes of the State of Delaware," which,

On his motion,

Was read.

On motion of Mr. Temple,

The bill entitled, "An act to revive and continue in force an act entitled, 'An act for the relief of Rebecca Dean and others,'" was read a second time.

On motion of Mr. Currey,

The bill entitled, "An act to repeal the supplement to an act to improve the navigation of Cedar Creek," was read a second time.

Mr. Temple, presented the account of Alexander J. Taylor, against the State, which,

Was read and referred to the committee on Claims.

On motion of Mr. Sorden,

"The supplement to the act to incorporate the Delaware Rail Road Company," together with the amendments of the House to said bill, was taken up for consideration, and

On his motion,

Referred to a committee of three members.

Whereupon,

Messrs. Sorden, Du Pont, and Currey, were appointed said committee.

On motion of Mr. Temple,

The bill entitled, "An act to revive and continue in force the act entitled, 'An act authorizing William Virden to convey certain lands therein mentioned,'" was read a third time, by paragraphs, and

Passed the Senate.

Ordered to be returned to the House.

On motion of Mr. Sorden,

The bill entitled, "An act for the relief of Ann Vandyke, of the City of Washington," was read a second time.

On motion of Mr. Temple,

The bill entitled, "An act to create an additional School District, in Kent County," was read a second time.

On motion of Mr. Temple,

The bill entitled, "An act authorizing the sale of certain real estate," was read a second time.

Mr. Temple, laid on the table the following resolution :

Resolved, by the Senate and House of Representatives of the State of Delaware in General Assembly met, That this General Assembly, responding to the sentiment of the Joint Resolution passed by the Legislature at the January session, 1849, do declare, in the language of that Resolution," that hereafter no new lottery grant or privilege shall or ought to be granted, which

On his motion,

Was read.

On motion of Mr. Temple,

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



TUESDAY morning, 10 o'clock, February 22, 1853.

The Senate met pursuant to adjournment.

Mr. Cowgill, Clerk of the House, being admitted, presented for the signature of the Speaker of the Senate sundry enrolled bills, and for concurrence the following bills :

"An act to create an additional School District in Sussex county," and

"An act to amend Sections 6 and 8, of Chapter 8, of the Revised Statutes of the State of Delaware," which,

On motion of Mr. Smith,

Were severally read,

On motion of Mr. Jump,

The bill entitled, "An act to authorize the Levy Court of Kent County, to make appropriations for the support of the streets in the town of Camden," was read a second time.

On motion of Mr. Ponder,

The bill entitled, "An act to incorporate the Milton and Steam Mill Rail Road Company," was read a second time.

On motion of Mr. Smith,

The bill entitled, "An act to divorce Mary Fredd from her husband Isaac Fredd," was read a second time.

On motion of Mr. Sorden,

The bill entitled, "A supplement to the act entitled, 'An act to incorporate the Delaware Rail Road Company,'" passed February 22, 1849, was taken up for consideration, and the further action thereon, postponed until this afternoon.

On motion of Mr. Du Pont,

The bill entitled, "An act to enable certain persons therein named, to execute certain trusts," was taken up for consideration.

Mr. Temple, then laid on the table a remonstrance of sundry citizens against the passage of said bill, which,

On his motion,

Was read.

Mr. Temple, then offered the following amendment to said bill, viz :

"Amend the bill by striking out the title, and inserting the following as the title of said bill, viz :

"An act granting the Roman Catholic Societies of this State, all the franchises, rights and powers, vested in the other religious societies in this State."

"Amend the bill by striking out all after the enacting clause, and insert the following, viz :

"That it shall and may be lawful for each society of the Roman Catholic Church of this State, to elect Trustees to attend to the temporalities of their respective congregations; and on their certifying their name or style as provided by Section 1, of Chapter 39, of the Revised Statutes of the State of Delaware, shall be a corporation, with all the franchises, rights and powers vested in Trustees of the other religious societies in this State."

The further consideration of said bill, was then, on motion of Mr. Temple, postponed for the present.

On motion of Mr. Temple,

The bill entitled, "An act to amend Section 12, of Chapter 51, of the Revised Statutes of the State of Delaware," was read a second time.

Mr. Du Pont, gave notice that he should on to-morrow ask leave to introduce a bill entitled, "An act in relation to Trustees."

On motion of Mr. Currey,

The bill entitled, "An act to erect and keep in repair a drawbridge over a Canal in Cedar Creek Hundred in Sussex County," was read a second time.

On motion of Mr. Temple,

The bill entitled, "An act to revive and continue in force an act entitled, 'An act for the relief of Rebecca Durham late Rebecca Dean and others,'" was read a third time, by paragraphs, and

Passed the Senate.

Ordered to be returned to the House.

On motion of Mr. Temple,

The bill entitled, "An act authorizing the sale of certain real estate," was read a third time, by paragraphs, and

Passed the Senate.

Ordered to be returned to the House.

Mr. Jump, from the Committee appointed on the petition of John Rash, made the following report:

"The Committee to whom was referred the petition of John Rash, praying to be divorced from his wife Mary Rash, beg leave respectfully to report: That as there is no evidence before them, that an intention to apply for a divorce, was published in any newspaper of this State by the said John Rash, previously to such application, they are therefore compelled to report adversely to the prayer of the petitioner.

ISAAC JUMP,
WILLIAM TEMPLE,
JOHN SORDEN.

Whereupon,

The Committee were discharged from the further consideration of the subject.

On motion of Mr. Sorden,

The bill entitled, "An act to create an additional School District in Sussex County," was read a second time.

On motion of Mr. Jump,

The bill entitled, "An act to enable John Macklin of Job, to locate certain vacant land, situate in North West Fork Hundred, in Sussex County, and enable him to complete his title to the same, in the name and for the sole use and benefit of the heirs at law of William Stevens, deceased," was read a second time.

On motion of Mr. Sorden,

The bill entitled, "An act to change the location of a certain road in Broad Creek Hundred, in Sussex County," was read a second time.

Mr. Cowgill, Clerk of the House being admitted, informed the Senate that the House of Representatives would be ready in five minutes, to receive the members of the Senate in their Hall, to hear read by their Clerk the Farewell Address of Washington.

At the expiration of five minutes, the members of the Senate, preceded by their Speaker, and attended by their Clerk, entered the Hall of the House of Representatives, and took the seats prepared for them.

On motion of Mr. Carlisle, of the House of Representatives,

The Resolution convening the two Houses, was read by the Clerk of the Senate.

On motion of Mr. Jump, of the Senate,

The Clerk of the House, in pursuance of the Resolution, proceeded to read the Farewell Address of Washington.

And at its conclusion,

On motion of Mr. Carlisle, of the House of Representatives,

The Journals of the two Houses were read and compared.

On motion of Mr. Temple, of the Senate,

The two houses separated, and the members of the Senate returned to their Chamber.

On motion of Mr. Smith,

The Senate adjourned to 3 o'clock this afternoon.



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

The Senate met pursuant to adjournment.

Mr. Ponder, from the Committee of Enrollment, reported the following bills, as duly and correctly enrolled :

"A Supplement to Chapter 9, of the Revised Statutes of the State of Delaware."

"Joint Resolution concerning the distribution of the public lands."

"An act in relation to public roads and highways in Mill Creek Hundred, in New Castle county."

"An act to divorce James R. Jones and Martha Jones his wife, late Martha McNitt, from the bonds of matrimony."

"Joint Resolution providing for repairs to the Senate Chamber."

"Joint Resolution directing the State Treasurer to pay a certain sum of money to Hunn Jenkins, Administrator of Henry M. Temple, deceased."

"An act to create an additional School District in Sussex county."

"A further supplement to the act entitled, "An act to enable the owners of the marshes, cripple and low grounds situate upon and contiguous to Jamison's Branch in Little Creek and Duck Creek Hundreds to drain and improve the same."

Mr. Cowgill, Clerk of the House, being admitted, returned concurred in, the bill entitled "An act to authorize Robert B. Houston to locate a certain tract of vacant land in Dagsborough Hundred, county of Sussex and complete his title to the same."

Mr. Temple presented the petition of David Lockwood, praying authority to sell the lands of his wife, which,

On his motion,

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

Whereupon,

Messrs. Temple, Jump and Ponder, were appointed said Committee.

On motion of Mr. Sorden,

The bill entitled, "An act to create an additional School District in Sussex county," was taken up for consideration.

Mr. Sorden then offered the following amendment to said bill, which,

On his motion,

Was read and

Adopted:

"Amend the bill by striking out of the fourth line of Section 1, the name of "Thomas Jacobs," and substituting the name of "Manlove Adams."

On motion of Mr. Smith,

The bill entitled, "An act to effect the sale of the property of certain minors," was read a third time, by paragraphs, and

Passed the Senate.

Ordered to be returned to the House.

On motion of Mr. Temple,

The Resolution from the House, in relation to the Pea Patch Island, was taken up for consideration.

Mr. Temple then moved,

That the Senate will insist on their amendment to said Resolutions.

Which motion,

Prevailed.

Ordered that said Resolutions be returned to the House with the action of Senate endorsed thereon.

On motion of Mr. Temple,

The Resolution introduced by him yesterday forbidding the passage of lottery grants by the Legislature, was taken up, read and considered.

Mr. Temple then moved,

The adoption of said Resolution,

Which motion

Was carried unanimously in the affirmative.

Ordered to the House for concurrence.

On motion of Mr. Du Pont,

The "Resolution to cede Reedy Island to the United States for the purpose of a harbor thereat," was taken up for consideration, read and

Adopted.

Ordered to the House for concurrence.

On motion of Mr. Du Pont,

The bill entitled, "An act for the benefit of Ann Vandyke, of the city of Washington," was read a third time, by paragraphs, and

Passed the Senate.

Ordered to the House for concurrence.

On motion of Mr. Temple,

The bill entitled, "An act to amend Section 12, of Chapter 51, of the

Revised Statutes of the State of Delaware," was read a third time, by paragraphs, and

Passed the Senate.

Ordered to the House for concurrence.

On motion of Mr. Sorden,

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



WEDNESDAY morning, 10 o'clock, February 23, 1853.

The Senate met pursuant to adjournment.

On motion of Mr. Jump,

The bill entitled, "An act to authorize the Levy Court of Kent county to make appropriations for the support of the streets in the town of Camden," was read a third time, and

Passed the Senate.

Ordered to be returned to the House.

On motion of Mr. Smith,

The bill entitled, "An act to divorce Mary Fredd from her husband Isaac Fredd," was taken up for consideration, and referred to a committee of three members.

Whereupon,

Messrs. Smith, Du Pont and Temple, were appointed said committee.

On motion of Mr. Jump,

The bill entitled, "An act to create an additional School District in Kent County," was read a second time.

Mr. Smith, in pursuance of a notice previously given, asked, and on motion of Mr. Jump, obtained leave to introduce a bill.

He then laid on the table a bill entitled, "An act to prohibit the issuing or circulation of notes below the denomination of five dollars," which,

On his motion,

Was read.

On motion of Mr. Temple,

The bill entitled, "An act to amend Sections 6 and 8, of Chapter 8, of the Revised Statutes of the State of Delaware," was read a second time.

On motion of Mr. Temple,

The bill entitled, "An act to vacate a certain road therein mentioned," was read a third time by paragraphs, and

Passed the Senate.

Ordered to be returned to the House.

Mr. Cowgill, Clerk of the House, being admitted, informed the Senate, that the House had non-concurred in the "Joint Resolution in relation to Lottery grants."

Mr. Collins, a member of the House of Representatives, being admitted, returned sundry enrolled bills, which had received the signature of the Speaker of the House.

And he withdrew.

Mr. Valentine, a member of the House of Representatives, presented for the signature of the Speaker of the Senate, sundry enrolled bills, which had received the signature of the Speaker of the House.

And he withdrew.

Mr. Jump, from the Committee appointed on the petition of sundry citizens of Dover, returned a bill entitled,

"A further additional supplement to the act entitled, 'An act for establishing the boundaries of the town of Dover, and for other purposes therein mentioned,'" which, on his motion was read, and again read a second time by special order.

On motion of Mr. Ponder,

The bill entitled, "An act to incorporate the Milton and Steam Mill Rail Road Company," was read a third time, by paragraphs, and

Passed the Senate,

By yeas—Messrs. Currey, Jump, Ponder, Smith, Sorden, Temple, and Mr. Speaker, 7; no nays.

Ordered to be returned to the House.

On motion of Mr. Sorden,

The Senate adjourned until 3 o'clock this afternoon.

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

The Senate met pursuant to adjournment.

Mr. Ponder, from the committee of Enrolment, reported as duly and correctly enrolled, the following bills, viz :

"An act to revive and continue in force the act entitled, 'An act authorizing William Virden to convey certain lands therein mentioned.'" passed at Dover March 5, 1851.

"A supplement of the act entitled, 'An act for the better regulation of the streets of Newark, and for other purposes.'"

"An act to incorporate Wilmington Division No. 1, of the Sons of Temperance at Wilmington, Delaware."

"An act to vest in Obediah Macklin, all the right and title of this State, to certain property of which Henry Donovan, late of Cedar Creek Hundred in Sussex County, deceased, died possessed."

"An act to divorce Catharine Wasson, late Catharine Vandever, and David Wasson, from the bonds of matrimony."

"An act to authorize the Levy Court of Kent County, to adopt a certain Road as a County Road."

"An act to establish a certain road in the County of Sussex, and for other purposes."

Mr. Currey from the Committee of Enrolment reported as duly and correctly enrolled the following bills, viz :

"An act to authorize Robert B. Houston, to locate a certain tract of vacant land in Dagsborough Hundred, County of Sussex, and complete his title to the same."

"An act to incorporate Asylum Lodge No. 23 of the Independent order of Odd Fellows, of Wilmington, Del."

"An act to authorize the sale of certain Real Estate of Uriah Slack, deceased."

"An act to change the location of a certain road in Kent County."

"An act granting to and vesting in Jane Faucett, negro, certain real and personal estate, of which one Elizabeth Toudle, died intestate."

"A supplement to an act entitled, 'An act for the better regulation of the streets of Delaware City, and for other purposes, passed at Dover March 5th, 1851.'"

Mr. Cowgill, Clerk of the House being admitted, presented for concurrence, a bill entitled, "An act to empower the Levy Court Commis-

sioners of Broad Creek and Little Creek Hundreds, in the County of Sussex, to erect, and keep in good repair, a bridge over a small prong of Broad Creek, near the town of Laurel," which,

On motion of Mr. Jump,

Was read.

Mr. Cowgill, at the same time, presented for the signature of the Speaker sundry enrolled bills.

Mr. Sorden from the Committee to whom was referred the bill entitled, "A supplement to the act entitled, 'An act to incorporate the Delaware Rail Road Company,'" made the following report, which was received, and read as follows:

The Committee to whom was referred the bill, and amendments to the bill entitled, "An act to incorporate the Delaware Rail Road Company, beg leave to make the following report:

That they recommend the Senate to concur in the Houses amendments, numbers 1, 3, 4, 7, 8, 9 and 10, and amend No. 2, by substituting therefor a new Section, as No. 2, herewith transmitted, and that the Senate non-concur in amendments numbers 5 and 6.

JOHN SORDEN,
CHARLES I. DU PONT,
DANIEL CURREY."

The said amendments of the House, were then taken up and considered;

Whereupon,

The several amendments, as heretofore recorded in the Journal, were severally read.

1. The first amendment of the House was concurred in.
2. The amendment was amended by substituting therefor, the following:—

Section 2. *And be it enacted*, That in case the Company cannot agree with the owner of any land, through which the said Delaware Rail Road shall be located, upon the compensation for any injury or supposed injury that may be done to said land, by such entry and occupation for the purposes of said road, the following persons shall be commissioners to assess the damages to such owner, in their respective counties, with power in the Governor to fill vacancies, to wit:—For New Castle County, Daniel Corbit, John W. Evans, Rathmel Wilson, Jesse Sharpe and George Z. Tybout; for Kent County, James D. Wilds, William Duhammel, Nathaniel D. Wilds, Benjamin Thistlewood and James Cahall; for Sussex County, John W. Calloway, Isaac J. Jenkins, Goved

Adkinson, Cyrus C. Windsor and Nathaniel Horsey, of Little Creek Hundred. The said Commissioners shall be sworn or affirmed, and shall proceed in all respects, as if appointed under the fourteenth Section of the Act to which this is a supplement, and on paying or depositing the damages assessed by the said Commissioners, or a majority of them, as in said Section is required, the Company may enter and proceed to construct the road, and shall have all the rights secured to them by said Section, but if either party be dissatisfied with the damages so assessed, such party may on application to the Prothonotary of the County, where the land lies, within thirty days after such assessment, sue out a writ of "*ad quod damnum*," requiring the Sheriff in the usual form, to inquire by twelve impartial men of his bailiwick of the damages aforesaid; and their report shall be final. The said Jurors shall be sworn or affirmed in the same manner as the Commissioners; and the Company on paying or depositing the amount of damages found by said report, shall have the same right and title in respect to the land so condemned, as in case of a condemnation or assessment of damages by commissioners appointed under the said fourteenth Section. If any increased damages shall be found by the Jury, such increased amount shall be a lien on all the property of the Company; and shall be paid or deposited within sixty days, or the said Company shall have no right to enter or continue upon said land until it is paid, if the damages be reduced, the owner of the land shall pay back the amount diminished; and the costs of the inquisition shall be paid as in other cases by the unsuccessful party. The fees of the Commissioners, shall be two dollars per day, to be paid by the Company: and of the Jurors one dollar and fifty cents each. The foregoing provisions for a writ of *ad quod damnum*, shall also apply to cases where damages have already been awarded to owners of land under the provision of the original Act, provided the said writ be applied for, by an owner or the said Company, within thirty days from the time when the Governor is notified by said Company of their acceptance of this supplement.

The third amendment was concurred in.

The fourth amendment was concurred in.

The fifth amendment was non-concurred in.

The sixth amendment was non-concurred in.

The seventh amendment was concurred in.

The eighth amendment was concurred in.

The ninth amendment was concurred in.

The tenth amendment was concurred in.

Ordered that the said bill and amendments, be returned to the House for concurrence in Senate's amendments to the amendments of the House.

On motion of Mr. Currey,

The bill entitled, "An act to repeal the supplement to an act to improve the navigation of Cedar Creek," was read a third time, by paragraphs, and

Passed the Senate.

Ordered to the House for concurrence.

Mr. Du Pont in pursuance of notice heretofore given, asked, and

On motion of Mr. Temple,

Obtained leave to introduce a bill.

He then laid on the table the following bill, "An act in relation to Trustees," which,

On his motion,

Was read.

Mr. Temple from the Committee appointed on the petition of sundry owners of marsh and low grounds on Jordan's Branch, reported a bill entitled, "A further supplement to the act entitled, 'An act to incorporate the Jordan's Branch Marsh Company,'" which,

On his motion,

Was read.

Mr. Temple from the Committee on the petition of Thomas Deakyne and others, asked, and

On motion of Mr. Sorden,

Obtained further time within which to make report.

On motion of Mr. Ponder,

The bill entitled, "An act to erect and keep in good repair a draw-bridge over a Canal in Cedar Creek Hundred in Sussex County," was read a third time, by paragraphs, and

Passed the Senate.

Ordered to be returned to the House.

On motion of Mr. Sorden,

The bill entitled, "An act to change the location of a certain public road in Broad Creek Hundred, in Sussex county," was read a third time, by paragraphs, and

Passed the Senate.

Ordered to be returned to the House.

On motion of Mr. Ponder,

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



THURSDAY morning, 10 o'clock, February 24, 1853.

The Senate met pursuant to adjournment.

Mr. Curry from the Committee of Enrolment, reported as duly and correctly enrolled, the following bills:

"An act for the improvement of the State Road at the south end of Milford Bridge in Sussex county, and for other purposes."

"A supplement to the act entitled, 'An act to provide for the erection of a Public Bridge across Broad Creek, at the town of Laurel, in the county of Sussex.'"

"An act to authorize Peter C. Parker to change the course of a road in Broadkilm Hundred in Sussex county."

"An act to amend the act entitled, 'An act to incorporate the Market House Company of Smyrna.'"

"An act to enable Mannan Gum and John T. Long, to locate certain vacant land situate in Baltimore Hundred, in Sussex County, and to complete their title to the same."

"Joint Resolution authorizing the State Treasurer to borrow a certain sum of money."

On motion of Mr. Temple,

A bill entitled, "A further supplement to the act entitled, 'An act to incorporate the Jordan's Branch Marsh Company,'" was read a second time.

On motion of Mr. Sorden,

The bill entitled, "An act to enable John Macklin of Job, to locate certain vacant land situate in North West Fork Hundred in Sussex county, and enable him to complete a title to the same, in the name and for the

sole use and benefit of the heirs at law of William Stevens, dec'd.," was taken up for consideration.

He then offered the following amendment :

Amend the bill by inserting in the 7th line of Section 3, between the words "of" and "fifty," the words "*one dollar and,*" which,

On his motion,

Was read, and

Adopted.

Mr. Sorden then moved,

That the bill as amended be read a third time with a view to pass the Senate,

Which motion,

Prevailed.

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

Passed the Senate.

Ordered to be returned to the House.

On motion of Mr. Jump,

The bill entitled, "An act to amend Sections 6 and 8 of Chapter 8, of the Revised Statutes of the State of Delaware," was read a third time, by paragraphs, and

Passed the Senate,

Ordered to be returned to the House.

On motion of Mr. Currey,

The bill entitled, "An act to create an additional School District in Kent County," was taken up for consideration:

He then offered the following amendment, which,

Was read and

Adopted, viz :

Amend the bill by striking out of the fourth line of Section 1, the name of "*Daniel Currey*" and inserting in lieu thereof the name of "*Daniel C. Godwin.*"

Mr. Cowgill, Clerk of the House, being admitted, presented for concurrence the following bills :

"An act to amend Chapter 111, of the Revised Statutes of the State of Delaware."

"An act to enable Joseph Kollock to locate certain vacant land, situate in Dagsboro' Hundred, in Sussex county, and complete his title to the same," and "An act regulating the sale of intoxicating liquors."

On motion of Mr. Jump,
The said bills were severally read.

On motion of Mr. Du Pont,
The bill entitled, "An act in relation to Trustees," was read a second time.

On motion of Mr. Sorden,
The bill entitled, "An act regulating the sale of intoxicating liquors," was taken up for consideration.

Mr. Sorden then offered the following amendment, which,
Was read.

Amend the bill by striking out all between the word "dollars" in the 17th line and the word "and" in the 20th line of Section 1.

Mr. Cowgill, Clerk of the House being admitted, returned the bill entitled, "A supplement to the act entitled, 'An act to incorporate the Delaware Rail Road Company,'" passed February 22, 1849, and informed the Senate that the House had concurred in the Senate's amendment to the second amendment of the House, and had receded from their fifth amendment to the bill, and refused to recede from their sixth amendment to said bill.

On motion of Mr. Jump,
The Senate adjourned until 3 o'clock this afternoon.



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

The Senate met pursuant to adjournment.

On motion of Mr. Sorden,

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

Passed the Senate,

Ordered to be returned to the House.

On motion of Mr. Sorden,

The bill entitled, "A supplement to the act entitled, 'An act to incorporate the Delaware Rail Road Company,'" with the amendments was taken up for consideration.

Mr. Sorden then moved,

That a Committee of two members be appointed on the part of the Senate to confer with such committee as may be appointed on the part of the House in relation to the disagreement between the Houses on the amendments of the Senate to the amendments of the House.

Which motion

Prevailed.

Whereupon,

Messrs. Sorden and Temple, were appointed said committee.

Ordered that the House be informed thereof.

Mr. Temple presented the petition of Mason Baily and others, praying the passage of a law to ditch, drain and improve their lands, which,

On his motion,

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

Whereupon,

Messrs. Temple, Smith and Currey, were appointed said committee.

On motion of Mr. Temple,

The bill entitled, "A further supplement to act entitled, 'An act to incorporate the Jordan's Branch Company,'" was read a third time by special order, by paragraphs, and

Passed the Senate.

Ordered to the House for concurrence.

Mr. Sorden, from the committee on the bill to incorporate, "The Plank Road Company," made the following report, which was read and adopted, to wit:

The committee to whom was referred the bill entitled, "An act to incorporate the Farmers' and Peoples' Plank Road Company," beg leave to report, that they have had the matter under consideration, and submit the bill, together with an amendment, herewith transmitted, for the consideration of the Senate.

JOHN SORDEN,
WILLIAM TEMPLE,
WILLIAM SMITH.

On motion of Mr. Sorden,

The amendments, which consists of a new bill, excepting part of the enacting clause, were read and adopted, and the bill as amended, read a second time by its title.

Mr. Hays, a member of the House of Representatives, being admitted informed the Senate that the House had appointed as a committee of conference on the disagreement of the two Houses in relation to the amendments of the Senate to the amendments of the House amendments to the bill entitled, "A supplement to the act entitled, 'An act to incorporate the Delaware Rail Road Company,'" Messrs. Benjamin Burton, Saulsbury and Valentine.

And he withdrew.

Mr. Sorden from the committee of conference aforesaid, made the following report, to wit:

"The committee of Conference appointed by the Senate to meet a similar committee appointed by the House of Representatives, on the disagreement between the two Houses, on the bill entitled, "A supplement to the act entitled, 'An act to incorporate the Delaware Rail Road Company,'" beg leave to make the following report: Amend said amendment by striking out the word "six" and insert in lieu thereof the word "nine."

JOHN SORDEN,
WILLIAM TEMPLE,

On motion of Mr. Sorden,

Said report was read and

Adopted:

Ordered that the House be informed of the action of the Senate on said report.

Mr. Cowgill, Clerk of the House being admitted, informed the Senate that the House had adopted the Report of the committee of Conference on the disagreement of the two Houses in relation to the Senate's amendments to the amendments of the House on the bill entitled, "A supplement to the act entitled, 'An act to incorporate the Delaware Rail Road Company.'"

Mr. Cowgill at the same time informed the Senate that the House had appointed on their part Messrs. Chambers, Morgan and Delaplaine, a committee of Conference, on the disagreement between the two Houses in the amendments of the Senate to the "Resolution in relation to the Pea Patch Island."

On motion of Mr. Temple,

A committee of Conference on the part of the Senate, on the above subject, was appointed, consisting of Messrs. Temple and Ponder.

On motion of Mr. Currey,

The bill entitled, "An act to create an additional School District in Kent county," was taken up for consideration and amended as follows, to wit:

Amend the bill by inserting in the seventh line of Section 1, immediately after the word "*required*" and before the word "as" these words "if they deem it necessary."

The bill was then

On motion of Mr. Currey,

Read a third time, by special order, by paragraphs, and

Passed the Senate.

Ordered to be returned to the House.

On motion of Mr. Ponder,

The bill entitled, "An act to empower the Levy Court Commissioners of Broad Creek and Little Creek Hundreds, in the county of Sussex to erect and keep in good repair a bridge over a small prong of Broad Creek near the town of Laurel," was read a second time.

Mr. Cowgill, Clerk of the House, being admitted presented sundry enrolled bills for the signature of the Speaker of the Senate.

On motion of Mr. Jump,

The bill entitled, "An act to create an additional School District in Kent county," was taken up for consideration.

He then laid on the table the following amendment to said bill, to wit:

Amend the bill by inserting after the word "and" in the eighth line of the first section the following: "if in their judgment they may deem it beneficial for the interests of the children of the said districts they shall," which,

On his motion,

Was read, and

Adopted.

The bill then,

On his motion,

Was taken up for a third reading, and the question on the first section was decided in the negative.

So the bill

Was lost.

Ordered that the Senate be informed thereof.

On motion of Mr. Jump,

The bill entitled, "An further additional supplement to the act entitled, 'An act for establishing the boundaries of the town of Dover and for other purposes therein mentioned,'" was taken up for consideration.

Mr. Jump then offered the following amendment to said bill, viz :

Amend the bill by adding the following at the end of the first section: "Provided nevertheless, that it shall not be lawful for the authorities of said town, to assess and levy any town tax upon the property or persons brought within the limits of said town, by the extension thereof, for the period of four years from the date of the passage of this act ; but that the said authorities may levy a tax on dogs, within said extended limits, in like manner as is provided for in the original limits of said town."

2d. Strike out in the fifth line of the 2d Section the words "as here- by extended and."

On motion of Mr. Sorden,

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



FRIDAY morning, 10 o'clock, February 25, 1853.

The Senate met pursuant to adjournment.

Mr. Ponder, from the Committee of Enrollment, reported the follow- ing bills, as duly and correctly enrolled, viz :

"An act to incorporate the Milton and Steam Rail Road Company."

"An act to change the location of a public road in Broad Creek Hun- dred in Sussex county."

"An act to vacate a certain road therein mentioned."

"An act to effect the sale of the property of certain minors."

"An act to authorize the Levy Court of Kent county to make appro- priations for the support of the streets in the town of Camden."

"An act authorizing the sale of certain real estate."

On motion of Mr. Smith,

"The bill entitled, "An act to regulate the sale of intoxicating liquors," was taken up for consideration.

Mr. Smith offered the following amendment to said bill :

"Amend the bill by striking out all after the first Section," which,

On his motion,

Was read.

The amendment of Mr. Sorden offered yesterday and which is in the following words, viz:

"Amend the bill by striking out all between the word "*dollars*" in the 17th line and the word "and" in the 20th line of Section 1."

On motion of Mr. Sorden,

The amendment was read and

Adopted.

Mr. Temple offered the following amendments, which

Were severally read and

Adopted, viz:

1st. "Amend the bill in the proviso of the 5th Section, by striking out the words "for medicinal purposes, and for mechanical and sacramental purposes," and inserting "for medicinal purposes, upon the written prescription of a Physician, and for sacramental purposes."

2d. Amend Section 6, in the 14th line after the word "years," and before the word, "or" by inserting these words, "*knowing him to be such.*"

3d. Amend Section 12 in the 9th line after the word "years" and before the word "or" by inserting these words, "*knowing him to be such.*"

4th. Also amend the same Section in the 13th line by inserting between the word "years" and the word "or" these words, "*knowing him to be such.*"

5th. Amend the bill in the 18th Section and on the last line thereof, by striking out the words "*all persons convicted*" and inserting in lieu thereof the words, "*any person who shall be convicted a second time of an offence against the provisions of this act.*"

Mr. Sorden then offered the following amendment to said bill, which,

On his motion,

Was read, and

Adopted, viz:

Amend the bill by striking out all after the word "dollars" in the 11th line, and the word "provided" in the 15th line of Section 5.

On motion of Mr. Jump,

The further consideration of said bill was postponed until this afternoon.

Mr. Cowgill, Clerk of the House, being admitted, informed the Senate that the House had concurred in the Senate's amendments to the bills entitled, "An act to authorize John Macklin, of Job, to locate certain vacant land in the county of Sussex and to complete a title to the same, in the name and for the sole use and benefit of the Heirs of William Stevens, dec'd," and

"An act to create an additional School District in Kent county."

He at the same time presented for concurrence the following bills, viz :

"An act to authorize a gate to be erected across a public road therein mentioned."

"An act providing for the publication of the report of the Auditor of Accounts," and

"An act to incorporate a Bank in Cantwell's Bridge, under the name of 'The New Castle County Bank.'"

On motion of Mr. Sorden,

Said bills were severally read.

On motion of Mr. Smith,

The bill entitled, "An act to incorporate a Bank in Cantwell's Bridge, under the name of the 'New Castle County Bank,'" was read a second time by special order.

On motion of Mr. Ponder,

The Senate adjourned until 3 o'clock this afternoon.

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

The Senate met pursuant to adjournment.

Mr. Cowgill, Clerk of the House, being admitted, presented for concurrence the following bills, viz :

"An act to incorporate a Bank in the town of Newark, under the name of the 'Bank of Newark.'"

"An act to vacate a certain Road in Broadkilm Hundred, Sussex county."

"An act to open a public road in Milford Hundred, in Kent county."

And returned concurred in; a bill entitled, "An act for the relief of Ann Vandyke, of the city of Washington."

On motion of Mr. Smith,

The communication from the House was read.

On motion of Mr. Temple,

The consideration of the bill entitled, "An act regulating the sale of intoxicating liquors," was resumed.

Mr. Temple then offered the following amendments :

No. 1. Amend the bill by making the following Section 20.

SECTION 20. *And be it further enacted*, That the license granted under the provisions of this act to keep a Tavern or Public House of Entertainment, or to retail intoxicating liquors, shall not be transferable, but shall be confined to the place as well as the person ; and no person shall keep such Tavern or Public House or retail such liquor under any license granted to another, except only that in the case of the death of a person licensed to keep a Tavern or Public House of Entertainment, and the tenant be changed for that cause ; or in case of the change of a tenant on the regular expiration of a lease, whereby a term of not less than a year is demised, such incoming tenant may continue to keep such Tavern or Public House under the same license, until the term of the Court of General Sessions of the Peace and Jail Delivery next after such change shall occur."

On motion of Mr. Temple,

Said amendment was read, and

Adopted.

Mr. Temple then offered the following amendment, which,

Was read and

Adopted, viz :

"Amend further by numbering Sections 20, 21 and 22, Sections 21, 22 and 23."

Mr. Temple then offered the following amendment to said bill :

Amend the 5th Section of the bill by striking out all after the word "of" in the eleventh line, and insert the following, viz : "*not less than twenty nor more than fifty dollars, and on failure to pay such fine and costs, shall be imprisoned one month.*"

Mr. Temple moved the adoption of said amendment.

On this question the yeas and nays were demanded by Mr. Du Pont, and being taken were as follows :

Yeas—Messrs. Currey, Jump, Temple and Mr. Speaker—4.

Nays—Messrs. Du Pont, Ponder, Smith and Sorden—4.

So the amendment *Was lost.*

Mr. Temple then offered the following amendment, which,

Was read and *Adopted, viz :*

Amend the bill by striking out in the eleventh line of Section 5, the word “twenty” and inserting in lieu thereof the word “fifty.”

The amendment offered by Mr. Smith this morning as follows: “Amend the bill by striking out all after the first Section,” was taken up and considered.

Mr. Smith then moved,

Its adoption.

Pending which motion the yeas and nays were demanded by Mr. Sorden, and being taken were as follows :

Yeas—Messrs. Smith and Sorden—2.

Nays—Messrs. Currey, Du Pont, Jump, Ponder, Temple and Mr. Speaker—6.

So the amendment *Was lost.*

On motion of Mr. Sorden,

The further consideration of the bill was postponed until to-morrow morning.

Mr. Cowgill, Clerk of the House, being admitted, returned the Joint Resolution for adjournment *sine die* with the following amendment, to wit :

House of Representatives, Feb. 25, 1853.

Amend the Resolution by striking out all after the word “on” in the fifth line to the word “sine,” in the sixth line and insert in lieu thereof the words, viz : “Friday the fourth day of March next.”

Extract from the Journal.

C. A. COWGILL,

Clerk of House of Representatives.

For Concurrence.

On motion of Mr. Ponder,

Said communication

Was read.

On motion of Mr. Ponder,

The bill entitled, "An act to enable Joseph Kollock to locate certain vacant land situate in Dagsborough Hundred in Sussex county and complete his title to the same," was read a second time.

On motion of Mr. Currey,

The bill entitled, "An act to incorporate a Bank in the town of Newark under the name of the 'Bank of Newark,'" was read a second time by special order.

On motion of Mr. Jump,

The bill entitled, "An act to authorize a gate to be erected across a public road therein mentioned," was read by special order a second time.

On motion of Mr. Smith,

The bill entitled, "An act to prohibit the issuing and circulating of notes below the denomination of five dollars," was read a second time.

Mr. Temple then moved,

That said bill be

Indefinitely postponed.

Which motion,

Prevailed.

Mr. Valentine, a member of the House of Representatives, being admitted, presented for concurrence a bill entitled, "An act concerning the New Castle and Frenchtown Turnpike and Rail Road Company" and "The Philadelphia, Wilmington and Baltimore Rail Road Company."

And he withdrew.

On motion of Mr. Du Pont,

Said bill was read.

And on motion of Mr. Jump,

Read a second time by special order.

On motion of Mr. Jump,

The "Resolution from the House for the appointment of Bank Directors," was taken up for consideration.

Mr. Sorden then offered the following amendment to said Resolution.

Amend the Resolution by striking out the name of "*Hunn Jenkins*" and inserting in lieu thereof the name of "*William J. Clarke*."

Mr. Sorden moved,

The adoption of said amendment.

Pending which motion, the yeas and nays were demanded by Mr. Sorden, and being taken were as follows, viz :

Yeas—Messrs. Ponder, Smith, Sorden and Mr. Speaker—4.

Nays—Messrs. Currey, Du Pont, Jump and Temple—4.

So the amendment *Was lost.*

Mr. Ponder then offered the following amendment, which,

On his motion,

Was read and *Adopted, viz :*

Amend the Resolution by striking out the name of "*Isaac V. Fooks*" and inserting in lieu thereof the name of "*Benjamin Fooks*."

On motion of Mr. Jump,

Said Resolution as amended was read and *Concurred in.*

Ordered to be returned to the House, with the action of the Senate endorsed thereon.

On motion of Mr. Temple,

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



SATURDAY morning, 10 o'clock, February 26, 1853.

The Senate met pursuant to adjournment.

On motion of Mr. Temple,

The bill entitled, "An act providing for the publication of the Report of the Auditor of Accounts," was read a second time.

On motion of Mr. Jump,

The bill entitled, "A further additional supplement to the act entitled 'An act for establishing the boundaries of town of Dover, and for other purposes therein mentioned,' " was taken up for consideration.

Mr. Jump withdrew the amendment heretofore offered by him to said bill, and offered the following amendment, which,

Was read and

Adopted, to wit:

Amend the bill by adding the following at the end of the first Section.
 "Provided nevertheless that it shall not be lawful for the authorities of said town to assess and levy any town tax upon the property or persons brought within the limits of said town by the extension thereof, but the said authorities may levy a tax on dogs within said extended limits, in like manner as is provided for in the original limits of said town."

Also strike out in the fifth line of the second Section the words "*as hereby extended and.*"

On motion of Mr. Jump,

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

Passed the Senate.

Ordered to the House for concurrence.

On motion of Mr. Sorden,

The bill entitled, "An act to amend Chapter 111, of the Revised Statutes of the State of Delaware," was read a second time.

Mr. Cowgill, Clerk of the House of Representatives being admitted, returned concurred in, a bill entitled, "An act to repeal the supplement to an act to improve the navigation of Cedar Creek."

He at the same time presented for concurrence, the following bills, viz :

"An act levying a tax on dogs in South Milford."

"A supplement to the act entitled, 'An act to incorporate the Cape Henlopen Sea Bathing and Steam Boat Company.'"

"An act to authorize Isaac Betts, to erect certain gates across a public road in Sussex county," which,

On motion of Mr. Jump,

Were severally read.

He also presented sundry enrolled bills for the signature of the Speaker of the Senate.

On motion of Mr. Du Pont,

The bill entitled, "An act to enable certain persons therein named to execute certain trusts," was taken up for consideration.

Mr. Temple then amended the amendment offered by him some time since to said bill, so as to read as follows, viz :

Amend the bill by striking out the title and inserting the following as the title of said bill, viz :

"An act granting to Roman Catholic Societies of this State, all the franchises, rights and powers, vested in other Religious Societies in this State."

Amend the bill by striking out all after the enacting clause, and insert the following, viz :

"That it shall and may be lawful for each Society of the Roman Catholic Church of this State, to elect or appoint Trustees to attend to the temporalities of their respective congregations ; and on their certifying their name, or style, as provided by Section 1, Chapter 39, of the Revised Statutes of the State of Delaware, shall be a corporation with all the franchises, rights and powers, vested in Trustees of the other Religious Societies in this State."

Mr. Temple then moved,

The adoption of said amendment.

Pending which motion the yeas and nays were demanded by Mr. Du Pont, and being taken were as follows :

Yeas—Messrs. Currey, Jump, Ponder, Sorden, Temple and Mr. Speaker—6.

Nays—Messrs. Du Pont and Smith—2.

So the amendment was

Adopted.

Mr. Temple then moved,

That the bill as amended be read a third time, by paragraphs, with a view to pass the Senate,

Pending the question on the final passage the yeas and nays were demanded by Mr. Du Pont, and being taken were as follows :

Yeas—Messrs. Currey, Jump, Ponder, Sorden, Temple and Mr. Speaker—6.

Nays—Messrs. Du Pont and Smith—2.

So the bill

Passed the Senate,

Ordered to the House for concurrence.

On motion of Mr. Temple,

The Senate adjourned until eleven o'clock, on Monday morning.

MONDAY morning, 11 o'clock, February 28, 1853.

The Senate met pursuant to adjournment.

On motion of Mr. Ponder,

The bill entitled, "An act to amend Chapter 111, of the Revised Statutes of the State of Delaware," was read a third time, by paragraphs, and

Passed the Senate.

Ordered to be returned to the House.

Mr. Smith from the committee appointed on the petition of John McLaughlin and others of N. C. county, reported a bill entitled, "An act taxing Dogs in New Castle county and for other purposes," which,

On his motion,

Was read.

Mr. Smith laid on the table a Resolution, appointing John C. Pennewell to purchase stationary, fuel, &c., for the next Legislature," which,

On his motion,

Was read.

And on motion of Mr. Sorden,

The blank filled with the words "*one hundred.*"

On motion of Mr. Smith,

The following bills received from the Senate on Saturday were severally read, viz :

"An act to authorize Isaac Betts to erect certain gates across a public road in Sussex county."

"A supplement to the act entitled, 'An act to incorporate the Cape Henlopen Sea Bathing and Steam Boat Company.'"

"An act levying a tax on dogs in South Milford, in Sussex county."

On motion of Mr. Sorden,

The bill entitled, "An act concerning 'The New Castle and Frenchtown Turnpike and Rail Road Company and the Philadelphia, Wilmington and Baltimore Rail Road Company,'" was taken up for consideration.

Mr. Sorden then offered the following amendment to said bill, which,

On his motion,

Was read, and

Adopted.

As follows, to wit :

"Amend the bill by striking out the Proviso to the first Section of said bill and inserting the following proviso :

"Provided that the terms and conditions of the agreement to be made between the said Companies, shall be first submitted to the Stockholders of the said Delaware Rail Road Company, at a meeting to be called for that purpose, after at least ten days notice of the time and place of said meeting published in one or more of the newspapers of this State, and in handbills, and approved of by a majority of the Stock of said Delaware Rail Road Company, there represented."

On motion of Mr. Sorden,

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

Passed the Senate.

By yeas—Messrs. Du Pont, Smith, Sorden, Ponder, Temple and Mr. Speaker—6. No nays.

Ordered to be returned to the House.

Mr. Temple from the committee to whom was referred the petition of Isaac Short and others reported a bill entitled, "An act for the benefit of the owners of lands on Wright's Branch, in Kent county," which,

On his motion,

Was read.

On motion of Mr. Smith,

The bill entitled, "An act to open a public road in Milford Hundred in Kent county," was read a second time.

Mr. Cowgill, Clerk of the House being admitted, presented concurred in a bill entitled, "A further supplement to the act entitled, 'An act to incorporate the Jordan's Branch Marsh Company.'"

On motion of Mr. Smith,

The Senate adjourned until 3 o'clock, this afternoon.

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

The Senate met pursuant to adjournment.

Mr. Ponder, from the committee of Enrolment, reported as duly and correctly enrolled, the following bills, viz :

"An act to erect and keep in good repair a draw bridge over a Canal in Cedar Creek Hundred, in Sussex county."

"An act to revive and continue in force an act entitled, 'An act for the relief of Rebecca Durham, late Rebecca Dean and others.'"

"An act to create an additional School District in Kent county."

"An act to repeal the supplement to an act to improve the navigation of Cedar Creek."

"An act to authorize Robert B. Houston to locate a certain tract of vacant land in Dagsborough Hundred, Sussex county, and complete his title to the same."

"An act for the benefit of Ann Vandyke of the City of Washington."

"A supplement to the act entitled, 'An act to incorporate the Delaware Rail Road Company,' " passed February 22, 1849.

"An act to enable John Macklin, of Job, to locate certain vacant land situate in N. W. F. Hundred, in Sussex county, and enable him to complete a title to the same, in the name and for the use and benefit of the Heirs at law of William Stevens, dec'd."

"An act to create an additional School District in Sussex county."

Mr. Temple from the committee of Conference in relation to the difference between the two Houses in reference to the Senate's amendment to the Resolution relating to the Pea Patch Island," made the following report :

The committee of Conference appointed by the Senate to confer with a similar committee appointed by the House of Representatives on the disagreement of the two Houses, on the third resolution of the Joint Resolutions in relation to Pea Patch Island, beg leave to make the following report :

"That your committee recommend that the House of Representatives adopt the amendment of the Senate to said Resolutions, by striking out said third Resolution.

WILLIAM TEMPLE,
JOHN PONDER."

On motion of Mr. Temple,

Said report was

Adopted.

Ordered that the House be informed thereof.

On motion of Mr. Temple,

The Joint Resolution adjourning the two Houses of the Legislature was taken up for consideration, and

On his motion,

The amendment of the House thereto was

Concurred in.

The Resolution as amended is in the following words and figures, to wit :

Resolved, by the Senate and House of Representatives of the State of Delaware, in General Assembly met, That both Houses of the Legislature will adjourn on Friday, the fourth day of March next, "sine die."

Mr. Temple asked,

That the rules be suspended in order to enable him to bring in a bill.

On motion of Mr. Sorden,

The rules were suspended.

And on motion of Mr. Smith,

He had leave to introduce his bill.

Mr. Temple then laid on the table a bill entitled, "A supplement to Chapter 34 of the Revised Statutes of the State of Delaware," which,

On his motion,

Was read.

On motion of Mr. Smith,

The Resolution for the appointment of John C. Pennewell, to purchase stationary, fuel, &c., for the next session of the Lagislature, was taken up for consideration, read and

Adopted.

Ordered to the House for concurrence.

Mr. Temple moved,

That a Committee of Accounts to consist of two members be appointed.

Which motion,

Prevailed.

Whereupon,

Messrs. Temple and Smith were appointed said Committee of Accounts.

Mr. Cowgill, Clerk of the House, being admitted, informed the Senate that the House had concurred in the amendments of the Senate to the bill entitled, "An act in relation to the New Castle and Frenchtown Turnpike and Rail Road Company" and "the Philadelphia, Wilmington and Baltimore Rail Road Company." Also that the House had adopted the Joint Report of the committee of Conference in relation to the difference between the two Houses in relation to the Senate's amendment to the Resolutions in relation to the Pea Patch Island.

He also presented for concurrence the following bills :

"An act in relation to the recording of deeds."

"An act to revive and continue in force the act entitled, 'An act to authorize John Day to locate a certain tract of vacant land in Nanticoke Hundred, Sussex county, and complete his title to the same,' which,

On motion of Mr. Ponder,

Were severally read.

On motion of Mr. Du Pont,

The bill entitled, "An act in relation to Trustees," was read a third time, by paragraphs, and

Passed the Senate.

Ordered to the House for concurrence.

Mr. Smith gave notice that he should on to-morrow ask leave to introduce a bill to amend Chapter 24, of the Revised Statutes of the State of Delaware."

On motion of Mr. Temple,

The bill entitled, "An act for the benefit of the owners of lands on Wright's Marsh, in Kent county," was read by special order a second time.

On motion of Mr. Smith,

The bill entitled, "An act taxing dogs in New Castle county and for other purposes," was read a second time by special order.

On motion of Mr. Currey,

The bill entitled, "An act levying a tax on dogs in South Milford, in Sussex county," was read a second time by special order.

On motion of Mr. Ponder,

The bill entitled, "An act to vacate a certain road in Broadkilm Hundred, in Sussex county," was read a second time by special order.

On motion of Mr. Smith,

The bill entitled, "An act to incorporate the Bank of Newark," was taken up for consideration.

Mr. Smith, then offered the following amendments to said bill, viz :

"Amend the bill by striking out the 11th section thereof. Amend further, by making Sections 12, 13, 14 and 15, Sections 11, 12, 13 and 14, respectively.

On motion of Mr. Smith,

Said amendments were read and

Adopted.

Mr. Sorden, then offered the following amendment to said bill.

Amend the bill by adding thereto the following section :

Section 15. "*And be it further enacted*, That if the said Corporation shall not be fully organized, according to the provisions of this act, on or before the first day of January, one thousand eight hundred and fifty-five, then, and in that case, this act shall be null and void, and of no effect."

On motion of Mr. Sorden,

Said amendment was then read, and

Adopted.

On motion of Mr. Ponder,

The bill entitled, "An act to enable Joseph Kollock to locate certain vacant land, situate in Dagsborough Hundred in Sussex county, and to complete his title to the same, was read a third time, by paragraphs, and

Passed the Senate.

Ordered to be returned to the House.

Mr. Cowgill, Clerk of the House of Representatives being admitted, returned, concurred in, with an amendment, as follows, the Joint Resolution authorizing John C. Pennewell to purchase stationery, fuel, &c., for the next Session of the Legislature, to wit :

House of Representatives, Feb. 28, 1853,

"Amend the Resolution by striking out the name of "John C. Pennewell," whenever it occurs in said Resolution, and insert in lieu thereof the name of "John B. Smith."

Extract from the Journal.

C. A. COWGILL,

Clerk of House of Representatives.

For Concurrence.

On motion of Mr. Sorden,

The bill entitled, "An act regulating the sale of intoxicating liquors," was taken up for consideration.

Mr. Sorden, then offered the following amendment to said bill :

"Amend the bill by striking out all between the word *"amount"* in the 7th line, and the word *"the"* in the 21st line of Section 16, and insert these words, "three thousand dollars the sum of *twenty-five dollars*, to any person who owns or occupies a house whose assessed value shall be three thousand dollars and not exceeding four thousand, *thirty dollars*; to any person who owns or occupies a house whose assessed value shall exceed four thousand dollars and not exceeding six thousand dollars, *forty dollars*; to any person who owns or occupies a house whose assessed value shall exceed six thousand dollars, *fifty dollars*."

Mr. Jump, proposed to amend said amendment by adding thereto these words, "To any person who owns or occupies a house whose assessed value exceeds six thousand dollars and does not exceed ten thousand dollars, *sixty-five dollars*; to any person who owns or occupies a house whose assessed value exceeds ten thousand dollars and does not exceed fifteen thousand dollars, *eighty dollars*; to any person who owns and occupies a house whose assessed value exceeds fifteen thousand dollars, *one hundred dollars*," which was read.

Mr. Jump, then moved that his amendment to said amendment be adopted, which motion was decided in the negative.

Mr. Sorden's amendment was then adopted.

Mr. Temple, offered the following amendment to the bill :

Amend the bill in Section 10, by adding thereto the following :

"But such retailers shall also pay the tax or duty therein prescribed although they may take out a license under this act and the provisions of said Chapter 68 shall be and remain in full force, except that any retailer whose stock of goods does not exceed five hundred dollars, shall not be required to take out a license under the provisions of said Chapter, but may sell such goods without license."

On motion of Mr. Temple,

Said amendment was read and

Adopted.

Mr. Temple, offered the following amendment to the bill :

"Amend the bill in Section 5, by adding after the word *"dollars,"* these words, "Or may in the discretion of the Court be imprisoned, for a term not less than one nor more than three months."

Mr Sorden proposed to amend said amendment, so as to make the same read as follows :

"Or may in the discretion of the Court be imprisoned not more than three months."

Said amendment was accepted by Mr. Temple, and the amendment as amended was *Adopted.*

On the adoption of this amendment the yeas and nays were demanded by Mr. Du Pont, and being taken were as follows :

Yeas.—Messrs. Curry, Ponder, Sorden, Temple and Mr. Speaker—6.

Nays.—Messrs. Du Pont, Ferguson and Smith—3.

On motion,

The Senate adjourned until to-morrow morning at 10 o'clock.



TUESDAY morning, 10 o'clock, March 1, 1853.

The Senate met pursuant to adjournment.

Mr. Smith, presented the account of John Wyatt for work in Senate Chamber, which was read and referred to the Committee of Accounts.

On motion of Mr. Ponder,

The bill entitled, "An act to vacate a certain road," was read a third time, and *Passed the Senate.*

Ordered to be returned to the House.

On motion of Mr. Smith,

The bill entitled, "An act in relation to the recording of deeds," was read a third time by paragraphs, and

Passed the Senate.

Ordered to be returned to the House.

On motion of Mr. Temple,

The bill entitled, "A supplement to Chapter 34 of the Revised Statutes of the State of Delaware," was read a second time.

Mr. Temple presented, "Joint Resolutions providing for binding the Laws and Journals," which,

On his motion,

Was read.

On motion of Mr. Smith,

The bill entitled, "An act taxing dogs in New Castle county," was read a third time by paragraphs, and

Passed the Senate.

Ordered to the House for concurrence.

On motion of Mr. Sorden,

The bill entitled, "An act to empower the the Levy Court Commissioners of Broad Creek and Little Creek Hundreds in Sussex county to erect, and keep in good repair, a bridge over a small prong of Broad Creek near the town of Laurel, was read a third time, by paragraphs, and

Passed the Senate.

Ordered to be returned to the House.

On motion of Mr. Jump,

The bill entitled, "A supplement to the act entitled, 'An act to incorporate the Cape Henlopen Sea Bathing and Steam Boat Company,'" was read a second time.

On motion of Mr. Temple,

The bill entitled, "An act for the benefit of the owners of lands on Wright's Marsh, in Kent county," was read a third time, by paragraphs, and

Passed the Senate.

Ordered to the House for concurrence.

Mr. Smith, in pursuance of notice given yesterday, asked,

And on motion of Mr. Temple,

Obtained leave to introduce a bill.

He then laid on the table a bill entitled, "An act to amend Chapter 24 of the Revised Statutes of the State of Delaware, entitled General Provisions respecting public officers," which,

On his motion,

Was read.

On motion of Mr. Sorden,

The bill entitled, "An act to authorize Isaac Betts to erect certain gates across a public road in Sussex county," was read a third time, by paragraphs, and

Passed the Senate.

Ordered to be returned to the House.

On motion of Mr. Sorden,

The bill entitled, "An act to revive and continue in force the act entitled, 'An act to authorize John Day to locate a certain tract of vacant land in Nanticoke Hundred, Sussex county, and complete his title to the same,'" was read a second time.

On motion of Mr. Currey,

The bill entitled, "An act levying a tax on dogs in South Milford," was read a third time, by paragraphs, and

Passed the Senate.

Ordered to be returned to the House.

On motion of Mr. Jump,

The bill entitled, "An act regulating the sale of intoxicating liquors," was taken up for consideration.

Mr. Ponder offered the following amendment to said bill:

Strike out all after Section 1 and insert the following in lieu thereof, viz :

SECTION 2. *And be it further enacted*, That from and after the first day of June next, it shall not be lawful for any person to sell, by retail, any spirituous or fermented liquor within the limits of any School District in this State, unless a majority of the qualified voters of said district shall at the annual School meeting, have signed a paper distinctly expressive of their wish that such liquors should be sold within said district, and recommending that licenses for the sale thereof should be granted. Such a recommendation shall be considered as existing for only one year. This Section shall not apply to Tavern Keepers.

SEC. 3. *And be it further enacted*, That all licenses for the sale of liquor aforesaid, shall be unconnected with any other matter, and shall be granted by the Governor on the recommendation of the Judges of the Court of General Sessions of the Peace and Jail Delivery as Tavern licenses now are. The fee therefor shall be twenty-five dollars, besides the fee to the Clerk now paid in cases of Tavern licenses. Provided that no such license shall be granted to any negro or mulatto.

SEC. 4. *And be it further enacted*, That in order that the aforesaid Judges may act understandingly in making their recommendation aforesaid to the Governor, it shall be the duty of the School Committee of the School Districts in each County to make return under their hands of the names of all the qualified voters of their respective districts to the said Judges on the first day of the Spring Term of the aforesaid Court,

and such return shall be evidence in all prosecutions for selling liquor without license.

SEC. 5. *And be it further enacted*, That if any person shall sell by retail any spirituous or fermented liquor without a valid and subsisting license therefor under this act every person so offending shall be deemed guilty of a misdemeanor and upon conviction thereof by indictment shall for every such offence forfeit and pay to the State a fine of twenty dollars or may in the discretion of the Court be imprisoned for a term of not more than three months.

SEC. 6. *And be it further enacted*, That it shall not be lawful for any person having license to keep a Tavern or Public House of Entertainment, to sell or dispose of any spirituous or fermented liquor in any other way except only to be drank or consumed at the time and within such Tavern or Public House of Entertainment, and any keeper of a Tavern or Public House of Entertainment, who shall sell or dispose of any such liquor and suffer or permit the same to be carried without such Tavern or House, shall be deemed guilty of a misdemeanor, and upon conviction thereof by indictment shall forfeit and pay to the State for every such offence a fine of twenty dollars.

SEC. 7. *And be it further enacted*, That the Secretary of State shall cause this act to be published in all the newspapers of this State for the space of three months from the passage thereof.

Mr. Smith from the Committee on that subject reported back without amendment the bill entitled, "An act to divorce Mary Fredd and her husband Isaac Fredd."

Said bill was then taken up for consideration.

Mr. Temple offered the following amendment to said bill, which,

Was read and

Adopted, viz:

Amend Section 2 of said bill by striking out all after the word "restored," in the third line thereof, and inserting as follows:

"To all her real estate and particularly to her right of dower or thirds out of the real estate of Caleb Sheward her former husband; and that the said Isaac Fredd shall pay to the said Mary Fredd or her assigns, during her natural life the sum of one hundred and twenty-five dollars annually, to be paid half yearly, viz: Sixty-two dollars and fifty cents on the first day of July and January in each and every year, to be recovered as sums of like amount are recoverable by law; and the said Mary Fredd shall have no further claim or demand upon the said Isaac Fredd for or on account of any receipts of property or money received by him as her husband, or otherwise during their intermarriage.

On motion of Mr. Temple,

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

Passed the Senate.

Ordered to be returned to the House.

On motion,

Adjourned to 3 o'clock this afternoon.



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

The Senate met pursuant to adjournment.

On motion of Mr. Temple,

The bill entitled, "An act to amend Chapter 34, of the Revised Statutes of the State of Delaware," was read a third time, by paragraphs, and

Passed the Senate.

Ordered to the House for concurrence.

On motion of Mr. Smith,

The bill entitled, "An act to amend Chapter 24 of the Revised Statutes of the State of Delaware," was read a second time by special order.

Mr. Cowgill, Clerk of the House, being admitted, returned concurred in, the following bills, viz :

"An act to prevent swine from running at large within certain limits in Little Creek and Duck Creek Hundreds in Kent county."

"A Joint Resolution in relation to the State Library."

"An act in relation to Trustees."

"Joint Resolution to cede Reedy Island to the United States," with the following amendment, viz :

House of Representatives, Feb. 26, 1853.

Amend the Resolution by adding thereto the following :

"*Provided*, That if such harbor be not constructed and finished by the said Government within ten years from the adoption of this Resolution, or being so constructed and finished, shall afterwards be suffered or

permitted to go to decay, and remain unrepaired for the space of five years, then and in such case, this Resolution and everything herein contained shall be and become void, and all the right, title and estate and jurisdiction hereby ceded, shall become and be again vested in the State of Delaware, in the same manner as if this Resolution had not been adopted.

Extract from the Journal.
C. A. COWGILL,
Clerk of the H. of Rep's.

For concurrence.

On motion of Mr. Temple,

Said amendment was

Concurred in.

And, "A further additional supplement to the act entitled, 'An act for establishing the boundaries of the town of Dover, and for other purposes therein mentioned,' with the following amendments :

House of Representatives, March 1, 1853.

1. "Amend the bill by striking out the words, "as heretofore laid out in the 5th line of Section 2," and insert in lieu thereof the words, "as hereby extended."

2. Amend further, by striking out the proviso, as contained in the last five lines of Section 5.

3. Amend the bill by adding the following Sections :

"*And be it further enacted*, That from and after the passage of this act, the territory embraced within the boundaries and limitations as above described in Section 1 of this act, shall be known and designated by the ancient and honorable name of Dover, and by none other."

"4. Section 7. *And be it further enacted*, That the principal street of said Town, with its extension to Ezekiel Cowgill's mill pond, shall forever hereafter be called by its original name of King street, and shall not be known by any other name or designation."

5. "Amend further, by adding the following as Section 8 :

"Sec. 8. *And be it further enacted*, That the said Commissioners are hereby authorized and empowered to appropriate any money that is or may be in the Treasury of said Town, for the purpose of public lamps and for lighting the streets."

Extracts from the Journal,
C. A. COWGILL, *Clerk of House of Representatives.*

Mr. Cowgill at the same time presented for concurrence, "An act to prevent Horses and Mules and Colts, from running at large within this State."

"An act respecting a Convention."

And "An act to incorporate the Delaware Canal Company."

On motion of Mr. Jump,

The communication from the House was read.

Mr. Gooding, a member of the House of Representatives being admitted presented sundry enrolled bills for the signature of the Speaker.

And he withdrew.

Mr. Benjamin Burton, a member of the House of Representatives, returned sundry enrolled bills for the signature of the Speaker of the Senate.

And he withdrew.

On motion of Mr. Temple,

The bill entitled, "An act regulating the sale of intoxicating liquors," was taken up for consideration.

Mr. Sorden then offered the following amendments to the amendments offered by Mr. Ponder this morning, viz :

Amend the amendment by striking out of the 7th and 8th lines in Section 2 the words "at the annual School meeting."

2. Amend further. Strike out all after the word "dollars" in the ninth line of Section 5 and substitute these words, "and in case such person so convicted, shall fail to pay the fine and costs, the Court may in their discretion imprison such person for a term of not more than three months."

Mr. Ponder then moved,

That his amendments as amended be adopted.

On this motion the yeas and nays were demanded by Mr. Sorden, and being taken were as follows :

Yeas—Messrs. Currey, Du Pont, Ponder, Smith, Sorden and Mr. Speaker—6.

Nays—Messrs. Ferguson, Jump and Temple—3.

So the amendment was

Adopted.

On motion of Mr. Ponder,

The said bill was read a third time, by paragraphs, with a view to pass the Senate.

On the passage of the first Section, the yeas and nays were demanded by Mr. Sorden and being taken were as follows :

Yeas—Messrs. Currey, Du Pont, Jump, Ponder, Smith, Sorden, Temple and Mr. Speaker—8.

Nays—Mr. Ferguson—1.

So the first Section passed.

The bill was then passed by Sections, and on the final passage the yeas and nays were demanded by Mr. Du Pont, and being taken were as follows :

Yeas—Messrs. Currey, Du Pont, Jump, Ponder, Smith, Sorden, Temple and Mr. Speaker—8.

Nays—Mr. Ferguson—1.

So the bill

Passed the Senate.

Ordered to be returned to the House for concurrence in amendments of the Senate.

Mr. Cowgill, Clerk of the House of Representatives being admitted, presented for concurrence the following bills, viz :

“An additional supplement to an act entitled, ‘An act providing for the draining of certain marshes and low grounds in Slaughter Neck,’ ” passed Feb. 1, 1823.

“An act relating to arrests in Civil cases in the State of Delaware,” which,

On motion of Mr. Smith,

Were severally read.

He also informed the Senate that the House had rejected the bill entitled, “An act to create an additional School District in Sussex county,” and that the House had concurred in the amendments of the Senate to the bill entitled, “An act to divorce Mary Fredd from her husband Isaac Fredd.”

On motion of Mr. Temple,

The bill entitled, “An act to incorporate a Bank in the town of Newark, under the name of the Bank of Newark,” was taken up for consideration and amendments adopted.

On his motion,

Said bill was then read a third time, by paragraphs, and

Passed the Senate.

By yeas—Messrs. Currey, Du Pont, Jump, Smith, Sorden, Temple and Mr. Speaker—7.

Nays—Messrs. Ferguson and Ponder—2.

Ordered to be returned to the House.

On motion of Mr. Du Pont,

The bill entitled, "An act to incorporate a Bank in Cantwell's Bridge, under the name of the 'New Castle County Bank,'" was taken up for consideration.

On motion of Mr. Sorden,

The following amendment was offered, read and adopted, to wit :

Amend the bill by adding as

SECTION 18. *And be it further enacted*, That if the said Corporation shall not be fully organized according to the provisions of this act, on or before the first day of January, one thousand eight hundred and fifty-five, then, and in that case, this act shall be null and void and of no effect.

Mr. Du Pont then moved,

That said bill be read a third time by paragraphs, with a view to pass the Senate.

Which motion

Prevailed.

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

Passed the Senate.

By yeas—Messrs. Currey, Du Pont, Jump, Smith, Sorden, Temple and Mr. Speaker—7.

Nays—Messrs. Ferguson and Ponder—2.

Mr. Cowgill, Clerk of the House, being admitted, presented for concurrence a "Joint Resolution authorizing the Secretary of State to distribute certain copies of the Revised Statutes."

On motion of Mr. Temple,

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



WEDNESDAY morning, 10 o'clock, March 2, 1853.

The Senate met pursuant to adjournment.

On motion of Mr. Smith,

A "Joint Resolution authorizing the Secretary of State to distribute certain copies of the Revised Statutes,"

Was read, and

Concurred in.

Ordered to be returned to the House.

On motion of Mr. Currey,

The bill entitled, "An act to authorize a gate to be erected across a public road therein mentioned," was read a third time, by paragraphs, and

Passed the Senate.

Ordered to be returned to the House.

Mr. Smith presented the accounts of Clark & Nephew and of John Shelton, which

Were severally read and referred to the Committee of Accounts.

Mr. Temple presented the account of Samuel Kimmey for printing, which was read, and referred to the Committee of Accounts.

On motion of Mr. Currey,

The bill entitled, "An act respecting a Convention," was read a second time.

Mr. Sorden then moved,

That said bill be postponed for ninety-nine years.

On which motion the yeas and nays were demanded by Mr. Sorden, and being taken were as follows, viz :

Yeas.—Messrs. Ferguson, Ponder, Smith, Sorden and Mr. Speaker—5.

Nays.—Messrs. Currey, Du Pont, Jump and Temple—4.

So the bill was postponed for 99 years.

Ordered that the House be informed of the action of the Senate thereon.

Mr. Cowgill, Clerk of the House, being admitted, informed the Senate, that the House had concurred in the Senate's amendment to the Newark Bank bill, and also, in the amendments to the Cantwell's Bridge Bank bill.

On motion of Mr. Temple,

"The Joint Resolution providing for binding Laws and Journals," was read, and

Adopted.

Ordered to the House for concurrence.

On motion of Mr. Smith,

The bill entitled, "An act to incorporate the Delaware Canal Company," was read a second time.

Mr. Short, a member of the House of Representatives being admitted, presented for the signature of the Speaker, sundry enrolled bills.

On motion of Mr. Sorden,

The bill entitled, "A supplement to the act entitled, 'An act to incorporate the Cape Henlopen Sea Bathing Company,'" was read a third time, by paragraphs, and

Passed the Senate.

Ordered to be returned to the House.

On motion of Mr. Sorden,

The bill entitled, "An act to revive, and continue in force an act entitled, 'An act to authorize John Day to locate a certain tract of vacant land, &c.," was read a third time, by paragraphs, and

Passed the Senate.

Ordered to be returned to the House.

On motion of Mr. Ponder,

The bill entitled, "An additional supplement to an act entitled, 'An act providing for the draining of certain marshes and low grounds in Slaughter Neck, passed 1st February, 1823, was read a second time.

On motion of Mr. Currey,

The bill entitled, "An act to prevent Horses, Mules and Colts, from running at large within this State," was read a second time.

Mr. Temple presented a Resolution, declaring a certain act therein mentioned, a public act, and providing for printing the same, which,

On his motion,

Was read and

Adopted.

Ordered to the House for concurrence.

On motion of Mr. Jump,

The bill entitled, "An act providing for the publication of the Report of the Auditor of Accounts," was taken up for a third reading, and on the question, "shall that be the first section of the bill," it was decided in the negative, so the first section being lost, the bill

Was lost.

Ordered that the House be informed thereof.

On motion of Mr. Currey,

The bill entitled, "An act to authorize a gate to be erected across a public road therein mentioned," was read a third time, by paragraphs, and *Passed the Senate.*

Ordered to be returned to the House.

Mr. Cowgill, Clerk of the House of Representatives, being admitted, returned concurred in, the bill entitled, "An act taxing dogs in New Castle county, and for other purposes."

He also, informed the Senate, that the House had concurred in Senate's amendments to the "Resolution appointing Bank Directors."

On motion of Mr. Temple,

The bill entitled, "An act to open a public road in Milford Hundred in Kent county," was taken up for consideration, and amended as follows :

"Amend the first Section of the bill, by inserting in the 24th line of Section 1, after the word, "opened," and before the word, "the," the following words, viz : "and accepted by the Levy Court of said County."

The bill as amended, was then, on motion of Mr. Temple, read a third time, by paragraphs, and

Passed the Senate.

Ordered to be returned to the House.

On motion of Mr. Smith,

The House's amendments to the bill entitled, "A further supplement to the act entitled, 'An act for establishing the boundaries of the town of Dover, and for other purposes therein mentioned,'" were taken up for consideration, and severally read, and *Concurred in.*

On motion of Mr. Jump,

The Senate adjourned until 3 o'clock, this afternoon.

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

The Senate met pursuant to adjournment.

Mr. Ponder, from the committee of Enrolment, reported as duly and correctly enrolled, the following bills, viz :

"An act to divorce Mary Fredd from her husband Isaac Fredd."

"An act in relation to to the recording of deeds."

"An act to amend Chapter 111, of the Revised Statutes of the State of Delaware."

"Joint Resolution in relation to the Pea Patch Island."

"An act concerning the New Castle and Frenchtown Turnpike and Rail Road Company, and the Philadelphia, Wilmington and Baltimore Rail Road Company."

"An act levying a tax on dogs in South Milford, Sussex county."

"A further supplement to the act entitled, 'An act to incorporate the Jordan's Branch Marsh Company.'"

"An act to incorporate the Levy Court Commissioners of Broad Creek and Little Creek Hundreds, in the County of Sussex, to erect, and keep in repair, a bridge over a small prong of Broad Creek at the town of Laurel."

"An act to enable Joseph Kollock to locate certain vacant land situate in Dagsboro' Hundred in Sussex county, and complete his title to the same."

"An act to authorize Isaac Betts to erect certain gates across a public road in Sussex county."

"An act to vacate a certain road in Broadkiln Hundred in Sussex county."

Mr. Temple presented the account of W. Walker, which,

Was read and referred to the Committee on Accounts.

On motion of Mr. Currey,

The bill entitled, "An act relating to arrests in Civil cases in the State of Delaware," was read a second time.

Mr. Smith presented the account of John McDonell, which,

Was read and referred to the Committee on Accounts.

On motion of Mr. Sorden,

The bill entitled, "An additional supplement to the act entitled, "An

act providing for the draining of certain marshes and low grounds in Slaughter Neck," passed 1st day of February, 1823, was read a third time, by paragraphs, and

Passed the Senate.

Ordered to be returned to the House.

On motion of Mr. Smith,

The bill entitled, "An act to amend Chapter 24, of the Revised Statutes of the State of Delaware, entitled, General Provisions respecting Public Officers," was read a third time, by paragraphs, and

Passed the Senate.

Ordered to the House for concurrence.

On motion of Mr. Smith,

The "Joint Resolution appointing John C. Pennewell to purchase stationery, fuel, &c., for the next Legislature," was taken up for consideration.

Mr. Smith then moved,

The Senate non-concur in the amendment of said Resolution,

Which motion,

Prevailed.

Ordered that the House be informed thereof.

Mr. Cowgill, Clerk of the House, being admitted, presented for concurrence the following amendments, to the amendments of the Senate, to the bill entitled, "An act regulating the sale of intoxicating liquors."

House of Representatives, March 2, 1853.

1. Amend the amendment in Section 2, and in the eighth line thereof, by inserting between the word, "and," and the word, "recommending," these words:

"Shall also have signed a petition."

Amend further in the ninth line of the same Section, by changing the word, "licenses" to the word, "license."

Amend further in the ninth line of the same Section, by inserting after the word, "granted," these words:

"To the person petitioning as hereinafter provided."

Amend the amendment in Section 3, and in the second line thereof by inserting between the word, "be" and "unconnected," these words, "separate from, and."

"Amend further, in the sixth line of Section 3, by striking out the words, "as Tavern licenses now are," and inserting the following:

"And any person wishing to obtain such license may prefer a petition to the said Court, held in and for the County in which he intends to sell such liquor, at any regular Term thereof, whereupon, the Judges of the said Court being satisfied that the petitioner is recommended by a majority of the qualified voters of the School District, wherein he intends to retail such liquor may recommend such person to the Governor for such license, and such license shall specify the School District for which it was granted, and in which only it shall have any force."

Amend further, in the Seventh line of Section 3, by striking out the word, "besides," and inserting in lieu thereof, the word, "and," also, in the same line, by inserting after the word, "Clerk," these words, "shall be the same as is."

Amend further, in the eighth line of said Section, by striking out the words, "in case of," and inserting, "for filing petitions for and issuing."

Amend Section 4, of said amendment, in the ninth and tenth lines thereof, by striking out the words, "in all prosecutions for selling liquor without license," and inserting in lieu thereof, these words, "of the number and names of the qualified voters of said Districts respectively."

Amend further, by making the following Section 7 :

Section 7. *And be it further enacted*, That if any person having license to retail such liquor, shall suffer or permit any riotous or disorderly conduct in his store, or upon any premises used and occupied by him as connected therewith, such person shall be deemed guilty of a misdemeanor, and upon conviction by indictment shall forfeit and pay to the State a fine of twenty dollars, and shall also forfeit his license, and such license shall not be again granted except on the recommendation as aforesaid.

Amend further, by inserting the following as Section 8 :

Sec. 8. *And be it further enacted*, That no license shall hereafter be granted, to any person, to keep an ale house in this State.

Amend further, by making the following Section 9 :

Sec. 9. *And be it further enacted*, That in any indictment under this act, it shall not be necessary for the State to allege or prove the precise kind of liquor sold by the defendant, but only to allege generally the sale of intoxicating liquor, and such allegation shall be sustained, and the offence deemed sufficiently proved by proof of a sale of any such liquor, although the particular kind sold may not be shown.

Amend further, by making the following Section 10 :

Sec. 10. *And be it further enacted*, That the Clerks of the Peace of the respective counties, are hereby required to keep a record of all appli-

cations at each Term of the Court of General Sessions of the the Peace and Jail Delivery in such County, for recommendation for license to retail liquor under the provisions of this act, and all applications for license to keep a Tavern or Public House of entertainment, in a book to be provided by them, respectively, for that purpose, therein distinctly stating whether the applicant shall have been recommended to the Governor for license or not, and the day on which the recommendation was granted; and in case of application for Tavern license, whether the recommendation was for license with or without the privilege to sell liquor, and in all proceedings by indictment under this act, such record of recommendation shall be evidence competent, and *prima facie* sufficient to procure the allegation in such indictment of the defendant being licensed as a retailer or tavern keeper, and such fact having been thus *prima facie* established, the burden of proof shall be thrown on the defendant, to show that such license was not, in fact, issued by him, and upon the trial of any person on an indictment for selling without license, it shall not be incumbent on the State to show that such person had not such license, but the fact of such license must be shown by the defendant.

Amend further, by making Section 7 to read Section 11.

Extract from the Journal.

C. A. COWGILL,

Clerk of House of Representatives.

Said amendments were severally read and adopted without division, except that one proposing as an amendment the 8th Section, on the adoption of this amendment, the yeas and nays were demanded by Mr Smith, and being taken were as follows:

Yeas.—Messrs. Jump, Ponder, Sorden, Temple and Mr. Speaker—5.

Nays.—Messrs. Currey, Du Pont, Ferguson and Smith—4.

So that amendment was

Adopted.

Ordered that the bill and amendments be returned to the House.

On motion of Mr. Sorden,

The bill entitled, "An act to incorporate the Farmer's and People's Plank Road Company," was read a second time.

On motion of Mr. Temple,

The "Joint Resolution authorizing the Secretary of State to distribute certain copies of the Revised Statutes," was taken up for consideration, read, and

Concurred in.

Ordered to be returned to the House.

Mr. Currey presented the petition of Robert Russell and 22 other citi-

zens remonstrating against the passage of the bill entitled, "An act to incorporate the Delaware Canal Company," which,

On his motion,

Was read and laid on the table.

On motion,

The Senate adjourned until to-morrow morning at 10 o'clock.



THURSDAY morning, 10 o'clock, *March 3, 1853.*

The Senate met pursuant to adjournment.

Mr. Ponder, from the Committee of Enrollment, reported as duly and correctly enrolled :

"Resolution to declare a certain act therein mentioned a public act, and to print the same."

"An act taxing dogs in New Castle county and for other purposes."

"An act granting to Roman Catholic Societies of this State, all the franchises, rights and powers vested in the other religious Societies in this State."

"Resolution in relation to the State Library."

"An act to prevent swine running at large within certain limits in Little Creek Hundred, Kent county."

"Resolution to cede Reedy Island to the United States for the purpose of a harbour thereat."

Mr. Smith presented the account of Sam'l. Brown against the State, which, on his motion, was read, and referred to the Committee on Claims."

Mr. Temple asked,

That the rules be suspended in order to enable him to bring in a bill.

On motion of Mr. Currey,

The rules were suspended.

And on motion of Mr. Smith,

He had leave to bring in his bill.

Mr. Temple, then laid on the table the following bill, "An act to appropriate the monies in the Treasury of this State," which,

On his motion,

Was read.

And on his motion, read by special order a second time.

Mr. Smith asked,

That the rules be suspended, in order to enable him to bring in a bill.

On motion of Mr. Jump,

The rules were suspended.

And on motion of Mr. Temple,

He had leave to introduce his bill.

He then laid on the table, "A supplement to the act entitled, 'An act regulating the sale of intoxicating liquor,'" which,

On his motion,

Was read.

And read a second time by special order.

Mr. Cowgill, Clerk of the House, being admitted, returned the bill entitled, "An act to amend Chapter 59, of the Revised Statutes, title ditches," with an amendment to the Senate's amendment, which rejects wholly the Senate's amendment, and restores the original bill.

On motion of Mr. Ponder,

The communication was read.

On motion of Mr. Sorden,

The amendments were taken up for consideration, and postponed for the present.

Mr. Cowgill, also returned concurred in, "Joint Resolutions providing for binding Laws and Journals," and presented sundry enrolled bills for the signature of the Speaker.

Mr. Jump asked,

That the rules be suspended, in order to enable him to bring in his bill.

On motion of Mr. Du Pont,

The rules were suspended.

And on motion of Mr. Smith,

He had leave to introduce his bill.

He then laid on the table, "A supplement to an act entitled, 'An act to divorce Mary Fredd from her husband Isaac Fredd, which,

On his motion,

Was read.

And on his motion, read by special order a second time.

Mr. Cowgill, Clerk of the House, being admitted, presented sundry enrolled bills for the signature of the Speaker, and presented for concurrence, "An act to enable Henry Calloway, to bring into this State, certain slaves therein mentioned."

Mr. Valentine, a member of the House of Representatives, being admitted, presented for concurrence a "Joint Resolution directing the State Treasurer to pay a certain sum of money to Samuel McClary and Thomas McClary."

And he withdrew.

On motion of Mr. Temple,

The bill entitled, "An act to incorporate the Delaware Canal Company," was taken up and read a third time, by paragraphs, with a view to pass the Senate. After reading the first section, on the question, shall that be the first section, the yeas and nays were demanded by Mr. Sorden, and being taken were as follows :

Yeas.—Messrs. Du Pont, Jump, Smith and Temple—4.

Nays.—Messrs. Currey, Ferguson, Ponder, Sorden and Mr. Speaker—5.

So the first Section being lost, the bill

Was lost.

Ordered that the House be informed thereof.

On motion of Mr. Temple,

The bill entitled, "An act to appropriate the moneys in the Treasury of this State" was read a second time by special order.

Mr. Currey, presented the petition of the Town Commissioners of Milford, praying that the money appropriated for roads in said town be paid to them, which,

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

Whereupon,

Messrs. Currey Smith and Jump, were appointed said committee.

On motion of Mr. Ponder,

The Senate adjourned until 3 o'clock, this afternoon.



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

The Senate met pursuant to adjournment.

On motion of Mr. Currey, the following bills received from the House were severally read, viz :

“Joint Resolution directing the State Treasurer to pay a certain sum of money to Samuel McClary and Thomas McClary.”

And “An act to enable Henry Calloway to bring into this State certain slaves therein mentioned.”

Mr. Ponder from the Committee of Enrolment, reported as duly and correctly enrolled, the following bills :

“Joint Resolutions providing for binding Laws and Journals.

“A supplement to Chapter 34, of the Revised Statutes of the State of Delaware.”

“A further additional supplement to the act entitled, ‘An act for establishing the boundaries of the town of Dover, and for other purposes therein mentioned.’”

“Joint Resolutions for the appointment of Bank Directors.”

“An act to revive, and continue in force, the act entitled, ‘An act to authorize John Day to locate a certain tract of vacant land in Nanticoke Hundred, Sussex county, and complete his title to the same.

“An act to open a public road in Milford Hundred, in Kent county.”

“An act to incorporate a Bank in Cantwell’s Bridge, under the name of, ‘The New Castle County Bank.’”

“A supplement to the act entitled, ‘An act to incorporate the Cape Henlopen Sea Bathing and Steamboat Company.’”

“An act in relation to Trustees.”

On motion of Mr. Smith,

The bill entitled, "A supplement to an act entitled, 'An act regulating the sale of intoxicating liquor,'" was taken up for consideration.

Mr. Temple then offered a new bill as a substitute for said bill, by way of amendment, and moved its adoption, which motion

Prevailed.

Mr. Temple then moved,

That the new bill entitled, "An act for carrying into effect within the city of Wilmington, the act regulating the sale of intoxicating liquor," be read a third time, by paragraphs, with a view to pass the Senate, which was done. On the final passage the yeas and nays were demanded by Mr. Temple, and being taken were as follows :

Yeas—Messrs. Currey, Du Pont, Jump, Ponder, Smith, Temple and Mr. Speaker—7. . .

Nays—Messrs. Ferguson and Sorden—2.

So the bill

Passed the Senate.

Ordered to the House for concurrence.

Mr. Ponder, from the committee of Enrolment, reported as duly and correctly enrolled, the following bills, viz :

"An additional supplement to an act entitled, 'An act providing for the draining of certain marshes and low grounds in Slaughter Neck,'" passed the first day of February, 1823.

"Joint Resolution authorizing the Secretary of State to distribute certain copies of the Revised Statutes."

"An act to authorize a gate to be erected across a public road therein mentioned."

Mr. Valentine, a member of the House of Representatives being admitted, returned sundry enrolled bills, which had received the signature of the Speaker of the House.

And he withdrew.

Mr. Reynolds, a member of the House of Representatives presented sundry enrolled bills for the signature of the Speaker.

And he withdrew.

Mr. Currey, from the committee on that subject, reported a bill entitled, "A further supplement to the act entitled, 'An act to amend the act entitled, 'An act directing the manner of choosing Commissioners to regulate and repair the streets of Milford and for other purposes,'" which,

On his motion,

Was read, and again read a second and third time, by special order, and
Passed the Senate.

Ordered to the House for concurrence.

On motion of Mr. Temple,

The bill entitled, "An act to appropriate the monies in the Treasury of this State," was read a second and third time, by special order, and
Passed the Senate.

Ordered to the House for concurrence.

On motion of Mr. Sorden,

The bill entitled, "A supplement to the act entitled, 'An act to divorce Mary Fredd from her husband Isaac Fredd,'" was taken up for consideration.

Mr. Sorden then offered the following amendment, which,

Was read, and *Adopted, to wit:*

Amend the bill by adding

SECTION 2. *And be it further enacted,* That this act shall be entered of record in the office of the Prothonotary of the Superior Court of the State of Delaware in and for New Castle county, within one month from the passage thereof, or the same shall be null and void.

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

Passed the Senate.

Ordered to the House for concurrence.

Mr. Benjamin Burton, a member of the House of Representatives being admitted, presented for concurrence, "A Joint Resolution concerning the adoption or rejection, by the people, of the proposed revised Constitution."

And he withdrew.

On motion of Mr. Temple,

Said Resolution was read and

Concurred in.

Ordered to be returned to the House.

On motion of Mr. Sorden,

The bill entitled, "An act relating to arrests in civil cases in the State of Delaware," was read a third time, by special order, by paragraphs, and

Passed the Senate.

Ordered to be returned to the House.

On motion of Mr. Temple,

The bill entitled, "An act concerning the sales of Real Estate by Sheriffs, was read a second and third time, by special order, by paragraphs, and

Passed the Senate.

Ordered to be returned to the House.

On motion of Mr. Currey,

The bill entitled, "An act to prevent Horses, Mules and Colts from running at large within this State," was read a third time, by paragraphs, and

Passed the Senate.

Ordered to be returned to the House.

Mr. Cowgill, Clerk of the House of Representatives, being admitted, presented for concurrence the following bills, viz :

"An act to amend Chapter 79 of the Revised Statutes of the State of Delaware."

"An act to amend Chapter 52 of the Revised Statutes."

"An act for the payment of claims against the State," which,

On motion of Mr. Ponder,

Were severally read.

The act for the payment of Claims was referred to the Committee on Claims.

Mr. Cowgill returned concurred in,

"An act for the benefit of the owners of the lands on Wright's Marsh in Kent county."

"An act to amend Chapter 24 of the Revised Statutes of the State of Delaware, entitled, General Provisions respecting Public Officers."

"A supplement to the act entitled, 'An act to divorce Mary Fredd from her husband Isaac Fredd.'"

"An act to appropriate the monies in the Treasury of this State."

On motion of Mr. Jump,

The Senate adjourned until 9 o'clock to-morrow morning.

FRIDAY morning, 9 o'clock, March 4, 1853.

The Senate met pursuant to adjournment.

On motion of Mr. Currey,

The amendments of the House to the bill entitled, "A further supplement to the act entitled, an act to amend the act entitled, 'An act directing the manner of choosing Commissioners to regulate the streets of Milford,'" was read a third time, by paragraphs, and

Passed the Senate.

Ordered to be returned to the House.

Mr. Smith presented the account and vouchers of George B. Dickson which,

Were read and referred to the Committee on Claims.

On motion of Mr. Temple,

The bill entitled, "An act to amend Chapter 59 of the Revised Statutes, title Ditches," was taken up for consideration.

Mr. Sorden then moved,

That the Senate non-concur in the said amendment.

Which motion

Prevailed.

The Speaker laid on the table a communication from the President of the Pennsylvania Institution for the instruction of the blind, and other papers, which,

On motion of Mr. Sorden,

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

Whereupon,

Messrs. Sorden, Du Pont and Temple, were appointed said committee.

Mr. Ponder from the committee of Enrolment reported:

"An act to amend Chapter 24 of the Revised Statutes of the State of Delaware, entitled, General Provisions respecting Public Officers."

"A supplement to an act entitled, 'An act to divorce Mary Fredd from her husband Isaac Fredd.'"

"An act to appropriate the monies in the Treasury of this State."

"A further supplement to the act entitled, 'An act to amend the act

entitled, 'An act directing the manner of choosing Commissioners to regulate and repair the streets of Milford and for other purposes.'"

Mr. Temple from the Committee of Accounts made the following report, which,

On his motion,

Was read and adopted, as follows :

The committee of Accounts recommend the following allowances for claims against the State, viz :

To John M. Phillips, Speaker of the Senate, 62 days, 56 miles, \$264 80

To members of the Senate.

	<i>Days.</i>	<i>Miles.</i>	<i>Dols. cts.</i>
To Charles I. Du Pont,	62	55	202 50
" William Smith,	62	46	199 80
" Bassett Ferguson,	62	18	191 40
" William Temple,	60	12	183 60
" Doct. Isaac Jump,	60	00	180 00
" Daniel Currey,	62	20	192 00
" John Sorden,	62	40	198 00
" John Ponder,	62	32	195 60
" William Huffington, Clerk of the Senate, 60 days, }			500 00
and for engrossing, reading and other services, }			
" Samuel Brown, Sergeant-at-Arms, for services rendered,			150 00
" John Shelton, fire-maker,			50 00
" William Huffington, for subscription to newspapers, }			20 75
for use of Senate and members, }			
" John B. Smith, P. M., for postage for the Senate,			44 49
" Samuel Kimmey, for printing for the Senate,			28 55
" John McDowell, for sundries as per bill,			3 58
" William Walker, for do do			1 87½
" John Wyatt, for repairing Senate Chamber, &c.,			2 37½
" Clark & Nephew, for sundries as per bill,			2 81
" John Shelton, for washing for Senate,			1 31
" Rev. Thomas Murphy, one of the Chaplains to the }			25 00
Legislature, }			
" Rev. John T. Hazzard, one of the Chaplains to the }			25 00
Legislature, }			

Mr. Currey from the committee of Enrollment reported as duly and correctly enrolled :

"An act for the benefit of the owners of lands in Wright's Marsh, in Kent county."

"An act regulating the sale of intoxicating liquors."

"An act to incorporate a Bank in the town of Newark under the name of the Bank of Newark."

Mr. Sorden reported, a bill entitled, "An act to promote the education of the deaf and dumb, and the blind," which,

On his motion,

Was read:

On motion of Mr. Jump,

Said bill was then read a second time by special order, read a third time by special order, and

Passed the Senate.

Ordered to the House for concurrence.

Mr. Ponder, from the Committee of Enrollment, reported:

"An act concerning the sales of real estate by the Sheriffs on execution process."

"Joint Resolution concerning the adoption or rejection by the people of the proposed revised Constitution."

"An act to prevent Horses, Mules and Colts from running at large within this State."

"An act relating to arrests in civil cases in the State of Delaware."

"An act carrying into effect within the city of Wilmington, the provisions of the act entitled, 'An act regulating the sale of intoxicating liquors.'"

"An act for carrying into effect within the city of Wilmington the act entitled, 'An act regulating the sale of intoxicating liquors.'"

"An act to provide for the education of the deaf and dumb, and the blind."

Mr. Hays, a member of the House, returned the bill entitled, "An act to amend Chapter 59 of the Revised Code," and informed the Senate that the House insisted on their amendments to said bill, and had appointed as a committee of conference on the part of the House, on the disagreement between the two Houses, Messrs. J. F. Burton, Saulsbury and Valentine.

Mr. Cowgill, Clerk of the House, being admitted, returned the bill entitled, "An act for carrying into effect, in the city of Wilmington, the provisions of the act entitled, 'An act regulating the sale of intoxicating liquors,' with the following amendment, viz.:

The words School District occurring in the act entitled, "An act regulating the sale of intoxicating liquors," passed March 2, 1853, shall as far as the provisions of the said act, and the said words, have reference to, and are applicable to the city of Wilmington, be deemed and taken to mean both in law and in fact, and to have reference to the several school districts heretofore existing in the said city of Wilmington, and which were subsequently united into one school district.

Sec. 2. *And be it further enacted*, That the certificate of the names of the several school voters in each of said school districts, heretofore existing in said city of Wilmington, and which under the provisions of the act aforesaid, is required to be delivered to the Judges of the Court of General Sessions of the Peace and Jail Delivery, shall be made and delivered to said Court in each and every year by the City Council of the aforesaid City. To enable the said Council to make and deliver such certificate, they shall appoint some suitable person, to make a list of all such voters and return the same to the said Council with his affidavit written thereon and signed by him, stating that it is, to the best of his knowledge and belief, a true list of all such voters. The said Council shall pay to the said person compensation for his services not exceeding five cents for each person named on said list."

On motion of Mr. Du Pont,

Said amendments were

Concurred in.

Mr. Benjamin Burton, a member of the House of Representatives, being admitted, presented for the signature of the Speaker sundry enrolled bills.

And he withdrew.

Mr. Jump, from the Committee of Conference, on the disagreement of the two Houses on amendments to the bill entitled, "An act to amend Chapter 59 of the Revised Code, title Ditches," made the following report:

The Committee of Conference, appointed on the part of the Senate, to meet a similar Committee on the part of the House, on the subject of the disagreement between the two Houses, upon the act entitled, "An act to amend Chapter 59 of the Revised Code, title of Ditches," have instructed me to report, that they have met the Committee on the part of the House, and a majority of said committee have agreed to report the following amendment to the amendment of the House, to wit:—Amend the amendment of the House by adding thereto, "And all laws and parts of laws of this State, inconsistent with the provisions of this act, are hereby repealed.

ISAAC JUMP,

He then moved its adoption.

On this motion the yeas and nays were demand by Mr. Jump, and being taken were as follows :

Yeas.—Messrs. Jump and Temple—2.

Nays.—Messrs. Currey, Du Pont, Ferguson, Ponder, Smith, Sorden and Mr. Speaker—7.

So the report of the majority of the Committee of Conference was rejected.

Ordered that the House be informed thereof.

On motion of Mr. Temple,

The bill entitled, “An act to incorporate the Farmer’s and People’s Plank Road Company;” was taken up for consideration.

Mr. Sorden moved,

That said bill be indefinitely postponed.

On this motion the yeas and nays were demanded by Mr. Temple, and being taken were as follows :

Yeas.—Messrs. Du Pont, Ferguson, Ponder, Smith, Sorden and Mr. Speaker—6.

Nays.—Messrs. Curry, Jump and Temple—3.

So the bill was

Indefinitely postponed.

The Committee on Claims reported back the bill entitled, “An act for the payment of Claims against the State,” with the following report, which was read, and

Adopted :

The Committee to whom was referred the claims against the State of Delaware, report that they recommend allowance of the following Claims: “To Samuel Brown, for taking care of the two Halls, cleaning and fitting up the same, sixty dollars; to Martin W. Bates and Saxa Gotha Laws, assignees of William Huffington, one hundred and fifty dollars, for superintending the printing of the Journal of the Senate of 1852, and making index; to A. Poulson, forty-eight dollars for advertising the Laws, Governor’s Proclamation, &c., 1852; to estate of Josiah H. Conrad, deceased, for printing, sixty-four dollars; to Alexander J. Tayler, fifty-four dollars, for taking care of papers, &c., for the Senate and House of Representatives two years, and attendance in Court of Appeals; to Luther Swiggett, Auditor of Accounts, fifty-five dollars, for extra attendance stationery, &c.; to John S. Kinsey, late Sheriff, for fees, nineteen dollars and fifty cents; to George B. Dixon, for stationery, oil, coal, candles, wood, &c., furnished by him per vouchers, five hundred and nineteen dollars and fifty-one cents.

JOHN SORDEN,
DANIEL CURREY.

The bill was then, on motion of Mr. Temple, read a second time.

And on motion of Mr. Currey, amended by inserting the following :

“ To Samuel Brown, for taking care of the two Halls, cleaning and fitting up the same, sixty dollars ; to Martin W. Bates and Saxa Gotha Laws, assignees of William Huffington, one hundred and fifty dollars, for superintending the printing of the Journal of the Senate of 1852, and making index ; to A. Poulson, forty-eight dollars, for advertising the Laws, Governor’s Proclamation, &c., 1852 ; to estate of Josiah H. Conrad, deceased, for printing, sixty-four dollars ; to Alexander J. Taylor, fifty-four dollars, for taking care of papers, &c., for the Senate and House of Representatives, two years, and attendance in Court of Appeals ; to Luther Swiggett, Auditor of Accounts, fifty-five dollars, for extra attendance, stationery, &c. ; to John S. Kinsey, late Sheriff, for fees, nineteen dollars and fifty cents ; to George B. Dixon, for stationery, oil, coal, candles, wood, &c., furnished by him per vouchers, five hundred and nineteen dollars and fifty-one cents.”

Mr. Saulsbury, a member of the House of Representatives, being admitted, returned an enrolled bill for the Signature of the Speaker.

And he withdrew.

On motion of Mr. Temple,

“ The Resolution directing the State Treasurer to pay a certain sum of money to Samuel McClary and Thomas McClary,” was taken up for consideration, and on his motion to concur, said Resolution

Was lost.

Ordered that the House be informed thereof.

On motion of Mr. Smith,

The Joint Resolution appointing certain persons to take charge of the Senate Chamber and Hall of the House, to procure stationery, &c., was taken up for consideration, amended by striking out the name of Clayton A. Cowgill wherever it occurs, and inserting in lieu thereof the name of “ John C. Pennewell,” said resolution was then further amended and

Adopted.

Ordered to be returned to the House for concurrence in amendments.

Mr. Cowgill, Clerk of the House, being admitted, informed the Senate that the House insisted on the amendments to the above Resolution, and had appointed as a committee of conference, on the disagreement between the Houses on that subject, Messrs. Benj. Burton, Saulsbury and Reynolds.

On motion of Mr. Jump,

Messrs. Jump and Smith were appointed a committee on the part of the Senate.

On motion,

The Senate adjourned until half past 2 o'clock, this afternoon.



Same day, 2½ o'clock, P. M.

The Senate met pursuant to adjournment.

On motion of Mr. Temple,

The bill entitled, "An act to amend Chapter 79 of the Revised Statutes," was read a second time.

And on his motion,

Indefinitely postponed.

On motion of Mr. Temple,

The bill entitled, "An act to amend Chapter 52 of the Revised Statutes," was read a second time.

And on his motion,

Indefinitely postponed.

Ordered that the House be informed thereof.

Mr. Sorden presented the following Resolutions, which,

On his motion,

Was read.

And on motion of Mr. Du Pont,

Adopted, viz :

"Resolved by the Senate of the State of Delaware, That John C. Pennewell be and he is hereby authorized and requested, to purchase for the use of the Senate, at the next session of the Legislature, stationery, fuel, oil, candles, &c., and that he present his account with the vouchers therefor, to the Senate aforesaid for allowance—and that the said John C. Pennewell, is hereby authorized and requested to take

charge of and preserve the stores consisting of wood, coal, stationery, &c., belonging to the State.

Resolved, That Samuel Brown be, and he is hereby appointed to take charge of the Senate Chamber until the next session of the Legislature, and that he take care that the same be kept well aired and in good order, and that he present his account for said services to the Senate aforesaid for allowance.

Mr. Cowgill, Clerk of the House, being admitted, informed the Senate that the House had adopted the report of the committee of Conference on the disagreement between the Houses on the Resolutions to take care of the Chambers, purchasing fuel, stationery, &c., for the next Legislature.

He also presented a Joint Resolution to pay to Alfred P. Robinson, Secretary of State, for contingent fund for his office, 150 dollars.

On motion of Mr. Temple,

Said Resolution was read and

Concurred in.

Ordered to be returned to the House.

He also presented an enrolled bill for signature of Speaker.

Mr. Ponder from the committee of Enrollment reported :

"An act for the payment of claims against the State."

"Joint Resolution directing the State Treasurer to pay the Secretary of State the sum of one hundred and fifty dollars, for the contingent expenses of his office.

Mr. Jump presented a "Joint Resolution for ascertaining whether portraits of citizens who have been Governors of the State can be procured," which,

On his motion,

Was read and

Adopted.

Mr. Jump from the committee of Conference on the subject of a disagreement between the two Houses on a certain Resolution appointing persons to take charge of the Chambers, &c., make the following report :

The committee appointed on the part of the Senate to meet a like committee on the part of the House on the disagreement of the two Houses upon the Joint Resolution appointing certain persons to take charge of the Senate Chamber and the Hall of the House of Representatives have instructed me to report. That they have met said commit-

tee, and after considerable time spent in the consideration of the subject, they have been unable to agree.

ISAAC JUMP,
WILLIAM SMITH.

Mr. Du Pont then laid on the table the following Resolution, which,

On his motion,

Was read and

unanimously adopted.

Resolved, That the thanks of this Senate are due and are hereby tendered to the Hon. John M. Phillips, for the able, dignified and impartial manner, in which he, as Speaker, has presided over its deliberations, and that too much praise cannot be awarded to him for that faithfulness to the discharge of his official duties, which throughout this long session, he has manifested by never being absent from his place, although often seriously afflicted with personal indisposition.

Mr. Ponder from the committee of Enrollment, reported as duly and correctly enrolled :

A "Joint Resolution requesting the Secretary of State to make enquiry whether portraits of those citizens who have exercised the office of Governor can be procured."

Mr. Carlsile, a member of the House of Representatives, being admitted, returned an enrolled Resolution.

And he withdrew.

Mr. Cowgill, Clerk of the House, informed the Senate that the House had concluded their business and would be ready to adjourn in five minutes, *sine die*.

On motion of Mr. Temple,

The Clerk was ordered to deliver a similar message to the House.

The Speaker then arose, and delivered the following address to the members of the Senate, viz :

" *Senators* :—

At the close of a long, but harmonious Session of the Legislature, I rise to return you my heart felt acknowledgments, for the very kind and favorable opinions conveyed to me in the Resolution which has just been adopted.

In the discharge of the important duties which have devolved upon me, as the presiding officer of this House, I hope to be excused for saying that in every instance, I have been governed by a sincere desire to do equal justice to all. If I have succeeded in giving satisfaction to the

members of the Senate in the administration of my office, I frankly confess that this desirable result, has been more owing to their liberal spirit and kindness, than to any merit on my part. I have, however, the gratification of knowing, that during the time I have had the honor to preside over the deliberations of this House, I have ever entertained a deep sense of respect for the dignified character of its members, and that those sentiments have been fully reciprocated by you, towards myself.

In conclusion, gentlemen, allow me to express the hope, that as the labours of this session are now brought happily to a satisfactory close, that you may again be restored to your respective families and friends, in health and safety, and there enjoy that peace and contentment of mind, which ever attends the consciousness of having discharged our duties according to the principles of honor and rectitude, and may the feelings of friendship and respect entertained by us for each other during the session, continue unimpaired through the remainder of our lives."

In pursuance of the Joint Resolution of both Houses, I now adjourn this House *sine die*.

(Attest,)

WILLAM HUFFINGTON,

Clerk of the Senate.

March 4, A. D. 1853.

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An act relating to, in the State of Delaware. Presented for concurrence and read, 186; read a second time, 191; read a third time, concurred in and returned to the House, 200; enrolled, 204.

America, James, Charles and Susannah.

An act for the relief of. Presented for concurrence and read, 70; read a second time, 73; read a third time, concurred in and returned to the House, 77; enrolled, 88.

BILLS—

Auditor of Accounts.

An act providing for the publication of the report of the. Presented for concurrence and read, 165 ; read a second time, 169 ; read a third time, non-concurred in and returned to the House, 189.

B.

Bank.

An act to incorporate a Bank in Cantwell's Bridge, under the name of the "New Castle County Bank." Presented for concurrence and read, 160 ; read a second time and amended, 165 ; read a third time, concurred in and returned to the House, 187 ; amendments concurred in by the House, 188 ; enrolled, 198.

An additional supplement to "An act entitled, 'An act to establish and incorporate a Company under the name of the Farmers' Bank of the State of Delaware.'" Reported and read, 56 ; read a second time, 66.

An act to incorporate a Bank in the town of Newark, under the name of the "Bank of Newark." Presented for concurrence and read, 166 ; read a second time, 168 ; taken up for consideration, amended, 177 ; read a third time, concurred in and returned to the House, 186 ; enrolled, 204.

A further supplement to an act entitled, "An act to establish and incorporate a Company under the name of the Bank of Smyrna." reported and read, 66 ; read a second time, 69.

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An act in relation to. Presented for concurrence and read, 117 ; read a second time, 122 ; read a third time, non-concurred in and returned to the House, 132.

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BILLS—

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Bell, John.

An act for the relief of. Presented for concurrence and read, 82 ; read a second time, 86 ; read a third time, concurred in and returned to the House, 89 ; enrolled, 111.

Betts, Isaac.

An act to authorize, to erect certain gates across a public road in Sussex county. Presented for concurrence and read, 170 ; read a second time, 174 ; read a third time, passed and returned to the House, 180 ; enrolled, 191.

Broad Creek.

A supplement to an act entitled, "An act to provide for the erection of a public bridge across. Presented for concurrence and read, 122 ; read a second time, 127 ; read a third time, concurred in and returned to the House, 129 ; enrolled, 157.

Broadkill Hundred, in Sussex County.

An act to vacate a certain road in. Presented for concurrence and read, 166 ; read a second time, 176.

C.

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An act to authorize the Levy Court of Kent County to make appropriations for the support of streets in the town of. Presented for concurrence and read, 142 ; read a second time, 145 ; read a third time, concurred in and returned to the House 151 ; enrolled 163.

Canper, Abram and wife.

An act for the relief of. Reported and read, 32 ; read a second time, 33 ; read a third time, passed and sent to the House for concurrence, 40 ; returned concurred in, 50 ; enrolled, 56.

Calloway, Henry.

An act to enable, to bring into this State certain slaves. Presented for concurrence and read, 197 ; read a second time and a third time by special order, concurred in and returned to the House, 197 ; enrolled, 198.

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Cape Henlopen.

A supplement to the act incorporating the Cape Henlopen Sea Bathing and Steam Boat Company. Presented for concurrence and read, 170; read a second time, 180; read a third time, concurred in and returned to the House, 181; enrolled, 198.

Cedar Creek.

An act to repeal the supplement to the act entitled, "An act to improve the navigation of." Presented for concurrence and read, 140; read a second time, 146; read a third time, concurred in and returned to the House, 156; enrolled, 174.

Cedar Creek Hundred, in Sussex County.

An act to erect and keep in repair a draw bridge over a canal in.— Presented for concurrence and read, 140; read a second time, 147; read a third time, concurred in and returned to the House, 156; enrolled, 174.

Claims against the State.

An act for the payment of. Presented for concurrence and read, 201; referred to Committee on Claims, 201; reported with amendments and amendments adopted, 201; read a second and third times, concurred in and returned to the House, 207; amendments concurred in, 207; enrolled, 209.

Constitution of this State.

An act proposing an amendment of the. Reported and read, 48; read a second time, 54; read a third time, passed and sent to the House for concurrence, 58; returned concurred in, 66; enrolled, 72.

Day, John.

An act to revive and continue in force, An act to authorize, to locate vacant land. Presented for concurrence and read, 176; read a second time, 171; read a third time, concurred in and returned to the House, 180; enrolled, 198.

Deaknye, Thomas and Ann.

An act to effect the partition of the Real Estate of. Presented for concurrence and read, 95; read a second time, 96; read a third time, concurred in and returned to the House, 100; enrolled, 111.

Deeds.

An act extending the time for recording of. Introduced on leave

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An act in relation to the recording of. Presented for concurrence, 176; read a second and third time concurred in and returned to the House, 179; enrolled, 191.

Delaware City.

A supplement to an act for the better regulation of the streets of.— Presented for concurrence and read, 166; read a second time and referred, 117; reported with amendments and amendments read and adopted, 125; read a third time concurred in and returned to the House, 125; enrolled, 153.

Deaf and Dumb and Blind.

An act to promote the education of the. Reported and read, 204; read a second and third time, passed and sent to the House for concurrence, 204; returned concurred in, 204; enrolled, 204.

Delaware Canal Company.

An act to incorporate the. Presented for concurrence and read, 180; read a second time, 188, read a third time, non-concurred in and returned to the House, 197.

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A supplement to an act incorporating the. Reported and read, 29; printed, 30; read a second time and referred back to committee for amendment, 68; reported with amendments and amendments read, 92, 93, 94; postponed for consideration, 94; amendments adopted and amended further, 102; read a third time, passed and sent to the House for concurrence, 102; returned concurred in with amendment, 138, 139, 140, 141; taken up and referred, 144; reported with amendments to the amendments of the House and report read and adopted, and returned to the House for concurrence in amendments, 154; House non-concur in part to amendments of Senate and Committee of Conference appointed, 160; report of Committee of Conference received, read and adopted, 161; enrolled, 174.

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An act levying a tax on. Presented for concurrence and read,

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170 ; read a second time, 176 ; read a third time, concurred in and returned to the House, 180 ; enrolled, 191.

Dogs.

An act taxing, in New Castle county, and for other purposes. Reported and read, 172 ; read a second and third time, passed and sent to the House for concurrence, 180 ; returned concurred in, 190 ; enrolled, 195.

Donovan, Eli.

An act to divorce from his wife. Reported and read, 53 ; read a second time, 60 ; read a third time, passed and sent to the House for concurrence, 71 ; returned concurred in, 100 ; enrolled, 109.

Dover.

A further additional supplement to the act entitled, "An act for establishing the boundaries of, and for other purposes therein mentioned." Reported and read, 152 ; read a second time, 163 ; taken up and amended, 169 ; read a third time, passed and sent to the House for concurrence, 170 ; returned concurred in with amendments, and amendments read and adopted, 190 ; enrolled, 198.

Duck Creek.

A supplement to the act entitled, "An act to incorporate a Company to improve the navigation of," introduced on leave and read, 104 ; read a second time, 109 ; read a third time, passed and sent to the House for concurrence, 113 ; returned concurred in, 124 ; enrolled, 126.

Durham, Rebecca, and others.

An act for the relief of. Presented for concurrence and read, 135 ; read a second time, 144 ; read a third time, concurred in and returned to the House, 147 ; enrolled, 174.

E.

Eaton, John.

An act for the relief of. Reported and read, 107 ; read a second time, 108 ; read a third time, passed and sent to the House for concurrence, 109 ; returned concurred in, 114 ; enrolled, 118.

F.

Ford, Edward L. and Mary Ann his wife.

An act to divorce from the bonds of matrimony. Presented for con-

BILLS—

currence and read, 79 ; read a second time, 85 ; read a third time concurred in and returned to the House, 89 ; enrolled, 100.

Faucett, Jane, negro.

An act granting and vesting in, certain real and personal estate, late of Elizabeth Toodle, deceased. Presented for concurrence and read, 124 ; read a second time, 129 ; read a third time, concurred in and returned to the House, 131 ; enrolled, 153.

Fredd, Mary and Isaac Fredd.

An act to divorce from the bonds of matrimony. Presented for concurrence and read, 142 ; read a second time, 146 ; referred, 151 ; reported amended, read a third time, concurred in and returned to the House, 174 ; amendments concurred in, 186 ; enrolled, 191.

Fredd, Mary.

A supplement to the above act, introduced on leave, and read a first and second time, 197 ; read a third time, amended, passed and sent to the House for concurrence, 200 ; returned concurred in, 201 ; enrolled, 202.

G.

Gate.

An act to authorize a, to be erected across a public road therein mentioned. Presented for concurrence and read, 165 ; read a second time, 168 ; read a third time, concurred in and returned to the House, 188 ; enrolled, 199.

Grimage, Sarah.

An act for the relief of. Presented for concurrence and read, 49 ; read a second time, 54 ; amended, 55 ; read a third time, concurred in and returned to the House, 59 ; returned concurred in with amendments to Senate's amendments, 67 ; Committee of Conference appointed, 67 ; report of Committee of Conference adopted and returned to the House, 82 ; enrolled, 88.

Gum, Mannan.

An act to enable, to locate vacant lands. Presented for concurrence and read, 60 ; read a second time, 65 ; taken up, amended, read a third time, concurred in and returned to the House, 86 ; returned non-concurred in, 100 ; Senate insist on amendments, 100 ; Committee of Conference appointed, 107 ; report and report adopted, 122 ; enrolled, 157.

Guy, Absolem.

An act for the relief of. Reported and read, 78 ; read a second

BILLS—

time, 82; read a third time, passed and sent to the House for concurrence, 85; returned concurred in, 95; enrolled, 98.

H.

Houston, Robert-B.

An act to enable, to locate vacant land in Sussex County. Reported and read, 123; read a second time, 127; read a third time, passed and sent to the House for concurrence, 130; returned concurred in, 148; enrolled, 174.

Horses, Mules and Colts.

An act to prevent, running at large within this State. Presented for concurrence and read, 184; read a second time, 189; read a third time, concurred in and returned to the House, 201; enrolled, 204.

I.

Indian River and Lewes Creek Canal Company.

An act to incorporate the. Presented for concurrence and read, 92; read a second time, 98; taken up, amended, read a third time, concurred in and returned to the House, 116; amendments concurred in, 117; enrolled, 122.

Intoxicating Liquors.

An act regulating the sale of. Presented for concurrence and read, 150; taken up and amended, 164; read second time, 164; taken up and amended 166, 167, 181, 185; read a third time, concurred in and returned to the House, 183; returned with amendments to amendments, 192, 193, 194; House amendments concurred in, 194; enrolled, 204.

Intoxicating Liquors.

A supplement to the act entitled, "An act regulating the sale of."—Introduced on leave and read, 196; read a second time, 196; taken up and new bill entitled, "An act for carrying into effect within the city of Wilmington the act regulating the sale of intoxicating liquors," substituted, and new bill read a third time, passed and sent to the House for concurrence, 199; returned concurred in, 200; enrolled, 204.

J.

Jamison's Branch.

A further supplement to the act to enable the owners of lands on, to drain and improve the. Presented for concurrence and read,

BILLS—

95 ; read a second time, 99 ; read a third time, concurred in and returned to the House, 137 ; enrolled, 148.

Jordan's Branch Marsh Company.

A supplement to an act to incorporate the. Reported and read, 156 ; read a second time, 157 ; read a third time, passed and sent to the House for concurrence, 160 ; returned concurred in, 180 ; enrolled, 188.

Jordan's Branch Marsh Company.

A further supplement to the act to incorporate the. Presented for concurrence and read, 173 ; read a second and third time, concurred in and returned to the House, 180 ; enrolled, 191.

Jones, James R., and Martha his wife.

An act to divorce from the bonds of matrimony. Reported and read, 111 ; read a second time, 116 ; read a third time, passed and sent to the House for concurrence, 120 ; returned concurred in, 127 ; enrolled, 130.

K.

Kollock, Joseph.

An act to enable, to locate vacant land in Sussex County. Presented for concurrence and read, 158 ; read a second time, 168 ; read a third time, concurred in and returned to the House, 177 ; enrolled, 197.

L.

Lank, Urias E., and Sarah A. his wife.

An act to divorce from the bonds of matrimony. Reported and read, 31 ; referred back to committee, 43 ; reported against, 88.

Lane, Robert H., Rachel, John W., Susannah and Kitturah.

An act for the benefit of. Presented for concurrence and read, 66 ; read a second time, 69 ; read a third time, concurred in and returned to the House, 77 ; enrolled, 100.

Laurel.

An act repealing so far as regards the town of, Section 8, of Chapter 51, of the Revised Statutes of the State of Delaware. Reported and read, 46 ; read a second time, 52 ; read a third time and lost 57.

BILLS—

Layton, Robert, and Gennette his wife.

A supplement to an act to divorce from the bonds of matrimony.
Presented for concurrence and read, 60 ; read a second time, 63 ;
read a third time, concurred in and returned to the House, 66 ;
enrolled, 81.

Levy Court of Kent County.

An act to authorize the, to adopt a certain road as a County road.
Presented for concurrence and read, 124 ; read a second time,
127 ; read a third time, concurred in and returned to the House,
132 ; enrolled, 153.

Levy Court Commissioners of Broad Creek and Little Creek Hundreds in Sussex County.

An act to enable, to erect a bridge, &c. Presented for concurrence
and read, 154 ; read a second time, 162 ; read a third time, con-
curred in and returned to the House, 180 ; enrolled, 191.

M.

Macklin, John, of Job.

An act to enable, to locate vacant land in the County of Sussex.—
Presented for concurrence and read, 142 ; read a second time,
147 ; taken up, amended, read a third time, concurred in and re-
turned to the House, 158 ; enrolled, 174.

Macklin, Obediah.

An act to vest in, all the right and title of this State, to certain per-
sonal property, of which Henry Donovan died possessed, &c.—
Presented for concurrence and read, 87 ; read a second time, 89 ;
read a third time, concurred in and returned to the House, 120 ;
enrolled, 153.

Maryland and Delaware Canal Company.

An act to incorporate the, introduced on leave and read, 59 ; read
second time, 69, taken up, blanks filled and postponed, 90, 91 ;
taken up and amended, 105 ; read a third time and lost, 106.

Masons, Ancient York.

An act to incorporate Union Lodge No. 5, of the order of. Pre-
sented for concurrence and read, 74 ; read a second time, 76 ;
read a third time, concurred in and returned to the House, 85 ;
enrolled, 95.

BILLS—

Melson, Benjamin, Joseph Phillips and Thomas Phillips.

An act to enable them to locate vacant lands. Reported and read, 72; read a second time, 77; indefinitely postponed, 100.

Milford.

A further supplement to amend the act entitled, "An act directing the manner of choosing Commissioners to regulate and repair the streets of Milford, and for other purposes." Reported and read, 199; read a second time, 200; read a third time, passed and sent to the House for concurrence, 201; returned concurred in, 202; enrolled, 202.

An act to improve the State road at the south end of Milford bridge. Presented for concurrence and read 92; read a second time, 98; read a third time, concurred in and returned to the House, 114; enrolled, 157.

An act to incorporate the, Steam Navigation Company of. Reported and read 60; read a second time and amended, 61; read a third time, passed and sent to the House for concurrence, 69; returned concurred in, 87; enrolled, 98.

An additional supplement to the act entitled, "An act to amend the act entitled, 'An act directing the manner of choosing Commissioners to regulate and repair the streets of Milford, and for other purposes.' " Reported and read, 74; read a second time, 77; taken up, amended, read a third time, passed and sent to the House for concurrence, 81; returned concurred in with amendments and amendments read and concurred in, 121; enrolled, 122.

Milford Hundred.

An act to open a public road in. Presented for concurrence and read, 166; read a second time, 173; amended, read a third time, concurred in and returned to the House, 190; enrolled, 200.

Mill Creek Hundred Mutual Fire Insurance Company.

An act to amend the title of. Presented for concurrence and read, 94; read a second time, 100; read a third time; concurred in and returned to the House, 111; enrolled, 126.

Mill Creek Hundred in New Castle County.

An act in relation to public roads and highways in. Presented for concurrence and read, 127; read a second time, 130; read a

BILLS—

third time, concurred in and returned to the House, 137 ; enrolled, 148.

Milton and Steam Mill Rail Road Company.

An act to incorporate the. Presented for concurrence and read, 142 ; read a second time, 146 ; read a third time, concurred in and returned to the House, 152 ; enrolled, 163.

Milton, town of.

An act to prevent Horses and Mules from running at large in the. Presented for concurrence and read, 87 ; read a second time, 91 ; read a third time, concurred in and returned to the House, 92 ; enrolled, 111.

Minors.

An act to effect the sale of the property of certain minors. Presented for concurrence and read, 134 ; read a second time, 137 ; read a third time, concurred in and returned to the House, 150 ; enrolled, 163.

Mount Salem Cemetery.

An act to establish the. Reported and read 55 ; read a second time, 58 ; read a third time, passed and sent to the House for concurrence, 65 ; returned concurred in, 80 ; enrolled, 111.

N.

Newark.

A supplement to the act entitled, "An act for the better regulation of the streets of, and for other purposes. Presented for concurrence and read a first and second time, 110 ; read a third time, concurred in and returned to the House, 118 ; enrolled, 153.

New Castle County.

An act to authorize the Levy Court of, to cause to be transcribed certain indexes. Presented for concurrence and read, 45 ; read a second time, 47 ; read a third time, concurred in and returned to the House, 53 ; enrolled, 64.

New Castle County Mutual Insurance Company.

A supplement to the act to incorporate the. Presented for concurrence and read, 92 ; read a second time, 101 ; read a third time, concurred in and returned to the House, 103 ; enrolled, 119.

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Nuisances.

An act for the suppression of. Reported and read, 62; read a second time, 67; read a third time, passed and sent to the House for concurrence, 69; returned concurred in with amendments and amendments concurred in, 104; enrolled, 109.

O.

Odd Fellows.

An act to incorporate Magnolia Lodge, No. 13, of the Independent Order of, of Kent County. Presented for concurrence and read, 78; read a second time, 82; read a third time, concurred in and returned to the House, 85; enrolled, 101.

An act to incorporate Friendship Lodge, No. 22, Independent Order of Odd Fellows, at Peace and Plenty. Presented for concurrence and read, 103; read a second time, 109; read a third time, concurred in and returned to the House, 112; enrolled, 126.

An act to incorporate Asylum Lodge, No. 23, of the Independent Order of, of Wilmington, Delaware. Presented for concurrence and read, 127; read a second time, 131; read a third time, concurred in and returned to the House, 133; enrolled, 153.

P.

Parker, Peter C.

An act to authorize, to change the course of a certain road in Broadkirk Hundred, in Sussex County. Presented for concurrence and read, 120; read a second time, 122; read a third time, concurred in and returned to the House, 127; enrolled, 157.

Phillips, Thomas and Joseph.

An act to enable, to locate vacant land in Dagsboro' Hundred; in Sussex County. Presented for concurrence and read, 74; read a second time, 78; taken up and amended, 80; read a third time, concurred in and returned to the House, 100; enrolled, 119.

Pierce Justin.

An act for the relief of. Reported and read, 65; read a second time, 89; read a third time, passed and sent to the House for concurrence, 94; returned concurred in, 117; enrolled, 118.

Plank Road Company.

An act to incorporate the Farmers' and Peoples'. Presented for

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concurrence and read, 127 ; referred, 131 ; reported with amendments, 160 ; read a second time, 194 ; taken up, indefinitely postponed and returned to House, 206.

Prettyman, Burton.

An act to authorize, to make a certain public road in Kent county, &c. Reported and read, 59 ; read a second time, 62 ; read a third time, passed and sent to the House for concurrence, 65 ; returned concurred in with amendments and amendments concurred in, 79, 80 ; enrolled, 81.

Purnal, Nancy.

An act to confirm the title of, to certain real estate. Presented for concurrence and read, 60 ; read a second time, 62 ; read a third time, concurred in and returned to the House, 65 ; enrolled, 80.

R.

Rail Roads.

An act concerning the New Castle and Frenchtown Turnpike and Rail Road Company and the Philadelphia, Wilmington and Baltimore Rail Road Company. Presented for concurrence and read a first and second time, 168 ; amended, read a third time, concurred in and returned to the House, 172 ; amendments concurred in by the House, 176 ; enrolled, 191.

Raymond, Jacob, deceased.

An act for the relief of the widow and heirs of. Reported and read 40 ; read a second and third time, passed and sent to the House for concurrence, 41 ; returned concurred in with amendments and amendments concurred in, 45 ; enrolled, 52.

Real Estate.

An act authorizing the sale of certain. Presented for concurrence and read, 134 ; read a second time, 145 ; read a third time, concurred in and returned to the House, 147 ; enrolled, 163.

Revised Statutes of the State of Delaware.

An act to amend Chapter 24 of the. Introduced on leave and read, 180 ; read a second time, 183 ; read a third time, passed and sent to the House for concurrence, 192 ; returned concurred in, 201, enrolled, 202.

An act to amend Chapter 111 of the. Presented for concurrence

BILLS—

and read, 158; read a second time, 170; read a third time, concurred in and returned to the House, 172; enrolled, 191.

An act to amend Chapter 20 of the. Introduced on leave and read, 41; read a second time, 44; read a third time, passed and sent to the House for concurrence, 47; returned concurred in with amendments and amendments non-concurred in, 60; House recede from their amendments, 60; enrolled, 61.

A supplement to Chapter 24 of the. Reported and read, 43; read a second time, 46; read a third time, passed and sent to the House for concurrence, 48; returned indefinitely postponed, 90.

A supplement to Chapter 34 of the. Introduced on leave and read, 175; read a second time, 179; read a third time, passed and sent to the House for concurrence, 183; returned concurred in, 195; enrolled, 198.

An act to amend Section 12, of Chapter 24, of the. Introduced on leave and read, 44; read a second time, 48; read a third time, passed and sent to the House for concurrence, 54; returned concurred in, 70; enrolled, 80.

An act to amend Chapter 59 of the, entitled Ditches. Presented for concurrence and read, 53; read a second time, 59; referred, and reported with amendments and amendments adopted, 68; read a third time, passed and returned to the House, 113; returned with amendments to Senate's amendments 196; amendments read and non-concurred in, 202; Committee of Conference appointed and report of, 204; report rejected, 206.

An act to amend Section 5, of Chapter 16 of the. Introduced on leave and read, 68; read a second time, 70; read a third time, passed and sent to the House for concurrence, 77; returned indefinitely postponed, 141.

An act for the distribution of the. Presented for concurrence, read and referred, 72; reported with amendments and amendments read and adopted, 84; read a second and third times, concurred in and returned to the House, 84; amendments of Senate non-concurred in by House, 89; Senate recede from their amendments 95; enrolled, 101.

An act to amend Chapter 55 of the. Presented for concurrence and read, 99; read a second time, 103; read a third time, lost and returned to the House, 110.

A supplement to Chapter 9 of the. Introduced on leave and read,

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115; read a second time, 118; amended, read a third time, passed and sent to the House for concurrence, 121; returned concurred in, 142; enrolled, 148.

An act to amend Chapter 60 of the. Presented for concurrence and read, 117; read a second time and indefinitely postponed and returned to the House, 123.

An act to alter and amend Chapter 34 of the. Presented for concurrence and read, 120; read a second time, 122; indefinitely postponed, 128.

An act to amend Section 12, of Chapter 51, of the. Introduced on leave and read 144, read a second time, 147; read a third time, passed and sent to the House for concurrence, 151; returned concurred in and enrolled, 170.

An act to amend Sections 6 and 8, of Chapter 8, of the. Presented for concurrence and read, 145; read a second time, 152; read a third time, concurred in and returned to the House, 158; enrolled, 180.

An act to amend Chapter 79 of the. Presented for concurrence and read, 201; read a second time, indefinitely postponed and returned to the House, 208.

An act to amend Chapter 52 of the. Presented for concurrence and read, 201; read a second time, indefinitely postponed and returned to the House, 208.

Roman Catholic Bishop of the Diocese of Philadelphia.

An act to enable the, to execute certain trusts. Reported and read, 70; taken up and referred, 105; a new bill reported, entitled, "An act to enable certain persons therein named to execute certain trusts," and read, 113; read a second time, 123; taken up, amended and title changed, so as to read, "An act granting to Roman Catholic Societies of this State, all the franchises, rights and powers vested in other religious societies of this State," 146; taken up, amended, read a third time, passed and sent to the House for concurrence, 171; returned, concurred in and enrolled, 195.

Road in Sussex County.

An act to establish a certain road in, and for other purposes. Presented for concurrence and read, 88; read a second time and amended, 115; read a third time, concurred in and returned to the House, 116; amendments concurred in, 122; enrolled, 153.

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Road, in Kent County.

An act to change the location of a certain in. Presented for concurrence and read, 117; read a second time, 122; read a third time, concurred in and returned to the House, 130; enrolled, 153.

Road in Broad Creek Hundred in Sussex County.

An act to change the location of a. Presented for concurrence and read, 142; read a second time, 148; read a third time concurred in and returned to the House, 156; enrolled, 163.

Road.

An act to vacate a certain, &c. Presented for concurrence and read, 138; read a second time, 143; read a third time, concurred in and returned to the House, 179; enrolled, 200.

S.

School District.

An act to create an additional, in Sussex county. Presented for concurrence and read, 49; read a second time, 53; amended, 55, 63; read a third time, concurred in and returned to the House, 63; enrolled, 72.

An act concerning the division of Nos. 21, 33 and 38, in New Castle county. Presented for concurrence and read, 95; read a second time, 101; read a third time, concurred in and returned to House, 107; enrolled, 119.

An act to create an additional, in Sussex County. Reported and read 101; read a second time, 104; read a third time, passed and sent to the House for concurrence, 109; returned concurred in, 142; enrolled, 174.

An act to create an additional, in Sussex County. Reported and read 131; read a second time, 133; read a third time, passed and sent to the House for concurrence, 133; returned concurred in, enrolled, 148.

An act to create an additional, in Kent County. Presented for concurrence and read, 134; read a second time, 145; amended, 158; 162; read a third time, concurred in and returned to the House, 162; enrolled, 174.

An act to create an additional, in Kent County. Presented for

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concurrence and read, 142 ; read a second time, 147 ; amended, 148 ; read a third time, lost and returned to the House, 162.

An act to create an additional, in Sussex county. Presented for concurrence and read a first and second time, 145 ; read a third time, concurred in and returned to the House, 159 ; enrolled, 178.

Sheriffs.

An act concerning the sales of real estate by. Presented for concurrence and read, 198 ; read a second and third times, concurred in and returned to the House, 201 ; enrolled, 204.

Sirman, Caleb, and Benjamin Fooks.

An act for the benefit of. Reported and read, 52 ; read a second time, 54 ; read a third time, passed and sent to the House for concurrence, 57 ; returned concurred in, 70 ; enrolled, 72.

Slack, Uriah.

An act to authorize the sale of certain real estate late of. Presented for concurrence and read, 124 ; read a second time, 127 ; read a third time, concurred in and returned to the House, 130 ; enrolled, 153.

Slaughter Neck.

An additional supplement to "An act providing for draining certain marshes and low grounds on. Presented for concurrence and read, 186 ; read a second time 189 ; read a third time concurred in and returned to the House, 192 ; enrolled, 199.

Smyrna Circuit Parsonage.

An act to continue in force an act incorporating the. Presented for concurrence and read, 45 ; read a second time, 47 ; read a third time, concurred in and returned to the House, 53 ; enrolled, 64.

Smyrna.

An act to amend the act to incorporate the Market House Company of. Presented for concurrence and read, 117 ; read a second time, 123 ; read a third time, concurred in and returned to the House, 128 ; enrolled, 157.

Sons of-Temperance.

An act to incorporate Kirkwood Division, No. 27, of the. Pre-

BILLS—

presented for concurrence and read, 62; read a second time, 65; read a third time, concurred in and returned to the House, 69; enrolled, 81.

An act to incorporate Wilmington Division, No. 1, of the. Presented for concurrence and read, 110; read a second time, 112; read a third time, concurred in and returned to House, 118; enrolled, 153.

Swine.

An act to prevent, running at large in Murderkill Hundred, Kent County. Presented for concurrence and read, 78; read a second time, 82; read a third time, lost and returned to the House, 91.

An act to prevent, running at large within certain limits in Kent County. Presented for concurrence and read, 62; read a second time, 65; read a third time, concurred in and returned to the House, 69; enrolled, 83.

An act to restrain, from running at large within certain limits in Murderkill Hundred. Presented for concurrence and read, 83; read a second and third time, concurred in and returned to the House, 88; enrolled, 96.

An act to prevent, running at large within certain limits in Little Creek Hundred, Kent County. Reported and read, 131; read a second time, 133; read a third time, passed and sent to the House for concurrence, 170; returned concurred in, 183; enrolled, 195.

T.

Treasury.

An act to appropriate the monies in the. Introduced on leave and read, 196; read a second time, 197; read a third time, passed and sent to the House for concurrence, 200; returned concurred in, 201; enrolled, 202.

Trustees.

An act in retation to. Introduced on leave and read, 156; read a second time, 159; read a third time, passed and sent to the House for concurrence, 176; returned concurred in, 183; enrolled, 198.

V.

Vandyke, Ann, of the City of Washington.

An act for the relief of. Reported and read, 137; read a second

BILLS—

time, 144 ; read a third time, passed and sent to the House for concurrence, 150 ; returned concurred in, 166 ; enrolled, 174.

Virden, William.

An act to revive and continue in force an act entitled, "An act authorizing William Virden to convey certain lands therein mentioned." Presented for concurrence and read, 131 ; read a second time, 135 ; read a third time, concurred in and returned to the House, 144 ; enrolled, 153.

W.

Wasson, Catharine and David.

An act to divorce from the bonds of matrimony. Presented for concurrence and read, 110 ; read a second time, 113 ; read a third time, concurred in and returned to the House, 123 ; enrolled, 153.

Wilmington.

An act exempting from taxation certain real estate in the city of, for the purpose of erecting a Custom House thereon. Presented for concurrence and read, 39 ; read a second time, 40 ; amended, 58 ; referred, 71 ; reported back without amendment, 109 ; read a third time, concurred in and returned to the House, 110 ; enrolled, 112.

An act to confirm an ordinance of the city of, vacating part of Orange street. Presented for concurrence and read, 40 ; read a second time, 42 ; read a third time, concurred in and returned to the House, 46 ; enrolled, 53.

An act to amend the act for the benefit of public schools in the city of. Presented for concurrence and read, 46 ; read a second time 50 ; read a third time, concurred in and returned to the House, 50 ; enrolled, 80.

A supplement to the act to incorporate the Coal Gas Company of the city of. Presented for concurrence and read, 70 ; read a second time, 74 ; read a third time, concurred in and returned to the House, 77 ; enrolled, 88.

An act to confirm an ordinance of the city of, vacating part of Madison street. Presented for concurrence and read, 87 ; read a second time, 88 ; read a third time, concurred in and returned to the House, 92 ; enrolled, 111.

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Wright's Branch, in Kent County.

An act for the benefit of the owners of lands on. Reported and read, 173; read a second time, 176; read a third time, passed and sent to the House for concurrence, 180; returned concurred in, 201; enrolled, 203.

C.

CLERK—

William Huffington, elected and qualified, 5.

COMMITTEE—

Accounts of.

Appointed, 180; reported, 203.

Amendments to the Constitution of this State.

On that part of the Governor's Message relating to, appointed, 36; report, 48.

Awards.

On so much of Governor's Message as relates to, appointed, 35; report, 41.

Baker, Susannah.

On petition of, to change her name and that of her son Luther, appointed, 23; report, 27.

Baily, Mason, and others.

On petition of, for an act to enable them to ditch, drain and improve their lands, appointed, 160; report, 166.

Blind, Deaf and Dumb.

On memorial of the President of the Pennsylvania Institution for the instruction of, appointed, 202; report, 204.

Bank.

Farmers' of the State of Delaware. On memorial of the, for a re-charter, appointed, 50; report, 66.

Of Smyrna, on memorial of the, for re-charter, appointed; 58; report, 66.

Of Wilmington and Brandywine, on memorial of the, for re-charter, appointed, 83; report, 90.

COMMITTEE—

Camper, Abram.

On petition of, asking a special act to enable him to remove to and reside in this State, appointed, 23; report, 32.

Cannon, William,

And other citizens of Bridgeville, in Sussex County, for an additional Notary Public to reside at the village of Bridgeville, appointed, 124; report, 126.

Claims against the State,

Of, appointed, 34; report, 206.

Deakyn, Thomas and others.

On petition of, for an act to enable them ditch, drain and improve their lands, appointed, 129; report, 140.

Delaware Rail Road Company.

On memorial of, appointed and report, 29.

Distribution of the Revised Statutes of the State of Delaware.

Appointed on the part of the Senate, 31.

Donovan, Eli.

On petition of, asking the passage of a law to divorce him from his wife, appointed, 47; report, 53.

Dover.

On petition of citizens, for the passage of a supplement to their act of incorporation, extending the limits of the town of, and for other purposes, appointed, 143; report, 152.

Dulaney, William, and other citizens of the Town of Laurel.

Asking the repeal of the law relating to wood corders so far as regards said town, appointed, 33; report, 46.

Eaton, John.

On petition of, for a law authorizing the Levy Court of Kent County to pay him for certain work done for said County, appointed, 104; report, 107.

Elections.

Of, appointed, 22; report, 25.

COMMITTEE—

Enrollment.

Of, appointed, 49.

Free Schools.

On that part of the Governor's Message relating to, appointed, 34.

Fooks, Benjamin.

On petition of, for a law confirming his title to certain real estate, appointed, 50 ; report, 52.

Garnishees.

On that part of the Governor's Message, relating to, appointed, 36.

Governor.

To wait on the, and inform him of the organization of the General Assembly, appointed and report, 6.

Governor, Secretary of State and Judiciary.

To wait upon and invite to seats on the floor of the Senate Chamber, appointed, 22 ; report, 26.

Graham, Lewis and others.

On petition for a supplement to the act incorporating the Jordan's Branch Lumber Company, appointed, 136 ; report, 156.

Green, Stephen and others of the town of Laurel.

Asking for a law to prevent Stallions and Jacks from running at large in said town, appointed, 44 ; report, 62.

Guy, Absolem, negro.

On petition of, for a law to enable his son Absolem to return to and reside in this State, appointed, 76 ; report, 78.

Hearn, Isaac and others.

On petition of, for an additional School District in Sussex County, appointed, 124 ; report, 130.

Houston, Robert B.

On petition of, for an act to enable him to locate vacant lands in Sussex County, appointed, 98 ; report, 123.

Internal Improvement.

On that part of the Governor's Message relating to, appointed, 35.

COMMITTEE—

Jenkins, Hunn, administrator of Henry M. Temple, dec'd.

On petition of, for the payment of a certain sum of money by the State to him, for excess of proceeds over costs of prosecution, on account of the sale of a certain negro belonging to said Henry M. Temple, appointed, 100; report, 114.

Jones, James R.

On petition of, asking the passage of a law divorcing him from his wife, Martha, appointed, 108; report, 111.

Jones, John.

On petition of, praying the passage of an act to repay to him and others, money expended in procuring and causing to be placed in the Washington Monument, at the city of Washington, a granite block, in the name of and behalf of the State, appointed, 27; report, 30.

Juries, summoning and returning of.

On that part of the Governor's Message relating to the, appointed, 36; report, 48.

Lank, Urias E.

On petition of, for an act to divorce him from his wife, Sarah A., appointed, 29; report, 37.

Marsh, E. D., and others.

On petition of, for the erection of an additional School District in Sussex County, appointed, 96; report, 101.

McLaughlin, Thomas and others.

On petition for a law taxing dogs in New Castle County, appointed, 108; report, 172.

Milford Town Commissioners.

On petition of, for a law directing the money appropriated for the repair of roads in said town, to be paid to them, appointed, 197; report, 199.

Milford.

On petition of citizens of the town of, for an act to prevent annoyance from dogs in, appointed, 68; report, 73.

Melson, Benjamin.

On petition of, to enable him to locate vacant lands in Sussex County, appointed, 47; report, 72.

COMMITTEE—

Morgan, William and others.

On petition of, for an act in relation to Fence Viewers; appointed, 84.

Mount Salem Cemetery.

On petition of the proprietors of the, for an act of incorporation, appointed, 52 ; report, 55.

Officer's Oaths and Fees.

On that part of the Governor's Message relating to, appointed, 35 ; report, 43.

Partridge, A.

On the petition of, asking the loan of Ordinance and fire arms to be used in his Military Academy at Brandywine Springs, appointed, 101.

Pierce, Justin.

On the petition of, for a special act enabling him to take the benefit of the insolvent laws of this State, appointed, 70 ; report, 76.

Postles, John and others.

On petition of, for an act to incorporate "The Milford Steam Navigation Company," appointed, 48 ; report, 60.

Prettyman, Burton.

On petition of, asking the passage of a law to confirm a report of Road Commissioners locating a certain road in Sussex County, appointed, 33 ; report, 59.

Rash, John.

On petition of, for a law to divorce him from his wife, appointed, 143 ; report, 147.

Roman Catholic Bishop of the Diocese of Philadelphia.

On the petition of the, for an act to enable him to hold in trust, for the congregations under his charge, certain Real Estate, appointed, 66 ; report, 70.

Rules and Regulations for the Government of the Senate.

To draft, appointed, 22 ; report, 27.

Short, Isaac and others.

On petition of, for an act to incorporate "Wright's Branch Marsh Company," appointed, 160 ; report, 173.

COMMITTEE—

State Library.

On that part of the Governor's Message relating to the, appointed, 35 ; report, 51.

Swine.

On petition of sundry citizens of Kent County, for an act to prevent running at large within certain limits in said County, appointed, 120 ; report, 131.

Unfinished Business.

On, appointed, 23 ; report, 41.

Underwriters for Marine Risks of the City of Philadelphia.

On the memorial of the, for a cession of Reedy Island to the government of the United States for the purpose of a harbor thereat, appointed, 108 ; report, 128.

Uplike, Isaac and sundry citizens of New Castle County.

On the petition of, to restore said Uplike to the rights of suffrage, appointed, 98 ; report, 117.

Wallace, Thomas and others.

On the petition of, for the repeal of an act providing for cutting a canal from Cedar Creek to Murderkill Creek, in Sussex County, appointed, 109 ; report, 120.

COMMUNICATIONS—

From His Excellency the Governor.

Transmitting his biennial message, 6.

Transmitting a letter from Theodore Sedgwich, President of the association for the exhibition of the industry of all nations, to be held during the present year in the city of New York, with a description and colored engraving of the Crystal Palace, there to be erected, 141, 142.

E.

ELECTION—

Clerk of the Senate, of the, 5.

Senators, returns of the, in the several counties, 3.

Sergeant-at-Arms, of the Senate, of the, 5.

ELECTION—

Speaker of the Senate, of the, 4.

United States Senator, of, 38.

G.

GENERAL ASSEMBLY—

Convened and organized at Dover, January 4th, 1853 ; 3, 4.

Governor.

William H. Ross, message from, 6.

J.

JOINT MEETING—

United States Senator.

To elect a, by ballot, for the Constitutional Term, 37.

Washington's Farewell Address.

To hear read, 148.

M.

MEMORIAL—

From John Jones, asking an appropriation for money expended in procuring and causing to be placed in the Washington Monument, now in course of erection at the City of Washington, a granite block in the name and on behalf of the State, 27.

The Delaware Rail Road Company.

For a supplement to their act of incorporation, 29.

The Farmers' Bank of the State of Delaware.

For a renewal of their Charter, 50.

The Bank of Smyrna.

For a renewal of their Charter, 58.

The Bank of Wilmington and Brandywine.

For a renewal of their Charter, 83.

MESSAGE—

His Excellency, William H. Ross, from. Presented and read, 6,
and 500 copies ordered to be printed, 22.

O.

ORGANIZATION—

Of the Senate, 4, 5.

Of the House of Representatives. Senate informed of, by the Clerk of the House, 5.

P.

PETITION—

Baker, Susannah.

For an act to restore her to her name before marriage. Presented, read and referred, 23.

Camper, Abram.

For a special act to enable him to remove to and reside in this State. Presented, read and referred, 24.

Cannon, William and others.

For an additional Notary Public to reside in Bridgeville. Presented, read and referred, 124.

Citizens of Kent County.

Against the passage of a bill to prevent swine from running at large within certain limits. Presented and read, 91.

Citizens of New Castle County.

Of, praying the passage of an act to incorporate a Company to cut and make a Canal between the waters of the Chesapeake and Delaware Bays. Presented and read, 75, 78, 88, 97, 118.

Deakynne, Thomas and others.

For an act to enable them to ditch, drain and improve their lands. Presented, read and referred, 129.

Donovan, Eli.

For a divorce from his wife. Presented, read and referred, 47.

Dover.

Citizens of, for a supplement to their act of incorporation, to extend their limits and for other purposes. Presented, read and referred, 143.

Dulaney, William and other citizens of Laurel.

Asking the repeal of the wood corders law so far as regards said town. Presented, read and referred, 33.

PETITION—

Eaton, John.

For an act authorizing the Levy Court of Kent County to pay him for certain work done and materials furnished, for building a bridge. Presented read and referred, 104.

Fooks, Benjamin.

For an act to confirm his title to certain real estate. Presented, read and referred, 50.

Gibbs, Isaac and eighty other citizens of New Castle County.

Praying the Legislature to make no alteration in the law relating to free negroes. Presented and read, 96.

Graham, Lewis and others.

For a supplement to the act incorporating the Jordan's Branch Marsh Company. Presented, read and referred, 136.

Green, Stephen and other citizens of the town of Laurel.

Praying the passage of an act to prevent Stallions and Jacks from running at large in said town. Presented, read and referred, 44.

Guy, Absolem, free negro.

For a special act, to enable his son Absolem, to return to and reside in this State. Presented, read and referred, 76.

Houston, Robert B.

For an act to enable him to locate vacant land in Sussex County. Presented, read and referred, 124.

Jenkins, Hunn, administrator of Henry M. Temple.

Asking to be paid a certain sum of money, from the proceeds of the sale of a negro belonging to the estate of said Temple. Presented, read and referred, 100.

Johnson, Sheward P., and 110 other citizens of N. C. County.

Praying the repeal or modification of the laws passed in 1851, relating to free negroes. Presented and read, 96.

Jones, James R.

For a divorce from his wife. Presented, read and referred, 108,

Lank, Uria E.

For a divorce from his wife, Sarah, A. Presented, read and referred, 27.

PETITION—

Lockwood, David.

For authority to sell lands belonging to his wife. Presented, read and referred, 149.

McLaughlin, Thomas and others, citizens of New Castle County.

For an act taxing dogs in said County. Presented, read and referred, 108, 129.

Melson, Benjamin.

For an act to enable him to locate vacant lands in Sussex County. Presented, read and referred, 47.

Milford.

Citizens of the town of, praying the passage of a law to relieve them from annoyance by dogs. Presented, read and referred, 68.

Milford Town Commissioners.

For an act authorizing the payment to them of the money appropriated for the support of roads in said town. Presented, read and referred, 197.

Morgan, William and others.

Asking an alteration in the law relating to fence viewers. Presented, read and referred, 84.

Mount Salem M. E. Church.

From the Trustees of the, asking for the incorporation of a Cemetery Company. Presented, read and referred, 47.

Merchants of the City of Philadelphia.

Asking the passage of a law incorporating a Company to cut and make a canal between the waters of the Chesapeake and Delaware Bays. Presented and read, 103.

Negroes, Free.

Citizens of New Castle County, praying that no alteration may be made in the laws relating to. Presented and read, 103.

Partridge, A.

Asking the loan of cannon and small arms to be used at his Military Academy at Brandywine Springs. Presented, read and referred, 101, 102.

PETITION—

Pierce, Justin.

For a special act to enable him to take the benefit of the acts of insolvency of this State. Presented, read and referred, 76.

Postles, James and others.

For an act incorporating the Milford Steam Navigation Company. Presented, read and referred, 48.

Prettyman, Burton.

For the confirmation of the return of a road by Commissioners, appointed to lay out the same. Presented, read and referred, 33.

Rash, John.

Asking a divorce from his wife. Presented, read and referred, 37.

Raymond, Jacob, deceased.

From the widow and heirs at law of, for an act to enable them to divide the estate of, said deceased. Presented, read and referred, 37.

Reedy Island.

From the Underwriters for Marine risks of the city of Philadelphia, praying the cession of Reedy Island to the Government of the United States for the purpose of a harbour thereat. Presented, read and referred, 108.

Roman Catholic Bishop of the Diocese of Philadelphia.

For an act to enable him to hold in trust real estate for the benefit of the congregations under his charge. Presented, read and referred, 66.

Stephenson, John and others.

Against the passage of the Roman Catholic trust bill. Presented and read, 111.

Underwriters for Marine Risks of the City of Philadelphia.

For a cession of Reedy Island to United States for a harbour.— Presented, read and referred, 108.

Updike, Isaac and 186 citizens of New Castle County.

Praying the passage of an act to restore said Updike to the rights of suffrage. Presented, read and referred, 98.

Wallace, Thomas and others.

Praying the repeal of an act providing for cutting a canal from Ce-

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dar Creek to Murderkill Creek, in Kent County. Presented, read and referred, 109.

Wilmington.

Resolution and petition of City Council of, praying the passage of the bill to incorporate the Maryland and Delaware Canal Company. Presented and read, 97.

————— Of 584 citizens of, praying the passage of the bill to incorporate the Delaware and Maryland Canal Company.—
Read, 97.

R.

REMONSTRANCE—

Citizens of Kent County.

Against the passage of the bill to prevent swine from running at large in Murderkill Hundred. Presented and read, 91.

Chesapeake and Delaware Canal Company.

Of the, against the passage of the bill to incorporate the "Maryland and Delaware Canal Company." Presented and read, 85.

Free Negroes.

Of citizens of New Castle County, against any alteration in the laws relating to: Presented and read, 103.

Gibbs, Isaac and others.

Against altering the laws in relation to free negroes. Presented and read, 96.

Kent County.

Of citizens of, against the passage of the Roman Catholic trust bill. Presented and read, 91, 111.

Lank, Sarah A.

Of, against the passage of the bill to divorce her from her husband Urias E. Lank. Presented, read and referred, 43.

New Castle County.

Of citizens of, against the passage of the Catholic trust bill. Presented and read, 91.

Russell, Robert and others.

Of, against the passage of the Maryland and Delaware Canal bill. Presented and read, 184.

REMONSTRANCE—

Sussex County.

Of citizens of, against the passage of the Catholic trust bill. Presented and read, 92.

REPORT—

Accounts.

Of committee of. Submitted and read, 203 ; adopted, 204.

Claims.

Of committee of. Submitted, read and adopted, 206.

Governor.

Of committee to wait on. Submitted and read, 6.

Rules for the government of the Senate during the present session.

Of committee on. Submitted and read, 27 ; adopted, 29.

State Treasurer and Trustee of the School Fund.

Of the committee to settle with. Submitted read and adopted, 75.

RESOLUTION—

Adjournment of the Legislature, sine die.

For the. Submitted and read, 34.

For the. Submitted, read, adopted and sent to the House for concurrence, 120 ; returned concurred in with amendments, 167 ; amendments read and concurred in, 175.

Auditor of Accounts.

Joint, appointing Luther Swiggett. Presented for concurrence, read, concurred in and returned to the House, 37 ; enrolled, 111.

Bank.

To appoint a joint committee to inquire whether the Stockholders of the Milford Bank, have organized according to the provisions of their charter, with leave to send for persons and papers. Submitted, read, adopted and sent to the House for concurrence, 50 ; returned non-concurred in, 70.

Bewley, James L.

Authorizing and directing the State Treasurer to pay to him a certain sum of money, for the arrest of kidnappers. Reported, read; adopted and sent to the House for concurrence, 94 ; returned concurred in, 100 ; enrolled, 118.

RESOLUTION—

Chaplains to the Legislature.

Appointing John T. Hazzard and Thomas G. Murphy. Presented for concurrence, read, concurred in and returned to the House, 24.

Constitution, amended.

Joint, concerning the adoption or rejection of the. Presented for concurrence, read, concurred in and returned to the House, 200; enrolled, 204.

Delaware College.

Donating to, certain minerals in the State Library room. Submitted, read, adopted and sent to the House for concurrence, 75; returned concurred in with amendments and amendments concurred in, 78; enrolled, 81.

Elections.

To appoint a committee to inquire into the qualifications of members of the Senate. Submitted, read and adopted, 22; report, 30.

Expenditures and resources of the State.

Appointing a committee to inquire into. Presented for concurrence, read, concurred in and returned to the House, 103.

Farmers' Bank of the State of Delaware.

Appointing Directors for the, on the part of the State. Submitted and read, 119; taken up, blanks filled, adopted and sent to the House for concurrence, 128.

Appointing Directors for the, on the part of the State. Presented for concurrence and read, 143; taken up, amended, concurred in and returned to the House, 169; enrolled, 198.

Governor.

To appoint a joint committee to wait on and inform the, of the organization of the two Houses of the Legislature. Presented for concurrence, read, concurred in and returned to the House, 6.

Governor, Secretary of State and Judiciary.

Inviting the, to seats on the floor of the Senate Chamber. Submitted, read and adopted, 22.

Jeandell, William T., and Francis Vincent.

Directing the State Treasurer to pay back to their order a certain

RESOLUTION—

sum of money, which was imposed upon them by way of fine, for a libel on Zenas B. Glazier. Presented for concurrence, read and postponed, 72; amended, adopted and returned to the House, 74, 75, enrolled, 101.

Jenkins, Hunn, administrator of Henry M. Temple, dec'd.

Directing the State Treasurer to pay to him a certain sum of money. Reported and read, 114; taken up, adopted and sent to the House for concurrence, 119; returned concurred in, 134; enrolled 149.

Jones, John and others.

Authorizing and directing the State Treasurer to pay to them a certain sum of money, expended in procuring and causing to be placed in the Washington Monument, at Washington City, a granite block, in the name and on behalf of the State. Reported, read, adopted and sent to the House for concurrence, 30; returned concurred in, 34; enrolled, 50.

Laws and Journals.

Providing for binding of. Submitted, read and adopted, 188; sent to the House for concurrence, 189; returned concurred in, 190; enrolled, 198.

Legislative Committee.

For the appointment of a. Submitted, read, adopted and sent to the House for concurrence, 98; returned concurred in, 117; enrolled, 118.

Lottery Grants.

Declaring that no, ought to be granted. Submitted and read, 145; adopted and sent to the House for concurrence, 150; returned non-concurred in, 151.

McClurey, Samuel and Thomas.

Directing the State Treasurer to pay a certain sum of money to.— Presented for concurrence and read, 198; read, non-concurred in and returned to House, 207.

Newspapers.

Directing the Clerk to furnish members of the Senate with. Submitted, read and adopted, 5.

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Pea Patch Island.

Concerning the jurisdiction to the, to the government of the United States for the purpose of building fortifications thereat. Presented for concurrence and read 122; taken up for consideration, amended, concurred in and returned to the House, 125; House non-concur in Senate's amendments, 126; Senate insist on amendments, 150; committees of Conference appointed by both Houses 162; report of, adopted, 174; enrolled, 191.

Public Lands.

Concerning the. Submitted and read, 130; taken up for consideration, read, adopted and sent to the House for concurrence, 135, 136; returned concurred in, 137; enrolled, 149.

Pennewell, John C.

Appointing, to purchase stationery, &c., for Senate at next session, and also Samuel Brown to take charge of Senate Chamber.—Submitted, read and adopted, 208, 209.

Reedy Island.

To cede to the United States for the purpose of a harbour thereat. Submitted and read, 112, adopted, 133; sent to House for concurrence, 133; returned concurred in with amendments, 183; amendments concurred in, 184; enrolled, 195.

Reporters for Newspapers.

To assign seats on the floor of the Senate Chamber. Submitted and read, 25; amended and adopted, 26.

Revised Statutes of the State of Delaware.

To appoint a committee to provide for the distribution of the.—Presented for concurrence and read, concurred in and returned to the House, 31.

Directing the Secretary of State to distribute certain copies of the. Presented for concurrence and read, 183; concurred in and returned to the House, 184; enrolled, 199.

Rules for the Government of the Senate.

For a committee to draft. Submitted, read and adopted, 22; report, 27.

Secretary of State.

Requesting the, to inquire what portraits of citizens who have ex-

RESOLUTION—

exercised the office of Governor of the State can be procured, and to report to next Legislature. Submitted, read and adopted, 210.

Authorizing him to draw on the State Treasurer for one hundred and fifty dollars, for contingent expenses of his office. Presented for concurrence, read and concurred in and returned to House 209; enrolled, 210.

Senate Chamber.

For repairs to the. Submitted and read, 48; amended, adopted and sent to the House for concurrence, 132; returned concurred in, 140; enrolled, 149.

Senator of the United States.

For a joint meeting to elect a. Submitted, read and laid on the table, 23; taken up, amended, adopted and sent to the House for concurrence, 37; returned concurred in, 37.

Speaker of the Senate.

Of thanks. Submitted, read and unanimously adopted, 210.

State Treasurer and Trustee of the School Fund.

To appoint a committee to settle with. Submitted, read and adopted, 24; returned concurred in, 26; report, 75.

State Treasurer.

Joint, appointing William Cannon. Presented for concurrence, read, concurred in and returned to the House, 37; enrolled, 111.

Authorizing the, to borrow a sum of money not exceeding thirty thousand dollars, at not more than six per cent. Presented for concurrence, read, concurred in and returned to the House, 134; enrolled, 157.

State Library.

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Unfinished Business.

Declaring that all unfinished business at every biennial session of the Legislature shall be considered as abandoned and not to be revived at any other session. Submitted, read and adopted, 46.

Washington's Farewell Address.

For a joint meeting to hear read. Presented for concurrence, read, concurred in and returned to the House, 143.

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Presents communication from the Governor in relation to the exhibition of the industry of all Nations at the City of New York, 141.

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From Sussex County.

John M. Phillips, John Sorden and John Ponder—3.

From Kent County.

Daniel Currey, William Temple and Isaac Jump—3.

From New Castle County.

Charles I. Du Pont, William Smith and Basset Ferguson—3.

SENATOR OF THE UNITED STATES—

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SERGEANT AT ARMS—

Samuel Brown, elected and qualified, 5.

SPEAKER—

John M. Phillips, elected, 4.

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STATE TREASURER—

Appointment of Committee on part of Senate to settle with, 24; report of, 75.

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Ancient York Masons.

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Delaware Rail Road Company.

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Indian River and Lewes Creek Canal Company.

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Milton and Steam Mill Rail Road Company.

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On the question of the final passage of the act to prevent swine running at large within certain limits in Murderkill Hundred, Kent County, 91.

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