

Which was given first and second reading. The second by title only, and referred to the Committee on Judiciary and Crime.

Mr. McGuigan on motion for leave introduced House Bill No. 326, entitled:

An Amendment to the Constitution and an Act proposing an Amendment to Article III Section 21 of the Constitution of the State of Delaware relating to the term of the office of the State Treasurer and Auditor of Accounts.

Which was given first and second reading. The second by title only, and referred to the Committee on Miscellaneous.

Mr. Kellum on motion for leave introduced House Bill No. 327, entitled:

An Act to provide for a Tax on all Bachelors over the Age of Thirty years.

Which was given first reading by title only. Unassigned (skeleton).

Mr. Kellum on motion for leave introduced House Bill No. 328, entitled:

An Act to amend Chapter 166 of the Revised Code of Delaware, 1935, relating to the State Highway Department.

Which was given first reading by title only. Unassigned (skeleton).

Mr. Kellum on motion for leave introduced House Bill No. 329, entitled:

An Act to amend Chapter 65 of the Revised Code of Delaware, 1935, relating to Corporations.

Which was given first reading by title only. Unassigned (skeleton).

Mr. Kellum on motion for leave introduced House Bill No. 330, entitled:

An Act to provide for the exemption from Taxation of certain erected buildings and improvements made within three years after

the passage of this Law for a period of ten years.

Which was given first reading by title only. Unassigned (skeleton).

On motion for leave, Mr. Benson introduced House Resolution No. 27, entitled:

Authorizing payments on account to attaches and employees of the House of Representatives.

Which was taken up for consideration and read in order to pass the House.

On the question "Shall the Resolution Pass the House?"

The Yeas and Nays were ordered, which being taken were as follows.

YEAS—Messrs, Bailey, Barr, Benson, Bierlin, Biggs, Brown, Buckingham, Burris, Burton, Canby, Draper, Fifer, Gordy, Hartman, Kellum, Manlove, Newnam, Pennington, Penuel, Fred Pepper, F. W. Pepper, Pinder, Rambo, Reynolds, Rhodes, A. G. Smith, Staats, Woodward, Mr. Speaker—30.

NAYS—None.

So the question was decided in the affirmative and the resolution having received the required constitutional majority, passed the House.

Mr. Woodward on motion for leave introduced House Bill No. 331, entitled:

An Act to change a portion of the Dividing Line between the Seventh and the Tenth Election Districts of the Seventh Representative District, New Castle County, Delaware. Whereby all of the Town of Elsmere will be within the Seventh Election District of the Seventh Representative District.

Which was given first reading by title only. Unassigned (skeleton).

Mr. Rhodes on motion for leave introduced House Bill No. 332, entitled:

An Act to amend Chapter 6 of the Revised Code of Delaware, 1935, entitled "State Revenue" in relation to Escheats.

Which was given first reading by title only. Unassigned (skeleton).

Mr. Rhodes on motion for leave introduced House Bill No. 333, entitled:

An Act establishing a Charter for the Town of Newark.

Which was given first reading by title only. Unassigned (skeleton).

Mr. Pinder on motion for leave introduced House Bill No. 334, entitled:

An Act to amend Chapter 121, Volume 35, Laws of Delaware, entitled "An Act authorizing the Council of 'the Mayor and Council of New Castle' under certain conditions to construct a system of Sewers and Disposal Works in and for the City of New Castle, Delaware," by making it a nuisance punishable as a Misdemeanor for abutting property owners in certain cases to fail to install toilet facilities or to connect with the Sewer System of the City of New Castle on or before April 1, 1939.

Which was given first and second reading. The second by title only, and referred to the Committee on Corporations Municipal.

Mr. Bierlin on motion for leave introduced House Bill No. 335, entitled:

An Act providing for attachment of wages of employees of the State, County, District or any Municipality.

Which was given first reading by title only. Unassigned (skeleton).

Mr. Bierlin on motion for leave introduced House Bill No. 336, entitled:

An Act extending the Statute of Limitations as to when Judgments may be collected.

Which was given first reading by title only. Unassigned (skeleton).

Mr. Bierlin on motion for leave introduced House Bill No. 337, entitled:

An Act to amend Chapter 71 of the Revised Code of Delaware, 1935, entitled "Free Public Schools" by providing transportation for school children under certain conditions not otherwise provided for.

Which was given first reading by title only. Unassigned (skeleton).

Mr. Bierlin on motion for leave introduced House Bill No. 338, entitled:

An Act providing that all persons engaged in the raising of poultry must dispose of those dying from disease by burning same.

Which was given first reading by title only. Unassigned (skeleton).

Mr. Knight on motion for leave introduced House Bill No. 339, entitled:

An Act to amend Chapter 176 of the Revised Code of Delaware, 1935, in reference to Tap Rooms and Minors.

Which was given first reading by title only. Unassigned (skeleton).

Mr. Knight on motion for leave introduced House Bill No. 340, entitled:

An Act to amend Chapter 71 of the Revised Code of Delaware, 1935, relating to Free Public Schools.

Which was given first reading by title only. Unassigned (skeleton).

Mr. Knight on motion for leave introduced House Bill No. 341, entitled:

An Act to amend Chapter 71 of the Revised Code of Delaware, 1935, in relation to the lighting of Colored Schools.

Which was given first reading by title only. Unassigned (skeleton).

Mr. Knight on motion for leave introduced House Bill No. 342, entitled:

An Act appropriating Eighteen Hundred Dollars to the State Board of Health for salary and expenses for the services of an additional Milk Inspector.

Which was given first reading by title only. Unassigned (skeleton).

Mr. Benson on motion for leave introduced House Bil No. 343, entitled:

An Act to regulate the production of Oil and Gas in the State of Delaware.

Which was given first reading by title only. Unassigned (skeleton).

Mr. Benson on motion for leave introduced House Bill No. 344, entitled:

An Act to create the Office of State Photographer.

Which was given first and second reading. The second by title only, and referred to the Committee on Appropriations.

Mr. Benson on motion for leave introduced House Bill No. 345, entitled:

An Act appropriating money to certain Fire Companies in the State of Delaware.

Which was given first reading by title only. Unassigned (skeleton).

Mr. Benson on motion for leave introduced House Joint Resolution No. 8, entitled:

Creating a Commission to study the general welfare needs of the Negro Citizenry in the State of Delaware and appropriating the sum of Five Thousand Dollars for the use and purposes thereof.

Which was given first and second reading. The second by title only, and referred to the Committee on Appropriations.

Mr. Benson on motion for leave introduced House Bill No. 346, entitled:

An Act to amend Chapter 66 of the Revised Code of Delaware, 1935, in relation to the Office of the State Bank Commissioner.

Which was given first reading by title only. Unassigned (skeleton).

Mr. Fifer on motion for leave introduced House Bill No. 347, entitled:

An Act creating a State Eleemosynary Trust Association, naming its members and making appropriations thereto.

Which was given first reading by title only. Unassigned (skeleton).

Mr. Fifer on motion for leave introduced House Bill No. 348, entitled:

An Act to amend Chapter 85 of the Revised Code of Delaware, 1935, relating to Marriage Licenses; time same must be procured and the performance of Marriage Ceremony; who may issue Marriage Licenses.

Which was given first reading by title only. Unassigned (skeleton).

Mr. Fifer on motion for leave introduced House Bill No. 349, entitled:

An Act to amend Chapter 6, Article 16, of the Revised Code of Delaware, 1935, in reference to Occupational Licenses.

Which was given first reading by title only. Unassigned (skeleton).

Mr. Fifer on motion for leave introduced House Bill No. 350, entitled:

An Act assenting to the provisions of the Act of Congress entitled "an Act to provide that the United States shall aid the States in Wildlife Restoration Projects, and for other purposes," approved September 2, 1937, by authorizing the Board of Game and Fish Commissioners to engage in Wildlife Restoration Projects as outlined in said Act; providing that funds accruing from License Fees shall not be diverted.

Which was given first reading by title only. Unassigned (skeleton).

Mr. Fifer on motion for leave introduced House Bill No. 351, entitled:

An Act to amend Chapter 121 of Volume 41, Laws of Delaware, entitled "an Act authorizing the making of New Indices for the Deed Records in the Recorder's Office for Kent County."

Which was given first and second reading. The second by title only, and referred to the Committee on Corporations Municipal.

Mr. Fifer on motion for leave introduced House Bill No. 352, entitled:

An Act to amend Chapter 65 of the Revised Code of Delaware, (1935), Corporations, by adding thereto a new Section to be designated as "2193 (a). Sec. 161 (a)," relating to the right of Telephone, Telegraph and Electric Companies to construct lines over private property outside Incorporated Cities and Towns for full Compensation and the right of Eminent Domain.

Which was given first and second reading. The second by title only, and referred to the Committee on Judiciary and Crime.

Mr. Bailey on motion for leave introduced House Bill No. 353, entitled:

An Act creating a State Prize Award Board and naming its members, for the purpose of distributing awards to Delawareans, for Agricultural and Home Economics exhibits, and making certain appropriations thereto for those purposes.

Which was given first reading by title only. Unassigned (skeleton).

Mr. Bailey on motion for leave introduced House Bill No. 354, entitled:

An Act creating a State Exhibit Real Estate Board, naming its members, describing its powers and duties and making certain appropriations thereto for the purpose of erecting exhibition buildings, stalls and booths.

Which was given first reading by title only. Unassigned (skeleton).

Mr. Biggs on motion for leave introduced House Bill No. 355, entitled:

An Act to amend Chapter 176 of the Revised Code of Delaware, 1935, in reference to advertising.

Which was given first reading by title only. Unassigned (skeleton).

Mr. Biggs on motion for leave introduced House Bill No. 356, entitled:

An Act to amend Chapter 165 of the Revised Code of Delaware, 1935, in reference to the Renewal of Registration of Motor Vehicles.

Which was given first reading by title only. Unassigned (skeleton).

Mr. Biggs on motion for leave introduced House Bill No. 357, entitled:

An Act to amend the annual Franchise Tax Law relating to Domestic Corporations.

Which was given first reading by title only. Unassigned (skeleton).

Mr. Biggs on motion for leave introduced House Bill No. 358, entitled:

An Act to provide a Graded Tax Law for State, County, School, Municipal and other Public purposes.

Which was given first reading by title only. Unassigned (skeleton).

Mr. Biggs on motion for leave introduced House Bill No. 359, entitled:

An Act creating a State Hospital Trust Commission, naming its members and making appropriations thereto.

Which was given first reading by title only. Unassigned (skeleton).

Mr. Biggs on motion for leave introduced House Bill No. 360, entitled:

An Act to amend Chapter 87 of the Revised Code of Delaware, 1935, in relation to the support of children up to Eighteen Years of age.

Which was given first reading by title only. Unassigned (skeleton).

Mr. Biggs on motion for leave introduced House Bill No. 361, entitled:

An Act creating a State Firemen's Trust Commission, naming its members and making appropriations thereto.

Which was given first reading by title only. Unassigned (skeleton).

Mr. Draper on motion for leave introduced House Bill No. 362, entitled:

An Act to amend Chapter 53 of the Revised Code of Delaware, 1935, relative to salaries of certain County Offices in Sussex County providing for the appointment of Deputies and Clerks and their salaries.

Which was given first and second reading. The second by title only, and referred to the Committee on Judiciary and Crime.

Mr. Draper on motion for leave introduced House Bill No. 363, entitled:

An Act to amend Article 3 of Chapter 43 of the Revised Code of Delaware, 1935, relative to the Levy Court of Sussex County by providing Levy Court Districts and additional Levy Court Commissioners; Salaries.

Which was given first and second reading. The second by title only, and referred to the Committee on Elections.

Mr. Fred Pepper on motion for leave introduced House Bill No. 364. entitled:

An Act to Incorporate the Town of Fenwick Island Beach.

Which was given first and second reading. The second by title only, and referred to the Committee on Corporations Municipal.

Mr. Burton on motion for leave introduced House Bill No. 365, entitled:

An Act providing for electrical service for full School Term for Colored Schools and appropriating money therefor.

Which was given first reading by title only. Unassigned (skeleton).

Mr. Barr on motion for leave introduced House Bill No. 366, entitled:

An Act to amend Article 3 of Chapter 43 of the Revised Code of Delaware, 1935, relative to the Levy Court of Sussex County by providing Levy Court Districts and additional Levy Court Commissioners; salaries.

Which was given first and second reading. The second by title only, and referred to the Committee on Elections.

Mr. Barr on motion for leave introduced House Bill No. 367, entitled:

An Act providing for the Licensing of Pin Ball Machines and other Games played with Balls and Plungers or other device; Penalty for operation without License; License Fees to be paid to Levy Courts of Counties for benefit of Indigent Poor; Unlawful to permit any person under Eighteen Years of age to operate Machines; Penalty.

Which was given first and second reading. The second by title only, and referred to the Committee on Judiciary and Crime.

Mr. Canby on motion for leave introduced House Bill No. 368, entitled:

An Act to amend Chapter 65 of the Revised Code of the State of Delaware of 1935 relating to corporations.

Which was given first and second reading. The second by title only, and referred to the Committee on Revised Statutes.

Mr. Canby on motion for leave introduced House Bill No. 369, entitled:

An Act to amend Chapter 169 of the Revised Code of Delaware, 1935, in reference to the Court of Common Pleas, for New Castle County.

Which was given first and second reading. The second by title only, and referred to the Committee on Judiciary and Crime.

Mr. Canby on motion for leave introduced House Bill No. 370, entitled:

An Act to amend Chapter 169 of the Revised Code of Delaware, 1935, by increasing the salary of the Bailiff of the Court of Common Pleas, for New Castle County.

Which was given first and second reading. The second by title only, and referred to the Committee on Revised Statutes.

Mr. Canby on motion for leave introduced House Bill No. 371, entitled:

An Act to amend Chapter 250, Volume 29, Laws of Delaware, relating to the Court of Common Pleas, for New Castle County, and providing in certain cases for the service of Writs, Rules or processes of said Court outside of said County.

Which was given first and second reading. The second by title only, and referred to the Committee on Judiciary and Crime.

Mr. Canby on motion for leave introduced House Bill No. 372, entitled:

An Act to amend 5352, Section 9 of Chapter 156 of the Revised Code of Delaware, 1935, relating to the Fees to be charged by the Register in Chancery.

Which was given first and second reading. The second by title only, and referred to the Committee on Judiciary and Crime.

Mr. Canby on motion for leave introduced House Bill No. 373, entitled:

An Act to amend Chapter 117 of the Revised Code of Delaware, 1935, as amended by Chapter 206 of the Laws of Delaware, 1937, re-

lating to settlement of personal Estates, by adding a new Section to be known as Section 35A of Chapter 117 revised Code of Delaware, 1935, defining the Term "Principal" in accounting and distribution of Trust Funds.

Which was given first and second reading. The second by title only, and referred to the Committee on Revised Statutes.

Mr. Canby on motion for leave introduced House Bill No. 374, entitled:

An Act to amend Chapter 98 of the Revised Code of Delaware, 1935, relating to the settlement of personal Estates, providing for Notice of Administration, publication of, effect thereof with respect to claims against the Estate of a Decedent, and barring certain claims not presented within one year.

Which was given first and second reading. The second by title only, and referred to the Committee on Revised Statutes.

Mr. Canby on motion for leave introduced House Bill No. 375, entitled:

An Act to amend 3813 Section 15 of Chapter 98 of the Revised Code of Delaware, 1935, changing the amount of the Bond to be given by an Executor or Administrator.

Which was given first and second reading. The second by title only, and referred to the Committee on Miscellaneous.

Mr. Canby on motion for leave introduced House Bill No. 376, entitled:

An Act to appropriate money to the Custodian of State property for operation and maintenance of Hall of Records Building for balance of Fiscal Year ending June 30, 1939.

Which was given first and second reading. The second by title only, and referred to the Committee on Appropriations.

Mr. Canby on motion for leave introduced House Bill No. 377, entitled:

An Act appropriating money out of the State Treasury for the payment of claim of Floyd Shultie and Elsie Shultie against the State arising out of the death of their daughter, Frances E. Shultie.

Which was given first and second reading. The second by title only, and referred to the Committee on Claims.

Mr. Leach on motion for leave introduced House Bill No. 378, entitled:

An Act to amend Chapter 25 of the Revised Code of Delaware, 1935, relating to the Department of Health, increasing the membership and defining its powers and duties.

Which was given first reading by title only. Unassigned (skeleton).

Mr. Leach on motion for leave introduced House Bill No. 379, entitled:

An Act relating to the payment of wages to employees by authorization of the Labor Commission of the State of Delaware due in case of disputes: Requiring all employers in the State of Delaware to keep accurate record of hours worked and wages paid each pay period to each employee in such form as may be approved by the Labor Commission; authorizing the Labor Commission to enter places of employment for purpose of inspecting such records and for the purpose of the enforcement of the provisions of this Act; defining wages, payday and employer; by empowering the Labor Commission to administer oaths, examine witnesses, issue subpoenas, compel attendance of witnesses, in production of books, etc; by authorizing the Labor Commission to employ necessary assistance and fix their compensation; by authorizing the assignment of wage claims, mechanics and other liens of workers to the Labor Commission; by providing for actions to be brought by the Labor Commission as assignee of wage claims, mechanics or other liens of workers; by providing for the violations of the provisions of this Act and the penalties therefor.

Which was given first and second reading. The second by title only, and referred to the Committee on Revised Statutes.

Mr. Brown on motion for leave introduced House Bill No. 380, entitled:

An Act to amend Chapter 60 of the Revised Code of Delaware 1935, in relation to the opening and closing time of polls.

Which was given first reading by title only. Unassigned (skeleton).

Mr. Brown on motion for leave introduced House Bill No. 381, entitled:

An Act relating to the assessment of personal property for tax purposes, exempting horses, cattle, swine, sheep and livestock of any and all descriptions.

Which was given first reading by title only. Unassigned (skeleton).

Mr. McGuigan on motion for leave introduced House Bill No. 382, entitled:

An Act to amend Chapter 42 of the Revised Code of Delaware, 1935, providing for the appointment of notaries public.

Which was given first and second reading. The second by title only, and referred to the Committee on Miscellaneous.

Mr. McGuigan on motion for leave introduced House Bill No. 383, entitled:

An Act to amend Chapter 166 of the Revised Code of Delaware, 1935, in relation to the salaries, duties, qualifications and powers of traffic officers.

Which was given first reading by title only. Unassigned (skeleton).

Mr. Kellum on motion for leave introduced House Bill No. 384, entitled:

An Act making appropriations for the payment of certain school bonds maturing during the fiscal years beginning July 1, 1939 and ending June 30, 1941.

Which was given first reading by title only. Unassigned (skeleton).

Mr. Kellum on motion for leave introduced House Bill No. 385, entitled:

An Act requiring the Board of School Trustees of the Claymont Special School District to provide for commercial courses.

Which was given first and second reading. The second by title only, and referred to the Committee on Education.

Mr. Buckingham on motion for leave introduced House Bill No. 386, entitled:

An Act to amend Chapter 176 of the Revised Code of Delaware, 1935, relating to the creation of a Commission for the Control of the Manufacture, Distribution, Sale and Transportation of Alcoholic Liquor, Wine and Beer, by increasing the membership thereof and providing for the method and manner of appointment.

Which was given first and second reading. The second by title only, and referred to the Committee on Appropriations.

Mr. Bierlin on motion for leave introduced House Bill No. 387, entitled:

An Act authorizing and directing the State Board of Agriculture to employ a full time veterinarian, not engaged in private practice, for supervision over contagious diseases of live stock.

Which was given first reading by title only. Unassigned (skeleton).

Mr. Bierlin on motion for leave introduced House Bill No. 388, entitled:

An Act to amend Chapter 20 of the Revised Code of Delaware, 1935, prohibiting the sale of life insurance contracts to persons under eighteen years of age without first securing the written consent of parent or guardian.

Which was given first reading by title only. Unassigned (skeleton).

Mr. Bierlin on motion for leave introduced House Bill No. 389, entitled:

An Act to amend Chapter 20 of the Revised Code of Delaware, 1935, relating to interest due on insurance premium loans and policies loans.

Which was given first reading by title only. Unassigned (skeleton).

Mr. Newnam on motion for leave introduced House Bill No. 390, entitled:

An Act to amend Chapter 192, Volume 36, Laws of Delaware, being an Act entitled "An Act to Reincorporate the Town of Smyrna," by providing for a town manager for the Town of Smyrna.

Which was given first and second reading. The second by title only, and referred to the Committee on Corporations Municipal.

Mr. Newnam on motion for leave introduced House Bill No. 391, entitled:

An Act to amend Chapter 166, Volume 41, Laws of Delaware, being an Act entitled "An Act to Amend Chapter 192, Volume 36, Laws of Delaware, Being An Act Entitled "An Act to Reincorporate the Town of Smyrna," by providing for the election of a mayor and council and by changing the present office of President of Council to Mayor of the Town of Smyrna," in reference to Persons qualified to vote at town elections for mayor and members of council of the Town of Smyrna.

Which was given first and second reading. The second by title only, and referred to the Committee on Corporations Municipal.

Mr. Knight on motion for leave introduced House Bill No. 392, entitled:

An Act to amend Chapter 166 of the Revised Code of Delaware, 1935, in relation to compensation for disability.

Which was given first reading by title only. Unassigned (skeleton).

Mr. Knight on motion for leave introduced House Bill No. 393, entitled:

An Act prohibiting a child under sixteen years of age being put in custody of any bullet-rifle, revolver, pitsol, shot gun or any other firearm.

Which was given first reading by title only. Unassigned (skeleton).

Mr. Benson on motion for leave introduced House Bill No. 394, entitled:

An Act making an appropriation to the State Military Board for the purpose of making necessary repairs to State-owned armories located at Dover, Laurel, Newark and New Castle, Delaware.

Which was given first and second reading. The second by title only, and referred to the Committee on Appropriations.

Mr. Benson on motion for leave introduced House Bill No. 395, entitled:

An Act to amend Chapter 170 of the Revised Code of Delaware, 1935, relating the Court of Common Pleas for Kent County by changing the term of office of the judge thereof.

Which was given first reading by title only. Unassigned (skeleton).

Mr. Fifer on motion for leave introduced House Bill No. 396, entitled:

An Act to amend Chapter 258 of Volume 41 of the Laws of Delaware entitled "An Act to Establish a System of Unemployment Compensation for the Unemployed Citizens of the State of Delaware, without Liability on the Part of the State of Delaware, to be Administered by a Commission and its Newly Created Agencies, Requiring Employers to Keep Records and Make Reports and Certain Employers to Pay Contributions Based on Payrolls, to Provide Moneys for the Payments of Compensation to Certain Unemployed Persons, Providing Procedure and Administrative Details for the Determination, Payment and Collection of Such Contributions, and the Payment of Such Compensation Providing for Cooperation With the Federal Government and Its Agencies, Creating Certain Special Funds in the Custody of the State Treasurer and Prescribing Penalties for the Violation of the Provisions of This Act," by increasing the number of members of said Board and defining their powers and duties.

Which was given first reading by title only. Unassigned (skeleton).

Mr. Bailey on motion for leave introduced House Bill No. 397, entitled:

An Act appropriating the sum of ten thousand dollars annually to the State Board of Health to provide surgical treatment for indigent citizens of the State of Delaware.

Which was given first reading by title only. Unassigned (skeleton).

Mr. Bailey on motion for leave introduced House Bill No. 398, entitled:

An Act creating a commission to study the problems of the oyster and fishing industries of the State of Delaware and appropriating funds to defray the expenses of said commission.

Which was given first reading by title only. Unassigned (skeleton).

Mr. Bailey on motion for leave introduced House Bill No. 399, entitled:

An Act to provide for the payment of annual increments to the teachers of the public schools of the State of Delaware and appropriating moneys therefor.

Which was given first reading by title only. Unassigned (skeleton).

Mr. Bailey on motion for leave introduced House Bill No. 400, entitled:

An Act to establish tenure for teachers in the public schools of the State of Delaware.

Which was given first reading by title only. Unassigned (skeleton).

Mr. Bailey on motion for leave introduced House Bill No. 401, entitled:

An Act proposing certain amendments to Article Three of the Constitution of the State of Delaware relating to the term of office of the State Treasurer and the State Auditor.

Which was given first reading by title only. Unassigned (skeleton).

Mr. Bailey on motion for leave introduced House Bill No. 402, entitled:

An Act to create a commission to study the advisability of placing state employees under Civil Service and appropriating moneys for the expenses of said commission.

Which was given first and second reading. The second by title only, and referred to the Committee on Miscellaneous.

Mr. Bailey on motion for leave introduced House Bill No. 403, entitled:

An Act authorizing the State of Delaware to borrow eight hundred thousand dollars and issue bonds therefor for the purpose of repaying moneys heretofore borrowed from the State Highway Fund.

Which was given first reading by title only. Unassigned (skeleton).

Mr. Biggs on motion for leave introduced House Bill No. 404, entitled:

An Act to amend Chapter 142 of the Revised Code of Delaware, 1935, defining the rights of outgoing and incoming tenants and landlords as to cutting and hauling away corn, fodder, tops and blades.

Which was given first reading by title only. Unassigned (skeleton).

Mr. Draper on motion for leave introduced House Bill No. 405, entitled:

An Act to amend Chapter 49 of the Revised Code of Delaware, 1935, relative to coroners, by further defining their duties, fixing the salaries of coroners and their deputies, regulating fees and mileage; providing for the keeping of records and employment of a secretary therefor.

Which was given first and second reading. The second by title only, and referred to the Committee on Revised Statutes.

Mr. Gordy on motion for leave introduced House Bill No. 406, entitled:

An Act to regulate the sale and handling of insecticides, fungicides and livestock remedies, to provide for their registration, and for other purposes.

Which was given first reading by title only. Unassigned (skeleton).

Mr. Penuel on motion for leave introduced House Bill No. 407, entitled:

An Act to amend Chapter 128 of the Revised Code of Delaware, 1935, relating to pleading and practice in civil actions by requiring notice to be given to the defendant by the prothonotary in cases where an affidavit of demand is used.

Which was given first and second reading. The second by title only, and referred to the Committee on Revised Statutes.

Mr. Benson moved that the House recess for one hour and a half.

Motion prevailed.

Same Day.

House met at expiration of recess.

Mr. Zebley on motion for leave introduced House Bill No. 408, entitled:

An Act authorizing and directing the State Highway Department to obtain the necessary land and graveyard of the parents and grandparents of Commodore Thomas McDonough at McDonough, New Castle County, Delaware, and to erect thereon a suitable monument to Commodore Thomas McDonough and appropriating moneys from the Highway Fund for the costs thereof.

Which was given first reading by title only. Unassigned (skeleton).

Mr. Zebley on motion for leave introduced House Bill No. 409, entitled:

An Act to amend Article 19 of Chapter 6 of the Revised Code of the State of Delaware, 1935, to provide a portion of the revenue necessary for the construction, reconstruction, and maintenance of the public highways of the State, by imposing a tax on motor fuels as herein defined, to be collected and paid by distributors as herein defined, with certain rights to refunds as herein set forth, regulating the sale of such fuels, providing for the reports of sales of such fuels, for the collection

of said tax by the State Highway Department, and the disposition of the revenue derived therefrom.

Which was given first reading by title only. Unassigned (skeleton).

Mr. Zebley on motion for leave introduced House Bill No. 410, entitled:

An Act authorizing Delaware River Tunnel Company to construct, maintain and operate a vehicular tunnel under the Delaware River from a point at or near Pidgeon Point in the State of Delaware to a point at or near Deep Water Point in the State of New Jersey and granting all necessary rights, privileges, permits and authority therefor.

Which was given first and second reading. The second by title only, and referred to the Committee on Miscellaneous.

Mr. Zebley on motion for leave introduced House Bill No. 411, entitled:

An Act authorizing and directing the State Highway Department to obtain sufficient land adjacent to the DuPont Highway for the beautification of said highway and erect thereon a monument to Thomas Coleman DuPont and appropriating moneys from the Highway Fund for the costs thereof.

Which was given first reading by title only. Unassigned (skeleton).

Mr. Leach on motion for leave introduced House Bill No. 412, entitled:

An Act relative to the detention of goods and chattels against the rights of the owner or person entitled to possession thereof; providing for the immediate return thereof.

Which was given first reading by title only. Unassigned (skeleton).

Mr. Leach on motion for leave introduced House Bill No. 413, entitled:

An Act to amend Chapter 79 of the Revised Code of Delaware, 1935, relating to the lien of garage owners and artisans.

Which was given first reading by title only. Unassigned (skeleton).

Mr. Leach on motion for leave introduced House Bill No. 414, entitled:

An Act to amend Chapter 25 of the Revised Code of Delaware, 1935, in relation to the State Board of Health.

Which was given first reading by title only. Unassigned (skeleton).

Mr. Zebley on motion for leave introduced House Bill No. 415, entitled:

An Act to amend Chapter 59 of the Revised Code of Delaware, 1935, entitled "Inspectors of Elections".

Which was given first reading by title only. Unassigned (skeleton).

Mr. Leach on motion for leave introduced House Bill No. 416, entitled:

An Act making it unlawful to detain goods or chattels from the owner or person entitled to the possession thereof; providing remedies for violations thereof and establishing penalties therefor.

Which was given first reading by title only. Unassigned (skeleton).

Mr. Leach on motion for leave introduced House Bill No. 417, entitled:

An Act providing for the taxing of all mortgages and liens against real estate located in the State of Delaware.

Which was given first reading by title only. Unassigned (skeleton).

Mr. Leach on motion for leave introduced House Bill No. 418, entitled:

An Act to amend an Act amending Chapter 27 of the Revised Code of Delaware, 1935, as amended by Chapter 86 of Volume 41, Laws of Delaware, relating to the practice and licensing of osteopathic physicians.

Which was given first reading by title only. Unassigned (skeleton).

Mr. Leach on motion for leave introduced House Bill No. 419, entitled:

An Act to amend Chapter 25 of the Revised Code of Delaware, 1935, entitled "Department of Health" by increasing the membership of the State Board of Health; by providing for the appointments thereto; qualification of members; terms of office and vacancies.

Which was given first and second reading. The second by title only, and referred to the Committee on Revised Statutes.

Mr. Canby on motion for leave introduced House Bill No. 420, entitled:

An Act to amend Chapter 6 of the Revised Code of Delaware, 1935, relating to income tax accounts.

Which was given first reading by title only. Unassigned (skeleton).

Mr. Canby on motion for leave introduced House Bill No. 421, entitled:

An Act to amend Chapter 6 of the Revised Code of Delaware, 1935, relating to taxes to be used for public school purposes by including therein the maintenance and operation of the office of the Secretary of State and the State Tax Department.

Which was given first reading by title only. Unassigned (skeleton).

Mr. Canby on motion for leave introduced House Bill No. 422, entitled:

An Act to amend Chapter 88 Article 2 of the Revised Code of the State of Delaware, 1935, relating to parents and children and affecting adoption procedure, as amended by Chapter 187 Volume 41 Laws of Delaware.

Which was given first and second reading. The second by title only, and referred to the Committee on Judiciary and Crime.

Mr. Canby on motion for leave introduced House Bill No. 423, entitled:

An Act to provide revenue for the relief of certain poor, resident in New Castle County and for the payment to the Levy Court of New Castle County of moneys advanced by the said Levy Court subsequent to January 1st, 1939 for the support of said poor.

Which was given first reading by title only. Unassigned (skeleton).

Mr. Canby on motion for leave introduced House Bill No. 424, entitled:

An Act to amend Chapter 6 of the Revised Code of Delaware, 1935, relating to franchise accounts.

Which was given first reading by title only. Unassigned (skeleton).

Mr. Pennington on motion for leave introduced House Bill No. 425, entitled:

An Act to amend Chapter 71 of the Revised Code of Delaware, 1935, by providing full term electric lighting and power expense for all free public schools within the State.

Which was given first reading by title only. Unassigned (skeleton).

Mr. Moore on motion for leave introduced House Bill No. 426, entitled:

An Act authorizing the State Board of Agriculture to compile information concerning the marketing of Delaware farm products and by-products, to distribute market information; to promote the more advantageous marketing of Delaware farm products, live stock, poultry, and by-products and authorizing the State Board of Agriculture to design, copyright and make rules and regulations concerning the use of a Delaware State Quality Label.

Which was given first and second reading. The second by title only, and referred to the Committee on Miscellaneous.

Mr. Brown on motion for leave introduced House Bill No. 427, entitled:

An Act to amend Chapter 13, Volume 32, Laws of Delaware entitled "An Act Providing for Police Pension Fund for Members of

Police Force City of Wilmington”.

Which was given first reading by title only. Unassigned (skeleton).

Mr. Brown on motion for leave introduced House Bill No. 428, entitled:

An Act to raise revenue by imposing a tax on real estate mortgages.

Which was given first reading by title only. Unassigned (skeleton).

Mr. Brown on motion for leave introduced House Bill No. 429, entitled:

An Act conferring jurisdiction upon the Court of General Sessions; Court of Common Pleas for New Castle County; Court of Common Pleas for Kent County, the Municipal Court of the City of Wilmington or to any judge of any said courts in vacation, relative to the care and custody of minor children.

Which was given first and second reading. The second by title only, and referred to the Committee on Judiciary and Crime.

Mr. Brown on motion for leave introduced House Bill No. 430, entitled:

An Act to amend Chapter 166 of the Revised Code of Delaware, 1935 by increasing the membership of the State Highway Department and providing for the appointment of the members thereof.

Which was given first reading by title only. Unassigned (skeleton).

Mr. Canby on motion for leave introduced House Bill No. 431, entitled:

An Act to appropriate monies to the State Department of Public Welfare for administrative expenses.

Which was given first and second reading. The second by title only, and referred to the Committee on Appropriations.

Mr. Canby on motion for leave introduced House Bill No. 432, entitled:

An Act to provide for the establishment of a Legislative Budget Commission to supervise and control the expenditures of the appropriations granted to the several boards, commissions, departments and other administrative governing bodies of this State during the fiscal years ending June 30, 1940, and June 30, 1941, respectively, within the limits of the revenue receipts and financial condition of the State.

Which was given first reading by title only. Unassigned (skeleton).

Mr. Canby on motion for leave introduced House Bill No. 433, entitled:

An Act to provide for the establishment of a Legislative Commission authorized to reorganize the several boards, departments, commissions or other agencies of the State government, prescribing its powers and duties, and defining its authority to rearrange the several functions to reduce the expenditures of appropriations during the fiscal years ending June 30, 1940, and June 30, 1941, respectively.

Which was given first reading by title only. Unassigned (skeleton).

Mr. Canby on motion for leave introduced House Bill No. 434, entitled:

An Act to provide a sinking fund for the appropriation of principal and payment of interest on State Highway Refunding Bonds issued and sold pursuant to Chapter 20, Volume 40, Laws of Delaware 1935, and to designate funds to be paid thereinto.

Which was given first reading by title only. Unassigned (skeleton).

Mr. Canby on motion for leave introduced House Bill No. 435, entitled:

An Act to amend Chapter 63 of Volume 29, Laws of Delaware 1917, relating to the creation of a State Highway Department establishing a system of State highways and providing for the improvement and maintenance thereof, and the appropriating and borrowing of money therefor.

Which was given first reading by title only. Unassigned (skeleton).

Mr. Canby on motion for leave introduced House Bill No. 436,

entitled:

An Act to provide for the resumption of the payment of interest and amortization charges on certain State Highway Bonds purchased for the Sinking Fund from sources of revenue other than that arising from taxes on motor vehicles, registration fees, operators' license fees, gasoline taxes and other special taxes on motor vehicle owners and operators.

Which was given first reading by title only. Unassigned (skeleton).

Mr. Canby on motion for leave introduced House Bill No. 437, entitled:

An Act authorizing and directing the State Treasurer to transfer money from the Sinking Fund of the State to the General Fund.

Which was given first and second reading. The second by title only, and referred to the Committee on Appropriations.

Mr. Canby on motion for leave introduced House Bill No. 438, entitled:

An Act providing for the appropriation of certain moneys for the free public schools of the City of Wilmington for the school years beginning respectively July 1, 1939, and July 1, 1940; and ending respectively June 30, 1940, and June 30, 1941.

Which was given first and second reading. The second by title only, and referred to the Committee on Appropriations.

Mr. Canby on motion for leave introduced House Bill No. 439, entitled:

An Act to amend Chapter 98, of the Revised Code of the State of Delaware, 1935, relating to settlement of personal estates, register of wills.

Which was given first reading by title only. Unassigned (skeleton).

Mr. Canby on motion for leave introduced House Bill No. 440, entitled:

An Act to amend Chapter 6 of the Revised Code of the State of Delaware, 1935, relating to licenses for the sale of deadly weapons.

Which was given first and second reading. The second by title only, and referred to the Committee on Judiciary and Crime.

Mr. Canby on motion for leave introduced House Bill No. 441, entitled:

An Act providing for the maintenance and operation of the Industrial School for Colored Girls, the Ferris Industrial School, Delaware Commission for Feeble-Minded, the Edgewood Sanitarium, and the Brandywine Sanitarium, and approving allowances of amounts which may be spent by such institutions for each of the two fiscal years ending June 30, 1940 and June 30, 1941, respectively, and providing for the payment of the costs of such operation and maintenance by the Levy Courts of the several counties and reimbursement by the State Treasurer.

Which was given first reading by title only. Unassigned (skeleton).

Mr. Leach on motion for leave introduced House Bill No. 442, entitled:

An Act to amend Chapter 166 of the Revised Code of Delaware, 1935, entitled "State Highway Department", relating to the appointment of traffic officers, defining their duties and qualifications; salaries and police powers.

Which was given first reading by title only. Unassigned (skeleton).

Mr. Leach on motion for leave introduced House Bill No. 443, entitled:

An Act to amend Chapter 79 of the Revised Code of Delaware, 1935, entitled "Liens" by prohibiting the detention and sale of motor vehicles and other goods and chattels without the consent of the owner or person having the right to the possession thereof; providing the remedy for the violation thereof and establishing penalty therefor.

Which was given first and second reading. The second by title only, and referred to the Committee on Revised Statutes.

Mr. Brown on motion for leave introduced House Joint Resolution

No. 9, entitled:

Appropriating certain money for representation of the State of Delaware at the New York World's Fair.

Which was given first reading by title only. Unassigned (skeleton).

Mr. McGuigan on motion for leave introduced House Bill No. 444, entitled:

An Act making an appropriation of Five Hundred Dollars for the use of the Public Archives Commission to be expended for proper compiling, editing, publishing and distributing Historical Records and Documents.

Which was given first reading by title only. Unassigned (skeleton).

Mr. Knight on motion for leave introduced House Bill No. 445, entitled:

An Act creating a State Ditch Commission; naming its members, and appropriating money for the drainage of low lands and defining drainage areas or districts, with authority to maintain existing ditches and to lay out new ditches under certain conditions.

Which was given first reading by title only. Unassigned (skeleton).

Mr. Knight on motion for leave introduced House Bill No. 446, entitled:

An Act against unnecessary noise by steam trains, motor busses and airplanes, defining annoyance necessary for recovery and stipulating rights and remedies of injured party.

Which was given first reading by title only. Unassigned (skeleton).

Mr. Knight on motion for leave introduced House Bill No. 447, entitled:

An Act providing for the payment of certain claims against the State.

Which was given first reading by title only. Unassigned (skeleton).

Mr. Benson on motion for leave introduced House Bill No. 448, entitled:

An Act amending the Charter of Dover.

Which was given first reading by title only. Unassigned (skeleton).

Mr. Fifer on motion for leave introduced House Bill No. 449, entitled:

An Act pertaining to the condemnation of State and private property, the creation of nuisances and defining the rights and remedies of injured property owners.

Which was given first reading by title only. Unassigned (skeleton).

Mr. Fifer on motion for leave introduced House Bill No. 450, entitled:

An Act providing for the appointment of Constables in Kent County, stipulating their powers and duties.

Which was given first reading by title only. Unassigned (skeleton).

Mr. Bailey on motion for leave introduced House Bill No. 451, entitled:

An Act to provide Revenue for State purposes; providing for the Assessment, Collection, and Lien of the same; imposing duties of Executors, Administrators, Registers of Wills, Recorders of Deeds, Prothonotaries, and Court Clerks, and on persons, Copartnerships, Associations, Banks, National Banks, Trust Companies, and other Corporations receiving deposits of money, and on certain Corporations, limited Partnerships and Trustees; conferring powers and imposing duties on certain State Officers and Departments; and imposing Penalties.

Which was given first reading by title only. Unassigned (skeleton).

Mr. Biggs on motion for leave introduced House Bill No. 452, entitled:

An Act amending Chapter 166 of the Revised Code of Delaware,

1935, by providing for taking over and maintenance of Streets in Towns with a population of less than a Thousand persons.

Which was given first reading by title only. Unassigned (skeleton).

Mr. Biggs on motion for leave introduced House Bill No. 453, entitled:

An Act making it unlawful for trucks of over Ten Ton capacity, or for Passenger Motor Busses to obstruct Vehicular Traffic for more than five minutes on any street, road or alley of an Incorporated Town within this State unless same be disabled, and prescribing rules and regulations therefor.

Which was given first reading by title only. Unassigned (skeleton).

Mr. Biggs on motion for leave introduced House Bill No. 454, entitled:

An Act creating a Public Service Commission for the State of Delaware, naming its members and defining its powers and duties.

Which was given first reading by title only. Unassigned (skeleton).

Mr. Gordy on motion for leave introduced House Bill No. 455, entitled:

An Act relating to Processors and Cannerymen; the Licensing thereof by the State Board of Agriculture, providing for the furnishing of an Indemnity Bond for the protection of creditors before such License is issued, and penalties for the violation thereof.

Which was given first reading by title only. Unassigned (skeleton).

Mr. Fred Pepper on motion for leave introduced House Bill No. 456, entitled:

An Act authorizing and directing the State Highway Department to sell at public auction to the highest bidder, certain public lands on the Atlantic Ocean and adjacent to Maryland and Delaware boundary line; and to give good and sufficient Deeds to the purchasers thereof; owners of buildings now erected on said land privileged to remove the same within one year from date of sale.

Which was given first reading by title only. Unassigned (skeleton).

Mr. Barr on motion for leave introduced House Bill No. 457, entitled:

An Act making it unlawful for any unauthorized person to open, molest or interfere with any Flood Gates constructed on any drainage ditch.

Which was given first reading by title only. Unassigned (skeleton).

Mr. F. W. Pepper on motion for leave introduced House Bill No. 458, entitled:

An Act amending Chapter 166 of the Revised Code of Delaware, 1935, by authorizing and directing the Delaware State Highway Department to take over and maintain all dirt streets in all Towns and Villages in the State of Delaware.

Which was given first reading by title only. Unassigned (skeleton).

Mr. Benson moved that the House recess until the Call of the Chair.

Motion prevailed.

Same Day.

House met at expiration of recess.

Mr. Benson moved that the House adjourn until 11 o'clock A. M., Monday, March 6th, 1939.

Motion prevailed.

FORTY-FIRST LEGISLATIVE DAY

Dover, Delaware, March 6th, 1939, 11 o'clock A. M.

House met pursuant to adjournment.

Prayer by the Chaplain, Rev. Windsor.

Roll Called.

Members present—Bailey, Barr, Benson, Bierlin, Biggs, Brown, Buckingham, Burris, Burton, Canby, Draper, Gordy, Hartman, Kellum, Leach, Manlove, McGuigan, Moore, Pennington, Penuel, Fred Pepper, F. W. Pepper, Pinder, Rambo, Reynolds, Rhodes, Knight, A. G. Smith, Staats, Stein, Thawley, Woodward, Mr. Speaker—33.

Clerk proceeded to read the Journal of the Previous Session when Mr. Benson moved so much be considered the reading of the Journal and the Journal be approved.

Motion prevailed.

Mr. Benson moved that the House recess until the call of the Chair.

Motion prevailed.

Same Day.

House met at expiration of recess.

The Chair presented 26 communications and a petition signed by 85 persons.

Endorsing House Bill No. 27.

Relative to Fair Trade.

The Chair presented a communication from the Executive Committee of the Peninsula Horticultural Society, Newark, Delaware.

Protesting against House Bill No. 27.

Relative to Fair Trade.

The Chair presented 24 communications.

Endorsing House Bill No. 125.

Relative to a United States Housing Authority slum clearance project for the City of Wilmington.

The Chair presented a communication from Pomona Grange, No. 1 of New Castle County.

Protesting against House Bill No. 92.

Relative to curbstone markets in the City of Wilmington.

The Chair presented a communication from West Presbyterian Church, Wilmington.

Protesting against House Bill No. 18.

Relative to legalizing the Showing of Motion Pictures on Sunday.

The Chair presented communications from the Milford, Lewes and Laurel Chapters, United Farmers and Sportsmen of Delaware.

Endorsing House Bill No. 167.

Relative to licensing of dogs.

The Chair presented a communication from the Oklahoma State Senate.

Requesting support in passage of Federal Legislation designed to provide for deportation of undesirable alien residents of the United States.

Mr. Barr moved that the House recess until 1:30 o'clock P. M.

Motion prevailed.

Same Day 1:30 o'clock P. M.

House met at expiration of recess.

On motion of Mr. Buckingham, House Concurrent Resolution No. 9, entitled:

Expressing Sympathy at the Death of Ex-Governor Robert P. Robinson.

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

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

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

YEAS—Messrs, Bailey, Barr, Benson, Bierlin, Biggs, Brown, Buckingham, Burris, Burton, Canby, Draper, Gordy, Hartman, Kellum, Leach, Manlove, McGuigan, Moore, Pennington, Penuel, Fred Pepper, F. W. Pepper, Pinder, Rambo, Reynolds, Rhodes, Knight, A. G. Smith, Staats, Stein, Thawley, Woodward, Mr. Speaker—33.

NAYS—None.

So the question was decided in the affirmative and the resolution having received the required constitutional majority, passed the House.

And was ordered to the Senate for Concurrence.

Mr. Benson moved that the House recess until the call of the Chair.

Motion prevailed.

Same Day.

House met at expiration of recess.

Mr. Zebley, on behalf of the Committee on Miscellaneous to whom had been referred House Joint Resolution No. 4, entitled:

Requesting acceptance of report of Delaware Tercentenary Commission.

Reported the same back to the House favorably.

FRANK R. ZEBLEY, *Chairman*
NORMAN A. DRAPER
REESE O. GORDY
ABNER WOODWARD
FRANK H. BUCKINGHAM

Mr. Zebley, on behalf of the Committee on Miscellaneous to whom had been referred House Bill No. 169, entitled:

An Act to amend Chapter 158 of the Revised Code of Delaware, 1935, entitled "Board of Budget Directors" relating to the allotment of appropriations and approval thereof.

Reported the same back to the House favorably.

FRANK R. ZEBLEY, *Chairman*
NORMAN A. DRAPER
REESE O. GORDY
ABNER WOODWARD
FRANK H. BUCKINGHAM

Mr. Zebley, on behalf of the Committee on Miscellaneous to whom had been referred House Bill No. 166, entitled:

An Act to amend Chapter 71 of the Revised Code of Delaware, 1935, in relation to Consolidation of single room school districts with adjoining districts.

Reported the same back to the House favorably.

FRANK R. ZEBLEY, *Chairman*
NORMAN A. DRAPER
REESE O. GORDY
ABNER WOODWARD
FRANK H. BUCKINGHAM

Mr. Zebley, on behalf of the Committee on Miscellaneous to whom had been referred House Bill No. 167, entitled:

An Act to amend Chapter 74 of the Revised Code of Delaware, 1935, with reference to the licensing of dogs so that said licensing shall apply to all dogs in the State except non-hunting dogs which are licensed by any City or Town.

Reported the same back to the House favorably.

FRANK R. ZEBLEY, *Chairman*
NORMAN A. DRAPER
REESE O. GORDY
ABNER WOODWARD
FRANK H. BUCKINGHAM

Mr. Zebley, on behalf of the Committee on Miscellaneous to whom had been referred House Bill No. 165, entitled:

An Act to amend Chapter 90 of the Revised Code of Delaware, 1935, in relation to preference being given to Delaware Labor in the construction of Public Works for City, County or State.

Reported the same back to the House favorably.

FRANK R. ZEBLEY, *Chairman*
NORMAN A. DRAPER
REESE O. GORDY
ABNER WOODWARD
FRANK H. BUCKINGHAM

Mr. Zebley, on behalf of the Committee on Miscellaneous to whom had been referred House Substitute for House Bill No. 25, entitled:

An Act prohibiting the use of State Funds for traveling expenses and maintenance in connection with the attendance of conventions.

Reported the same back to the House favorably.

FRANK R. ZEBLEY, *Chairman*
NORMAN A. DRAPER
REESE O. GORDY
ABNER WOODWARD
FRANK H. BUCKINGHAM

Mr. Manlove, on behalf of the Committee on Revised Statutes to

whom had been referred House Bill No. 229, entitled:

An Act to amend Chapter 6 of the Revised Code of Delaware, 1935, relating to exemption of World War Veterans from Peddler's and Auctioneer's License requirements.

Reported the same back to the House favorably.

GEORGE MANLOVE, *Chairman*
JOHN A. HARTMAN
HENRY M. CANBY
FRED PEPPER
RANDOLPH P. REYNOLDS

Mr. Manlove, on behalf of the Committee on Revised Statutes to whom had been referred House Bill No. 228, entitled:

An Act to amend Chapter 6 of the Revised Code of the State of Delaware, 1935, relating to licenses for merchants.

Reported the same back to the House favorably.

GEORGE MANLOVE, *Chairman*
JOHN A. HARTMAN
HENRY M. CANBY
FRED PEPPER
RANDOLPH P. REYNOLDS

Mr. Manlove, on behalf of the Committee on Revised Statutes to who had been referred House Bill No. 225, entitled:

An Act to amend An Article entitled "An Act to amend Chapter 6 of the Revised Code of the State of Delaware of 1935 relating to Occupational Licenses," being Chapter 14, Volume 41, Laws of Delaware, 1937, relating to licenses for Resident and Non-Resident Contractors.

Reported the same back to the House favorably.

GEORGE MANLOVE, *Chairman*
 JOHN A. HARTMAN
 HENRY M. CANBY
 FRED PEPPER
 RANDOLPH P. REYNOLDS

Mr. Manlove, on behalf of the Committee on Revised Statutes to whom had been referred House Bill No. 224, entitled:

An Act to amend An Act entitled "An Act to amend Chapter 6 of the Revised Code of the State of Delaware of 1935 relating to Occupational Licenses," being Chapter 14, Volume 41, Laws of Delaware, 1937, relating to Occupational Licenses.

Reported the same back to the House favorably.

GEORGE MANLOVE, *Chairman*
 JOHN A. HARTMAN
 HENRY M. CANBY
 FRED PEPPER
 RANDOLPH P. REYNOLDS

Mr. Manlove, on behalf of the Committee on Revised Statutes to whom had been referred House Bill No. 217, entitled:

An Act for the regulation of Outdoor Advertising.

Reported the same back to the House favorably.

GEORGE MANLOVE, *Chairman*
 JOHN A. HARTMAN
 HENRY M. CANBY
 FRED PEPPER
 RANDOLPH P. REYNOLDS

On motion of Mr. Brown, House Joint Resolution No. 3, entitled:

Authorizing the Commemoration of the Anniversary of the Landing of the Swedes upon the Soil of Delaware.

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

On the question "Shall the Resolution Pass the House"

The Yeas and Nays were ordered, which being taken were as follows:

YEAS—Messrs, Bailey, Barr, Benson, Bierlin, Biggs, Brown, Buckingham, Burris, Burton, Canby, Draper, Gordy, Hartman, Kellum, Leach, Manlove, McGuigan, Moore, Pennington, Penuel, Fred Pepper, F. W. Pepper, Pinder, Rambo, Reynolds, Rhodes, Knight, A. G. Smith, Staats, Stein, Thawley, Woodward, Mr. Speaker—33.

NAYS—None.

So the question was decided in the affirmative and the resolution having received the required constitutional majority, passed the House.

And was ordered to the Senate for Concurrence.

Mr. Canby moved that House Bill No. 18 be stricken from the calendar.

Motion prevailed.

Mr. Pierce, Secretary of the Senate, being admitted, informed the House that the Senate had passed and requested the concurrence of the House in the following:

Senate Concurrent Resolution No. 13.

Expressing the profound sorrow of the General Assembly of the State of Delaware over the death of the Honorable Robert P. Robinson, ex-Governor of the State of Delaware.

And presented the same to the House.

Mr. Benson moved that the House adjourn until 11 o'clock A. M., Tuesday, March 7th, 1939.

Motion prevailed.

FORTY-SECOND LEGISLATIVE DAY

Dover, Delaware, March 7th, 1939, 11 o'clock, A. M.

House met pursuant to adjournment.

Prayer by the Chaplain, Rev. Windsor.

Roll Called.

Members present—Bailey, Barr, Benson, Bierlin, Biggs, Brown, Buckingham, Burris, Burton, Canby, Draper, Fifer, Gordy Hartman, Kellum, Leach, Manlove, McGuigan, Moore, Newnam, Pennington, Penuel, Fred Pepper, F. W. Pepper, Pinder, Rambo, Reynolds, Rhodes, Knight, A. G. Smith, Staats, Stein, Thawley, Woodward, Mr. Speaker—35.

Clerk proceeded to read the Journal of the Previous Session when Mr. Benson moved so much be considered the reading of the Journal and the Journal be approved.

Motion prevailed.

The Chair presented two petitions signed by 84 persons and eight communications.

Endorsing House Bill No. 27.

Relative to Fair Trade.

The Chair presented seven communications.

Protesting against House Bill No. 97.

Relative to the boundaries of the City of Wilmington.

The Chair presented 25 communications.

Endorsing House Bill No. 125.

Relative to a United States Housing Authority slum clearance project for the City of Wilmington.

The Chair presented a communication from the State Executive Committee, United Farmers and Sportsmen of Delaware, Christiana.

Endorsing House Bills Nos. 176, 177, 178, 179, 189, and 181.

Relative to Fish, Oysters and Game.

The Chair presented communications from the State Executive Committee, the New Castle County Branch, The Seaford Community Chapter, and the Claymont Chapter of the United Farmers and Sportsmen of Delaware.

Endorsing House Bill No. 167.

Relative to licensing of dogs.

The Chair presented a communication from A. S. Rickards, president of the Delaware Fish and Game Protective Association.

Protesting against House Bill No. 176.

Relative to Fish, Oysters and Game.

The Chair presented a communication from W. S. Corkran, Lewes, Executive Office and Engineer, State Mosquito Control Commission.

Relative to mosquito control work in the State of Delaware.

The Chair presented a communication from the Delaware Representatives, Brotherhood of Locomotive Engineers, Order of Railway Conductors, Brotherhood of Railroad Trainmen, and the Brotherhood of Locomotive Firemen and Enginemen.

Protesting against House Bill No. 77.

Relative to Motor Vehicle Traffic regulations in the State of Delaware.

The Chair presented communications from the Methodist Episcopal Church, Marshallton, Christ Methodist Protestant Church, Laurel, and

Trinity M. E. Church, Wilmington.

Protesting against legislation pending before the General Assembly, designed to legalize the Showing of Motion Pictures on Sundays ; House Bill No. 59, legalizing Bowling on Sunday, or to liberalize the liquor traffic in Delaware.

The Chair presented Senate Concurrent Resolution No. 13, entitled :

Expressing the profound sorrow of the General Assembly of the State of Delaware over the Death of the Honorable Robert P. Robinson, ex-Governor of the State of Delaware.

On motion of Mr. Benson Senate Concurrent Resolution No. 13, entitled :

Expressing the profound sorrow of the General Assembly of the State of Delaware over the Death of the Honorable Robert P. Robinson ex-Governor of the State of Delaware.

Was taken up for consideration and read by paragraphs, in order to pass the House.

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

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

YEAS—Messrs, Bailey Barr, Benson, Bierlin, Biggs, Brown, Buckingham, Burris, Burton, Fifer, Gordy, Hartman, Kellum, Leach, Manlove, McGuigan, Moore, Newnam, Pennington, Penuel, Fred Pepper, F. W. Pepper, Pinder, Rambo, Reynolds, Rhodes, Knight, A. G. Smith, Staats, Stein, Thawley, Woodward, Mr. Speaker—33.

NAYS—None.

So the question was decided in the affirmative and the resolution having received the required constitutional majority passed the House.

And was ordered returned to the Senate.

Mr. Buckingham, on behalf of the Committee on Passed Bills,

reported as approved by the Governor, the following :

House Bill No. 54 — Approved March 3, 1939.

On motion of Mr. Zebley, House Substitute Bill No. 25, entitled :

An Act prohibiting the use of State Funds for traveling expenses and maintenance in connection with the attendance of conventions.

Which was taken up for consideration and read in order to pass the House.

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

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

YEAS—Messrs, Benson, Buckingham, Draper, Fifer, Kellum, Manlove, F. W. Pepper, Pinder, Woodward, Mr. Speaker—10.

NAYS—Messrs, Bailey, Barr, Bierlin, Biggs, Brown, Burris, Burton, Gordy, Hartman, Leach, McGuigan, Moore, Newnam, Pennington, Penuel, Fred Pepper, Rambo, Reynolds, Rhodes, Knight, A. G. Smith, Staats, Stein, Thawley—24.

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

On motion of Mr. Zebley, House Bill No. 165, entitled :

An Act to amend Chapter 90 of the Revised Code of Delaware, 1935, in relation to preference being given to Delaware Labor in the construction of Public Works for City, County, or State.

Which was taken up for consideration and read in order to pass the House.

On the question "Shall the Bill Pass the House?"

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

YEAS—Messrs, Bailey, Barr, Benson, Bierlin, Biggs, Brown,

Buckingham, Burris, Burton, Draper, Fifer, Gordy, Hartman, Kellum, Leach, Manlove, McGuigan, Moore, Newnam, Pennington, Penuel, Fred Pepper, F. W. Pepper, Pinder, Rambo, Reynolds, Rhodes, Knight, A. G. Smith, Staats, Stein, Thawley, Woodward, Mr. Speaker—34.

NAYS—None.

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

And was ordered to the Senate for Concurrence.

On motion of Mr. Zebly, House Bill No. 169, entitled:

An Act to amend Chapter 158 of the Revised Code of Delaware, 1935, entitled "Board of Budget Directors" relating to the allotment of appropriations and approval thereof.

Which was taken up for consideration and read in order to pass the House.

On the question "Shall the Bill Pass the House?"

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

YEAS—Messrs, Barr, Benson, Bierlin, Biggs, Brown, Buckingham, Burton, Canby, Draper, Fifer, Kellum, Leach, Manlove, Moore, Newnam, Pennington, Penuel, Fred Pepper, F. W. Pepper, Pinder, Reynolds, Rhodes, Knight, Woodward, Mr. Speaker—25.

NAYS—Messrs, Bailey, Burris, Gordy, Hartman, McGuigan, Rambo, A. G. Smith, Staats, Stein, Thawley—10.

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

And was ordered to the Senate for Concurrence.

On motion of Mr. Canby, House Bill No. 295, entitled:

An Act authorizing and directing the State Treasurer to pay out of the State Highway Fund any appropriation that may hereafter be made

for the operation and maintenance of the Motor Vehicle Department of the State of Delaware.

Which was taken up for consideration and read in order to pass the House.

On the question "Shall the Bill Pass the House?"

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

YEAS—Messrs, Barr, Benson, Bierlin, Biggs, Brown, Buckingham, Burton, Canby, Draper, Fifer, Hartman, Kellum, Leach, Manlove, Moore, Newnam, Pennington, Penuel, Fred Pepper, F. W. Pepper, Rambo, Reynolds, Rhodes, Knight, Woodward, Mr. Speaker—26.

NAYS—Messrs, Bailey, Burris, Gordy, McGuigan, Pinder, A. G. Smith, Staats, Thawley—8.

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

And was ordered to the Senate for Concurrence.

On motion of Mr. Zebley, House Joint Resolution No. 4, entitled:

Requesting acceptance of Report of Delaware Tercentenary Commission.

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

On the question "Shall the Resolution Pass the House?"

The Yeas and Nays were ordered, which being taken were as follows:

YEAS—Messrs, Bailey, Barr, Benson, Bierlin, Biggs, Brown, Buckingham, Burris, Burton, Canby, Draper, Fifer, Gordy, Hartman, Kellum, Leach, Manlove, McGuigan, Moore, Newnam, Pennington, Penuel, Fred Pepper, F. W. Pepper, Pinder, Rambo, Reynolds, Rhodes, Knight, A. G. Smith, Staats, Stein, Thawley, Woodward, Mr. Speaker—35.

NAYS—None.

So the question was decided in the affirmative and the resolution having received the required constitutional majority, passed the House.

And was ordered to the Senate for Concurrence.

On motion of Mr. Brown, Senate Bill No. 12, entitled:

An Act relating to increasing the Territorial Limits of Cities and Incorporated Towns; providing for Referendum.

Which was taken up for consideration and read in order to pass the House.

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

The Yeas and Nays were ordered, which being taken were as follows:

YEAS—Messrs, Bailey, Barr, Benson, Bierlin, Biggs, Brown, Buckingham, Burris, Burton, Canby, Draper, Fifer, Gordy, Hartman, Kellum, Leach, Manlove, McGuigan, Moore, Newnam, Pennington, Penuel, Fred Pepper, F. W. Pepper, Pinder, Rambo, Reynolds, Rhodes, Knight, A. G. Smith, Staats, Stein, Thawley, Woodward—34.

NAYS—Mr. Speaker—1.

So the question was decided in the affirmative and the bill having received the required constitutional majority passed the House.

And was ordered returned to the Senate.

Mr. Canby moved that House Bill No. 162 be stricken from the Calendar.

Motion prevailed.

Mr. Benson moved that the House recess until 1:15 o'clock P. M.

Motion prevailed.

Same Day 1:15 o'clock P. M.

House met at expiration of recess.

Mr. Benson moved that the privilege of the floor be given to Patrick Morgan.

Motion prevailed.

Mr. Barr moved that the House recess until the call of the Chair.

Motion prevailed.

Same Day.

House met at expiration of recess.

Mr. Manlove, on behalf of the Committee on Revised Statutes to whom had been referred House Bill No. 374, entitled:

An Act to amend Chapter 98 of the Revised Code of Delaware, 1935, relating to the settlement of Personal Estates providing for notice of administration, publication of, effect thereof with respect to claims against the estate of a decedent and barring certain claims not presented within one year.

Reported the same back to the House favorably.

GEORGE MANLOVE, *Chairman*
 RANDOLPH P. REYNOLDS
 FRED PEPPER
 JOHN A. HARTMAN
 HENRY M. CANBY

Mr. Manlove, on behalf of the Committee on Revised Statutes to whom had been referred House Bill No. 373, entitled:

An Act to amend Chapter 117 of the Revised Code of Delaware, 1935, as amended by Chapter 206 of the Laws of Delaware, 1937, relating to settlement of Personal Estates, by adding a new Section to be known as Section 35A of Chapter 117 Revised Code of Delaware, 1935, defining the term "Principal" in accounting and distribution of Trust Funds.

Reported the same back to the House favorably.

GEORGE MANLOVE, *Chairman*
 RANDOLPH P. REYNOLDS
 FRED PEPPER
 JOHN A. HARTMAN
 HENRY M. CANBY

Mr. Manlove, on behalf of the Committee on Revised Statutes to whom had been referred House Bill No. 305, entitled:

An Act to amend Chapter 166 of the Revised Code of Delaware, 1935, by including the facilities of the Delaware Automobile Association to be used by the State Highway Department in conducting its Educational Campaign on State and Highway Safety.

Reported the same back to the House favorably.

GEORGE MANLOVE, *Chairman*
 RANDOLPH P. REYNOLDS
 FRED PEPPER
 JOHN A. HARTMAN
 HENRY M. CANBY

Mr. Manlove, on behalf of the Committee on Revised Statutes to whom had been referred House Bill No. 298, entitled:

An Act to amend Chapter 164 of the Revised Code of Delaware, 1935, relating to the State Athletic Commission by providing additional conditions for the Bonds required to be given by licensees to the Commission and for the deposit and disbursement of moneys collected and realized by the Commission under the provisions of said Chapter.

Reported the same back to the House favorably.

GEORGE MANLOVE, *Chairman*
 RANDOLPH P. REYNOLDS
 FRED PEPPER
 JOHN A. HARTMAN
 HENRY M. CANBY

On motion of Mr Rhodes, House Concurrent Resolution No. 10, entitled:

Relating to Joint Session for hearing relative to the purposed

Welfare Department.

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

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

The Yeas and Nays were ordered, which being taken, were as follows:

YEAS—Messrs, Bailey, Barr, Benson, Bierlin, Biggs, Brown, Buckingham, Burris, Burton, Canby, Draper, Fifer, Gordy, Hartman, Kellum, Leach, Manlove, McGuigan, Moore, Newnam, Pennington, Penuel, Fred Pepper, F. W. Pepper, Pinder, Rambo, Reynolds, Rhodes, Knight, A. G. Smith, Staats, Stein, Thawley, Woodward, Mr. Speaker—35.

NAYS—None.

So the question was decided in the affirmative and the resolution having received the required constitutional majority passed the House.

And was ordered to the Senate for Concurrence.

On motion for leave, Mr. Rhodes introduced House Resolution No. 28, entitled:

Authorizing part payment on printing expenses.

Which was taken up for consideration and read in order to pass the House.

On the question "Shall the Resolution Pass the House?"

The Yeas and Nays were ordered, which being taken, were as follows:

YEAS—Messrs, Bailey, Barr, Benson, Bierlin, Biggs, Brown, Buckingham, Burris, Burton, Canby, Draper, Fifer, Gordy, Hartman, Kellum, Leach, Manlove, McGuigan, Moore, Newnam, Pennington, Penuel, Fred Pepper, F. W. Pepper, Pinder, Rambo, Reynolds, Rhodes, Knight, A. G. Smith, Staats, Stein, Thawley, Woodward, Mr. Speaker—35.

NAYS—None.

So the question was decided in the affirmative and the resolution having received the required constitutional majority, passed the House.

On motion of Mr. Woodward, House Bill No. 60, entitled:

An Act to amend Chapter 166 of the Revised Code of Delaware, 1935, relating to the State Highway Department with reference to the installation and maintenance for suitable lighting in all rural and suburban communities.

Which was taken up for consideration and read in order to pass the House.

Mr. Woodward offered House Amendment No. 1 to House Bill No. 60.

An Act to amend Chapter 166 of the Revised Code of Delaware, 1935, relating to the State Highway Department with reference to the installation and maintenance for suitable lighting in all rural and suburban communities.

Which was taken up for consideration and read in order to pass the House.

On the question "Shall the Amendment Pass the House?"

The Yeas and Nays were ordered, which being taken, were as follows:

YEAS—Messrs, Bailey, Barr, Benson, Bierlin, Biggs, Brown, Buckingham, Burris, Burton, Canby, Draper, Fifer, Gordy, Hartman, Kellum, Leach, Manlove, McGuigan, Moore, Newnam, Pennington, Penuel, Fred Pepper, F. W. Pepper, Pinder, Rambo, Reynolds, Rhodes, Knight, A. G. Smith, Staats, Stein, Thawley, Woodward, Mr. Speaker—35.

NAYS—None.

So the question was decided in the affirmative and the Amendment having received the required constitutional majority, passed the House.

On the question "Shall the Bill Pass the House as Amended?"

The Yeas and Nays were ordered, which being taken, were as follows:

YEAS—Messrs, Barr, Benson, Bierlin, Biggs, Brown, Buckingham, Burton, Canby, Draper, Fifer, Hartman, Kellum, Leach, Manlove, Moore, Pennington, Penuel, Fred Pepper, F. W. Pepper, Pinder, Reynolds, Rhodes, Knight, A. G. Smith, Woodward, Mr. Speaker—26.

NAYS—Messrs, Bailey, Burris, Gordy, McGuigan, Newnam, Rambo, Staats, Stein, Thawley—9.

So the question was decided in the affirmative and the bill as amended having received the required constitutional majority, passed the House.

And was ordered to the Senate for Concurrence.

On motion of Mr. Rhodes, House Bill No. 229, entitled:

An Act to amend Chapter 6 of the Revised Code of Delaware, 1935, relating to exemption of World War Veterans from Peddler's and Auctioneers's License requirements.

Which was taken up for consideration and read in order to pass the House.

On the question "Shall the Bill Pass the House?"

The Yeas and Nays were ordered, which being taken, were as follows:

YEAS—Messrs, Bailey, Barr, Benson, Bierlin, Biggs, Brown, Buckingham, Burris, Burton, Canby, Draper, Fifer, Gordy, Hartman, Kellum, Leach, Manlove, McGuigan, Moore, Newnam, Pennington, Penuel, Fred Pepper, F. W. Pepper, Pinder, Rambo, Reynolds, Rhodes, Knight, A. G. Smith, Staats, Stein, Thawley, Woodward, Mr. Speaker—35.

NAYS—None.

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

And was ordered to the Senate for Concurrence.

On motion of Mr. Benson, House Concurrent Resolution No. 11, entitled:

Relative to adjournment from March 8, 1939 to March 13, 1939.

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

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

The Yeas and Nays were ordered, which being taken, were as follows:

YEAS—Messrs, Bailey, Barr, Benson, Bierlin, Biggs, Brown, Buckingham, Burris, Burton, Canby, Draper, Fifer, Gordy, Hartman, Kellum, Leach, Manlove, McGuigan, Moore, Newnam, Pennington, Penuel, Fred Pepper, F. W. Pepper, Pinder, Rambo, Reynolds, Rhodes, Knight, A. G. Smith, Staats, Stein, Thawley, Woodward, Mr. Speaker—35.

NAYS—None.

So the question was decided in the affirmative and the resolution having received the required constitutional majority, passed the House:

And was ordered to the Senate for Concurrence.

Mr. Benson moved that the House adjourn until 11 o'clock, A. M., Wednesday, March 8th, 1939.

Motion prevailed.

FORTY-THIRD LEGISLATIVE DAY

Dover, Delaware, March 8th, 1939, 11 o'clock, A. M.

House met pursuant to adjournment.

Prayer by the Chaplain, Rev. Windsor.

Roll Called.

Members present—Bailey, Barr, Benson, Bierlin, Biggs, Brown, Buckingham, Burris, Burton, Canby, Draper, Fifer, Gordy, Hartman, Kellum, Leach, Manlove, McGuigan, Moore, Newnam, Pennington, Penuel, Fred Pepper, F. W. Pepper, Pinder, Rambo, Reynolds, Rhodes, Knight, A. G. Smith, Staats, Stein, Thawley, Woodward, Mr. Speaker—35.

Clerk proceeded to read the Journal of the Previous Session when Mr. Benson moved so much be considered the reading of the Journal and the Journal be approved.

Motion prevailed.

The Chair presented ten communications.

Endorsing House Bill No. 125.

Relative to a United States Housing Authority slum clearance project for the City of Wilmington.

Five communications were presented from the Chamber of Commerce, Wilmington.

Protesting against House Bills Nos. 19, 22, 26, 28, and 32.

Relative to licensing of engineers and boiler operators, and establishing an advisory board of engineers; 44-hour week for female employes; reduction in registration fees for motor vehicles; reducing the license fees for motor vehicle operation; and reducing the rate of registration

fees on "farm" trucks, respectively.

Six communications were presented from the Chamber of Commerce, Wilmington.

Endorsing House Bills Nos. 21, 27, 31, 41, 98, and 133.

Relative to registration of professional engineers and land surveyors; Fair Trade; transfer of the State Motor Vehicle Department to the jurisdiction of the State Highway Department; providing that half-year motor vehicle licenses should become effective October 1st, instead of July 1st; providing for placing of liens on real estate by the Board of Water Commissioners of Wilmington; and landlords and tenants, respectively.

The Chair presented a communication signed by 19 persons:

Endorsing House Bill No. 27.

Relative to Fair Trade.

The Chair presented a communication from ministers of the Salisbury District of the Wilmington Methodist Episcopal Conference; the Union Methodist Episcopal Church, Wilmington, and Rev. James F. Kelly, pastor, Holy Trinity Lutheran Church, Wilmington.

Protesting against legislation pending before the General Assembly, designed to legalize the Showing of Motion Pictures on Sundays; House Bill No. 59, legalizing Bowling on Sunday, or to liberalize the liquor traffic in the State of Delaware.

The Chair presented a communication from The Children's Bureau of Delaware.

Endorsing House Bill No. 124.

Relative to the establishment of a State Department of Public Welfare.

The Chair presented a communication from the Children's Bureau of Delaware.

Relative to granting the full appropriation requested by the State

Board of Charities for the aid of dependent and neglected children of the State of Delaware during the next two years.

The Chair presented a communication from The United States Flag Association, Washington, D. C.

Endorsing House Concurrent Resolution No. 5.

Relative to the proposed National Patriotic Revival.

The Chair presented a communication from the Smyrna Chapter, United Farmers and Sportsmen of Delaware.

Endorsing House Bill No. 167.

Relative to licensing of dogs.

The Chair presented a communication from The Archaeological Society of Delaware.

Endorsing House Bill No. 168.

Relative to the purchase of the Indian collection of the late Joseph Wigglesworth.

Mr. Moore presented a communication from J. E. Walls, Jr., Middletown.

Endorsing Senate Bill No. 155.

Relative to regulation of weights and measures.

The Chair presented a communication from Edward Gann, New Castle.

Relative to reforms in the State motor vehicle laws governing weights trucks are allowed to carry.

Mr. Pierce, Secretary of the Senate, being admitted, informed the House that the Senate had concurred in the following:

House Concurrent Resolution No. 9.

Expressing sympathy on the death of Ex-Governor Robert P. Robinson.

And returned the same to the House.

Mr. Bierlin on motion for leave introduced House Substitute for House Bill No. 338, entitled:

An Act to amend Chapter 20 of the Revised Code of Delaware, 1935, prohibiting the sale of Life Insurance Contracts to persons under eighteen years of age without first securing the written consent of parent or guardian.

Which was given first and second reading. The second by title only, and referred to the Committee on Insurance and Banking.

The Speaker announced he is about to sign:

Senate Bill No. 12.

Senate Concurrent Resolution No. 13.

Mr. Bierlin on motion for leave introduced House Substitute for House Bill No. 389, entitled:

An Act to amend Chapter 20 of the Revised Code of Delaware, 1935, relating to interest due on insurance premium loans and policies loans.

Which was given first and second reading. The second by title only, and referred to the Committee on Insurance and Banking.

Mr. Benson moved that the House recess until the call of the Chair.

Motion prevailed.

Same Day.

House met at expiration of recess.

The Speaker announced he is about to sign:

House Concurrent Resolution No. 9.

Mr. Benson moved that the House recess until 1:30 o'clock P. M.

Motion prevailed.

Same Day 1:30 o'clock P. M.

House met at expiration of recess.

Mr. Benson moved that the House recess until the call of the Chair.

Motion prevailed.

Same Day.

House met at expiration of recess.

Mr. Pierce, Secretary of the Senate, being admitted, informed the House that the Senate had concurred in the following:

House Concurrent Resolution No. 10.

Relating to joint session for hearing relative to the purposed Welfare Department.

And returned the same to the House.

Mr. Pierce, Secretary of the Senate, being admitted, informed the House that the Senate had concurred in the following:

House Concurrent Resolution No. 11.

Relative to adjournment from March 8, 1939 to March 13, 1939.

And returned the same to the House.

Mr. Pierce, Secretary of the Senate, being admitted, informed the House that the Senate had passed and requested the concurrence of the House in the following:

Senate Bill No. 95.

An Act to authorize a Highway Crossing at grade in Seaford Hun-

dred, Sussex County, over the Cambridge Division of the Pennsylvania Railroad.

And presented the same to the House.

Mr. Bierlin, on behalf of the Committee on Agriculture to whom had been referred House Bill No. 278, entitled:

An Act making it unlawful to sell swine at Public Bazaar within the State of Delaware unless same shall be certified to have been vaccinated for Hog Cholera at least ten days before said swine are offered for sale.

Reported the same back to the House favorably.

GEORGE T. BIERLIN, *Chairman*
WILLIAM BIGGS
VERNER P. BURTON
ABNER WOODWARD
REESE O. GORDY

Mr. Brown, on behalf of the Committee on Corporations Municipal to whom had been referred House Bill No. 95, entitled:

An Act to amend the Charter of the Mayor and Council of Wilmington by more specifically defining the boundaries of the northern and southern tax districts of the Mayor and Council of Wilmington.

Reported the same back to the House favorably.

FRED BROWN, *Chairman*
NORMAN A. DRAPER
ELMER E. BENSON
WM. K. PENNINGTON

Mr. Brown, on behalf of the Committee on Corporations Municipal to whom had been referred House Bill No. 96, entitled:

An Act to amend Chapter 188 of Volume 18, Laws of Delaware entitled "An Act in relation to the Streets and Sewers of the City of Wilmington" by providing for the appointment of directors by the Mayor of the Mayor and Council of Wilmington in the event of death, resignation or removal.

Reported the same back to the House favorably.

FRED BROWN, *Chairman*
NORMAN A. DRAPER
ELMER E. BENSON
WM. K. PENNINGTON

Mr. Brown, on behalf of the Committee on Corporations Municipal to whom had been referred House Bill No. 93, entitled:

An Act to amend Chapter 113, Volume 32, Laws of Delaware, entitled "An Act providing for a Police Pension Fund for members of the Police force of the City of Wilmington.

Reported the same back to the House favorably.

FRED BROWN, *Chairman*
NORMAN A. DRAPER
ELMER E. BENSON
WM. K. PENNINGTON

Mr. Brown, on behalf of the Committee on Corporations Municipal to whom had been referred House Bill No. 98, entitled:

An Act to amend Chapter 205, Volume 17, Laws of Delaware, being An Act entitled An Act to establish a Board of Water Commissioners for the City of Wilmington, and for the other purposes by providing that water rents shall be a lien on Real Estate.

Reported the same back to the House favorably.

FRED BROWN, *Chairman*
NORMAN A. DRAPER
ELMER E. BENSON
WM. K. PENNINGTON

Mr. Brown, on behalf of the Committee on Corporations Municipal to whom had been referred House Bill No. 94, entitled:

An Act to abolish the office of Inspector of Oils and fluids used for illuminating purposes within the limits of the City of Wilmington.

Reported the same back to the House favorably.

FRED BROWN, *Chairman*
NORMAN A. DRAPER
ELMER E. BENSON
WM. K. PENNINGTON

Mr. Canby, on behalf of the Committee on Judiciary and Crime to whom had been referred House Substitute for House Bill No. 133, entitled:

An Act to amend Chapter 142 of the Revised Code of Delaware, 1935, in relation to Landlord and Tenant.

Reported the same back to the House favorably.

HENRY M. CANBY, *Chairman*
ELLWOOD S. LEACH
WM. K. PENNINGTON
FRED PEPPER
JOHN A. HARTMAN

Mr. Canby, on behalf of the Committee on Judiciary and Crime to whom had been referred House Bill No. 316, entitled:

An Act to amend Chapter 147 of the Revised Code of Delaware, 1935, relating to Limitation of Appeals and Exceptions, by adding a new Section thereto, limiting Appeals of the Superior Court from the Register of Wills and the Orphans' Court.

Reported the same back to the House favorably.

HENRY M. CANBY, *Chairman*
ELLWOOD S. LEACH
WM. K. PENNINGTON
FRED PEPPER
JOHN A. HARTMAN

Mr. Canby, on behalf of the Committee on Judiciary and Crime to whom had been referred House Bill No. 204, entitled:

An Act to amend 2611, Section 113 of Chapter 70 of the Revised Code of Delaware, 1935, relating to commitments to the Commission for the Feeble-Minded from other Institutions, and stating the requirements therefor.

Reported the same back to the House favorably.

HENRY M. CANBY, *Chairman*
 ELLWOOD S. LEACH
 WM. K. PENNINGTON
 FRED PEPPER
 JOHN A. HARTMAN

Mr. Canby, on behalf of the Committee on Judiciary and Crime to whom had been referred House Bill No. 197, entitled:

An Act making it unlawful to disconnect or set back speedometers on Motor Vehicles; to possess a Motor Vehicle with a speedometer recording a lower, mileage than the actual mileage the motor vehicle has been operated; recording of speedometer mileage on automobile titles and applications; providing for penalties in violation thereof.

Reported the same back to the House favorably.

HENRY M. CANBY, *Chairman*
 ELLWOOD S. LEACH
 WM. K. PENNINGTON
 FRED PEPPER
 JOHN A. HARTMAN

Mr. Canby, on behalf of the Committee on Judiciary and Crime to whom had been referred House Bill No. 440, entitled:

An Act to amend Chapter 6 of the Revised Code of the State of Delaware, 1935, relating to licenses for the sale of Deadly Weapons.

Reported the same back to the House favorably.

HENRY M. CANBY, *Chairman*
 ELLWOOD S. LEACH
 WM. K. PENNINGTON
 FRED PEPPER
 JOHN A. HARTMAN

Mr. Canby, on behalf of the Committee on Judiciary and Crime to whom had been referred House Bill No. 294, entitled:

An Act to amend Chapter 142 of the Revised Code of Delaware, 1935, in relation to Landlord and Tenant by providing for the exception

of farm land where the term of demise is not expressly limited.

Reported the same back to the House favorably.

HENRY M. CANBY, *Chairman*
ELLWOOD S. LEACH
WM. K. PENNINGTON
FRED PEPPER
JOHN A. HARTMAN

Mr. Canby, on behalf of the Committee on Judiciary and Crime to whom had been referred House Bill No. 239, entitled:

An Act to amend Chapter 6 of the Revised Code of the State of Delaware, 1935, in relation to State Revenue derived from Tax upon Salaries, Fees, Wages, or Pensions paid by the Government of the United States.

Reported the same back to the House favorably.

HENRY M. CANBY, *Chairman*
ELLWOOD S. LEACH
WM. K. PENNINGTON
FRED PEPPER
JOHN A. HARTMAN

Mr. Rhodes, on behalf of the Committee on Public Health to whom had been referred House Bill No. 170, entitled:

An Act to amend Chapter 157 of the Revised Code of Delaware, 1935, relating to the State Board of Chiropractic, the members thereof, the term of office and vacancies.

Reported the same back to the House favorably.

GEORGE W. RHODES, *Chairman*
FRED BROWN
MANFORD PENUEL
C. FRED FIFER
JOSEPH S. NEWNAM

Mr. Rhodes, on behalf of the Committee on Public Health to whom

had been referred House Bill No. 171, entitled:

An Act to amend Chapter 157 of the Revised Code of Delaware, 1935, relating to application for Certificate to Practice Chiropractic, Fee and Qualification of applicant.

Reported the same back to the House favorably.

GEORGE W. RHODES, *Chairman*
FRED BROWN
MANFORD PENUEL
C. FRED FIFER
JOSEPH S. NEWNAM

Mr. Manlove, on behalf of the Committee on Revised Statutes to whom had been referred House Bill No. 174, entitled:

An Act to amend Chapter 176 of the Revised Code of Delaware, 1935, in regard to the issuing of Liquor Licenses.

Reported the same back to the House favorably.

GEORGE MANLOVE, *Chairman*
HENRY M. CANBY
FRED PEPPER
JOHN A. HARTMAN
RANDOLPH P. REYNOLDS

On motion of Mr. Benson, House Bill No. 41, entitled:

An Act to Amend Chapter 165 of the Revised Code of Delaware, 1935, as Amended, in reference to motor vehicles: number plates to be furnished by the Department; special number plates to be furnished by the Department; providing date of registration; renewal of registration; registration by manufacturers and dealers; registration by non-residents; suspension of registration upon notice of theft or embezzlement.

Which was taken up for consideration and read in order to pass the House.

On request the privilege of the floor was given to William J. Story.

On the question "Shall the Bill Pass the House?"

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

YEAS—Messrs, Bailey, Barr, Benson, Bierlin, Biggs, Brown, Buckingham, Burris, Burton, Canby, Draper, Fifer, Gordy, Hartman, Kellum, Leach, Manlove, McGuigan, Moore, Newnam, Pennington, Penuel, Fred Pepper, F. W. Pepper, Pinder, Rambo, Reynolds, Rhodes, Knight, A. G. Smith, Staats, Stein, Thawley, Woodward, Mr. Speaker—35.

NAYS—None.

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

And was ordered to the Senate for Concurrence.

On motion of Mr. Canby, House Bill No. 82, entitled:

An Act to amend Chapter 176 of the Revised Code of Delaware, 1935, relating to the sale and delivery of alcoholic liquors, those entitled to purchase, resell or dispense alcoholic liquors, tariff of license fees, seizures and transportation of alcoholic liquors.

Which was taken up for consideration and read in order to pass the House.

On the question "Shall the Bill Pass the House?"

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

YEAS—Messrs, Barr, Benson, Bierlin, Brown, Buckingham, Burris, Burton, Canby, Draper, Fifer, Gordy, Hartman, Kellum, Leach, Manlove, McGuigan, Moore, Newnam, Pennington, Penuel, Fred Pepper, F. W. Pepper, Rambo, Reynolds, Rhodes, Knight, A. G. Smith, Staats, Stein, Thawley, Woodward, Mr. Speaker—32.

NAYS—Messrs, Bailey, Biggs, Pinder—3.

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

And was ordered to the Senate for Concurrence.

On motion of Mr. McGuigan, House Bill No. 87, entitled:

An Act to amend Chapter 169 of the Revised Code of Delaware, 1935, in reference to the right of an accused person to elect to be tried by the Court of Common Pleas of New Castle County; duty of the Justice of the Peace and the arresting officer to advise the accused of his right to so elect: effect upon jurisdiction.

Which was taken up for consideration and read in order to pass the House.

On the question "Shall the Bill Pass the House?"

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

YEAS—Messrs, Bailey, Barr, Benson, Bierlin, Biggs, Brown, Buckingham, Burris, Burton, Canby, Draper, Fifer, Gordy, Hartman, Kellum, Leach, Manlove, McGuigan, Moore, Newnam, Pennington, Penuel, Fred Pepper, F. W. Pepper, Pinder, Rambo, Reynolds, Rhodes, Knight, A. G. Smith, Staats, Stein, Thawley, Woodward, Mr. Speaker—35.

NAYS—None.

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

And was ordered to the Senate for Concurrence.

On motion of Mr. Rhodes, House Bill No. 143, entitled:

An Act Regulating the Sale and Possession of Barbitol and Other Hypnotic Drugs.

Which was taken up for consideration and read in order to pass the House.

Mr. Leach offered House Amendment No. 1 to House Bill No. 143.

An Act Regulating the Sale and Possession of Barbitol and Other Hypnotic Drugs.

Which was taken up for consideration and read in order to pass the House.

On the question "Shall the Amendment Pass the House?"

The Yeas and Nays were ordered, which being taken were as follows:

YEAS—Messrs, Bailey, Barr, Benson, Bierlin, Biggs, Brown, Buckingham, Burris, Burton, Draper, Fifer, Gordy, Hartman, Kellum, Leach, Manlove, McGuigan, Moore, Newnam, Pennington, Penuel, Fred Pepper, F. W. Pepper, Pinder, Rambo, Reynolds, Rhodes, Knight, A. G. Smith, Staats, Stein, Thawley, Woodward, Mr. Speaker—34.

NAYS—None.

So the question was decided in the affirmative and the amendment having received the required constitutional majority, passed the House.

On the question "Shall the Bill Pass the House as amended?"

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

YEAS—Messrs, Bailey, Barr, Benson, Bierlin, Biggs, Brown, Buckingham, Burris, Burton, Canby, Draper, Fifer, Gordy, Hartman, Kellum, Leach, Manlove, McGuigan, Moore, Newnam, Pennington, Penuel, Fred Pepper, F. W. Pepper, Pinder, Rambo, Reynolds, Rhodes, Knight, A. G. Smith, Staats, Stein, Thawley, Woodward, Mr. Speaker—35.

NAYS—None.

So the question was decided in the affirmative and the bill as amended having received the required constitutional majority, passed the House.

And was ordered to the Senate for Concurrence.

On motion of Mr. F. W. Pepper, House Bill No. 191, entitled:

An Act directing the Board of Game and Fish Commissioners to grant hunting and fishing licenses free to persons living on and operating

farms in the State of Delaware.

Which was taken up for consideration and read in order to pass the House.

Mr. F. W. Pepper offered House Amendment No. 1 to House Bill No. 191.

An Act directing the Board of Game and Fish Commissioners to grant hunting and fishing licenses free to persons living on and operating farms in the State of Delaware.

Which was taken up for consideration and read in order to pass the House.

On the question "Shall the amendment Pass the House?"

The Yeas and Nays were ordered, which being taken were as follows:

YEAS—Messrs, Bailey, Barr, Benson, Bierlin, Biggs, Brown, Buckingham, Burris, Burton, Canby, Draper, Fifer, Gordy, Kellum, Leach, Manlove, McGuigan, Moore, Newnam, Pennington, Penuel, Fred Pepper, F. W. Pepper, Pinder, Rambo, Reynolds, Rhodes, Knight, A. G. Smith, Staats, Stein, Thawley, Woodward, Mr. Speaker—34.

NAYS—Mr. Hartman—1.

So the question was decided in the affirmative and the amendment having received the required constitutional majority, passed the House.

On the question "Shall the Bill Pass the House as amended?"

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

YEAS—Messrs, Bailey, Barr, Benson, Bierlin, Biggs, Brown, Burris, Burton, Canby, Draper, Fifer, Gordy, Kellum, Leach, Manlove, McGuigan, Moore, Newnam, Pennington, Penuel, Fred Pepper, F. W. Pepper, Pinder, Rambo, Reynolds, Rhodes, Knight, A. G. Smith, Staats, Stein, Thawley, Woodward, Mr. Speaker—33.

NAYS—Messrs, Buckingham, Hartman—2.

So the question was decided in the affirmative and the bill as amended having received the required constitutional majority, passed the House.

And was ordered to the Senate for Concurrence.

On motion of Mr. Canby, House Bill No. 374, entitled:

An Act to amend Chapter 98 of the Revised Code of Delaware, 1935, relating to the settlement of Personal Estates providing for notice of administration, publication of, effect thereof with respect to claims against the estate of a decedent, and barring certain claims not presented within one year.

Which was taken up for consideration and read in order to pass the House.

On the question "Shall the Bill Pass the House?"

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

YEAS—Messrs, Bailey, Barr, Benson, Bierlin, Biggs, Brown, Buckingham, Burris, Burton, Canby, Draper, Fifer, Gordy, Hartman, Kellum, Leach, Manlove, McGuigan, Moore, Newnam, Pennington, Penuel, Fred Pepper, F. W. Pepper, Pinder, Rambo, Reynolds, Rhodes, Knight, A. G. Smith, Staats, Stein, Thawley, Woodward, Mr. Speaker—35.

NAYS—None.

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

And was ordered to the Senate for Concurrence.

Mr. Benson moved that House Bill No. 40 be stricken from the Calendar.

Motion prevailed.

Mr. Benson moved that the House adjourn until 11 o'clock, A. M., Monday, March 13th, 1939.

Motion prevailed.

FORTY-FOURTH LEGISLATIVE DAY.

Dover, Delaware, March 13th, 1939, 11 o'clock, A. M.

House met pursuant to adjournment.

Prayer by the Chaplain, Rev. Windsor.

Roll Called.

Members present—Bailey, Barr, Benson, Bierlin, Biggs, Brown, Buckingham, Burris, Burton, Canby, Draper, Fifer, Gordy, Hartman, Kellum, Leach, Manlove, McGuigan, Moore, Newnam, Pennington, Penuel, F. W. Pepper, Pinder, Rambo, Reynolds, Rhodes, Knight, A. G. Smith, Staats, Stein, Thawley, Woodward, Mr. Speaker—34.

Clerk proceeded to read the Journal of the Previous Session when Mr. Benson moved so much be considered the reading of the Journal and the Journal be approved.

Motion prevailed.

The Chair presented 48 communications.

Protesting against House Bill No. 27.

Relative to Fair Trade.

The Chair presented six petitions signed by 253 persons and 77 communications.

Endorsing House Bill No. 27.

Relative to Fair Trade.

The Chair presented 11 communications.

Endorsing House Bill No. 234.

Relative to the protection of the producer of milk and safeguarding

testing, weighing, and measuring of milk sold by farmers to dealers.

The Chair presented resolutions from the Civic Discussion Group, Wilmington, and the Social Welfare League of Delaware, Wilmington, and 39 separate communications.

Endorsing House Bill No. 125.

Relative to a United States Housing Authority slum clearance project for the City of Wilmington.

Mr. McGuigan presented a communication from the Candee Guild, Westminister Presbyterian Church, Wilmington.

Endorsing House Bill No. 125

Relative to a United States Housing Authority slum clearance project for the City of Wilmington

The Chair presented petitions from the David W. Harlan and George Gray public schools of Wilmington, signed by 28 and 26 teachers, respectively.

Endorsing Senate Bills Nos. 38 and 165.

Relative to a State wide retirement system for teachers in the public schools of the State of Delaware, and the restoration of the principal of salary increments for satisfactory service of Public School Employees of the State of Delaware.

The Chair presented a communication from L. Blumberg, association professor of mechanical engineering, University of Delaware.

Protesting against Senate Bill No. 188.

Relative to consolidation of State agencies into a Department of Labor and Industry.

The Chair presented a communication from J. Russell Craig, chairman of the Advisory Council to the Unemployment Compensation Commission, New Castle.

Endorsing Senate Bill No. 170.

Relative to revision of the Delaware Unemployment Compensation Law.

The Chair presented a communication from J. D. Baumgardner and Merle Stienke, Claymont.

Endorsing House Bill No. 19.

Relative to the licensing of Engineers and Boiler Operators.

The Chair presented a communication from Deputy Motor Vehicle Commissioner Zack W. Wells, Motor Vehicle Department, State of Delaware.

Relative to House Bill No. 41, amending Chapter 165, of the Revised Code of Delaware, in reference to registration of motor vehicles.

The Chair presented a communication from the State Executive Committee of the United Farmers and Sportsmen of Delaware, Christiana.

Endorsing House Bill No. 9.

Relative to abolishing the present Board of Game and Fish Commissioners of the State of Delaware and creating a new Board.

The Chair presented communications from the State Executive Committee, the Christiana and Dover Chapters, and the Kent County Branch of the United Farmers and Sportsmen of Delaware.

Endorsing House Bills Nos. 255 and 167.

Relative to the open season of fresh water game fish in the State of Delaware and the licensing of all dogs within the State.

Sixteen communications were presented from the Chamber of Commerce, Wilmington.

Protesting against House Bills, Nos. 66, 73, 92, 149, 153, 155, 156, 158, 159, 172, 190, 196, 197, 198, 199, and 305.

Five communications were presented from the Chamber of Commerce, Wilmington.

Endorsing House Bills Nos. 29, 72, 157, 187, 202.

The Chair presented communications from the East Lake Methodist Episcopal Church and Sunday School, Wilmington; and the Wilmington Preacher's Association, Wilmington District, Wilmington M. E. Conference.

Protesting against all legislation pending before the General Assembly, designed to legalize the Showing of Motion Pictures on Sundays; House Bill No. 59, legalizing Bowling on Sunday, or to liberalize the liquor traffic or allow gambling in the State of Delaware.

The Chair presented a communication from Miss Emily P. Bissell, Wilmington.

Relative to a luncheon.

The Chair presented a communication from the Wilmington Lodge, No. 307, B. P. O. Elks, Wilmington.

Expressing appreciation to the General Assembly for cooperation given the B. P. O. Elks Americanism Week program.

Mr. Moore moved that 200 copies of H. B. No. 234 be printed.

Motion prevailed.

The Chair presented Senate Bill No. 95, entitled:

An Act to authorize a Highway Crossing at grade in Seaford Hundred, Sussex County, over the Cambridge Division of the Pennsylvania Railroad.

Which was given first and second reading, the second by title only, and referred to the Committee on Public Highways.

The Speaker Announced He Is About to Sign:

House Concurrent Resolution No. 10.

House Concurrent Resolution No. 11.

Mr. Canby moved that House Bill No. 197 be referred back to the

Committee on Judiciary and Crime.

Motion prevailed.

Mr. Benson moved that the House recess until the call of the Chair.

Motion prevailed.

Same Day.

House met at expiration of recess.

Mr. Benson moved that the House recess until 1:30 o'clock P. M.

Motion prevailed.

Same Day 1:30 o'clock P. M.

House met at expiration of recess.

Mr. Pennington, on behalf of the Committee on Insurance and Banking to whom had been referred House Bill No. 39, entitled:

An Act authorizing and empowering any person, partnership, association or corporation, domestic and/or foreign, to make loans on oyster beds or grounds in the Delaware Bay and to hold a mortgage against or an assignment of said beds or grounds as security for said loans.

Reported the same back to the House favorably.

WM. K. PENNINGTON, *Chairman*
FRED BROWN
RICHARD E. PINDER
NORMAN A. DRAPER
C. FRED FIFER

Mr. Zebley, on behalf of the Committee on Miscellaneous to whom had been referred House Bill No. 375, entitled:

An Act to amend 3813 Section 15 of Chapter 98 of the Revised Code of Delaware, 1935, changing the amount of the Bond to be given by an executor or administrator.

Reported the same back to the House favorably.

FRANK R. ZEBLEY, *Chairman*
ABNER WOODWARD
NORMAN A. DRAPER
REESE O. GORDY

Mr. Zebley, on behalf of the Committee on Miscellaneous to whom had been referred House Bill No. 240, entitled:

An Act to amend Chapter 6 of the Revised Code of the State of Delaware, 1935, in relation to State Revenue derived from Tax on Interest upon obligations of the United States Government.

Reported the same back to the House favorably.

FRANK R. ZEBLEY, *Chairman*
ABNER WOODWARD
NORMAN A. DRAPER
REESE O. GORDY

Mr. Zebley, on behalf of the Committee on Miscellaneous to whom had been referred House Bill No. 237, entitled:

An Act to amend Chapter 6 of the Revised Code of the State of Delaware, 1935, in relation to State Revenue providing for a Tax on certain income of non-residents employed or conducting business in this State.

Reported the same back to the House favorably.

FRANK R. ZEBLEY, *Chairman*
ABNER WOODWARD
NORMAN A. DRAPER
REESE O. GORDY

Mr. Bierlin, on behalf of the Committee on Agriculture to whom had been referred House Bill No. 129, entitled:

An Act relating to the State Board of Agriculture and relating to the grading, marketing and selling of dropped apples packed in closed packages.

Reported the same back to the House favorably.

GEORGE T. BIERLIN, *Chairman*
WILLIAM BIGGS
VERNER P. BURTON
ABNER WOODWARD
REESE O. GORDY

Mr. Fifer, on behalf of the Committee on Public Lands and Buildings to whom had been referred Senate Bill No. 53, entitled:

An Act to declare the sovereignty of the State of Delaware along the Atlantic Ocean and to fix its seacoast boundary and ownership and the boundary of Sussex County accordingly.

Reported the same back to the House favorably.

C. FRED FIFER, *Chairman*
FRED BROWN
H. H. STAATS
F. W. PEPPER
GEORGE W. RHODES

Mr. Woodward, on behalf of the Committee on Fish, Oysters and Game to whom had been referred House Bill No. 292, entitled:

An Act to amend Chapter 74 of the Revised Code of Delaware, 1935, in relation to selling and offering for sale, Hard and Peeler Crabs caught in Indian River and Rehoboth Bay or any of their Tributaries.

Reported the same back to the House favorably.

ABNER WOODWARD, *Chairman*
RANDOLPH REYNOLDS
WM. K. PENNINGTON
F. W. PEPPER
J. W. RAMBO

Mr. Brown moved that House Substitute Bill No. 118 be stricken from the Calendar.

Motion prevailed.

Mr. Benson moved that the House recess until the call of the Chair.

Motion prevailed.

Same Day.

House met at expiration of recess.

Mr. Canby on motion for leave introduced House Substitute for House Bill No. 17, entitled:

An Act providing for Stenographic Services for the Court of Chancery.

Which was given first and second reading. The second by title only, and referred to the Committee on Appropriations.

Mr. Rhodes on motion for leave introduced House Substitute for House Bill No. 332, entitled:

An Act to amend Chapter 6 of the Revised Code of Delaware, 1935, entitled "State Revenue," in relation to Escheats.

Which was given first and second reading. The second by title only, and referred to the Committee on Miscellaneous.

On motion of Mr. Buckingham, House Concurrent Resolution No. 12, entitled:

WHEREAS, in the death of the Honorable Richard Gilpin Buckingham, an honored and respected member of the House of Representatives of the State of Delaware, during three different Sessions, a former member of the Levy Court of New Castle County, and a member of Thomas M. Reynolds Post No. 9 of the G. A. R., this State has lost a respected citizen and useful servant; and

WHEREAS, it is fitting and proper that this General Assembly give public expression of appreciation of his services to the State, and offer sympathy to the family of the late Representative Richard Gilpin Buckingham; and

WHEREAS, the Honorable Richard Gilpin Buckingham has held many offices of public trust and responsibility and has discharged his

duties with fidelity and distinction; now therefore

BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF THE STATE OF DELAWARE THE SENATE CONCURRING THEREIN:

That this General Assembly does hereby express its sincere regret at the death of the Honorable Richard Gilpin Buckingham, and its appreciation of his services to the State; and

That we extend to his family the sincere sympathy of this General Assembly; and

That a copy of these resolutions be entered in the Journal and a copy sent to his family.

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

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

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

YEAS—Messrs, Bailey, Barr, Benson, Bierlin, Brown, Buckingham, Burris, Burton, Canby, Draper, Fifer, Gordy, Hartman, Kellum, Leach, Manlove, McGuigan, Moore, Newnam, Pennington, Penuel, Fred Pepper, F. W. Pepper, Pinder, Rambo, Reynolds, Rhodes, Knight, A. G. Smith, Staats, Stein, Thawley, Woodward, Mr. Speaker—34.

NAYS—None.

So the question was decided in the affirmative and the resolution having received the required constitutional majority passed the House.

And was ordered to the Senate for Concurrence.

On motion of Mr. Canby, House Substitute for House Bill No. 133, entitled:

An Act to amend Chapter 142 of the Revised Code of Delaware, 1935, in relation to Landlord and Tenant.

Which was taken up for consideration and read in order to pass the House.

Mr. Canby moved that House Substitute for House Bill No. 133 be adopted in lieu of House Bill No. 133.

An Act to amend Chapter 142 of the Revised Code of Delaware, 1935, in relation to Landlord and Tenant.

On the question, "Shall the Motion Pass the House?"

The Yeas and Nays were ordered, which being taken were as follows:

YEAS—Messrs, Bailey, Barr, Benson, Bierlin, Biggs, Brown, Buckingham, Burris, Burton, Canby, Draper, Fifer, Gordy, Hartman, Kellum, Leach, Manlove, McGuigan, Moore, Newnam, Pennington, Penuel, Fred Pepper, F. W. Pepper, Pinder, Rambo, Reynolds, Rhodes, Knight, A. G. Smith, Staats, Stein, Thawley, Woodward, Mr. Speaker—35.

Nays—None.

So the question was decided in the affirmative and the motion having received the required constitutional majority, passed the House.

On request the privilege of the floor was given to Mr. H. Albert Young.

On the question "Shall the Bill Pass the House?"

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

YEAS—Messrs, Bailey, Barr, Benson, Bierlin, Biggs, Brown, Buckingham, Burris, Burton, Canby, Draper, Fifer, Gordy, Hartman, Kellum, Leach, Manlove, McGuigan, Moore, Newnam, Pennington, Penuel, Fred Pepper, F. W. Pepper, Pinder, Rambo, Reynolds, Rhodes, Knight, A. G. Smith, Staats, Stein, Thawley, Woodward, Mr. Speaker—35.

NAYS—None.

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

And was ordered to the Senate for Concurrence.

Mr. Benson moved that the House recess until the call of the Chair.

Motion prevailed.

Same Day.

House met at expiration of recess.

Mr. Pierce, Secretary of the Senate, being admitted, informed the House that the Senate had passed and requested the concurrence of the House in the following :

Senate Substitute for Senate Bill No. 224.

An Act to amend Chapter 166 of the Revised Code of Delaware, 1935, providing for Reorganization of the State Highway Department by increasing the Membership thereof.

And presented the same to the House.

Mr. Canby moved that the House suspend rules for the purpose to consider Senate Substitute for Senate Bill No. 224.

Motion prevailed.

The Chair presented Senate Substitute for Senate Bill No. 224, entitled :

An Act to amend Chapter 166 of the Revised Code of Delaware, 1935, providing for Reorganization of the State Highway Department by increasing the Membership thereof.

Which was given first and second reading, the second by title only, and referred to the Committee on Miscellaneous.

Mr. Zebley, on behalf of the Committee on Miscellaneous to whom had been referred Senate Substitute for Senate Bill No. 224, entitled :

An Act to amend Chapter 166 of the Revised Code of Delaware, 1935, providing for Reorganization of the State Highway Department by increasing the Membership thereof.

Reported the same back to the House favorably.

FRANK R. ZEBLEY, *Chairman*
 ABNER WOODWARD
 FRANK H. BUCKINGHAM
 NORMAN A. DRAPER
 REESE O. GORDY

On motion of Mr. Benson, Senate Substitute for Senate Bill No. 224, entitled:

An Act to amend Chapter 166 of the Revised Code of Delaware, 1935, providing for Reorganization of the State Highway Department by increasing the Membership thereof.

Which was taken up for consideration and read in order to pass the House.

Mr. McGuigan offered House Amendment No. 1 to Senate Substitute for Senate Bill No. 224.

Mr. Canby moved that House Amendment No. 1 to Senate Substitute for Senate Bill No. 224 be laid on the table.

Motion prevailed.

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

The Yeas and Nays were ordered, which being taken were as follows:

YEAS—Messrs, Barr, Benson, Bierlin, Biggs, Brown, Buckingham, Burton, Canby, Draper, Fifer, Kellum, Leach, Manlove, Pennington, Penuel, Fred Pepper, F. W. Pepper, Reynolds, Rhodes, Knight, Woodward, Mr. Speaker—22.

NAYS—Messrs, Bailey, Burris, Gordy, Hartman, McGuigan, Moore, Newnam, Pinder, Rambo, A. G. Smith, Staats, Stein, Thawley—13.

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

And was ordered returned to the Senate.

Mr. Manlove, on behalf of the Committee on Revised Statutes to whom had been referred House Bill No. 149, entitled:

An Act to amend Chapter 166 of the Revised Code of Delaware, 1935, entitled, "State Highway Department," by providing for the establishment of a Public Highway Drainage System; authorizing The State Highway Department to construct ditches and drains and to take over existing ditches and drains affecting Public Highways, and to maintain, regulate and control the same; and by providing for the punishment of persons wilfully or negligently injuring ditches and drains; and by providing the power of eminent domain.

Reported the same back to the House favorably.

GEORGE MANLOVE; *Chairman*
HENRY M. CANBY
JOHN A. HARTMAN
RANDOLPH REYNOLDS
FRED PEPPER

Mr. Manlove, on behalf of the Committee on Revised Statutes to whom had been referred House Bill No. 407, entitled:

An Act to amend Chapter 128 of the Revised Code of Delaware, 1935, relating to pleading and practice in civil actions by requiring notice to be given to the defendant by the Prothonotary in cases where an affidavit of demand is used.

Reported the same back to the House favorably.

GEORGE MANLOVE; *Chairman*
HENRY M. CANBY
JOHN A. HARTMAN
RANDOLPH REYNOLDS
FRED PEPPER

Mr. Manlove, on behalf of the Committee on Revised Statutes to whom had been referred House Bill No. 368, entitled:

An Act to amend Chapter 65 of the Revised Code of the State of Delaware, 1935, relating to Corporation.

Reported the same back to the House favorably.

GEORGE MANLOVE, *Chairman*
HENRY M. CANBY
JOHN A. HARTMAN
RANDOLPH REYNOLDS
FRED PEPPER

Mr. Manlove, on behalf of the Committee on Revised Statutes to whom had been referred House Bill No. 190, entitled:

An Act to amend Chapter 166 of the Revised Code of Delaware, 1935, relating to the State Highway Department, by providing for the allocation and appropriation of a certain portion of the sums collected by the State Highway Department, as the Taxes on Motor Fuel sold in the State of Delaware, and deposited with the State Treasurer of the State of Delaware, under the provisions of Chapter 6 of said Revised Code.

Reported the same back to the House favorably.

GEORGE MANLOVE, *Chairman*
RANDOLPH P. REYNOLDS
FRED PEPPER
JOHN A. HARTMAN

Mr. Manlove, on behalf of the Committee on Revised Statutes to whom had been referred House Bill No. 220, entitled:

An Act to amend Chapter 176 of the Revised Code of Delaware, prohibiting entertainment or floor shows in Taverns and Tap Rooms.

Reported the same back to the House on its merits.

GEORGE MANLOVE, *Chairman*
JOHN A. HARTMAN
RANDOLPH REYNOLDS
FRED PEPPER

Mr. Manlove, on behalf of the Committee on Revised Statutes to

whom had been referred House Bill No. 226, entitled:

An Act to amend Chapter 6 of the Revised Code of the State of Delaware, 1935, relating to licenses for manufacturers.

Reported the same back to the House favorably.

GEORGE MANLOVE, *Chairman*
HENRY M. CANBY
JOHN A. HARTMAN
RANDOLPH REYNOLDS
FRED PEPPER

Mr. Buckingham, on behalf of the Committee on Temperance to whom had been referred House Bill No. 145, entitled:

An Act to amend Chapter 176 of the Revised Code of Delaware, 1935, in reference to the closing hours of Licensees authorized to sell alcoholic liquor, wines and beer off the premises.

Reported the same back to the House favorably.

FRANK H. BUCKINGHAM, *Chairman*
ELMER E. BENSON
GEORGE MANLOVE
ABNER WOODWARD
HARVEY E. MOORE

On motion of Mr. Brown, House Bill No. 204, entitled:

An Act to amend 2611, Section 113 of Chapter 70 of the Revised Code of Delaware, 1935, relating to commitments to the Commission for the Feeble-Minded from other Institutions, and stating the requirements therefor.

Which was taken up for consideration and read in order to pass the House.

On the question "Shall the Bill Pass the House?"

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

YEAS—Messrs, Bailey, Barr, Benson, Bierlin, Biggs, Brown, Buckingham, Burris, Burton, Canby, Draper, Fifer, Gordy, Hartman, Kellum, Leach, Manlove, McGuigan, Moore, Newnam, Pennington, Penuel, Fred Pepper, F. W. Pepper, Pinder, Rambo, Reynolds, Rhodes, Knight, A. G. Smith, Staats, Stein, Thawley, Woodward, Mr. Speaker—35.

NAYS—None.

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

And was ordered to the Senate for Concurrence.

On motion of Mr. Canby, House Bill No. 239, entitled:

An Act to amend Chapter 6 of the Revised Code of the State of Delaware, 1935, in relation to State Revenue derived from Tax upon Salaries, Fees, Wages or Pensions paid by the Government of the United States.

Which was taken up for consideration and read in order to pass the House.

On the question "Shall the Bill Pass the House?"

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

YEAS—Messrs, Bailey, Barr, Benson, Bierlin, Biggs, Brown, Buckingham, Burris, Burton, Canby, Draper, Fifer, Gordy, Hartman, Kellum, Manlove, McGuigan, Moore, Newnam, Pennington, Penuel, Fred Pepper, F. W. Pepper, Pinder, Rambo, Reynolds, Rhodes, Knight, A. G. Smith, Staats, Stein, Thawley, Woodward, Mr. Speaker—34.

NAYS—None.

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

And was ordered to the Senate for Concurrence.

On motion of Mr. Canby, House Bill No. 294, entitled:

An Act to amend Chapter 142 of the Revised Code of Delaware, 1935, in relation to Landlord and Tenant by providing for the exception of farm land where the term of demise is not expressly limited.

Which was taken up for consideration and read in order to pass the House.

On the question "Shall the Bill Pass the House?"

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

YEAS—Messrs, Bailey, Barr, Benson, Bierlin, Biggs, Brown, Buckingham, Burris, Burton, Canby, Draper, Fifer, Gordy, Hartman, Kellum, Manlove, McGuigan, Moore, Newnam, Pennington, Penuel, Fred Pepper, F. W. Pepper, Pinder, Rambo, Reynolds, Rhodes, Knight, A. G. Smith, Staats, Stein, Thawley, Woodward, Mr. Speaker—34.

NAYS—None.

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

And was ordered to the Senate for Concurrence.

On motion of Mr. Canby, House Bill No. 316, entitled:

An Act to amend Chapter 147 of the Revised Code of Delaware, 1935, relating to Limitation of Appeals and Exceptions, by adding a new Section thereto, limiting Appeals of the Superior Court from the Register of Wills and the Orphans' Court.

Which was taken up for consideration and read in order to pass the House.

On the question "Shall the Bill Pass the House?"

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

YEAS—Messrs, Bailey, Barr, Benson, Bierlin, Biggs, Brown, Buckingham, Burris, Burton, Canby, Draper, Fifer, Gordy, Hartman, Kellum, Leach, Manlove, McGuigan, Moore, Newnam, Pennington,

Penuel, Fred Pepper, F. W. Pepper, Rambo, Reynolds, Rhodes, Knight, A. G. Smith, Staats, Stein, Thawley, Woodward, Mr. Speaker—34.

NAYS—None.

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

And was ordered to the Senate for Concurrence.

On motion of Mr. Canby, House Bill No. 440, entitled:

An Act to amend Chapter 6 of the Revised Code of the State of Delaware, 1935, relating to licenses for the sale of Deadly Weapons.

Which was taken up for consideration and read in order to pass the House.

On the question "Shall the Bill Pass the House?"

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

YEAS—Messrs, Bailey, Barr, Benson, Bierlin, Biggs, Brown, Buckingham, Burris, Burton, Canby, Draper, Fifer, Gordy, Hartman, Kellum, Leach, Manlove, McGuigan, Moore, Newnam, Pennington, Penuel, Fred Pepper, F. W. Pepper, Pinder, Rambo, Reynolds, Rhodes, Knight, A. G. Smith, Staats, Stein, Thawley, Woodward, Mr. Speaker—35.

NAYS—None.

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

And was ordered to the Senate for Concurrence.

Mr. Benson moved that the House recess until the call of the Chair.

Motion prevailed.

Same Day.

House met at expiration of recess.

The Speaker Announced He Is About to Sign:

Senate Substitute for Senate Bill No. 224.

Mr. Benson moved that the House adjourn until 11 o'clock A. M., Tuesday, March 14th, 1939.

FORTY-FIFTH LEGISLATIVE DAY

Dover, Delaware, March 14th, 1939, 11 o'clock, A. M.

House met pursuant to adjournment.

Prayer by the Chaplain, Rev. Frank A. Baker.

Roll Called.

Members present— Bailey, Barr, Benson, Bierlin, Biggs, Brown, Burris, Burton, Canby, Draper, Fifer, Gordy, Hartman, Kellum, Leach, Manlove, McGuigan, Moore, Pennington, Penuel, Fred Pepper, F. W. Pepper, Pinder, Rambo, Reynolds, Rhodes, Knight, A. G. Smith, Staats, Stein, Thawley, Woodward, Mr. Speaker—33.

Clerk proceeded to read the Journal of the Previous Session when Mr. Benson moved so much be considered the reading of the Journal and the Journal be approved.

Motion prevailed.

The Chair presented a communication from the Delaware State Federation of Labor, representing 29 unions.

Protesting against House Bill No. 27.

Relative to Fair Trade.

The Chair presented a petition signed by 65 persons and 15 separate communications.

Protesting against House Bill No. 27.

Relative to Fair Trade.

The Chair presented seven communications.

Endorsing House Bill No. 125.

Relative to a United States Housing Authority slum clearance project for the City of Wilmington.

The Chair presented a communication from Hugh Richter, president of the Sterling Auto Sales, Inc., Wilmington.

Protesting against House Bill No. 197.

Relative to speedometers on motor vehicles.

The Chair presented a communication from the Board of Trustees of the Ferris Industrial School of Delaware.

Protesting against Senate Bill No. 57, and House Bill No. 124.

Relative to the Delaware Commission for the Feeble-Minded, and the establishment of a State Department of Public Welfare.

The Chair presented a communication from Professor George H. Ryden, University of Delaware, Newark.

Endorsing House Joint Resolution No. 3 and House Resolution No. 3.

Relative to acceptance of the report of the Delaware Tercentenary Commission, and the observance of Delaware Swedist Colonial Day, respectively.

The Chair presented a communication from G. H. Harper, Wilmington.

Endorsing House Bill No. 19.

Relative to licensing of Engineers and Boiler Operators.

Mr. Draper presented communications from Clarence A. Short, superintendent of the John M. Clayton School, Frankford; George T. Macklin, principal, Bridgeville Consolidated School District, Bridgeville; George R. Miller, Jr., superintendent of the John Bassett Moore School, Smyrna; S. M. Stouffer, superintendent, Wilmington Public Schools, Wilmington; Virgil Brooks Wiley, principal, Selbyville Public Schools, Selbyville; and from Mrs. James N. Ginns, Wilmington.

Endorsing House Bill No. 46.

Relative to Vocational Rehabilitation and Placement of Physically Disabled Persons.

The Chair presented communications from the congregations of the McCabe, Bellefonte, Cedars, Marshallton, Brandywine, Grace, Christiana, Richardson Park, and Silverbrook Epworth Leagues, all of Wilmington, or near Wilmington; the Hanover Presbyterian Church, Wilmington; the Delaware Federation of Men's Bible Classes; the First Presbyterian Church, Smyrna; and the Wesley Methodist Episcopal Church, Georgetown.

Protesting against all legislation pending before the General Assembly, designed to legalize the Showing of Motion Pictures on Sundays; House Bill No. 59, legalizing Bowling on Sundays; House Bills Nos. 288 and 289, relative to operation of pin ball machines; or any, or all laws, to liberalize the liquor traffic or allow or liberalize gambling in the State of Delaware.

Mr. Pierce, Secretary of the Senate, being admitted, informed the House that the Senate had concurred in the following:

House Concurrent Resolution No. 12.

On the death of R. G. Buckingham.

Mr. Pierce, Secretary of the Senate, being admitted, informed the House that the Senate had passed and requested the concurrence of the House in the following:

Senate Substitute for Senate Bill No. 86.

An Act to amend Chapter 57 of the Revised Code of the State of Delaware (1935) entitled "Department of Elections for the City of Wilmington" by providing for the Establishment of a Department of Elections for New Castle County.

And presented the same to the House.

The Chair presented Senate Substitute for Senate Bill No. 86, entitled:

An Act to amend Chapter 57 of the Revised Code of the State of Delaware (1935) entitled "Department of Elections for the City of Wilmington" by providing for the Establishment of a Department of Elections for New Castle County.

Which was given first and second reading, the second by title only, and referred to the Committee on Elections.

Mr. Benson moved that the House recess until 11:55 o'clock A. M.

Motion prevailed.

Same Day 11:55 o'clock A. M.

House met at expiration of recess.

Mr. Brown, on behalf of the Committee on Corporations Municipal to whom had been referred House Bill No. 117, entitled:

An Act to amend Chapter 46 of the Revised Code of Delaware, 1935, relating to County Comptroller.

Reported the same back to the House favorably.

FRED BROWN, *Chairman*
WM. K. PENNINGTON
ELMER E. BENSON

Mr. Brown, on behalf of the Committee on Corporations Municipal to whom had been referred House Bill No. 123, entitled:

An Act to amend Chapter 53 of the Revised Code of Delaware, 1935, relating to the salaries of certain County Officers.

Reported the same back to the House favorably.

FRED BROWN, *Chairman*
WM. K. PENNINGTON
ELMER E. BENSON

Mr. Brown, on behalf of the Committee on Corporations Municipal to whom had been referred House Bill No. 138, entitled:

An Act to amend Chapter 53 of the Revised Code of Delaware, 1935, relating to the salaries of certain County Officers.

Reported the same back to the House favorably.

FRED BROWN, *Chairman*
WM. K. PENNINGTON
ELMER E. BENSON

Mr. Brown, on behalf of the Committee on Corporations Municipal to whom had been referred House Bill No. 131, entitled:

An Act to amend Chapter 45 of the Revised Code of Delaware, 1935, relating to County Treasurer and Collector of Taxes.

Reported the same back to the House favorably.

FRED BROWN, *Chairman*
WM. K. PENNINGTON
ELMER E. BENSON

Mr. Brown, on behalf of the Committee on Corporations Municipal to whom had been referred House Bill No. 108, entitled:

An Act empowering "The Council of Newark" to enlarge and extend the Boundaries of the Town of Newark.

Reported the same back to the House favorably.

FRED BROWN, *Chairman*
NORMAN A. DRAPER
ELMER E. BENSON
WM. K. PENNINGTON

On motion for leave, Mr. Benson introduced House Resolution No. 29, entitled:

Authorizing State Librarian to issue Stamps to Document Clerk.

Which was taken up for consideration and read in order to pass the House.

On the question "Shall the Resolution Pass the House?"

The Yeas and Nays were ordered, which being taken were as follows:

YEAS—Messrs, Bailey, Barr, Benson, Bierlin, Biggs, Brown, Burris, Burton, Canby, Draper, Gordy, Hartman, Kellum, Leach, Manlove, McGuigan, Moore, Pennington, Penuel, Fred Pepper, F. W. Pepper, Pinder, Rambo, Reynolds, Rhodes, Knight, A. G. Smith, Staats, Stein, Thawley, Woodward, Mr. Speaker—32.

NAYS—None.

So the question was decided in the affirmative and the resolution having received the required constitutional majority, passed the House.

Mr. Benson moved that the House prepare to go to the Senate for Joint Session.

Motion prevailed.

Mr. Heal moved that the Senate and House go into Joint Session in pursuance of House Concurrent Resolution No. 10.

Entitled: Hearing on purposed Welfare Department.

Motion prevailed.

Mr. Heal moved that the President Pro Tem of the Senate preside over the Joint Session.

Motion prevailed.

Mr. Heal moved that the Secretary of the Senate and the Chief Clerk of the House act as Secretary of the Joint Session.

Mr. Heal moved that a committee of four be appointed to escort his Excellency the Governor to the Senate.

Motion prevailed.

The Chair appointed Messrs. Rinard, Poore, Benson, and McGuigan.

Mr. Heal requested the privilege of the floor for the following

speakers in reference to House Concurrent Resolution No. 10.

Entitled: Hearing on purposed Welfare Department.

Mr. Burton P. Fowler.

Mr. George Ehinger.

Miss B. Ethelds Mullen.

Mr. George Grier.

Dr. R. F. Corley.

Dr. M. A. Tarumianz.

Mr. Heal moved that the Secretary of the Senate and the Chief Clerk of the House compare their Journals.

Motion prevailed.

The Secretary of the Senate announced that the Secretary of the Senate and the Chief Clerk of the House had compared their Journals and found that they agreed.

Mr. Heal moved that the two Houses do now separate.

Motion prevailed.

Mr. Benson moved that the House recess until 3:00 o'clock P. M.

Motion prevailed.

Same Day 3:00 o'clock P. M.

House met at expiration of recess.

Mr. Knight, on behalf of the Committee on Elections to whom had been referred Senate Substitute for Senate Bill No. 86, entitled:

An Act to amend Chapter 57 of the Revised Code of the State of Delaware (1935) entitled "Department of Elections for the City of Wilmington" by providing for the Establishment of a Department of Elections for New Castle County.

Reported the same back to the House favorably.

EDWARD S. KNIGHT, *Chairman*
ELLWOOD S. LEACH
THOMAS A. KELLUM
VERNER P. BURTON

Mr. Pierce, Secretary of the Senate, being admitted, informed the House that the Senate had passed and requested the concurrence of the House in the following:

Senate Joint Resolution No. 1, entitled:

Appointing Directors on the part of the State for the Farmers Bank of the State of Delaware.

And presented the same to the House.

The Speaker Announced He Is About To Sign:

House Concurrent Resolution No. 12.

Mr. Zebbley, on behalf of the Committee on Miscellaneous to whom had been referred House Bill No. 231, entitled:

An Act to amend Chapter 6 of the Revised Code of the State of Delaware, 1935, as amended relating to Inheritance Tax.

Reported the same back to the House favorably.

FRANK R. ZEBBLEY, *Chairman*
ABNER WOODWARD
NORMAN A. DRAPER
REESE O. GORDY

Mr. Zebbley, on behalf of the Committee on Miscellaneous to whom had been referred House Bill No. 230, entitled:

An Act to amend An Act entitled "An Act to amend Chapter 6 of the Revised Code of the State of Delaware of 1935 relating to Inheritance Tax" being Chapter 8, Volume 41, Laws of Delaware, 1937.

Reported the same back to the House favorably.

FRANK R. ZEBLEY, *Chairman*
 ABNER WOODWARD
 NORMAN A. DRAPER
 REESE O. GORDY

Mr. Zebley, on behalf of the Committee on Miscellaneous to whom had been referred House Bill No. 227, entitled:

An Act relative to the Valuation, Levy, Assessment and Collection of Tax upon Personal Property.

Reported the same back to the House favorably.

FRANK R. ZEBLEY, *Chairman*
 ABNER WOODWARD
 NORMAN A. DRAPER
 REESE O. GORDY

Mr. Zebley, on behalf of the Committee on Miscellaneous to whom had been referred House Bill No. 233, entitled:

An Act providing Reciprocal Relations in respect to Death Taxes upon Estates of Non-Resident Decedents.

Reported the same back to the House favorably.

FRANK R. ZEBLEY, *Chairman*
 ABNER WOODWARD
 NORMAN A. DRAPER
 REESE O. GORDY

Mr. Zebley, on behalf of the Committee on Miscellaneous to whom had been referred House Bill No. 232, entitled:

An Act to amend Chapter 6 of the Revised Code of the State of Delaware 1935 relating to Estate Tax.

Reported the same back to the House favorably.

FRANK R. ZEBLEY, *Chairman*
 ABNER WOODWARD
 NORMAN A. DRAPER
 REESE O. GORDY

The Chair presented Senate Joint Resolution No. 1, entitled:

Appointing Directors on the part of the State for the Farmers Bank of the State of Delaware.

Which was given first and second reading, the second by title only, and referred to the Committee on Insurance and Banking.

Mr. Canby on motion for leave introduced House Substitute for House Bill No. 124, entitled:

An Act to create and establish a State Department of Public Welfare in order to provide a coordinated program of Public Welfare Service and in so doing merging the activities of the State Board of Charities and the Mothers' Pension Commission under the name "Division of Child Welfare" and changing the name of the Old Age Welfare Commission to Division of Public Assistance.

Which was given first and second reading. The second by title only, and referred to the Committee on Appropriations.

Mr. Benson on motion for leave introduced House Substitute for House Bill No. 260, entitled:

An Act to amend Chapter 176 of the Revised Code of Delaware, 1935, in reference to the quantity of spirits, wine and beer which can be sold by licensed dealers.

Which was given first and second reading. The second by title only, and referred to the Committee on Temperance.

Mr. Kellum on motion for leave introduced House Substitute for House Bill No. 216, entitled:

An Act to amend Chapter 60 of the Revised Code of Delaware, 1935, by changing the boundaries of the Fifth Election District of the Sixth Representative District of New Castle County and creating two new Election Districts in the said Representative District.

Which was given first and second reading. The second by title only, and referred to the Committee on Elections.

Mr. Benson moved that the House recess until the call of the Chair.

Motion prevailed.

Same Day.

House met at expiration of recess.

On motion for leave, Mr. Benson introduced House Resolution No. 30, entitled:

Authorizing payments on account to attaches and employees of the House of Representatives.

Which was taken up for consideration and read in order to pass the House.

On the question "Shall the Resolution Pass the House?"

The Yeas and Nays were ordered, which being taken were as follows:

YEAS—Messrs, Barr, Benson, Bierlin, Biggs, Brown, Burris, Burton, Canby, Draper, Fifer, Gordy, Hartman, Kellum, Manlove, Moore, Pennington, Penuel, Fred Pepper, F. W. Pepper, Pinder, Rambo, Reynolds, Rhodes, Knight, A. G. Smith, Staats, Stein, Thawley, Woodward, Mr. Speaker—30.

NAYS—None.

So the question was decided in the affirmative and the resolution having received the required constitutional majority, passed the House.

On motion of Mr. Rhodes, House Bill No. 225, entitled:

An Act to amend An Act entitled "An Act to amend Chapter 6 of the Revised Code of the State of Delaware of 1935 relating to Occupational Licenses," being Chapter 14 Volume 41, Laws of Delaware, 1937, relating to licenses for Resident and Non-Resident Contractors.

Which was taken up for consideration and read in order to pass the House.

On the question "Shall the Bill Pass the House?"

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

YEAS—Messrs, Bailey, Barr, Benson, Bierlin, Biggs, Brown, Burris, Burton, Canby, Draper, Fifer, Gordy, Hartman, Kellum, Leach, Manlove, McGuigan, Moore, Penuel, Fred Pepper, F. W. Pepper, Pinder, Rambo, Reynolds, Rhodes, Knight, A. G. Smith, Staats, Stein, Woodward, Mr. Speaker—31.

NAYS—None.

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

And was ordered to the Senate for Concurrence.

On motion of Mr. Canby, House Bill No. 237, entitled:

An Act to amend Chapter 6 of the Revised Code of the State of Delaware, 1935, in relation to State Revenue providing for a Tax on certain income of non-residents employed or conducting business in this State.

Which was taken up for consideration and read in order to pass the House.

On the question "Shall the Bill Pass the House?"

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

YEAS—Messrs, Benson, Draper, Fifer, Manlove, Rhodes, Mr. Speaker—6.

NAYS—Messrs, Bailey, Barr, Bierlin, Biggs, Brown, Burris, Burton, Canby, Gordy, Hartman, Kellum, Leach, McGuigan, Moore, Penuel, Fred Pepper, F. W. Pepper, Pinder, Rambo, Reynolds, Knight, A. G. Smith, Staats, Stein, Thawley, Woodward—26.

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

On motion of Mr. Canby, House Bill No. 375, entitled:

An Act to amend 3813 Section 15 of Chapter 98 of the Revised Code of Delaware, 1935, changing the amount of the Bond to be given by an executor or administrator.

Which was taken up for consideration and read in order to pass the House.

On the question "Shall the Bill Pass the House?"

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

YEAS—Messrs, Barr, Benson, Bierlin, Biggs, Brown, Burton, Canby, Draper, Fifer, Gordy, Hartman, Kellum, Leach, Manlove, McGuigan, Moore, Pennington, Penuel, Fred Pepper, F. W. Pepper, Pinder, Rambo, Reynolds, Rhodes, Knight, A. G. Smith, Staats, Stein, Thawley, Woodward, Mr. Speaker—31.

NAYS—Messrs, Bailey, Burris—2.

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

And was ordered to the Senate for Concurrence.

Mr. Benson moved that the House adjourn until 11 o'clock A. M., Wednesday, March 15th, 1939.

Motion prevailed.

FORTY-SIXTH LEGISLATIVE DAY

Dover, Delaware, March 15th, 1939, 11 o'clock, A. M.

House met pursuant to adjournment.

Prayer by the Chaplain, Rev. Windsor.

Roll Called.

Members present—Bailey, Barr, Benson, Bierlin, Biggs, Brown, Buckingham, Burris, Burton, Canby, Draper, Fifer, Gordy, Kellum, Leach, Manlove, McGuigan, Moore, Pennington, Penuel, Fred Pepper, F. W. Pepper, Pinder, Rambo, Reynolds, Rhodes, Knight, A. G. Smith, Staats, Stein, Thawley, Woodward, Mr. Speaker—33.

Clerk proceeded to read the Journal of the Previous Session when Mr. Benson moved so much be considered the reading of the Journal and the Journal be approved.

Motion prevailed.

The Chair presented ten communications.

Endorsing House Bill No. 125.

Relative to a United States Housing Authority slum clearance project for the City of Wilmington.

Mr. Moore presented four communications.

Endorsing House Bill No. 234.

Relative to the protection of the producer of milk and safe-guarding, testing, weighing, and measuring of milk sold by farmers to dealers.

The Chair presented a communication from Francis I. Ponsell, druggist, Wilmington.

Endorsing House Bill No. 27.

Relative to Fair Trade.

The Chair presented a petition signed by 55 persons and a separate communication.

Protesting against House Bill No. 27.

Relative to Fair Trade.

The Chair presented communications from the Charles B. Lore, No. 9, and the John Palmer, Jr., public schools of Wilmington, signed by 42, 10, and 9 teachers, respectively.

Endorsing Senate Bills Nos. 38 and 165.

Relative to a State wide retirement system for teachers in the public schools of the State of Delaware, and the restoration of the principle of salary increments for satisfactory service of Public School Employes of the State of Delaware.

Mr. Canby presented a communication from Miss Anna Johnson, Wilmington.

Endorsing Senate Bill No. 152.

Relative to legalizing the Showing of Motion Pictures on Sundays.

The Chair presented communications from the Harrison Street Epworth League of Wilmington, and the Newark Union Epworth League, of Newark, signed by 11 and 18 persons, respectively.

Protesting against all legislation pending before the General Assembly, designed to legalize the Showing of Motion Pictures on Sundays; House Bill No. 59, legalizing Bowling on Sunday; House Bills Nos. 288 and 289, relative to the operation of pin ball machines; or any, or all laws, to liberalize the liquor traffic or allow, or liberalize, gambling in the State of Delaware.

The Chair presented a communication signed by R. J. McCormick, chairman of the Delaware Highway Users' Conference.

Endorsing Senate Bills Nos. 44, 63, 133 and 262, and House Bills Nos. 187, 411, 434 and 436; and

Protesting against Senate Bill No. 50; and House Bills Nos. 149, and 409.

Mr. Benson moved that the House recess until 11:55 o'clock A. M.

Motion prevailed.

Same Day 11:55 o'clock A. M.

House met at expiration of recess.

Mr. Brown, on behalf of the Committee on Corporations Municipal to whom had been referred House Bill No. 116, entitled:

An Act to amend An Act entitled "An Act to Reincorporate the Town of Selbyville" being Chapter 166, Volume 37, Laws of Delaware, as amended, and authorizing the annexation of certain contiguous territory to the said town.

Reported the same back to the House favorably.

FRED BROWN, *Chairman*
ELMER E. BENSON
WM. K. PENNINGTON
NORMAN A. DRAPER
FRANK H. THAWLEY

Mr. Brown, on behalf of the Committee on Corporations Municipal to whom had been referred House Bill No. 115, entitled:

An Act to amend Chapter 166 of Volume 37, Laws of Delaware, as amended, being An Act entitled "An Act to Reincorporate the Town of Selbyville" and increasing the amount of authorized bonded indebtedness of said town.

Reported the same back to the House favorably.

FRED BROWN, *Chairman*
ELMER E. BENSON
WM. K. PENNINGTON
NORMAN A. DRAPER
FRANK H. THAWLEY

Mr. Brown, on behalf of the Committee on Corporations Municipal to whom had been referred House Bill No. 364, entitled:

An Act to Incorporate the Town of Fenwick Island Beach.

Reported the same back to the House favorably.

FRED BROWN, *Chairman*
ELMER E. BENSON
NORMAN A. DRAPER
FRANK H. THAWLEY
WM. K. PENNINGTON

Mr. Kellum, on behalf of the Committee on Revenue and Taxation to whom had been referred House Bill No. 289, entitled:

An Act providing for the licensing of Music Boxes and other mechanical Musical Devices.

Reported the same back to the House favorably.

THOMAS A. KELLUM, *Chairman*
VERNER P. BURTON
GEORGE W. RHODES
JOHN W. RAMBO

Mr. Kellum, on behalf of the Committee on Revenue and Taxation to whom had been referred House Bill No. 151, entitled:

An Act to amend Chapter 176 of the Revised Code of Delaware, 1935, in reference to Tariff of Licenses, for the Sale of Alcoholic Liquors, Wines and Beer.

Reported the same back to the House favorably.

THOMAS A. KELLUM, *Chairman*
 VERNER P. BURTON
 GEORGE W. RHODES
 JOHN W. RAMBO
 MANFORD PENUEL

Mr. Kellum, on behalf of the Committee on Revenue and Taxation to whom had been referred House Bill No. 101, entitled:

An Act to amend Chapter 143, Volume 41, Laws of Delaware, entitled "An Act to provide for the collection of Taxes and Assesments for 'the Commissioners of Bellefonte'," by providing for service by publication in lieu of personal service and by repealing Section Eight of said Act.

Reported the same back to the House favorably.

THOMAS A. KELLUM, *Chairman*
 VERNER P. BURTON
 GEORGE W. RHODES
 JOHN W. RAMBO
 MANFORD PENUEL

Mr. Kellum, on behalf of the Committee on Revenue and Taxation to whom had been referred House Bill No. 102, entitled:

An Act to provide that the cost of sewers constructed by the Commissioners of Bellefonte shall be a lien upon abutting properties within "The Commissioners of Bellefonte" and to provide for payment of said lien.

Reported the same back to the House favorably.

THOMAS A. KELLUM, *Chairman*
 VERNER P. BURTON
 GEORGE W. RHODES
 JOHN W. RAMBO
 MANFORD PENUEL

Mr. Kellum, on behalf of the Committee on Revenue and Taxation to whom had been referred House Bill No. 136, entitled:

An Act to amend Chapter 74 of the Revised Code of Delaware, 1935, with reference to the dog license tax, so that the said license tax shall apply to dogs in the City of Wilmington.

Reported the same back to the House favorably.

THOMAS A. KELLUM, *Chairman*
VERNER P. BURTON
GEORGE W. RHODES
JOHN W. RAMBO
MANFORD PENUEL

Mr. Benson on motion for leave introduced House Substitute for House Bill No. 39, entitled:

An Act authorizing and empowering any person, partnership, association or corporation, domestic and/or foreign, to make loans on oyster beds or grounds in the Delaware Bay and to hold a Mortgage against or an assignment of said beds or grounds as security for said loans.

Which was given first and second reading. The second by title only, and referred to the Committee on Insurance and Banking.

Mr. Zebbley on motion for leave introduced House Substitute for House Bill No. 77, entitled:

An Act to amend Chapter 165 of the Revised Code of Delaware, 1935, entitled: "Motor Vehicles," and to clarify and make more uniform the Law relating to traffic on streets and highways and the subject matter on the said Chapter.

Which was given first and second reading. The second by title only, and referred to the Committee on Miscellaneous.

The Chair reassigned House Bill No. 46 to the Committee on Appropriations.

Mr. Benson moved that the House recess until 1:45 o'clock P. M.

Motion prevailed.

Same Day 1:45 o'clock P. M.

House met at expiration of recess.

Mr. Pierce, Secretary of the Senate, being admitted, informed the House that the Senate had passed and requested the concurrence of the House in the following :

Senate Bill No. 82.

An Act to amend Chapter 45 of the Revised Code of Delaware, 1935, relating to County Treasurers and Collection of Taxes and providing for the amount of the bond required by the Receiver of Taxes and County Treasurer of New Castle County.

And presented the same to the House.

Mr. Pierce, Secretary of the Senate, being admitted, informed the House that the Senate had passed and requested the concurrence of the House in the following :

Senate Bill No. 155.

An Act to amend Chapter 82 of the Revised Code of the State of Delaware, 1935, as amended, relating to Weights and Measures by specifying and defining Solid Fuels Covered herein and the Legal Standard Ton of Solid Fuels and the sale of same by weight in this State, and providing for the furnishing of weight or delivery tickets, and the re-weighing of same, and for the appointment of licensed weighmasters in connection therewith, and providing for the marking of all vehicles transporting Solid Fuels, and providing for the place of weighing Solid Fuels brought into the State by motor truck, and providing for the issuance and signing of certificates of origin for Solid Fuels brought into the State by motor truck, and providing for the appointment of Deputy Regulators of Weights and Measures for the several Counties and further providing for the enforcement and penalties for violations of this Act relating to the transportation, sale and delivery of Solid Fuels within this State.

And presented the same to the House.

Mr. Pierce, Secretary of the Senate, being admitted, informed the House that the Senate had passed and requested the concurrence of the House in the following :

Senate Bill No. 161.

An Act to amend An Act entitled, "An Act to amend Chapter 92 of the Revised Code of Delaware, 1935, in reference to the Time for Recording of Deeds," (being Chapter 190, Vol. 41, Laws of Delaware), by Eliminating Certain Provisions Concerning Leases.

And presented the same to the House.

Mr. Pierce, Secretary of the Senate, being admitted, informed the House that the Senate had passed and requested the concurrence of the House in the following:

Senate Bill No. 160.

An Act to amend 1445, Section 105, Revised Code of Delaware, 1935, by providing the procedure to be followed in cases where the Purchaser of Real Estate sold at Tax Sale dies before receiving a deed therefor.

And presented the same to the House.

Mr. Pierce, Secretary of the Senate, being admitted, informed the House that the Senate had passed and requested the concurrence of the House in the following:

Senate Bill No. 85.

An Act to amend Chapter 111, Volume 41, Laws of Delaware, relating to the Authority of the Levy Court of New Castle County appropriating Funds for Public Improvements and providing that the said Levy Court may continue such Appropriations from sources other than Road Taxes.

And presented the same to the House.

Mr. Pierce, Secretary of the Senate, being admitted, informed the House that the Senate had passed and requested the concurrence of the House in the following:

Senate Bill No. 84.

An Act to amend 1176, Section 30, Chapter 43, Revised Code of Delaware, 1935, relating to Authorizing the Levy Court of New Castle County to Borrow upon the Faith and Credit of New Castle County.

And presented the same to the House.

Mr. Pierce, Secretary of the Senate, being admitted, informed the House that the Senate had passed and requested the concurrence of the House in the following:

Senate Bill No. 81.

An Act to amend Chapter 115, Volume 41, Laws of Delaware, relating to the Levy Court of New Castle County and providing that the lien for Sewer Construction shall be fixed as to time and that a public record thereof shall be kept.

And presented the same to the House.

Mr. Pierce, Secretary of the Senate, being admitted, informed the House that the Senate had passed and requested the concurrence of the House in the following:

Senate Bill No. 80.

An Act to amend Chapter 98 of the Revised Code of Delaware, 1935, relative to Settlement of Personal Estates by providing for hearing concerning absence and circumstances thereof of persons presumed to be dead; granting of Letters on Estate of such person to party interested; distribution of estate; revocation of letters of Administration and vacation of decree upon proof that presumed decedent is alive; costs.

And presented the same to the House.

Mr. Biggs, on behalf of the Committee on Public Highways to whom had been referred Senate Bill No. 95, entitled:

An Act to authorize a Highway Crossing at grade in Seaford Hundred, Sussex County, over the Cambridge Division of the Pennsylvania Railroad.

Reported the same back to the House favorably.

WILLIAM BIGGS, *Chairman*
GEORGE T. BIERLIN
VERNER P. BURTON
ISAAC M. BURRIS
ELLWOOD S. LEACH

Mr. Rhodes moved that 200 copies of House Bill No. 148 be printed.

Motion prevailed.

The Chair presented Senate Bill No. 80, entitled:

An Act to amend Chapter 98 of the Revised Code of Delaware, 1935, relative to Settlement of Personal Estates by providing for hearing concerning absence and circumstances thereof of persons presumed to be dead; granting of Letters on Estate of such person to party interested; distribution of estate; revocation of letters of Administration and vacation of decree upon proof that presumed decedent is alive; costs.

Which was given first and second reading, the second by title only, and referred to the Committee on Revised Statutes.

The Chair presented Senate Bill No. 160, entitled:

An Act to amend 1445, Section 105, Revised Code of Delaware, 1935, by providing the procedure to be followed in cases where the Purchaser of Real Estate sold at Tax Sale dies before receiving a deed therefor.

Which was given first and second reading, the second by title only, and referred to the Committee on Revised Statutes.

The Chair presented Senate Bill No. 161, entitled:

An Act to amend An Act entitled, "An Act to amend Chapter 92 of the Revised Code of Delaware, 1935, in reference to the Time for Recording of Deeds," (being Chapter 190, Vol. 41, Laws of Delaware), by Eliminating Certain Provisions Concerning Leases.

Which was given first and second reading, the second by title only, and referred to the Committee on Revised Statutes.

The Chair presented Senate Bill No. 155, entitled:

An Act to amend Chapter 82 of the Revised Code of the State of Delaware, 1935, as amended, relating to Weights and Measures, by specifying and defining Solid Fuels covered herein and the Legal Standard

Ton of Solid Fuels and the sale of same by weight in this State, and providing for the furnishing of weight or delivery tickets, and the re-weighing of same, and for the appointment of licensed weighmasters in connection therewith, and providing for the marking of all vehicles transporting Solid Fuels, and providing for the place of weighing Solid Fuels brought into the State by motor truck, and providing for the issuance and signing of certificates of origin for Solid Fuels brought into the State by motor truck, and providing for the appointment of Deputy Regulators of Weights and Measures for the several Counties and further providing for the enforcement and penalties for violations of this Act relating to the transportation, sale and delivery of Solid Fuels within this State.

Which was given first and second reading, the second by title only, and referred to the Committee on Revised Statutes.

The Chair presented Senate Bill No. 85, entitled:

An Act to amend Chapter 111, Volume 41, Laws of Delaware, relating to the Authority of the Levy Court of New Castle County appropriating Funds for Public Improvements and providing that the said Levy Court may continue such Appropriations from sources other than Road Taxes.

Which was given first and second reading, the second by title only, and referred to the Committee on Miscellaneous.

The Chair presented Senate Bill No. 84, entitled:

An Act to amend 1176, Section 30, Chapter 43, Revised Code of Delaware, 1935, relating to Authorizing the Levy Court of New Castle County to Borrow upon the Faith and Credit of New Castle County.

Which was given first and second reading, the second by title only, and referred to the Committee on Miscellaneous.

The Chair presented Senate Bill No. 82, entitled:

An Act to amend Chapter 45 of the Revised Code of Delaware, 1935, relating to County Treasurers and Collection of Taxes and providing for the amount of the bond required by the Receiver of Taxes and County Treasurer of New Castle County.

Which was given first and second reading, the second by title only, and referred to the Committee on Miscellaneous.

The Chair presented Senate Bill No. 81, entitled:

An Act to amend Chapter 115, Volume 41, Laws of Delaware, relating to the Levy Court of New Castle County and providing that the lien for Sewer Construction shall be fixed as to time and that a public record thereof shall be kept.

Which was given first and second reading, the second by title only, and referred to the Committee on Miscellaneous.

Mr. Benson moved that the House recess until the call of the Chair.

Motion prevailed.

Same Day.

House met at expiration of recess.

On motion of Mr. Brown, Senate Substitute for Senate Bill No. 86, entitled:

An Act to amend Chapter 57 of the Revised Code of the State of Delaware (1935) entitled "Department of Elections for the City of Wilmington" by providing for the Establishment of a Department of Elections for New Castle County.

Which was taken up for consideration and read in order to pass the House.

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

The Yeas and Nays were ordered, which being taken were as follows:

YEAS—Messrs, Barr, Benson, Bierlin, Biggs, Brown, Buckingham, Burton, Canby, Fifer, Kellum, Leach, Manlove, Pennington, Penuel, Fred Pepper, F. W. Pepper, Reynolds, Rhodes, Knight, Woodward, Mr. Speaker—21.

NAYS—Messrs, Bailey, Burris, Gordy, Hartman, McGuigan,

Moore, Pinder, Rambo, A. G. Smith, Staats, Stein, Thawley—12.

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

And was ordered returned to the Senate.

On motion of Mr. Penuel, House Bill No. 149, entitled:

An Act to amend Chapter 166 of the Revised Code of Delaware, 1935, entitled, "State Highway Department," by providing for the establishment of a Public Highway Drainage System; authorizing The State Highway Department to construct ditches and drains and to take over existing ditches and drains affecting Public Highways, and to maintain, regulate and control the same; and by providing for the punishment of persons wilfully or negligently injuring ditches and drains; and by providing the power of eminent domain.

Which was taken up for consideration and read in order to pass the House.

On request the privilege of the floor was given to Howard Bramhall.

On the question "Shall the Bill Pass the House?"

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

YEAS—Messrs, Bailey, Barr, Benson, Bierlin, Biggs, Brown, Buckingham, Burris, Burton, Canby, Fifer, Gordy, Hartman, Kellum, Leach, Manlove, McGuigan, Moore, Pennington, Penuel, Fred Pepper, F. W. Pepper, Rambo, Reynolds, Rhodes, Knight, A. G. Smith, Staats, Stein, Thawley, Woodward, Mr. Speaker—32.

NAYS—Mr. Pinder—1.

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

And was ordered to the Senate for Concurrence.

On motion of Mr. Rhodes, House Bill No. 227, entitled:

An Act relative to the Valuation, Levy, Assessment and Collection of Tax upon Personal Property.

Which was taken up for consideration and read in order to pass the House.

On the question "Shall the Bill Pass the House?"

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

YEAS—Messrs, Barr, Benson, Bierlin, Brown, Buckingham, Burris, Burton, Canby, Fifer, Gordy, Hartman, Kellum, Leach, McGuigan, Moore, Pennington, Penuel, Fred Pepper, F. W. Pepper, Pinder, Rambo, Reynolds, Rhodes, Knight, A. G. Smith, Staats, Stein, Thawley, Woodward, Mr. Speaker—30.

NAYS—Messrs, Biggs, Manlove—2.

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

And was ordered to the Senate for Concurrence.

On motion of Mr. Rhodes, House Bill No. 230, entitled:

An Act to amend An Act entitled "An Act to amend Chapter 6 of the Revised Code of the State of Delaware of 1935 relating to Inheritance Tax" being Chapter 8, Volume 41, Laws of Delaware, 1937.

Which was taken up for consideration and read in order to pass the House.

On the question "Shall the Bill Pass the House?"

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

YEAS—Messrs, Barr, Benson, Bierlin, Biggs, Brown, Buckingham, Burris, Burton, Canby, Fifer, Gordy, Hartman, Kellum, Leach, Manlove, McGuigan, Moore, Pennington, Penuel, Fred Pepper, F. W. Pepper, Pinder, Rambo, Reynolds, Rhodes, Knight, A. G. Smith, Staats, Stein, Thawley, Woodward, Mr. Speaker—32.

NAYS—None.

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

And was ordered to the Senate for Concurrence.

On motion of Mr. Rhodes, House Bill No. 231, entitled:

An Act to amend Chapter 6 of the Revised Code of the State of Delaware, 1935, as amended, relating to Inheritance Tax.

Which was taken up for consideration and read in order to pass the House.

On the question "Shall the Bill Pass the House?"

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

YEAS—Messrs, Barr, Benson, Bierlin, Biggs, Brown, Buckingham, Burris, Burton, Canby, Fifer, Gordy, Hartman, Kellum, Leach, Manlove, McGuigan, Moore, Pennington, Penuel, Fred Pepper, F. W. Pepper, Pinder, Rambo, Reynolds, Rhodes, Knight, A. G. Smith, Staats, Stein, Thawley, Woodward, Mr. Speaker—32.

NAYS—None.

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

And was ordered to the Senate for Concurrence.

On motion of Mr. Rhodes, House Bill No. 232, entitled:

An Act to amend Chapter 6 of the Revised Code of the State of Delaware 1935 relating to Estate Tax.

Which was taken up for consideration and read in order to pass the House.

On the question "Shall the Bill Pass the House?"

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

YEAS—Messrs, Barr, Benson, Bierlin, Biggs, Brown, Buckingham, Burris, Burton, Canby, Fifer, Gordy, Hartman, Kellum, Leach, Manlove, McGuigan, Moore, Pennington, Penuel, Fred Pepper, F. W. Pepper, Pinder, Rambo, Reynolds, Rhodes, Knight, A. G. Smith, Staats, Stein, Thawley, Woodward, Mr. Speaker—32.

NAYS—None.

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

And was ordered to the Senate for Concurrence.

Mr. Pierce, Secretary of the Senate, being admitted, informed the House that the Senate had concurred in the following:

House Joint Resolution No. 3, entitled:

Authorizing the commemoration of the Anniversary of the Swedes upon the Soil of Delaware.

And returned the same to the House.

Mr. Pierce, Secretary of the Senate, being admitted, informed the House that the Senate had concurred in the following:

House Joint Resolution No. 4, entitled:

Requesting acceptance of Report of Delaware Tercentenary Commission.

And returned the same to the House.

Mr. Pierce, Secretary of the Senate, being admitted, informed the House that the Senate had passed and requested the concurrence of the House in the following:

Senate Bill No. 83.

An Act to authorize the County Engineer of New Castle County and the Clerk of the Peace of New Castle County to dispose of certain property and records placed in the possession of said officials by the Temporary Emergency Relief Committee for New Castle County.

And presented the same to the House.

Mr. Pierce, Secretary of the Senate being admitted, informed the House that the Senate had passed and requested the concurrence of the House in the following:

Senate Bill No. 157.

An Act providing for the mailing of Statements of County and other Taxes by the Receiver of Taxes of each County; Time of Mailing; Failure to Receive Tax Statement not to relieve Taxable from Payment of Taxes due.

And presented the same to the House.

On motion of Mr. Rhodes, House Bill No. 233, entitled:

An Act providing Reciprocal Relations in respect to Death Taxes upon Estates of Non-Resident Decedents.

Which was taken up for consideration and read in order to pass the House.

On the question "Shall the Bill Pass the House?"

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

YEAS—Messrs, Bailey, Barr, Benson, Bierlin, Biggs, Brown, Buckingham, Burris, Burton, Canby, Fifer, Gordy, Hartman, Kellum, Leach, Manlove, McGuigan, Moore, Pennington, Penuel, Fred Pepper, F. W. Pepper, Pinder, Rambo, Reynolds, Rhodes, Knight, A. G. Smith, Staats, Stein, Thawley, Woodward, Mr. Speaker—33.

NAYS—None.

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

And was ordered to the Senate for Concurrence.

On motion of Mr. Biggs, House Bill No. 278, entitled :

An Act making it unlawful to sell swine at a Public Bazaar within the State of Delaware unless same shall be certified to have been vaccinated for Hog Cholera at least ten days before said swine are offered for sale.

Which was taken up for consideration and read in order to pass the House.

On the question "Shall the Bill Pass the House?"

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

YEAS—Messrs, Bailey, Barr, Benson, Bierlin, Biggs, Brown, Buckingham, Burris, Burton, Canby, Gordy, Hartman, Kellum, Leach, Manlove, McGuigan, Moore, Pennington, Penuel, Fred Pepper F. W. Pepper, Pinder, Rambo, Rhodes, A. G. Smith, Staats, Stein, Thawley, Woodward, Mr. Speaker—30.

NAYS—Messrs, Fifer, Reynolds, Knight—3.

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

And was ordered to the Senate for Concurrence.

On motion of Mr. Penuel, House Bill No. 407, entitled :

An Act to amend Chapter 128 of the Revised Code of Delaware, 1935, relating to pleading and practice in civil actions by requiring notice to be given to the defendant by the Prothonotary in cases where an affidavit of demand is used.

Which was taken up for consideration and read in order to pass the House.

On request the privilege of the floor was given to Mr. Howard Bramham.

On the question "Shall the Bill Pass the House?"

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

YEAS—Messrs, Bailey, Barr, Benson, Bierlin, Biggs, Brown, Buckingham, Burris, Burton, Canby, Fifer, Gordy, Hartman, Kellum, Leach, Manlove, Moore, Pennington, Penuel, Fred Pepper, F. W. Pepper, Pinder, Rambo, Reynolds, Rhodes, Knight, A. G. Smith, Staats, Stein, Thawley, Woodward, Mr. Speaker—32.

NAYS—None.

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

And was ordered to the Senate for Concurrence.

Mr. Benson moved that the House adjourn until 11 o'clock A. M., Thursday, March 16th, 1939.

Motion prevailed.

FORTY-SEVENTH LEGISLATIVE DAY

Dover, Delaware, March 16th, 1939, 11 o'clock, A. M.

House met pursuant to adjournment.

Prayer by the Chaplain, Rev. Windsor.

Roll Called.

Members present—Bailey, Barr, Benson, Bierlin, Biggs, Brown, Buckingham, Burris, Burton, Canby, Draper, Fifer, Gordy, Hartman, Kellum, Leach, Manlove, McGuigan, Moore, Pennington, Penuel, Fred Pepper, F. W. Pepper, Pinder, Rambo, Reynolds, Rhodes, Knight, A. G. Smith, Staats, Stein, Thawley, Woodward, Mr. Speaker—34.

Clerk proceeded to read the Journal of the Previous Session when Mr. Benson moved so much be considered the reading of the Journal and the Journal be approved.

Motion prevailed.

The Chair presented eight communications.

Endorsing House Bill No. 27.

Relative to Fair Trade..

The Chair presented communications from the Trustees and Elders of the Elsmere Presbyterian Church, Elsmere, and the Mt. Salem Epworth League of Wilmington.

Protesting against all legislation pending before the General Assembly, designed to legalize the Showing of Motion Pictures on Sundays; House Bill No. 59, legalizing Bowling on Sunday; House Bills Nos. 288 and 289, relative to the operation of pin ball machines; or any, or all laws; to liberalize the liquor traffic or to allow, or liberalize, gambling in the State of Delaware.

The Chair presented a communication from the Delaware Anti-Tuberculosis Society, Wilmington..

Formally inviting members of the House of Representatives to a luncheon at the Hotel Richardson, Dover.

The Chair presented a communication from William E. Haines, Supervisor of Business Education, Wilmington Public Schools, Wilmington.

Endorsing Senate Bills Nos. 38 and 165.

Relative to a State wide retirement system for teachers in the public schools of the State of Delaware, and the restoration of the principle of salary increments for satisfactory service of Public School Employes of the State of Delaware.

The Chair presented a communication from John F. Porter, Wilmington Auto Sales Company, Inc., Wilmington.

Protesting against House Bill No. 197.

Relative to disconnecting or setting back speedometers on motor vehicles.

The Chair presented Senate Bill No. 83, entitled:

An Act to authorize the County Engineer of New Castle County and the Clerk of the Peace of New Castle County to dispose of certain property and records placed in the possession of said officials by the Temporary Emergency Relief Committee for New Castle County.

Which was given first and second reading, the second by title only, and referred to the Committee on Miscellaneous.

The Chair presented Senate Bill No. 157, entitled:

An Act providing for the mailing of Statements of County and other Taxes by the Receiver of Taxes of each County; Time of Mailing; Failure to Receive Tax Statement not to relieve Taxable from Payment of Taxes due.

Which was given first and second reading, the second by title only and referred to the Committee on Miscellaneous.

Mr. Benson moved that the House recess until the call of the Chair.

Motion prevailed.

Same Day.

House met at expiration of recess.

THE SPEAKER ANNOUNCED HE IS ABOUT TO SIGN:

House Joint Resolution No. 3.

House Joint Resolution No. 4.

House Substitute for Senate Bill No. 86.

Mr. Benson, on behalf of the Committee on Appropriations to whom had been referred House Substitute for House Bill No. 1, entitled:

An Act making appropriation for the expenses of the State Government for each of the two fiscal years ending June 30, 1940 and June 30, 1941.

Reported the same back to the House favorably.

ELMER E. BENSON, *Chairman*
HENRY M. CANBY
FRANK R. ZEBLEY
GEORGE MANLOVE

Mr. Canby moved that the House suspend rules for the purpose of considering House Substitute for House Bill No. 1.

Motion prevailed.

On motion of Mr. Benson, House Substitute Bill No. 1, entitled:

An Act making appropriation for the expenses of the State Govern-

ment for each of the two fiscal years ending June 30, 1940 and June 30, 1941.

Which was taken up for consideration and read in order to pass the House.

Mr. Benson moved that House Substitute Bill No. 1 be adopted in lieu of House Bill No. 1.

On the question "Shall the motion Pass the House"

The Yeas and Nays were ordered, which being taken were as follows:

YEAS—Messrs, Bailey, Barr, Benson, Bierlin, Biggs, Brown, Buckingham, Burris, Burton, Canby, Draper, Fifer, Gordy, Hartman, Kellum, Leach, Manlove, McGuigan, Moore, Pennington, Penuel, Fred Pepper, F. W. Pepper, Pinder, Rambo, Reynolds, Rhodes, Knight, A. G. Smith, Staats, Stein, Thawley, Woodward, Mr. Speaker—34.

Nays—None.

So the question was decided in the affirmative and the motion having received the required constitutional majority, passed the House.

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

Mr. McGuigan moved that action be deferred on House Substitute for House Bill No. 1.

On the question "Shall the motion Pass the House?"

The Yeas and Nays were ordered, which being taken were as follows:

YEAS—Messrs, Bailey, Burris, Gordy, Hartman, McGuigan, Moore, Pinder, Rambo, A. G. Smith, Staats, Stein, Thawley—12.

NAYS—Messrs, Barr, Benson, Bierlin, Biggs, Brown, Buckingham, Burton, Canby, Draper, Fifer, Kellum, Leach, Manlove, Pennington, Penuel, Fred Pepper, F. W. Pepper, Reynolds, Rhodes, Knight, Woodward, Mr. Speaker—22.

So the question was decided in the negative and the motion not having received the required constitutional majority was lost.

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

YEAS—Messrs, Barr, Benson, Bierlin, Biggs, Brown, Buckingham, Burton, Canby, Draper, Fifer, Kellum, Leach, Manlove, Pennington, Penuel, Fred Pepper, F. W. Pepper, Reynolds, Rhodes, Knight, Woodward, Mr. Speaker—22.

NAYS—Messrs, Bailey, Burris, Gordy, Hartman, McGuigan, Moore, Pinder, Rambo, A. G. Smith, Staats, Stein, Thawley—12.

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

And was ordered to the Senate for Concurrence.

We, the undersigned, petition House Bill No. 38 out of Temperance Committee:

FRED BROWN
WM. K. PENNINGTON
E. S. KNIGHT
ELLWOOD S. LEACH
THOMAS A. KELLUM
VERNER P. BURTON
J. CARL McGUIGAN
RANDOLPH REYNOLDS
FRED PEPPER
HENRY M. CANBY
F. W. PEPPER
S. J. STEIN
REESE O. GORDY
FRANK H. THAWLEY
HARVEY E. MOORE
GEORGE T. BIERLIN
GEORGE W. RHODES
ABNER WOODWARD

Mr. Benson moved that the House recess until 1:45 o'clock P. M.

Motion prevailed.

Same Day 1:45 o'clock P. M.

House met at expiration of recess.

Mr. Benson moved that the House recess until the call of the Chair.

Motion prevailed.

Same day.

House met at the expiration of recess.

Mr. Canby moved to reconsider the Vote on House Bill No. 237. Which was taken up for consideration and read in order to pass the House.

On the question "Shall the motion Pass the House?"

The Yeas and Nays were ordered, which being taken were as follows:

YEAS—Messrs, Bailey, Barr, Bierlin, Biggs, Brown, Burris, Burton, Canby, Draper, Fifer, Gordy, Hartman, Manlove, McGuigan, Moore, Pennington, Penuel, Fred Pepper, F. W. Pepper, Pinder, Rambo, Reynolds, Rhodes, Knight, A. G. Smith, Staats, Stein, Thawley, Woodward, Mr. Speaker—30.

NAYS—Messrs, Kellum, Leach—2.

So the question was decided in the affirmative and the motion having received the required constitutional majority, passed the House.

Mr. Canby moved that House Bill No. 237 be restored to the Calendar.

Motion prevailed.

Mr. Pennington, on behalf of the Committee on Insurance and Banking to whom had been referred House Substitute for House Bill No. 39, entitled:

An Act authorizing and empowering any person, partnership, association or corporation, domestic and/or foreign, to make loans on oyster beds or grounds in the Delaware Bay and to hold a mortgage against or an assignment of said beds or grounds as security for said loans.

Reported the same back to the House favorably.

WM. K. PENNINGTON, *Chairman*
 RICHARD E. PINDER
 C. FRED FIFER
 FRED BROWN
 NORMAN A. DRAPER

Mr. Zebley, on behalf of the Committee on Miscellaneous to whom had been referred House Substitute for House Bill No. 77, entitled:

An Act to amend Chapter 165 of the Revised Code of Delaware, 1935, entitled: "Motor Vehicles," and to clarify and make more uniform the law relating to traffic on streets and highways and the subject matter of the said Chapter.

Reported the same back to the House favorably.

FRANK R. ZEBLEY, *Chairman*
 ABNER WOODWARD
 FRANK H. BUCKINGHAM
 NORMAN A. DRAPER
 REESE O. GORDY

On motion of Mr. Fifer, House Bill No. 129, entitled:

An Act relating to the State Board of Agriculture and relating to the grading, marketing and selling of dropped apples packed in closed packages.

Which was taken up for consideration and read in order to pass the House.

On the question "Shall the Bill Pass the House?"

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

YEAS—Messrs, Bailey, Barr, Benson, Bierlin, Biggs, Brown, Buckingham, Burris, Burton, Draper, Fifer, Gordy, Kellum, Leach, McGuigan, Moore, Pennington, Penuel, F. W. Pepper, Pinder, Rambo, Rhodes, Knight, A. G. Smith, Staats, Stein, Thawley, Woodward,

Mr. Speaker—29.

NAYS—None.

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

And was ordered to the Senate for Concurrence.

Mr. Rhodes on motion for leave introduced House Substitute for House Bill No. 224, entitled:

An Act to amend An Act entitled "An Act to amend Chapter 6 of the Revised Code of the State of Delaware of 1935 relating to Occupational Licenses," being Chapter 14, Volume 41, Laws of Delaware, 1937, relating to Occupational Licenses.

Which was given first and second reading. The second by title only, and referred to the Committee on Revised Statutes.

On motion of Mr. Biggs, Senate Bill No. 95, entitled:

An Act to authorize a Highway Crossing at grade in Seaford Hundred, Sussex County, over the Cambridge Division of the Pennsylvania Railroad.

Which was taken up for consideration and read in order to pass the House.

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

The Yeas and Nays were ordered, which being taken were as follows:

YEAS—Messrs, Bailey, Barr, Benson, Bierlin, Biggs, Brown, Buckingham, Burris, Burton, Draper, Fifer, Gordy, Hartman, Kellum, McGuigan, Moore, Pennington, Penuel, F. W. Pepper, Pinder, Rambo, Rhodes, Knight, A. G. Smith, Staats, Stein, Thawley, Woodward,
Mr. Speaker—29.

NAYS—None.

So the question was decided in the affirmative and the bill having received the required constitutional majority passed the House.

And was ordered returned to the Senate.

Mr. Benson moved that the House adjourn until 11 o'clock A. M., Friday, March 17th, 1939.

Motion prevailed.

FORTY-EIGHTH LEGISLATIVE DAY

Dover, Delaware, March 17th, 1939, 11 o'clock, A. M.

House met pursuant to adjournment.

Prayer by the Chaplain, Rev. Windsor.

Roll Called.

Members present—Bailey, Barr, Benson, Bierlin, Biggs, Brown, Buckingham, Burris, Burton, Canby, Draper, Fifer, Gordy, Hartman, Kellum, Leach, Manlove, McGuigan, Moore, Newnam, Pennington, Penuel, Fred Pepper, F. W. Pepper, Pinder, Rambo, Reynolds, Rhodes, Knight, A. G. Smith, Staats, Stein, Thawley, Woodward, Mr. Speaker—35

Clerk proceeded to read the Journal of the Previous Session when Mr. Benson moved so much be considered the reading of the Journal and the Journal be approved.

Motion prevailed.

The Chair presented three communications.

Endorsing House Bill No. 125.

Relative to a United States Housing Authority slum clearance project for the City of Wilmington.

The Chair presented seven communications.

Endorsing House Bill No. 27.

Relative to Fair Trade.

The Chair presented seven communications.

Protesting against House Bill No. 27.

Relative to Fair Trade.

Mr. Moore presented 17 communications and a letter from the Inter-State Milk Producers' Cooperative, Philadelphia.

Endorsing House Bill No. 234.

Relative to the protection of milk producers and guaranteeing payment for milk and to safeguard testing, weighing, and measuring of milk sold by farmers to dealers.

The Chair presented communications from the Harrington Special School District, Harrington, and the teachers of No. 13 Public School, Wilmington.

Endorsing Senate Bills, Nos. 38 and 165.

Relative to a State wide retirement system for teachers in the public schools of the State of Delaware, and the restoration of the principle of salary increments for satisfactory service of Public School employes of the State of Delaware.

Mr. Draper presented communications from United States Senator John G. Townsend, Jr., of Delaware; the Social Welfare League of Delaware; the Women's Joint Legislative Committee of Delaware; The Nemours Foundation, Wilmington; I. B. Finkelstein, Chairman of the Research Committee of the Social Welfare League of Delaware; the Milford Special School District, Milford; William E. White, principal of the H. Fletcher Brown Vocational High School, Wilmington; the Georgetown Special School District, Georgetown, and the Harrington Special School District, Harrington.

Endorsing House Bill No. 46.

Relative to Vocational Rehabilitation and Placement of Physically Disabled Persons.

Mr. Benson on motion for leave introduced House Substitute for House Bill No. 263, entitled:

An Act appropriating money to the American Legion, Department of Delaware.

Which was given first and second reading. The second by title only, and referred to the Committee on Appropriations.

Mr. Benson on motion for leave introduced House Substitute for House Bill No. 345, entitled:

An Act appropriating money to certain Fire Companies in the State of Delaware.

Which was given first and second reading, The second by title only, and referred to the Committee on Appropriations.

Mr. Benson, on behalf of the Committee on Appropriations to whom had been referred House Substitute for House Bill No. 345, entitled:

An Act appropriating money to certain Fire Companies in the State of Delaware.

Reported the same back to the House favorably.

ELMER E. BENSON, *Chairman*
FRANK R. ZEBLEY
HENRY M. CANBY
GEORGE MANLOVE

Mr. Benson, on behalf of the Committee on Appropriations to whom had been referred House Substitute for House Bill No. 263, entitled:

An Act appropriating money to the American Legion, Department or Delaware.

Reported the same back to the House favorably.

ELMER E. BENSON, *Chairman*
FRANK R. ZEBLEY
HENRY M. CANBY
GEORGE MANLOVE

Mr. Leach moved that House rules be suspended for the purpose of considering House Substitute for House Bill No. 263 and House

Substitute for House Bill No. 345.

Motion prevailed.

On motion of Mr. Benson, House Substitute for House Bill No. 263, entitled :

An Act appropriating money to the American Legion, Department of Delaware.

Which was taken up for consideration and read in order to pass the House.

On the question "Shall the Bill Pass the House?"

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

YEAS—Messrs, Barr, Benson, Bierlin, Biggs, Brown, Buckingham, Burton, Canby, Draper, Fifer, Kellum, Leach, Manlove, Pennington, Penuel, Fred Pepper, F. W. Pepper, Reynolds, Rhodes, Knight, Woodward, Mr. Speaker—22.

NAYS—Messrs, Bailey, Burris, Gordy, Hartman, McGuigan, Moore, Newnam, Pinder, Rambo, A. G. Smith, Staats, Stein, Thawley—13.

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

On motion of Mr. Benson, House Substitute for House Bill No. 345, entitled :

An Act appropriating money to certain Fire Companies in the State of Delaware.

Which was taken up for consideration and read in order to pass the House.

On the question "Shall the Bill Pass the House ?"

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

YEAS—Messrs, Barr, Benson, Bierlin, Biggs, Brown, Buckingham, Burton, Canby, Draper, Fifer, Kellum, Leach, Manlove, Pennington, Penuel, Fred Pepper, F. W. Pepper, Reynolds, Rhodes, Knight, Woodward, Mr. Speaker—22.

NAYS—Messrs, Bailey, Burris, Gordy, Hartman, Moore, Newnam, Pinder, Rambo, A. G. Smith, Staats, Stein, Thawley—12.

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

Mr. Buckingham, on behalf of the Committee on Passed Bills, reported to the House that he had delivered to the Governor the following:

House Joint Resolutions Nos. 3 and 4.

Authorizing the Commemoration of the Anniversary of the Landing of the Swedes upon the Soil of Delaware.

Requesting acceptance of report of Delaware Tercentenary Commission.

Mr. Leach on motion for leave introduced House Substitute for House Bill No. 193, entitled:

An Act making an appropriation for the improvement of the Negro Schools of Delaware.

Which was given first and second reading. The second by title only, and referred to the Committee on Appropriations.

Mr. Benson moved that the House recess until 12 o'clock noon.

Motion prevailed.

Same Day 12 o'clock noon.

House met at expiration of recess.

Mr. Benson moved that the House recess until 1:30 o'clock P. M.

Motion prevailed.