

FRIDAY, March 8, 1867—9 o'clock, A. M.

The House met pursuant to adjournment.

Prayer by the Chaplain.

On motion of Mr. Bradford,

The House bill entitled,

"An act to incorporate the Wilmington Brick Manufacturing Company,"

Was read a second time by its title,

And further,

On his motion,

Was referred to the Committee on Corporations.

On motion of Mr. Waples

The Senate bill entitled,

"An act to revive and continue in force and amend an act entitled,
"An act to incorporate the Town of Milton,""

Was read a second time by its title.

On motion of Mr. Bancroft,

The House bill entitled,

"An act to amend Chapter 101 of the Revised Statutes of the State of Delaware,"

Was read a second time by its title.

On motion of Mr. Davis,

The House bill entitled,

"An act to authorize the laying out a public road in Cedar Creek hundred, Sussex county,"

Was read a second time by its title.

On motion of Mr. Cooper,

The Senate bill entitled,

"An act with reference to the repair of the public road in Kent county, over Kersey's mill dam, and for other purposes,"

Was taken up for consideration.

Whereupon,

Mr Cooper offered an amendment to the Senate bill under consideration,

Which,

On his motion,

Was read, as follows :

Amend the bill by striking out all after the word "session," in Section 1 of the bill.

And further,

On motion of Mr. Cooper,

The amendment to the Senate bill

Was

Adopted.

And, thereupon,

On the further motion of Mr. Cooper,

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

And

Passed the House.

Ordered that the Senate be informed thereof, and its concurrence in the House amendments requested.

On motion of Mr. Johnson of Kent,

The House bill entitled,

"An act to prevent the improper distribution of the School Fund of this State,"

Was read a second time by its title.

Mr. Bradford moved

That when the House adjourns this day it adjourns to meet at 2 o'clock, P. M., on Monday next.

Pending which question,

Mr. Bacon moved

That when the House adjourns this day it adjourns to meet at 8.30 P. M., on Monday next,

Which motion

Was

Lost.

The question then recurring on the motion to adjourn until 2 o'clock on Monday afternoon next,

It was decided in the affirmative,

And the motion

Prevailed.

On motion of Mr. Reed,

The House bill entitled,

"An act to amend Chapter 39 of the Revised Code,"

Was read a third time, and by paragraphs, in order to pass the House,

And,

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

Mr. Corbit called for the yeas and nays,

Which, being taken, were as follows :

Yeas—Messrs. Booth, Cooper, Davis, Frame, Pratt, Reed and Mr. Speaker—7.

Nays—Messrs. Bacon, Corbit, Johnson of Kent, Jones and Waples—5.

So the question was decided in the affirmative,

And the bill

Passed the House.

Ordered to the Senate for concurrence.

Mr. Wolcott, Clerk of the Senate, being admitted, informed the House that the Senate had concurred in the following House bills and joint resolution, to wit :

"An act to incorporate the Newark Woolen Manufacturing Company ;"

"An act authorizing John Williams to vacate a private road in Mispillion hundred, Kent county ;"

"An act to amend an act entitled 'An act to amend the act entitled 'A supplement to Chapter 19 of the Revised Statutes of the State of Delaware, 'Of elections in Wilmington hundred ;'"

"An act to incorporate the Delaware Leather Manufacturing and Belting Company ;"

"An act to supply an omission herein mentioned ;"

"An act to divorce Catharine M. Crock, late Catharine M. Kemp, and her husband, Michael Crock, from the bonds of matrimony ;"

"An act to incorporate the Farmers' Market Company, of New Castle county;" and

"Joint resolution of adjournment *sine die*,"

And returned the same to the House.

He also informed the House that the Senate had concurred in the following House bill, with an amendment, to wit :

"An act in relation to the Brandywine Water Power Company,"

And requested the concurrence of the House therein.

He also informed the House that the Senate had non-concurred in the House bill entitled as follows, to wit :

"An act appointing commissioners to lay out a public road partly in Red Lion hundred and partly in New Castle hundred, in New Castle county,"

And returned the same to the House.

He also informed the House that the Senate had passed and requested the concurrence of the House in the following Senate bills, to wit :

"A supplement to the act entitled, 'An act to incorporate the Seaford Odd Fellows' Hall Company, at Seaford,' passed at Dover, February 7, 1862;" and

"An act to divide Murderkill hundred, in Kent county, into two hundreds, to be called, respectively, North Murderkill hundred and South Murderkill hundred,"

And presented the same to the House.

On motion of Mr. Bacon,

The House bill entitled,

"An act authorizing the laying out a public road in Little Creek hundred, in Sussex county,"

Was read a third time, and by paragraphs,

And

Passed the House.

Ordered to the Senate for concurrence.

On motion of Mr. Johnson of Kent,

The Senate bill entitled,

"An act in relation to Murderkill Creek,"

Was read a third time, and by paragraphs,

And

Passed the House.

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

On motion of Mr. Frame,

The House bill entitled,

"An act to divorce Nathaniel Ingram from his wife, Ann Eliza Ingram,"

Was read a third time, and by paragraphs,

And

Passed the House.

Ordered to the Senate for concurrence.

On motion of Mr. Bacon,

The House bill entitled,

"An act to add to Chapter 65 of the Revised Code,"

Was taken up for consideration.

On motion of Mr. Bacon,

The Senate amendment to the House bill under consideration

Was read, as follows :

IN SENATE, }
February 20, 1867. }

Amend the bill by inserting the words "or shall have paid" between the words "pay" and "to," in the fifth line of Section 1.

(Extract from Journal.)

J. L. WOLCOTT,

(For concurrence.)

Clerk of Senate.

And further,

On motion of Mr. Bacon,

The Senate amendment

Was

Concurred in.

Ordered that the Senate be informed thereof.

Mr. Davis, from the Committee on Roads and Highways, to whom were referred the petition of certain citizens of Sussex county, praying the passage of an act for a new public road near Gumboro, Broad Creek hundred, and the remonstrance against the same,

Submitted a report,

Which,

On motion of Mr. Johnson of Kent,

Was read, as follows :

In behalf of the committee to whom was referred the petition of John W. Hickman and others, praying an act to lay out a new public road in Broad Creek hundred, and also the remonstrance of Isaac Wootten and others, against the passage of said act, we report adversely to the prayer of the petitioners.

(Signed)

R. H. DAVIS,
M. A. JOHNSON, } *Committee.*

And further,

On motion of Mr. Johnson of Kent,

The report of the committee

Was

Adopted.

On motion of Mr. Frame,

The Senate bill entitled,

"An act to divorce Mary A. L. Outten and John O. Outten from the bonds of matrimony,"

Was read.

On motion of Mr. Johnson of Kent,

The House bill entitled,

"An act to authorize Jacob R. Jones to straighten and change a certain public road on his own land in Broad Creek hundred, in Sussex county,"

Was read a second time by its title.

On motion of Mr. Reed,

The House bill entitled,

"An act in relation to the judgment and continuance dockets of the Superior Court of Kent county, and the general indexes to the same,"

Was read a third time, and by paragraphs,

And

Passed the House.

Ordered to the Senate for concurrence.

On motion of Mr. Corbit,

The House bill entitled,

"An act relating to county assessments in New Castle county,"

Was read a second time by its title,

And further,

On his motion,

Was read a third time, and by paragraphs, by special order,

And

Passed the House.

Ordered to the Senate for concurrence.

On motion of Mr. Johnson of Kent,

The House bill entitled,

"An act to authorize the opening and making a new public road in Mispillion hundred, Kent county,"

Was read a second time by its title.

On motion of Mr. Johnson of Kent,

The House bill entitled,

"An act authorizing the laying out a public road in Broad Creek hundred in Sussex county,"

Was read a second time by its title.

On motion of Mr. Johnson of Kent,

The Senate bill entitled,

"An act to divorce Ann Long and Phillip Long, from the bonds of matrimony,"

Was read a second time by its title.

On motion of Mr. Bacon,

The House bill entitled,

"An act to authorize the erection of a mill on Blackwater Branch, in Sussex county,"

Was read a second time by its title.

On motion of Mr. Reed,

The House bill entitled,

"An act to authorize the laying out a public road in Dover hundred, Kent county,"

Was read a second time by its title.

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

"An act supplemental to the act entitled, 'An act to incorporate the Cooper Cemetery, of Murderkill hundred, Kent county,' passed at Dover, March 5, 1867."

On motion of Mr. Bacon,

The Senate bill entitled,

"An act to amend Chapter 61 of Volume 13 of the Delaware Laws,"

Was read.

On motion of Mr. Bacon,

The Senate bill entitled,

"A supplement to the act entitled, 'An act in relation to Free Schools,' passed at Dover, March 3, 1857,"

Was read.

On motion of Mr. Davis,

The House bill entitled,

"An act to authorize Willard Richardson and David Scott to change the location of certain public roads upon their own land in Milford hundred, Kent county, and to open other public roads in lieu thereof, at their own expense,"

Was read a second time by its title.

On motion of Mr. Johnson of Kent,

The House bill entitled,

"An act appointing commissioners to lay out a new public road in Kent county,"

Was read a third time, and by paragraphs,

And

Passed the House.

Ordered to the Senate for concurrence.

On motion of Mr. Bacon,

The Senate bill entitled,

"An act to revive and continue in force the act entitled, 'An act to enable Josiah W. Collins, John W. Short and Burton West to locate certain vacant lands in Broad Creek hundred, Sussex county, Delaware, and complete their title to the same,' passed at Dover, February 18, 1851,"

Was read.

On motion of Mr. Corbit,

The Senate bill entitled,

"An act to amend Chapter 66 of the Eleventh Volume of the Delaware Laws, entitled, 'An act in relation to public roads and highways in Mill Creek hundred, in New Castle county,'"

Was read.

On motion of Mr. Johnson of Kent,

The Senate bill entitled,

"An act to authorize the laying out a new public road in Murder-kill hundred,"

Was read a third time, and by paragraphs,

And

Passed the House.

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

On motion of Mr. Reed,

The House bill entitled,

"An act to regulate the selling of Indian Meal,"

Was read a second time by its title.

On motion,

The House adjourned until 2 'o clock on Monday afternoon next.

MONDAY, March 11, 1867—2 o'clock, P. M.

The House met pursuant to adjournment.

The Speaker being absent,

On motion of Mr. Bradford,

Mr. Waples was appointed Speaker *pro tempore*.

The following members answered to their names :

Messrs. Bancroft, Booth, Bradford, Cooper, Corbit, Frame, Pilling, Pratt, Raymond and Waples.

There being no quorum,

On motion of Mr. Pilling,

The House took a recess until 4 o'clock P. M.

4 o'clock, P. M.

The recess having expired,

The House was called to order.

The Speaker in the chair.

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

"An act to authorize the bridging of Blackbird Creek, and for other purposes."

Mr. Reed presented the petition of Giddiah Beauchamp and eleven others, citizens of Murderkill hundred, praying the passage of an act supplemental to the act incorporating the Hudson Branch Ditch Company,

Which,

On his motion,

Was read,

And further,

On his motion,

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

Whereupon,

Messrs Reed, Cooper and Waples were appointed said committee.

Mr. Jackson, a member of the Senate, being admitted, informed the House that the Senate had passed, and requested the concurrence of the House in the following bills, to wit :

"An act to authorize the sale of certain real estate in New Castle county, late of William Truck, deceased ;" and

"An act to regulate the election of Trustees for the Plymouth Congregational Church and Society, in Kent county."

Mr. Bradford offered a resolution,

Which,

On his motion,

Was read, as follows :

Resolved, That the Clerk of the House be and he is hereby authorized and empowered to employ an Assistant Clerk for the remainder of the present session, and that the Committee on Accounts is hereby directed to report an allowance for the compensation of said Assistant Clerk.

Whereupon,

On motion of Mr. Pilling,

The resolution was

Adopted.

On motion of Mr. Waples,

The Senate bill entitled,

"An act to revive and continue in force and amend an act entitled, 'An act to incorporate the Town of Milton,'"

Was read a third time, and by paragraphs, in order to pass the House,

And,

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

The yeas and nays were ordered,

Which, being taken, were as follows :

Yeas—Messrs. Bancroft, Booth, Bradford, Cooper, Corbit, Davis, Frame, Houston, Johnson of Kent, Jones, Pilling, Raymond, Reed, Waples and Mr. Speaker—15.

Nays—None.

So the question was decided in the affirmative,

And the bill, having received the constitutional majority,

Passed the House.

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

Mr. Reed, in pursuance of previous notice,

Asked,

And,

On motion of Mr. Jones,

Obtained leave to introduce a bill entitled,

"An act supplemental to the act entitled, 'An act to incorporate the Cooper Cemetery of Murderkill hundred, Kent county,' passed at Dover, March 5, 1867,"

Which,

On motion of Mr. Reed,

Was read,

And further,

On motion of Mr. Bradford,

The bill was read a second time by its title, by special order of the House.

Whereupon,

On motion of Mr. Reed,

The bill was read a third time, and by paragraphs, by special order, with a view to pass the House.

And,

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

The yeas and nays were ordered,

Which, being taken, were as follows :

Yeas—Messrs. Bancroft, Booth, Bradford, Cooper, Corbit, Davis, Frame, Houston, Johnson of Kent, Jones, Pilling, Raymond, Reed, Waples and Mr. Speaker—15.

Nays—None.

So the question was decided in the affirmative,

And the bill, having received the constitutional majority,

Passed the House.

Ordered to the Senate for concurrence.

On motion of Mr. Raymond,

The Senate bill entitled,

"An act to authorize the sale of certain real estate in New Castle county, late of William Truck, deceased,"

Was read.

On motion of Mr. Bradford,

The bill was read a second time by its title, by special order of the House,

And further,

On his motion,

Was referred to a committee of three.

Whereupon,

Messrs. Raymond, Bradford and Reed were appointed said committee.

On motion of Mr. Reed,

The Senate bill entitled,

"An act to regulate the election of Trustees for the Plymouth Congregational Church and Society, in Kent county,"

Was read,

And further,

On his motion,

Was read a second time by its title, by special order of the House.

On motion of Mr. Pilling,

The House bill entitled,

"An act to incorporate the Diamond State Mutual Life Insurance Company,"

Was read a second time by its title,

And further,

On his motion,

Was referred to the Committee on Corporations.

On motion of Mr. Bradford,

The House bill entitled,

"An act to amend the Charter of the City of. Wilmington,"

Was read a second time by its title.

Whereupon,

Mr. Bradford offered sundry amendments to the bill,

Which,

On his motion,

Were read, as follows :

Amend the bill as follows :

Strike out the figure "2" after the word "Section," in the first line of Section 2 of the bill, and insert in lieu thereof the figure "1."

Strike out the figure "3" after the word "Section," in the first line of Section 3 of the bill, and insert in lieu thereof the figure "2."

Strike out the words "seventy-five cents" in the eleventh line of Section 2, between the words "of" and "and," and insert the words "one dollar."

Strike out all after Section 1 of the bill.

On motion of Mr. Bradford,

The amendments were

Adopted.

On motion of Mr. Pilling,

The Senate bill entitled,

"An act to amend Chapter 66 of the Eleventh Volume of the Delaware Laws, entitled, 'An act in relation to public roads and highways in Mill Creek hundred, in New Castle county,'"

Was read a second time by its title.

Mr. Reed moved

That the House bill entitled,

"An act to pay clerks of courts for services heretofore rendered without compensation,"

Be read a third time, and by paragraphs, in order to pass the House,

Which motion

Prevailed.

Section 1 of the bill having been read,

And,

On the question, "Shall that be Section 1 of the bill?"

The yeas and nays were ordered,

Which, being taken, were as follows :

Yeas—Messrs. Frame, Pilling, Reed and Mr. Speaker—4.

Nays—Messrs. Bancroft, Booth, Bradford, Cooper, Corbit, Davis, Houston, Johnson of Kent, Jones, Raymond and Waples—11.

So the question was decided in the negative,

And Section 1 of the bill was

Lost.

And the bill was

Lost.

Mr. Wolcott, Clerk of the Senate, being admitted, informed the House that the Senate had concurred in the House amendments to the Senate bills entitled as follows, to wit :

"An act with reference to the repair of the public road in Kent county over Kersey's mill dam, and for other purposes ;" and

"A further supplement to the act entitled, 'An act to incorporate the Delaware Bay Railroad Company.'"

He also informed the House that the Senate had concurred in the following House bill, with an amendment, to wit :

"An act to incorporate the Jordan Branch Ditch Company,"

And requested the concurrence of the House therein.

He also informed the House the the Senate had concurred in the following House bills, to wit :

"An act to incorporate the Watson Collegiate Institute, Milford, Delaware ;"

"An act to prevent certain animals running at large within certain limits, in School District No. 13, of Kent county ;" and

"An act to incorporate the New York and Baltimore Express Steamboat Company,"

And returned the same to the House.

He also informed the House that the Senate had indefinitely postponed the House bill entitled,

"An act to amend Chapter 39 of the Revised Code,"

And returned the same to the House.

He also informed the House that the Senate had passed, and requested the concurrence of the House in the following Senate bills to wit :

"An act to authorize the laying out a public road in Milford hundred;" and

"An act to incorporate the Diamond State Building and Loan Association, of the town of Smyrna,"

And presented the same to the House.

On motion of Mr. Johnson of Kent,

The House bill entitled,

"An act to authorize Jacob R. Jones to straighten and change a certain public road on his own land in Broad Creek hundred, in Sussex county,"

Was read a third time, and by paragraphs,

And

Passed the House.

Ordered to the Senate for concurrence.

On motion of Mr. Houston,

The House bill entitled,

"An act to incorporate the Pokomoke River Improvement Company,"

Was taken up for consideration,

And further,

On his motion,

Was recommitted to the special committee already raised on that subject.

On motion of Mr. Pilling,

The House bill entitled,

"An act to incorporate Christiana Lodge, No. 7, of the Independent Order of Good Templars, of the State of Delaware, in the village of Christiana,"

Was read a third time, and by paragraphs, in order to pass the House,

And,

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

The yeas and nays were ordered,

Which, being taken, were as follows:

Yeas—Messrs. Bancroft, Booth, Bradford, Cooper, Corbit, Davis, Frame, Houston, Johnson of Kent, Jones, Pilling, Raymond, Reed, Waples and Mr. Speaker—15.

Nays—None.

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

Passed the House.

Ordered to the Senate for concurrence.

Mr. Davis moved

That the House bill entitled,

"An act to authorize Willard Richardson and David Scott to change the location of certain public roads upon their own land in Milford hundred, Kent county, and to open other public roads in lieu thereof, at their own expense,"

Be read a third time, and by paragraphs, in order to pass the House,

Which motion

Prevailed.

Section 1 of the bill having been read, and adopted, and Section 2 read,

On the question, "Shall that be Section 2 of the bill?"

Mr. Johnson of Kent, called for the yeas and nays.

Pending which question,

Mr. Davis moved

That the bill be recommitted,

Which motion

Prevailed,

And the bill was

Recommitted.

Mr. Davis moved

That the House bill entitled,

"An act to authorize the laying out a public road in Cedar Creek hundred, in Sussex county,"

Be read a third time, and by paragraphs, in order to pass the House.

Pending which question,

Mr. Pilling moved

That the House do now adjourn until 8 o' clock this evening,

Which motion

Was

Lost.

Whereupon,

Mr. Waples moved

That the House do now adjourn until half-past seven o'clock this evening,

Which motion

Prevailed.

And, thereupon,

The House adjourned until 7½ o'clock this evening.

SAME DAY—7½ o'clock, P. M.

The House met pursuant to adjournment.

Mr. Bradford

Asked,

And

Obtained the unanimous consent of the House to introduce a bill entitled,

"An act in relation to the Clerk of the Peace in and for New Castle county,"

Which,

On his motion,

Was read,

And,

On his further motion,

Was read a second time by its title, by special order of the House,

And further,

On motion of Mr. Bradford,

The bill was referred to a committee of three.

Whereupon,

Messrs. Bradford, Reed and Waples were appointed said committee.

On motion of Mr. Davis,
 The House bill entitled,
 "An act to authorize the laying out a public road in Cedar Creek
 hundred, in Sussex county,"
 Was read a third time, and by paragraphs,
 And *Passed the House.*
Ordered to the Senate for concurrence.

Mr. Raymond
 Asked,
 And,
 Obtained the unanimous consent of the House to introduce a bill
 entitled,
 "An act to amend the act entitled, 'An act authorizing the laying
 out of certain roads in Duck Creek hundred, in Kent county,'"

Which,
 On his motion,
 Was read.
 On motion of Mr. Raymond,
 The bill was read a second time by its title, by special order of the
 House,
 And further,
 On his motion,
 The bill was read a third time, and by paragraphs, by special
 order,
 And *Passed the House.*
Ordered to the Senate for concurrence.

Mr. Waples offered a joint resolution authorizing Edward K.
 Smith to furnish the necessary wood, coal, stationery, &c., &c., for
 the next session of the Legislature,

Which,
 On his motion,
 Were read,
 And further,
 On his motion,
 Was *Adopted.*

Whereupon,

Mr. Bancroft moved,

That the vote by which the joint resolution was adopted be reconsidered,

Which motion

Prevailed,

And the vote was

Reconsidered.

And, thereupon,

Mr. Cooper offered a joint resolution appointing John D. Burton to purchase stationery, &c., for the next session of the General Assembly,

Which,

On his motion,

Was read, as follows :

Resolved by the Senate and House of Representatives of the State of Delaware in General Assembly met, That John D. Burton be and he is hereby authorized and requested to purchase the necessary coal, wood, lights, stationery, &c., for the next session of the General Assembly, and the State Treasurer is hereby directed to pay to the order of the said John D. Burton the sum of one hundred dollars to enable him to carry into effect the provisions of this resolution; and the said John D. Burton is hereby directed to present his accounts and vouchers to the Legislature, at its next session, for allowance,

And further,

On motion of Mr. Cooper,

The joint resolution was referred to a committee of five,

Whereupon,

Messrs. Cooper, Reed, Johnson of Kent, Pilling and Corbit were appointed said committee.

Mr. Corbit, from the Committee on Enrollment, reported the following enrolled House bills as being duly and correctly enrolled, and presented the same to the Speaker of the House for his signature, to wit :

"An act to provide for the laying out and establishing a new public road in the western part of Dover hundred, in Kent county, State of Delaware ;

"An act to incorporate the Middletown Hall Company, of Middletown, Delaware ;"

"An act to authorize George W. Collins, of Sussex county, to locate certain lands in North West Fork hundred, in said county, and to complete his title to the same;"

"An act to incorporate Hope Building and Loan Association, in the City of Wilmington;"

"An act to incorporate the Middletown Building and Loan Association;" and

"An act to promote the improvement of Farson's Branch, in Kent county."

He also reported the following enrolled Senate bill as being duly and correctly enrolled, and presented the same to the Speaker of the House for his signature, to wit:

"An act concerning the election of School Committees in this State."

Mr. Bancroft presented the remonstrance of certain citizens of Christiana hundred against the passage of an act changing the voting district in said hundred,

Which,

On his motion,

Was referred, without reading, to the Committee on Elections.

Mr. Pilling, from the Committee on Corporations, to whom was referred the House bill entitled,

"An act to incorporate the Meredith's Branch Ditch Company,"

Reported the same back to the House without amendment, and with the recommendation that it pass.

Whereupon,

On his motion,

The bill as read a third time, and by paragraphs, in order to pass the House.

And,

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

The yeas and nays were ordered,

Which, being taken, were as follows:

Yeas—Messrs. Allderdice, Bancroft, Booth, Bradford, Cooper, Corbit, Davis, Eliason, Johnson of Kent, Jones, Pilling, Raymond, Reed, Waples and Mr. Speaker—15.

Nays—None.

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

Passed the House.

Ordered to the Senate for concurrence.

Mr. Cooper presented the claim of Andrew Rash against the State of Delaware,

Which,

On his motion,

Was read,

And further,

On his motion,

Was referred to the Committee on Claims.

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

"An act to extend the jurisdiction of Justices of the Peace."

Mr. Allderdice offered a joint resolution to secure the publication of the second volume of Houston's Delaware Reports,"

Which,

On his motion,

Was read.

On motion of Mr. Johnson of Kent,

The House bill entitled,

"An act to authorize the opening and making a new public road in Mispillion hundred, Kent county,"

Was read a third time, and by paragraphs,

And

Passed the House.

Ordered to the Senate for concurrence.

On motion of Mr. Baucroft,

The House bill entitled,

"An act to amend Chapter 101 of the Revised Statutes of the State of Delaware,"

Was read a third time, and by paragraphs, in order to pass the House,

And,

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

The yeas and nays were ordered,

Which, being taken, were as follows :

Yeas—Messrs. Bancroft, Davis, Pilling, Raymond Reed and Waples—6.

Nays—Messrs. Alderdice, Booth, Bradford, Cooper, Corbit, Eliason, Johnson of Kent, Jones and Mr. Speaker—9.

So the question was decided in the negative,

And the bill was

Lost.

Mr. Bradford, from the Committee on Corporations, to whom was referred the House bill entitled,

"An act to incorporate the Wilmington Brick Manufacturing Company,"

Reported the same back to the House with an amendment,

Which,

On his motion,

Was read, as follows :

Amend the title of the bill by striking out of the same the word "Wilmington," and inserting in lieu thereof the word "Delaware."

Whereupon,

On motion of Mr. Bradford,

The amendment was

Adopted.

And further,

On his motion,

The bill was read a third time, and by paragraphs, as amended, in order to pass the House.

And,

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

The yeas and nays were ordered,

Which, being taken, were as follows :

Yeas—Messrs. Alderdice, Bancroft, Booth, Bradford, Cooper, Corbit, Davis, Eliason, Johnson of Kent, Pilling, Raymond, Reed, Waples and Mr. Speaker—14.

Nays—None.

So the question was decided in the affirmative,

And the bill, having received the constitutional majority,

Passed the House.

Ordered to the Senate for concurrence.

Mr. Cooper offered a joint resolution appointing Zadock L. Butler to take charge of the Senate Chamber and the Hall of the House of Representatives,

Which,

On his motion,

Was read,

And further,

On his motion,

Was referred to the special committee of five, consisting of Messrs. Cooper, Reed, Johnson of Kent, Pilling and Corbit.

Mr. Raymond

Asked,

And

On motion of Mr. Reed,

Obtained leave to withdraw from the files of the House the House bill entitled,

"An act to incorporate the Morris Branch Banking Company, and for other purposes therein mentioned."

On motion of Mr. Reed,

The House bill entitled,

"An act to authorize the laying out a public road in Dover hundred, Kent county,"

Was read a third time, and by paragraphs,

And

Passed the House.

Ordered to the Senate for concurrence.

On motion of Mr. Eliason,

The Senate bill entitled,

"An act to amend Section 14 of Chapter 60 of the Revised Code, in regard to the compensation of Road Commissioners, in New Castle county,"

Was read a second time by its title.

Mr. Alderdice offered a resolution,

Which,

On his motion,

Was read, as follows :

Resolved, That the Committee on Ways and Means is hereby directed to report to the House a bill making appropriations in accordance with the constitutional requirement, and also a bill giving authority to the State Treasurer to borrow from the Farmers' Bank such sum or sums of money as may be necessary to promptly pay all demands against the State.

On motion of Mr. Pilling,

The resolution was

Adopted.

On motion,

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

TUESDAY, March 12, 1867—10 o'clock, A. M.

The House met pursuant to adjournment.

Prayer by the Chaplain.

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

"An additional supplement to an act entitled, 'An act to provide for the erection of a public bridge across Broad Creek, at the town of Laurel, in the County of Sussex ;' "

"An act to revoke in part an act entitled, 'An act for the incorporation of the town of St. Georges ;' "

"An act to incorporate the Milford Neck Ditch Company ;" and

"An act to incorporate the Philadelphia and Baltimore Union Steamboat Company,"

And returned the same to the House.

He also informed the House that the Senate had concurred in the following House bills, with amendments, to wit :

"A supplement to the act entitled, 'An act to incorporate the Friendship Fire Company, of the Borough of Wilmington,' passed at Dover, January 15, 1805 ;"and

"An act to incorporate the Delaware Trust Company,"

And requested the concurrence of the House therein.

He also informed the House that the Senate had passed and requested the concurrence of the House in the following Senate bills, to wit :

"An act to prevent the running at large of horses, mules, colts, cattle, hogs, sheep and goats within the limits of the Town of Georgetown, in Sussex county ;"

"An act to repeal an act entitled, 'An act in relation to public roads and highways in St. George's and Appoquinimink hundreds, in New Castle county,' passed at Dover, February 21, 1859, and for other purposes ;"

"An act concerning vessels anchoring in the 'Deep Hole,' at or near the mouth of Broadkiln Creek ;"

"A supplement to the act entitled, 'An act to restrict certain animals from running at large in Brandywine hundred ;" and

"An act to authorize the Recorder of Deeds, in and for Sussex county, to procure a new seal of office,"

And presented the same to the House.

He also presented, for the signature of the Speaker of the House, the following enrolled Senate bills and joint resolution, the same having received the signature of the Speaker of the Senate, to wit :

"An act to establish a public road in Brandywine hundred ;"

"An act in relation to Murderkill Creek ;"

"An act to authorize the laying out a new public road in Murderkill hundred ;"

"An act to establish a public road in Brandywine hundred;" (†)

"A supplement to the act entitled, 'An act to incorporate the Smyrna and Delaware Bay Railroad Company,' passed at Dover, February 14, 1865;"

"An act with reference to the repair of the public road in Kent county, over Kersey's mill dam, and for other purposes;" and

"Joint resolution appointing committee to settle with the State Treasurer and Auditor of Accounts."

Mr. Bradford, from the special committee to whom was referred the House bill entitled,

"An act in relation to the Clerk of the Peace in and for New Castle county,"

Reported the same back to the House, without amendment, and with the recommendation that it pass.

Whereupon,

On his motion,

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

And

Passed the House.

Ordered to the Senate for concurrence.

Mr. Reed moved

That the Senate bill entitled,

"An act to regulate the election of Trustees for the Plymouth Congregational Church and Society, in Kent county,"

Be read a third time, and by paragraphs, in order to pass the House,

Which motion

Prevailed.

Section 1 of the bill having been read,

And,

On the question, "Shall that be Section 1 of the bill?"

Mr. Pilling called for the yeas and nays,

Which, being taken, were as follows:

Yeas—Messrs. Booth, Cooper, Frame, Houston, Johnson of Kent, Reed, Waples and Mr. Speaker—8.

Nays—Messrs. Alderdice, Bancroft, Bradford, Corbit, Eliason, Jones, Pilling and Raymond—8.

So the question was decided in the negative,

And Section 1 of the bill was

Lost,

And the bill was

Lost.

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

Mr. Cooper, in pursuance of previous notice,

Asked,

And,

On motion of Mr. Booth,

Obtained leave to introduce a bill entitled,

"An act to amend Chapter 68 of the Revised Statutes of the State of Delaware, concerning retailers of goods and peddlers,"

Which,

On his motion,

Was read.

Mr. Wolcott, Clerk of the Senate, being admitted, informed the House that the Senate had concurred in the following House bill, to wit :

"An act to authorize the opening of a new public road in Mispillion hundred, Kent county,"

And returned the same to the House.

He also informed the House that the Senate had concurred in

"Report of the joint committee appointed for the purpose of destroying certain exchanged State Bonds,"

And returned the same to the House.

He also informed the House that the Senate had passed, and requested the concurrence of the House in the following Senate bill and joint resolution, to wit :

"An act allowing an additional Constable in Duck Creek hundred, in Kent county ;" and

"Joint resolution appointing commissioners to examine the penitentiary system of the different States,"

And presented the same to the House.

He also returned the following enrolled House bills and joint resolution, the same having received the signature of the Speaker of the Senate, to wit :

"An act to incorporate the Felton Institute and Classical Seminary;"

"A supplement to the act entitled, 'An act to incorporate the Frederica Railroad Company,' passed at Dover, February 19, 1857 ;"

"An act to amend an act entitled, 'An act to incorporate a company for the purpose of cutting and making a canal between the

Chesapeake Bay and Bay or River Delaware, or the waters thereof,' passed at Dover, January 29, 1801, and also to amend a supplement thereto, passed at Dover, June 15, 1886 ;"

"An act authorizing the sale of the real estate late of Rev. Sam'l T. Carpenter, deceased ;"

"A supplement to the act entitled, "An act to incorporate the Duck Creek Improvement Company;"

"An act authorizing the sale of certain real estate in Duck Creek hundred, Kent county, and State of Delaware ;"

"An act for the protection of cemeteries, graveyards and places of burial ;"

"An act authorizing the Prothonotary of New Castle county to copy certain records ;"

"An act to enable Casper Kendall, guardian of Mary Emma Kendall, to sell and convey certain real estate in the City of Wilmington;"

"An act to authorize the laying out of a new public road in Murderkill hundred, Kent county ;"

"An act to amend Section 47 of Chapter 73 of the Revised Statutes, entitled, 'Of the City of Wilmington ;'"

"An act for the relief of School District No. 78, in New Castle county;"

"An act to incorporate the Newark Building and Loan Association ;"

"An act to incorporate the Mutual Loan Association ;"

"An act to authorize the laying out a public road in Mispillion hundred, in Kent county ;"

"An act to give a name to a railroad station in Kent county, Delaware ;"

"An act to promote the benefit of the devisees and legatees under the will of Elizabeth Smith ;"

"An act to amend Chapter 13 of the Revised Code of the State of Delaware ;"

"An act to amend Chapter 571 of the 12th Volume of Delaware Laws, entitled, 'An act to amend the ninety-ninth Chapter of the Revised Code ;'"

"An act to divorce Elizabeth P. Waller from her husband, Levin E. Waller ;"

"An amendment to the act entitled, 'An act to regulate the building of wharves in the City of Wilmington ;'"

"An act to amend and revive an act entitled, 'An act to incorporate the town of Seaford, and for other purposes,' passed at Dover, March 15th, 1865 ;"

"An act to divorce James Lowe and his wife, Ann W. Lowe, from the bonds of matrimony ;"

"An act to divorce George W. Unruh and his wife, Margaret Unruh, from the bonds of matrimony ;"

"An act to divorce Mattie E. McDonald from her husband, William McDonald ;"

"An act to authorize Hooper B. Hopkins to straighten a public road in Mispillion hundred, in Kent county ;" and

"Joint resolution appointing Bank Directors."

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

"An act to amend Chapter 190 of Volume 12 of the Delaware Laws."

Mr. Reed presented the petition of Wm. G. A. Bonwill, and 150 others, citizens of the State of Delaware, praying the passage of an act to incorporate a State Dental Society,

Which,

On his motion,

Was read,

And further,

On his motion,

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

Whereupon,

Messrs Reed, Bacon and Allderdice were appointed said committee.

Mr. Houston, from the special committee to whom was recommended the House bill entitled,

"An act to incorporate the Pokomoke River Improvement Company,"

Reported the same back to the House with sundry amendments,

Which,

On his motion,

Were read, as follows :

Amend the bill as follows, viz :

1st. By adding at the end of Section 1 the words, "Except the owners of low ground lying west of the Pokomoke River run and the upper Pokomoke, beginning at George T. West's upper line which empties into said river, shall not be embraced within the limits or operations of said company except for the single purpose of enabling the said company to collect from the said owners of said lands respectively such proportion of the expenses of said company in and about the ditching of said river below according to the report of the commissioners hereinafter mentioned."

2d. By adding to Section 7 these words, "It being the true intent and meaning of this act, and this General Assembly does hereby enact that the operations of said company shall commence and be undertaken first in Maryland (if consent be given as aforesaid), and when the boundary line between that State and this has been reached, then in this State at said line, and afterwards continuously upwards until the whole work be completed : *And further*, when any prong of the main ditch of the company is reached, in such progression of the work of drainage, it shall be lawful to commence work and continue to prosecute the same upon said prong until all necessary labor thereon is completed, the same order with reference to said work being observed upon a prong as upon the main ditch : that is, the work to commence at the lower end and progress upwards until completion.

And it is also hereby further enacted and provided, That if actual operations, by way of drainage, be not begun under this act within two years from the date hereof, this act shall become inoperative and void, and all acts repealed hereby shall be thereupon revived and put in full force and effect.

3d. Insert between Sections 14 and 15 the following :

SECTION 15. *And be it further enacted*, That in case a vacancy should occur in the aforesaid body of commissioners by death, removal from the county, or inability to serve, the Judge of the Superior Court resident in Sussex county shall have power to fill such vacancy.

4th. Make Section 15, as now numbered in the bill, Section 16.

On motion of Mr. Houston,

The amendments were

Adopted.

And, thereupon,

Mr. Bacon presented the memorials of certain citizens of Sussex county, being owners of lands lying adjacent to Pokomoke River, remonstrating against the passage of said bill.

Mr. Houston moved

That the bill be read a third time, and by paragraphs, as amended, in order to pass the House.

Pending which question,

Mr. Houston further moved

That the bill be referred to a committee of seven,

Which motion was

Lost.

Whereupon,

Mr. Cooper moved

That the House do now adjourn,

Which motion was

Lost.

The question recurring on the motion to read the bill a third time, and by paragraphs, in order to pass the House,

Pending the question,

Mr. Reed moved

That the further consideration of the bill be postponed until this afternoon,

Which motion was

Lost.

The question again recurring on the motion to put the bill upon its third reading,

It was decided in the affirmative,

And the motion

Prevailed,

And, thereupon,

The bill was read a third time, and by paragraphs, as amended, in order to pass the House.

And,

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

The yeas and nays were ordered,

Which, being taken, were as follows :

Yeas—Messrs. Alderdice, Bancroft, Booth, Bradford, Cooper, Corbit, Eliason, Frame, Houston, Pilling, Reed, Waples and Mr. Speaker—13.

Nays—Messrs. Bacon, Johnson of Kent, Jones and Raymond—4.

So the bill, not having received the constitutional majority,

Was

Lost.

Mr. Wolcott, Clerk of the Senate, being admitted, returned the following enrolled House bills, the same having received the signature of the Speaker of the Senate, to wit :

"An act to incorporate the Haven Mills Manufacturing Company," and

"An act to incorporate the Brandywine Water Power Company."

He also presented the following enrolled Senate joint resolution for the signature of the Speaker of the House, the same having received the signature of the Speaker of the Senate, to wit :

"Joint resolution in relation to receiving no more new business."

Mr. Reed, from the Committee on Enrollment, reported the following enrolled House bills and joint resolution as being duly and correctly enrolled, and presented the same to the Speaker of the House for his signature, to wit :

"An act to incorporate the Home Loan Association ;"

"An act to supply an omission herein mentioned ;"

"An act to authorize the sale of certain real estate in New Castle county, late of Elijah Hollingsworth, deceased ;"

"An act to amend Section 2 of Chapter 4 and Section 2 of Chapter 6 of the Revised Code ;"

"An act authorizing John Williams to vacate a private road in Mispillion hundred, Kent county ;"

"A further supplement to the act entitled, 'An act to incorporate the Delaware Railroad Company,' republished among the acts of 1849 ;"

"An act to divorce Catharine M. Crock, late Catharine M. Kemp, and her husband, Michael Crock ;"

"An act to incorporate the Wilmington Hotel Company ;"

"An act to revive and reenact a private act entitled, 'An act to enable James W. Smith to locate certain vacant land situated in Broad Creek hundred, Sussex county, and complete his title to the same,' passed at Dover, February 18, 1863 ;"

"An act to amend an act entitled, 'An act to amend the act entitled, 'A supplement to Chapter 19 of the Revised Statutes of the State of Delaware, 'Of Elections in Wilmington hundred ;' and

"Joint resolution of adjournment."

Mr. Allderdice

Asked,

And

Obtained the unanimous consent of the House to introduce a bill entitled,

"An act to amend an act entitled, 'An act to incorporate the New Castle Building and Loan Association of the Town of New Castle,'"

Which,

On his motion,

Was read.

On motion,

The House adjourned until 3 o'clock this afternoon.

SAME DAY—3 o'clock, P. M.

The House met pursuant to adjournment.

Mr. Johnson, in pursuance of previous notice,

Asked,

And

On motion of Mr. Jones,

Obtained leave to introduce a bill entitled,

"An act to incorporate the Pint Branch Ditch Company,"

Which,

On his motion,

Was read.

Mr. Waples moved

That the Senate bill entitled,

"An act concerning free negroes and free mulattoes,"

Be taken up for consideration,

Which motion *Prevailed.*

The question pending being, "Shall this bill pass the House?"

Pending that question,

On motion of Mr. Allderdice,

The vote by which the title of the bill was adopted,

Was *Reconsidered.*

And,

On the further motion of Mr. Allderdice,

The vote by which the preamble of the Senate bill was lost,

Was *Reconsidered.*

Whereupon,

Mr. Waples offered sundry amendments to the preamble of the bill,

Which,

On his motion,

Were read,

And further,

On his motion,

Were *Adopted.*

And, thereupon,

Mr. Allderdice moved

That the preamble, as amended, be adopted,

Which motion *Prevailed,*

And the preamble was adopted.

On the further motion of Mr. Allderdice,

The title of the bill was *Adopted.*

The question then recurring, "Shall this bill pass the House?"

On the question,

Mr. Reed called for the yeas and nays,

Which, being taken, were as follows :

Yeas—Messrs. Allderdice, Bacon, Bancroft, Booth, Bradford, Cooper, Corbit, Eliason, Frame, Houston, Johnson of Kent, Lattomus, Pilling, Raymond, Waples and Mr. Speaker—16.

Nays—Messrs. Jones and Reed—2.

So the question was decided in the affirmative,

And the Senate bill, as amended, *Passed the House.*

Ordered that the Senate be informed thereof, and its concurrence in the House amendments requested.

Mr. Cooper

Asked,

And

Obtained the unanimous consent of the House to introduce a bill entitled,

"An act to amend Chapter 68 of the Revised Statutes of the State of Delaware, Concerning retailers of goods and of peddlers,"

Which,

On his motion,

Was read.

On motion of Mr. Raymond,

The Senate bill entitled,

"An act to authorize the sale of certain real estate in New Castle county, late of William Trucks, deceased,"

Was read a third time, and by paragraphs,

And

Passed the House.

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

Mr. Cooper offered a joint resolution in relation to the State Library,

Which,

On his motion,

Was read,

And further,

On motion of Mr. Reed,

Was

Adopted.

Ordered to the Senate for concurrence.

On motion of Mr. Reed,

The House bill entitled,

"An act to incorporate the Jordan Branch Ditch Company,"

Was taken up for consideration.

Whereupon,

On motion of Mr. Reed,

The Senate amendment to the bill under consideration,

Was read, as follows :

IN SENATE, }
March 8, 1867. }

Amend the bill by inserting in the sixth line of Section 2, after the word "them," the following words : "If they shall deem it necessary."

(Extract from Journal.)

(For concurrence.)

J. L. WOLCOTT,
Clerk of Senate.

And further,

On motion of Mr. Reed,

The Senate amendment to the House bill

Was

Adopted.

Ordered that the Senate be informed thereof.

On motion of Mr. Bradford,

The House bill entitled,

"An act in relation to the Brandywine Water Power Company,"

Was taken up for consideration,

And,

On the further motion of Mr. Bradford,

The Senate amendment to the bill under consideration,

Was read, as follows :

IN SENATE, }
March 7, 1867. }

Amend the bill by inserting after the word "the," and before the word "laws," in the fourth line of the first section of said bill, the following words : "Eleventh volume of the."

(Extract from Journal.)

(For concurrence.)

J. L. WOLCOTT,
Clerk of Senate.

Mr. Reed, in pursuance of previous notice,

Asked,

And,

On motion of Mr. Jones,

Obtained leave to introduce a bill entitled,

"An act to repeal the act of the General Assembly of this State passed February 10, 1829, entitled, 'An act to repeal military fines and forfeitures imposed by the act entitled An act to establish an uniform militia throughout this State,' passed at Dover, February 9, 1827.'"

Which,

On his motion,

Was read.

Mr. Reed, from the special committee to whom was referred the petition of Giddiah Beauchamp and others, citizens of Murderkill hundred, Kent county, praying the passage of an act to amend the charter of the Hudson Branch Ditch Company,

Reported a bill entitled,

"A supplement to the act passed March 17, 1865, entitled, 'An act to incorporate the Hudson Branch Ditch Company,'"

Which,

On his motion,

Was read.

On motion of Mr. Johnson of Kent,

The House bill entitled,

"An act to prevent the improper distribution of the School Fund of this State,"

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

And,

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

Mr. Pilling called for the yeas and nays,

Which, being taken, were as follows :

Yeas—Messrs. Bacon, Bancroft, Booth, Frame, Johnson of Kent, Jones, Lattomus Pilling, Reed, Waples and Mr. Speaker—11.

Nays—Messrs. Alderdice, Bradford, Cooper, Corbit, Eliason and Raymond—6.

So the question was decided in the affirmative,

And the bill

Passed the House.

Ordered to the Senate for concurrence.

Mr. Wolcott, Clerk of the Senate, being admitted, presented for the signature of the Speaker of the House the following enrolled Senate bill, the same having received the signature of the Speaker of the Senate, to wit:

"An act to authorize the sale of certain real estate in New Castle county, late of William Trucks, deceased."

Mr. Alderdice, in pursuance of previous notice,

Asked,

And,

On motion of Mr. Booth,

Obtained leave to introduce a bill entitled,

"An act to repeal Chapters 51 and 408 of the 12th Volume of the Laws of Delaware, and to amend Chapter 576 of the 11th Volume of said Laws,"

Which,

On his motion,

Was read.

Mr. Jones moved

That the vote by which the Senate bill entitled,

"An act to regulate the election of Trustees for the Plymouth-Congregational Church and Society, in Kent county,"

Was

Lost,

Be reconsidered,

Which motion was

Lost.

Mr. Reed, from the Committee on Enrollment, reported the following enrolled Senate bill and also the following enrolled House bill as being duly and correctly enrolled, and presented the same to the Speaker of the House for his signature, to wit:

"An act to authorize the sale of certain real estate in New Castle county, late of William Trucks, deceased;" and

"An act to incorporate the Milford Neck Ditch Company."

Mr. Bradford

Asked,

And,

Obtained the unanimous consent of the House to introduce a bill entitled,

"An act to amend Chapter 10 of the 13th Volume of the Laws of Delaware,"

Which,

On his motion,

Was read,

And further,

On his motion,

Was read a second time by its title, by special order of the House.

Mr. Pilling, from the Committee on Corporations, to whom was referred the House bill entitled,

"An act to incorporate the Kent County Oyster Canning Company, and for other purposes,"

Reported the same back to the House with amendments,

Which,

On his motion,

Were read,

And further,

On motion of Mr. Eliason,

The amendments were

Adopted.

Whereupon,

On motion of Mr. Pilling,

The bill was read a third time, and by paragraphs, as amended, in order to pass the House.

And,

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

The yeas and nays were ordered,

Which, being taken, were as follows :

Yeas—Messrs. Allderdice, Bacon, Bancroft, Booth, Bradford, Cooper, Corbit, Eliason, Frame, Jones, Lattomus, Pilling, Raymond, Reed, Waples and Mr. Speaker—16.

Nays—None.

So the question was decided in the affirmative,

And the bill, having received the constitutional majority,

Passed the House.

Ordered to the Senate for concurrence.

Mr. Wolcott, Clerk of the Senate, being admitted, informed the House that the Senate had concurred in the House joint resolution entitled as follows:

“Joint resolution in relation to the State Librarian,”

And returned the same to the House.

Mr. Allderdice, from the special committee to whom was referred the House bill entitled,

“An act to reform the police organization of the City of Wilmington, for the appointment of City Auditor, and establishing a Board of Appeals in matters of assessments,”

With the petition accompanying the same,

Reported adversely to the passage of the bill.

And, thereupon,

Mr. Frame presented the petition of William S. McCaulley, Esq., and other citizens of the City of Wilmington, praying the passage of said act,

Which,

On his motion,

Was read,

Whereupon,

Mr. Bradford moved

That the bill be read a third time, and by paragraphs, in order to pass the House,

Which motion

Prevailed.

Section 1 having been read,

And,

On the question, “Shall that be Section 1 of the bill?”

Mr. Allderdice called for the yeas and nays,

Which, being taken, were as follows:

Yeas—Messrs. Frame, Reed and Waples—3.

Nays—Messrs. Allderdice, Bancroft, Bradford, Cooper, Corbit, Eliason, Johnson of Kent, Jones, Lattomus, Pilling, Raymond and Mr. Speaker—12.

So the question was decided in the negative,

And Section 1 of the bill was

Lost,

And the bill was

Lost.

On motion of Mr. Reed,

The House bill entitled,

“An act establishing a college for the benefit of agriculture and mechanic arts in this State,”

Was taken up for consideration.

Whereupon,

Mr. Reed offered sundry amendments to the bill,

Which,

On his motion,

Were read,

And

On his further motion,

Were

Adopted.

And, thereupon,

On motion of Mr. Reed,

The bill was read a third time, and by paragraphs, as amended, in order to pass the House.

And,

On the question, “Shall this bill pass the House?”

Mr. Waples called for the yeas and nays,

Which, being taken, were as follows :

Yeas—Messrs. Allderdice, Bancroft, Bradford, Corbit, Eliason, Frame, Johnson of Kent, Lattomus, Pilling, Raymond, Reed, and Mr. Speaker—12.

Nays—Messrs. Bacon, Booth, Cooper, Houston, Jones and Waples—6.

So the question was decided in the affirmative,

And the bill

Passed the House.

Ordered to the Senate for concurrence.

On motion of Mr. Bancroft,

The House bill entitled,

"An act to provide for the appointment for a State School Superintendent and a Board of School Examiners for this State,"

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

And,

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

Mr. Jones called for the yeas and nays,

Which, being taken, were as follows :

Yeas—Messrs. Alderdice, Bacon, Bancroft, Corbit, Eliason, Frame, Lattomus, Pilling, Raymond and Mr. Speaker—10.

Nays—Messrs. Booth, Bradford, Cooper, Houston, Johnson of Kent, Jones, Reed and Waples—8.

So the question was decided in the affirmative,

And the bill

Passed the House.

Ordered to the Senate for concurrence.

Mr. Reed, from the special committee to whom was referred the petition of William G. A. Bonwill and others,

Reported a bill entitled,

"An act to incorporate a State Dental Society,"

Which,

On his motion,

Was read.

On motion of Mr. Frame,

The Senate bill entitled,

"An act to divorce Mary A. L. Outten and John O. Outten from the bonds of matrimony,"

Was read a second time by its title.

On motion of Mr. Eliason,

The House bill entitled,

"An act to relieve the estate of Andrew P. Armstrong,"

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

And,

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

Mr. Alderdice called for the yeas and nays,

Which, being taken, were as follows :

Yeas—Messrs. Bacon, Bancroft, Booth, Cooper, Corbit, Eliason, Frame, Houston, Lattomus, Pilling and Mr. Speaker—11.

Nays—Messrs. Allderdice, Bradford, Johnson of Kent, Jones, Raymond, Reed and Waples—7.

So the question was decided in the affirmative,

And the bill

Passed the House.

Ordered to the Senate for concurrence.

Mr. Bacon presented the petition of certain citizens of Seaford, Sussex county, praying the passage of an act authorizing the sale of a certain lot of land in said town,

Which,

On his motion,

Was referred, without reading, to a committee of three,

Whereupon,

Messrs. Bacon, Cooper and Corbit were appointed said committee.

On motion,

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

WEDNESDAY, March 13, 1867—9 o'clock, A. M.

The House met pursuant to adjournment.

On motion of Mr. Bradford,

The House bill entitled,

"An act in relation to the New Castle and Frenchtown Turnpike and Railroad Company,"

Was taken up for consideration.

Mr. Pilling offered amendments to the bill under consideration,

Which,

On his motion,

Were read, as follows :

Amend the bill by striking out all between the word "the," in line 10 of Section 1, and the word "and," in line 14 of said Section 1, and insert in lieu thereof the following, to wit: Philadelphia, Wilmington and Baltimore Railroad at or within one mile of the depot on said railroad, known as Newark depot,"

And further by striking out all of Section 2 and adding the following to Section 1 after the word "built" at end of last line of said Section 1: *Provided, however,* That nothing herein contained shall be held or taken to impair or in anywise affect the contract existing between this State and said company by the act entitled "An act to provide for the payment of certain sums of money to the State by the New Castle and Frenchtown Turnpike and Railroad Company, and for other purposes," passed at Dover, February 7, 1852, 10th Volume Delaware Laws, pages 652, &c,"

And amend the bill further by striking out the figure "3" in last line of bill but two, and insert in lieu thereof the figure "2."

Mr. Pilling moved

That the amendment be

Adopted.

And,

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

Mr. Allderdice called for the yeas and nays,

Which, being taken, were as follows :

Yeas—Messrs. Bancroft, Lattomus, Pilling, Pratt and Reed—5.

Nays—Messrs. Allderdice, Bacon, Booth, Bradford, Cooper, Corbit, Davis, Eliason, Frame, Johnson of Kent, Jones, Waples and Mr. Speaker—13.

So the question was decided in the negative,

And the amendments were

Lost.

Whereupon,

Mr. Allderdice moved

That the bill be read a third time, and by paragraphs, in order to pass the House,

Which motion

Prevailed.

Section 1 having been read and adopted, and Section 2 read,

And,

On the question, "Shall that be Section 2 of the bill?"

Mr. Reed called for the yeas and nays,

Which, being taken, were as follows :

Yeas—Messrs. Allderdice, Bacon, Bancroft, Bradford, Corbit, Davis, Eliason, Frame, Jones, Lattomus, Pratt and Mr. Speaker—12.

Nays—Messrs. Cooper, Johnson of Kent, Pilling, Reed and Waples—5.

So the question was decided in the affirmative,

And Section 2 was

Adopted.

Section 3 and the title having been read and adopted,

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

The yeas and nays were ordered,

Which, being taken, were as follows :

Yeas—Messrs. Allderdice, Bacon, Bancroft, Bradford, Cooper, Corbit, Davis, Eliason, Frame, Johnson of Kent, Jones, Lattomus, Pratt, Waples and Mr. Speaker—15.

Nays—Messrs. Pilling and Reed—2.

So the question was decided in the affirmative,

And the bill, having received the constitutional majority,

Passed the House.

Ordered to the Senate for concurrence.

Mr. Wolcott, Clerk of the Senate, being admitted, informed the

House that the Senate had concurred in the following House bills, to wit :

"An act to incorporate the Smyrna Building and Loan Association, of the town of Smyrna ;"

"An act to incorporate the Dover Building and Loan Association ;"

"An act to divorce Joshua Scotten and his wife, from the bonds of matrimony ;"

"An act to amend Chapter 42 of the Revised Statutes of the State of Delaware, 'Of Free Schools ;'"

"An act to authorize Rev. William Warner and Garretson Saulsbury to straighten a public road ;"

"An act to authorize the opening and making a new public road in Mispillion hundred, Kent county ;"

"An act to incorporate the Newark and Avondale Railroad Company ;"

"An act to authorize Horace Spruance to change and straighten a public road in Duck Creek hundred, Kent county, Delaware ;"

"An act for the relief of School District No. 53, in New Castle county ;"

"An act to authorize the sale of certain real estate therein mentioned, devised by the will of John Pleasanton," and

"An act to authorize Cyrus W. Cannon and Benton H. Gordy to change and enclose a certain public road."

And returned the same to the House.

He also informed the House that the Senate had passed, and requested the concurrence of the House in the following bills, to wit :

"An act in relation to the Jamison's Branch Company ;"

"An act to enable Martin F. Allaband to straighten and put in good order a public road on his own land at his own expense ;"

"An act to divorce Ida A. W. Poulson and her husband, William C. T. Poulson, from the bonds of matrimony ;"

"An act to divorce Martha A. Massey from her husband Nathaniel Massey," and

"An act to incorporate the Morris Branch and Beaver Branch Banking Company."

And presented the same to the House.

He also informed the House that the Senate had concurred in the following House bills, with amendments, to wit :

"An act relating to County Assessments in New Castle county," and

"An act to amend the act entitled, 'An act authorizing the laying out of certain roads in Duck Creek hundred, in Kent county,'"

And requested the concurrence of the House therein.

He also informed the House that the Senate had concurred in the House amendment to the Senate bill entitled,

"An act concerning free negroes and free mulattoes."

On motion of Mr. Allderdice,

The House bill entitled,

"An act to raise revenue and provide for the current expenses of the State Government,"

Was read a second time by its title.

On motion of Mr. Allderdice,

The House resolved itself into Committee of the Whole for the consideration of the bill entitled,

"An act to raise revenue and provide for the current expenses of the State Government."

Mr. Waples in the chair.

After some time spent in consideration of the bill,

On motion of Mr. Allderdice,

The Committee rose.

Mr. Waples, chairman of the Committee of the Whole, reported back the bill with sundry amendments,

Which,

On his motion,

Were read, as follows :

Amend the bill by inserting between the word "license" and the word "to," in the sixth line of Section 3, the words "to a citizen of this State."

And amend further by adding immediately after the word "dollars," in the seventh line of Section 3, the words, "to a non-resident of this State twenty dollars."

Amend the bill by striking out the word "fifty," in line nine of Section 3, after the word "of," and insert in lieu thereof the word "one hundred."

Amend the bill by striking out the word "fifty," in line ten of Section 3, and inserting in lieu thereof the word "twenty."

Amend the bill by striking out the word "or," after the word "themselves," in line twenty-five of Section 5 of the bill, and inserting in lieu thereof the word "and."

Amend the bill by striking out all after the word "act," in line 33 of Section 5 of the bill and to the word "every," in line 38 thereof.

Amend the bill by striking out Sections 14, 15, 16, 17, 18, 19, 20, 21, 22 and 23 thereof.

Amend the bill by adding the following as an additional section :

"SECTION 31. *And be it further enacted,* That one-fourth part of all the money arising under any of the provisions of this act shall be for the use of the School Fund, any of the provisions of any of the sections of this act to the contrary notwithstanding."

On motion of Mr. Allderdice,

The amendments reported from the Committee of the Whole

Were

Adopted.

Whereupon,

Mr. Allderdice moved

That Rule 12 be suspended in order to read the bill a third time, and by paragraphs, as amended, with a view to pass the House,

Which motion

Prevailed.

Sections 1 and 2 of the bill having been read and adopted, and Section 3 read as amended,

On the question, "Shall that be Section 3 of the bill?"

Mr. Bacon called for the yeas and nays,

Which, being taken, were as follows :

Yeas—Messrs Allderdice, Bancroft, Corbit, Eliason and Lattomus—5.

Nays—Messrs. Bacon, Booth, Cooper, Davis, Frame, Houston, Johnson of Kent, Jones, Pratt, Reed, Waples and Mr. Speaker—12.

So the question was decided in the negative,

And Section 3 of the bill was

Lost.

Whereupon,

Mr. Reed moved,

That the vote by which Section 3 of the bill was lost be reconsidered.

Which motion

Prevailed.

And the vote was

Reconsidered.

The question then being on the adoption of Section 3 of the bill,

Pending that question,

Mr. Reed moved

That the further consideration thereof be postponed until this afternoon,

Which motion

Prevailed.

And the further consideration thereof

Was so

Postponed.

On motion,

The House adjourned until 3 o'clock this afternoon.

SAME DAY—3 o'clock, P. M.

The House met pursuant to adjournment.

On motion of Mr. Bradford,

The House bill entitled,

"An amendment to the act entitled, 'An act to define and prevent certain nuisances,'"

Was taken up for consideration.

The question pending being, "Shall that be Section 1 of the bill?"

On the question,

Mr. Bancroft called for the yeas and nays,

Which, being taken, were as follows :

Yeas—Messrs. Bradford, Cooper, Frame, Johnson of Kent, and Waples—5

Nays—Messrs. Bacón, Bancroft, Booth, Corbit, Davis, Eliason, Houston, Jones, Lattomus, Pilling, Pratt, Reed and Mr. Speaker—13.

So the question was decided in the negative,

And Section 1 of the bill was

Lost,

And the bill was

Lost.

On motion of Mr. Waples,

The Senate bill entitled,

“An act to incorporate the Morris Branch and Beaver Branch Banking Company,”

Was read,

And further,

On motion of Mr. Waples,

The bill was read a second time by its title, by special order of the House.

On motion of Mr. Johnson of Kent,

The House bill entitled,

“An act to incorporate the Pint Branch Ditch Company,”

Was read a second time by its title,

And,

On his further motion,

Was referred to the Committee on Corporations.

Mr. Reed, from the special committee to whom were referred the joint resolution appointing E. K. Smith to purchase coal, wood, &c., and the joint resolution appointing John D. Burton to purchase stationery, &c., for the next session of the General Assembly,

Submitted a minority report recommending the adoption of the joint resolution appointing E. K. Smith to provide the same.

And, thereupon,

Mr. Reed moved the adoption of said joint resolution,

Pending which question,

Mr. Cooper, from the majority of the same committee, submitted a report,

Which,

On his motion,

H33

Was read, as follows :

The special committee to whom was referred the several resolutions on the important and all-engrossing subject as to who shall be appointed to the responsible and lucrative position of furnishing the necessary coal, wood, lights, stationery, &c., have given the subject the consideration which it demands and the comfort which the next next Legislature requires, and beg leave to report in favor of the adoption of the resolution which selects John D. Burton to furnish said materials.

(Signed,)

P. L. COOPER,	} <i>Committee.</i>
MARK A. JOHNSON,	
CHARLES CORBIT,	
JOHN PILLING,	

The question pending being, " Shall the joint resolution appointing E. K. Smith to purchase coal, wood, &c., be adopted ?"

On the question,

Mr. Raymond called for the yeas and nays,

Which, being taken, were as follows :

Yeas—Messrs. Bacon, Booth, Bradford, Frame, Houston, Johnson of Kent, Jones, Pratt, Raymond, Reed, Waples and Mr. Speaker—12.

Nays—Messrs. Alderdice, Bancroft, Cooper, Corbit, Davis, Eliason, Lattomus and Pilling—8.

So the question was decided in the affirmative,

And the joint resolution was

Adopted.

Ordered to the Senate for concurrence.

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

"A further supplement to the act entitled, 'An act to limit the city debt of Wilmington, and to provide for the discharge thereof,' passed February 21, 1849," and

"An act in relation to the judgment and continuance dockets of the Superior Court of Kent county, and the general indexes to the same,"

And returned the same to the House.

He also informed the House that the Senate had passed and requested the concurrence of the House in a bill entitled,

"An act to incorporate the Nanticoke Building and Navigation Company,"

And presented the same to the House.

He also informed the House that the Senate had concurred, with an amendment, in the House bill entitled,

"An act to amend Chapter 125 of the Revised Code,"

And requested the concurrence of the House therein.

On motion of Mr. Raymond,

The Senate bill entitled,

"An act to incorporate the Diamond State Building and Loan Association, of the town of Smyrna,"

Was read,

And,

On his further motion,

Was read a second time by its title, by special order of the House,

And,

On his further motion,

Was referred to the Committee on Corporations.

On motion of Mr. Reed,

The House bill entitled,

"An act in relation to National Banks refusing to pay the tax assessed by the laws of this State,"

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

And,

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

Mr. Reed called for the yeas and nays,

Which, being taken, were as follows :

Yeas—Messrs. Frame, Houston, Pratt, Raymond, Reed, Waples and Mr. Speaker—7.

Nays—Messrs. Alderdice, Bancroft, Booth, Bradford, Cooper, Corbit, Davis, Eliason, Johnson of Kent, Johnson of Sussex, Latomus and Pilling—12.

So the question was decided in the negative,

And the bill, not having received a majority of votes,

Was

Lost.

On motion of Mr. Pilling,

The House bill entitled,

"An act to incorporate the Diamond State Mutual Life Insurance Company,"

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

And,

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

The yeas and nays were ordered,

Which, being taken, were as follows :

Yeas—Messrs. Allderdice, Bacon, Bancroft, Booth, Bradford, Corbit, Eliason, Frame, Houston, Johnson of Kent, Johnson of Sussex, Jones, Lattomus, Pilling, Pratt, Raymond, Reed, Waples and Mr. Speaker—19.

Nays—None.

So the question was decided in the affirmative,

And the bill, having received the constitutional majority,

Passed the House.

Ordered to the Senate for concurrence.

On motion of Mr. Reed,

The Senate bill entitled,

"An act to incorporate the Nanticoke Building and Navigation Company,"

Was read,

And,

On his further motion,

Was read a second time by its title by special order.

On motion of Mr. Frame,

The Senate bill entitled,

"An act to divorce Martha A. Massey from her husband, Nathaniel Massey,"

Was read.

On motion of Mr. Eliason,

The Senate bill entitled,

"An act to amend Section 14 of Chapter 60 of the Revised Code, in regard to the compensation of Road Commissioners in New Castle county,"

Was read a third time, and by paragraphs,

And

Passed the House.

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

On motion of Mr. Reed,

The Senate bill entitled,

"An act to divorce Rebecca Lilly from her husband, Henry Lilly,"

Was read a third time, and by paragraphs,

And

Passed the House.

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

Mr. Johnson of Kent, from the Committee on Roads and Highways, to whom was referred the petition of M. W. Leach and others for an act to lay out a public road in Dover hundred,

Reported a bill entitled,

"An act to authorize the laying out a public road in Kent county,"

Which,

On his motion,

Was read.

On motion of Mr. Bradford,

The House bill entitled,

"An act to amend Chapter 10 of the 13th Volume of the Laws of Delaware,"

Was read a third time, and by paragraphs,

And

Passed the House.

Ordered to the Senate for concurrence.

On motion of Mr. Cooper,

The House bill entitled,

"An act to amend Chapter 99 of the Revised Code of the State of Delaware,"

Was taken up for consideration.

Mr. Cooper offered an amendment to the bill,

Which,

On his motion,

Was read, as follows :

Amend the bill by striking out the word "date," in the last line of Section 2, and insert the words "precise time" in lieu thereof,

And further,

On motion of Mr. Cooper,

The amendment was

Adopted.

Whereupon,

On motion of Mr. Cooper,

The bill was read a third time, and by paragraphs, in order to pass the House.

And,

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

Mr. Allderdice called for the yeas and nays,

Which, being taken, were as follows :

Yeas—Messrs. Bacon, Bancroft, Booth, Bradford, Cooper, Corbit, Davis, Eliason, Houston, Johnson of Kent, Johnson of Sussex, Jones, Lattomus, Pilling, Raymond, Reed, Waples and Mr. Speaker—18.

Nays—Mr. Allderdice—1.

So the question was decided in the affirmative,

And the bill

Passed the House.

Ordered to the Senate for concurrence.

On motion of Mr. Bancroft,

The House bill entitled,

"An act to amend Chapter 41 of the Revised Statutes of the State of Delaware,"

Was read a second time by its title.

Mr. Corbit moved

That when the House adjourns it adjourn to meet at 7½ o'clock this evening,

Which motion

Prevailed.

On motion,

The House adjourned until 7½ o'clock this evening.

SAME DAY—7½ o'clock, P. M.

The House met pursuant to adjournment.

Mr. Pilling, from the special committee to whom was referred the petitions and remonstrance of sundry citizens of White Clay Creek hundred, New Castle county, in relation to the farming out of public roads,

Reported a bill entitled,

"An act to repeal Chapter DCIII of the Eleventh Volume of the Laws of Delaware,"

Which,

On his motion,

Was read.

Mr. Raymond, from the Committee on Corporations, to whom was referred the petition of William H. Powell and others, for an act to incorporate the owners of certain low grounds in Mispillion hundred,

Reported a bill entitled,

"An act to incorporate the Bright's and Haynes' Glades Ditch Company,"

Which,

On his motion,

Was read.

On motion of Mr. Bradford,

The House bill entitled,

"An act to amend the charter of the City of Wilmington,"

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

And,

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

The yeas and nays were ordered,

Which, being taken, were as follows :

Yeas—Messrs. Allderdice, Bacon, Bancroft, Bradford, Cooper, Corbit, Houston, Lattomus, Pilling, Raymond and Waples—11.

Nays—Messrs. Booth, Davis, Eliason, Johnson of Kent, Johnson of Sussex, Jones, Reed and Mr. Speaker—8.

So the bill, not having received a constitutional majority,

Was

Lost.

On motion of Mr. Allderdice,

The House bill entitled,

"An act to amend an act entitled, 'An act to incorporate the New Castle Building and Loan Association, of the Town of New Castle,'"

Was read a second time by its title,

And further,

On his motion,

The bill was read a third time, and by paragraphs, by special order, with a view to pass the House.

And,

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

The yeas and nays were ordered,

Which, being taken, were as follows :

Yeas—Messrs. Allderdice, Bacon, Bancroft, Booth, Bradford, Cooper, Corbit, Davis, Eliason, Houston, Johnson of Kent, Johnson of Sussex, Jones, Lattomus, Pilling, Raymond, Reed, Waples and Mr. Speaker—19.

Nays—None.

So the question was decided in the affirmative,

And the bill, having received the constitutional majority,

Passed the House.

Ordered to the Senate for concurrence.

On motion of Mr. Cooper,

The House bill entitled,

"An act to revive, reenact and amend the act entitled 'An act to incorporate the Black Swamp Ditch Company,' passed at Dover, February 16, 1841,"

Was read a second time by its title.

On motion of Mr. Reed,

The House bill entitled,

"An act to repeal the act of the General Assembly of this State, passed February 10, 1829, entitled 'An act to repeal military fines and forfeitures imposed by the act entitled an act to establish an uniform militia throughout this State,' passed at Dover 9th of February, 1827,

Was read a second time by its title.

And further,

Mr. Reed moved

That the bill be read a third time, and by paragraphs, by special order, with a view to pass the House,

Which motion

Prevailed.

Section 1 of the bill having been read,

On the question, "Shall that be Section 1 of the bill?"

Mr. Allderdice called for the yeas and nays,

Which, being taken, were as follows :

Yeas—Messrs. Bacon, Houston, Johnson of Kent, Reed, Waples and Mr. Speaker—6.

Nays—Messrs. Allderdice, Bancroft, Booth, Bradford, Cooper, Corbit, Davis, Eliason, Johnson of Sussex, Jones, Lattomus, Pilling and Raymond—13.

So the question was decided in the negative,

And the bill was

Lost.

Mr. Reed moved

That the House bill entitled,

"An act to regulate the selling of Indian Meal,"

Be read a third time, and by paragraphs, in order to pass the House,

Which motion

Prevailed.

Section 1 having been read,

On the question, "Shall that be Section 1 of the bill?"

The yeas and nays were ordered,

Which, being taken, were as follows :

Yeas—Messrs. Booth, Bradford, Cooper, Davis, Johnson of Kent, Jones, Reed, Waples and Mr. Speaker—9.

Nays—Messrs. Allderdice, Bacon, Bancroft, Corbit, Eliason, Houston, Johnson of Sussex, Lattomus, Pilling and Raymond—10.

So the question was decided in the negative,

And Section 1 of the bill was *Lost,*

And the bill was *Lost.*

On motion of Mr. Cooper,

The House bill entitled,

“An act to amend Chapter 125 of the Revised Statutes of the State of Delaware,”

Was read a second time by its title.

Mr. Bancroft offered a resolution,

Which,

On his motion,

Was read, as follows :

Resolved, That for the remainder of the session the Speaker shall recognize the members in alphabetical order, calling on them in that order for business, so that order may be preserved and the proceedings of the House facilitated,

And,

On his further motion,

The resolution was *Adopted.*

On motion of Mr. Allderdice,

The Senate bill entitled,

“An act to reincorporate the Delaware Mutual Life Insurance Company,”

Was read.

On motion of Mr. Bacon,

The House bill entitled,

“An act authorizing the laying out a public road in Broad Creek hundred, in Sussex county,”

Was taken up for consideration.

Mr. Bacon presented the remonstrance of Philip G. Wingate and others, against the passage of said bill,

Which,

On his motion,

Was read,

And further,

On his motion,

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

And

Passed the House.

Ordered to the Senate for concurrence.

On motion of Mr. Booth,

The Senate bill entitled,

"An act to incorporate the Nanticoke Building and Navigation Company,"

Was read a third time, and by paragraphs, by special order, with a view to pass the House.

And,

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

The yeas and nays were ordered,

Which, being taken, were as follows :

Yeas—Messrs. Bacon, Booth, Bradford, Cooper, Corbit, Davis, Eliason, Houston, Johnson of Kent, Johnson of Sussex, Jones, Lattomus, Raymond, Reed, Waples and Mr. Speaker—16.

Nays—None.

So the question was decided in the affirmative,

And the bill, having received the constitutional majority,

Passed the House.

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

Mr. Bradford, from the Committee on Corporations, to whom was referred the House bill entitled,

"An act to incorporate the Pint Branch Ditch Company,"

Reported the bill back to the House, without amendment, and with the recommendation that it pass.

And, thereupon,

On his motion,

The bill was read a third time, and by paragraphs, by special order, with a view to pass the House.

And,

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

The yeas and nays were ordered,

Which, being taken, were as follows :

Yeas—Messrs. Bacon, Booth, Bradford, Cooper, Corbit, Davis, Eliason, Houston, Johnson of Kent, Johnson of Sussex, Jones, Lattomus, Raymond, Reed, Waples and Mr. Speaker—16.

Nays—None.

So the question was decided in the affirmative,

And the bill, having received the constitutional majority,

Passed the House.

Ordered to the Senate for concurrence.

Mr. Bradford moved

That when the House adjourns it adjourn to meet at 9 o'clock to-morrow morning,

Which motion was

Lost.

On motion of Mr. Cooper,

The Senate bill entitled,

"An act to divide Murderkill hundred, in Kent county, into two hundreds, to be called, respectively, North Murderkill hundred and South Murderkill hundred,"

Was read.

On motion of Mr. Corbit,

The House bill entitled,

"An act relating to county assessments in New Castle county,"

Was taken up for consideration.

And further,

On his motion,

The Senate amendments to said bill were read, as follows :

IN SENATE, }
March 12, 1867. }

Amend the bill as follows :

1st. After the word "New Castle" in the third line of the first

section of the bill insert the words "and Brandywine," and strike out the word "hundred" in said line and insert the word "hundreds."

2d. After the word "New Castle," in the seventh line of the first section of the bill, insert the words "and Brandywine," and strike out the word "hundred" in said line and insert the word "hundreds."

3d. Strike out the word "Assessor," in the eleventh line of the first section, and insert the word "Assessors," and after the word "New Castle," in the twelfth line of said section, insert the words "and Brandywine," and further strike out the word "hundred" in the said twelfth line and insert the word "hundreds."

(Extract from Journal.)

J. L. WOLCOTT,

(For concurrence.)

Clerk of Senate.

Whereupon,

On the further motion of Mr. Corbit,

The amendments were

Concurred in.

Ordered that the Senate be informed thereof.

Mr. Corbit, from the Committee on Enrollment, reported the following enrolled House bills as being duly and correctly enrolled, and presented the same to the Speaker of the House for his signature, to wit:

"An act to incorporate the Town of Milford ;"

"An act to incorporate the Cooper Cemetery, of Murderkill hundred in Kent county ;"

"An act to incorporate Washington Lodge, No. 1, of the American Protestant Association of Delaware ;"

"An act to authorize the laying out a public road in Milford hundred, Kent county ;" and

"An act to incorporate the Methodist Episcopal Cemetery, of St. Georges."

Mr. Davis, in pursuance of previous notice,

Asked,

And,

On motion of Mr. Reed,

Obtained leave to introduce a bill entitled,

"A supplement to the act entitled 'An act to improve the navigation of Cedar Creek,' passed at Dover, February 19, 1847,"

Which,

On his motion,

Was read.

On motion of Mr. Eliason,

The Senate bill entitled,

"An act to amend Chapter 66 of the Eleventh Volume of the Delaware Laws, entitled, 'An act in relation to public roads and highways in Mill Creek hundred, in New Castle county,'"

Was read a third time, and by paragraphs,

And

Passed the House.

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

On motion of Mr. Houston,

The House bill entitled,

"An act to authorize the straightening of a public road in Dagsboro' hundred, Sussex county,"

Was read a third time, and by paragraphs,

And

Passed the House.

Ordered to the Senate for concurrence.

Mr. Johnson of Kent moved

That the House do now adjourn,

Which motion was

Lost.

Whereupon,

On motion of Mr. Johnson of Kent,

The Senate bill entitled,

"An act in relation to the Jamison's Branch Company,"

Was read.

Mr. Jones, on behalf of the Committee on Roads and Highways, to whom was referred the petition of certain citizens of Kent county,

Reported a bill entitled,

"An act to authorize the laying out a public road in Milford hundred, in Kent county."

Mr. Jones moved

That the bill be read,

Which motion

Prevailed.

During the reading of Section 1 of the bill,

Mr. Reed moved

That the further consideration of the same be indefinitely postponed,

Which motion

Prevailed,

And the further consideration of the bill

Was

Indefinitely postponed.

Mr. Johnson of Kent moved

That the vote by which the House bill entitled,

"An act to incorporate the Pokomoke River Improvement Company,"

Was

Lost,

Be reconsidered,

And, on the question,

Mr. Eliason called for the yeas and nays,

Which, being taken, were as follows :

Yeas—Messrs. Cooper, Corbit, Davis, Eliason, Houston, Jones, Lattomus, Pilling and Mr. Speaker—9.

Nays—Messrs. Bacon, Booth, Bradford, Johnson of Kent, Raymond and Reed—6.

So the question was decided in the affirmative,

And the vote was

Reconsidered.

Mr. Raymond, from the Committee on Corporations, to whom was referred the Senate bill entitled,

"An act to incorporate the Diamond State Building and Loan Association, of the town of Smyrna,"

Reported the same back to the House without amendment, and with the recommendation that it pass.

And, thereupon,

On his motion,

The bill was read a third time, and by paragraphs, in order to pass the House,

And,

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

The yeas and nays were ordered,

Which, being taken, were as follows :

Yeas—Messrs. Booth, Bradford, Cooper, Corbit, Davis, Eliason, Houston, Johnson of Kent, Jones, Lattomus, Pilling, Raymond, Reed and Mr. Speaker—14.

Nays—None.

So the question was decided in the affirmative,

And the bill, having received the constitutional majority,

Passed the House.

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

On motion of Mr. Reed,

The House bill entitled,

“An act to incorporate a State Dental Society,”

Was read a second time by its title.

Mr. Bradford moved

That the Senate bill entitled,

“An act to incorporate the Diamond State Lime Burning Company,”

Be read a third time, and by paragraphs, in order to pass the House.

Which motion

Prevailed.

Sections 1 and 2 of the bill having been read and adopted, and Section 3 read,

Pending the question, “Shall that be Section 3 of the bill?”

Mr. Corbit moved

That the further consideration thereof be postponed until to-morrow morning.

Pending which question,

Mr. Davis moved

That the House do now adjourn,

Which motion

Prevailed.

And, thereupon,

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

THURSDAY, March 14, 1867—10 o'clock, A. M.

The House met pursuant to adjournment.

Prayer by the Chaplain.

On motion of Mr. Bradford,

The Senate bill entitled,

"An act to incorporate the Diamond State Lime Burning Company,"

Was taken up for consideration.

The question pending being, "Shall that be Section 3 of the bill?"

It was decided in the affirmative,

And Section 3 was

Adopted.

The several subsequent sections, enacting clause and title having been read and adopted,

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

The yeas and nays were ordered,

Which, being taken, were as follows:

Yeas—Messrs. Allderdice, Bacon, Bancroft, Booth, Bradford, Cooper, Corbit, Davis, Eliason, Frame, Houston, Johnson of Kent, Jones, Lattomus, Pilling, Pratt, Raymond, Waples and Mr. Speaker—19.

Nays—Mr. Reed—1.

So the question was decided in the affirmative,

And the bill, having received the constitutional majority,

Passed the House.

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

On motion of Mr. Cooper,

The House bill entitled,

"An act to amend the act entitled, 'An act authorizing the laying out of certain roads in Duck Creek hundred, in Kent county,'"

Was taken up for consideration.

On motion of Mr. Cooper,
The Senate amendment to the bill under consideration,
Was read, as follows :

IN SENATE, }
March 12, 1867. }

Amend the bill as follows, to wit :

SECTION 2. That the roads authorized to be laid out under the act entitled "An act authorizing the laying out certain roads in Duck Creek hundred, in Kent county," passed at Dover, February 13, 1867, shall not be opened, and no right to use them or either of them shall exist until the owner or owners of the land shall first have been paid or tendered the amount of money assessed by the commissioners as damages for the same.

(Extract from Journal.)
(For concurrence.)

J. L. WOLCOTT,
Clerk of Senate.

Whereupon,

Mr. Cooper moved

That the House do concur in the Senate amendment.

Pending which question,

Mr. Raymond moved

That the further consideration thereof be indefinitely postponed,

And,

On the question, " Shall the further consideration thereof be indefinitely postponed ?"

The yeas and nays were ordered,

Which, being taken, were as follows :

Yeas—Messrs. Bacon, Frame, Johnson of Kent, Pilling, Raymond and Reed—6.

Nays—Messrs. Allderdice, Bancroft, Booth, Bradford, Cooper, Corbit, Davis, Eliason, Houston, Johnson of Sussex, Jones, Lattomus, Pratt, Waples and Mr. Speaker—15.

So the question was decided in the negative,

And the motion to postpone indefinitely

Was

Lost.

The question, " Will the House concur in the Senate amendment ?" still pending,

Mr. Pilling moved

That the bill be recommitted to the Committee on Roads and Highways,

Which motion was

Lost.

The question recurring, "Will the House concur in the Senate amendment?"

On the question,

Mr. Raymond called for the yeas and nays,

Which, being taken, were as follows:

Yeas—Messrs. Allderdice, Bancroft, Booth, Bradford, Cooper, Davis, Houston, Johnson of Sussex and Waples—9.

Nays—Messrs. Bacon, Corbit, Eliason, Frame, Johnson of Kent, Jones, Lattomus, Pilling, Pratt, Raymond, Reed and Mr. Speaker—12.

So the question was decided in the negative,

And the amendment

Was

Non-concurred in

Ordered that the Senate be informed thereof.

On motion of Mr. Corbit,

The House bill entitled,

"An act to repeal Chapters 51 and 408 of the 12th Volume of the Laws of Delaware, and to amend Chapter 576 of the 11th Volume of said Laws,"

Was read a second time by its title.

And further,

On his motion,

The bill was read a third time, and by paragraphs, by special order, with a view to pass the House.

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

It was decided in the negative,

And the bill was

Lost.

Mr. Wolcott, Clerk of the Senate, being admitted, informed the House that the Senate had concurred in the following House bills and joint resolution, to wit:

"A supplement to an act entitled, 'An act to change the location and straighten a certain public road hereinafter mentioned;'"

"An act to incorporate the Delaware Brick Manufacturing Company;"

"An act to amend an act entitled, 'An act to amend Chapter 25 of the Revised Code, in relation to salaries of certain public officers,' passed at Dover, February 14, 1866 ;"

"An act to incorporate Christiana Lodge, No. 7, of the Independent Order of Good Templars, of the State of Delaware, in the village of Christiana," and

"Joint resolution authorizing Edward K. Smith to purchase coal, wood, stationery, &c., for the next session of the Legislature,"

And returned the same to the House.

He also informed the House that the Senate had non-concurred in the following House bills, to wit :

"An act for the protection of the property of married women," and

"An act authorizing Colen Ferguson and others to cut a ditch across a public road, and for other purposes,"

And returned the same to the House.

He also informed the House that the Senate had passed, and requested the concurrence of the House in the following Senate bill, to wit :

"A supplement to an act entitled 'An act to amend an act entitled 'An act regulating the sale of intoxicating liquors, &c.,' passed at Dover, February 13, 1867,"

And presented the same to the House.

Mr. Davis, from the Committee on Roads and Highways, to whom was recommitted the House bill entitled,

"An act to authorize Willard Richardson and David Scott to change the location of certain public roads upon their own land in Milford hundred, Kent county, and to open other public roads in lieu thereof, at their own expense,"

Reported the same back to the House with an amendment,

Which,

On his motion,

Was read, as follows :

Amend the bill by inserting in Section 2, after the word "prepared," in tenth line, the following, to wit : "and accepted by the Levy Court of Kent county."

And further,

On his motion,

The amendment was

Adopted.

Whereupon,

Mr. Davis moved

That the bill, as amended, be read a third time, and by paragraphs, in order to pass the House,

Which motion

Prevailed.

The question then being on the adoption of Section 2 of the bill, as amended,

It was decided in the affirmative,

And Section 2, as amended,

Was

Adopted.

Section 3 and the title of the bill having been severally read and adopted,

And,

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

The yeas and nays were ordered,

Which, being taken, were as follows :

Yeas—Messrs. Alderdice, Bradford, Corbit, Davis, Eliason, Frame, Houston, Johnson of Sussex, Jones, Pilling, Pratt, Reed and Mr. Speaker—13.

Nays—Messrs. Bacon, Booth, Cooper, Johnson of Kent, Raymond and Waples—6.

So the question was decided in the affirmative,

And the bill

Passed the House.

Ordered to the Senate for concurrence.

On motion of Mr. Eliason,

The House bill entitled,

"An act providing for the revision of the Public Laws of this State,"

Was taken up for consideration.

The question being on the adoption of the amendment to the bill,

Pending the question,

Mr. Waples offered an amendment to the amendment,

Which,

On his motion,

Was read, as follows :

Amend the amendment to the bill by striking out the name of John W. Houston and inserting in lieu thereof the name of Custus W. Wright.

Whereupon,

Mr. Waples moved,

That the amendment to the amendment be adopted.

Pending which question,

Mr. Eliason moved

That the further consideration of the bill be indefinitely postponed,
And,

On the question,

Mr. Reed called for the yeas and nays,

Which, being taken, were as follows :

Yeas—Messrs. Allderdice, Bacon, Bancroft, Booth, Bradford, Corbit, Eliason, Frame, Houston, Jones, Lattomus, Pratt, Raymond, Reed and Mr. Speaker—15.

Nays—Messrs. Cooper, Davis, Johnson of Kent, Johnson of Sussex, Pilling and Waples—6.

So the question was decided in the affirmative,

And the further consideration of the bill

Was

Indefinitely postponed.

On motion of Mr. Houston,

The House bill entitled,

“An act to incorporate the Pokomoke River Improvement Company,”

Was taken up for consideration.

The question being, “Shall this bill pass the House?”

Pending that question,

Mr. Houston moved

That the bill be referred to a committee of five,

Which motion

Prevailed.

And the bill was so

Referred.

Whereupon,

Messrs. Houston, Lattomus, Waples, Bacon and Cooper were appointed said committee.

On motion of Mr. Frame,

The Senate bill entitled,

"An act to divorce Mary A. L. Outten and John O. Outten from the bonds of matrimony,"

Was read a third time, and by paragraphs,

And

Passed the House.

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

On motion of Mr. Johnson of Kent,

The House bill entitled,

"An act to authorize the laying out a public road in Kent county,"

Was read a second time by its title,

And further,

On his motion,

The bill was read a third time, and by paragraphs, by special order, with a view to pass the House.

And,

Pending the question, "Shall this bill pass the House?"

Mr. Bancroft moved

That the bill be recommitted to the Committee on Roads and Highways,

Which motion

Prevailed,

And the bill was

Recommitted.

On motion,

The House adjourned until 3 o'clock this afternoon.

SAME DAY—3 o'clock, P. M.

The House met pursuant to adjournment.

On motion of Mr. Jones,

The House bill entitled,

"A supplement to the act entitled, 'An act to improve the navigation of Cedar Creek,' passed at Dover, February 19, 1847,"

Was read a second time by its title.

Mr. Lattomus, from the special committee to whom was referred the petition of sundry citizens of the town of Seaford, for an act to enable the commissioners of said town to convey a certain lot of land called "Market Space,"

Reported a bill entitled,

"An act to authorize the commissioners of the Town of Seaford to sell and convey 'Market Space' in said town, and to purchase another lot for the use of said town,"

Which,

On his motion,

Was read.

Mr. Lattomus presented the remonstrance of Alfred Cottingham and others, against the passage of said bill,

Which,

On his motion,

Was read.

On motion of Mr. Pilling,

The House bill entitled,

"An act to repeal Chapter DCIII of the Eleventh Volume of the Laws of Delaware,"

Was read a second time by its title,

And,

On his further motion,

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

And

Passed the House.

Ordered to the Senate for concurrence.

On motion of Mr. Pratt,

The Senate bill entitled,

"An act in relation to the Jamison's Branch Company,"

Was read a second time by its title,

And,

On his further motion,

The bill was read a third time, and by paragraphs, by special order, with a view to pass the House.

And,

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

The yeas and nays were ordered,

Which, being taken, were as follows :

Yeas—Messrs. Bacon, Bancroft, Bradford, Cooper, Corbit, Davis, Eliason, Frame, Johnson of Kent, Jones, Lattomus, Pilling, Pratt, Raymond, Reed and Waples—16.

Nays—None.

So the question was decided in the affirmative,

And the bill, having received the constitutional majority,

Passed the House.

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

On motion of Mr. Raymond,

The Senate bill entitled,

"An act allowing an additional Constable in Duck Creek hundred, Kent county,"

Was read.

Mr. Reed presented the remonstrance of William H. Cooper and others, against the passage of said bill,

Which,

On his motion,

Was read,

And,

On his further motion,

The further consideration of the bill

Was

Indefinitely postponed.

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

On motion of Mr. Reed,

The House bill entitled,

“A supplement to the act passed March 17, 1865, entitled, ‘An act to incorporate the Hudson’s Branch Ditch Company,’”

Was read a second time by its title,

And further,

On his motion,

The bill was read a third time, and by paragraphs, by special order, with a view to pass the House.

And, on the question, “Shall this bill pass the House?”

The yeas and nays were ordered,

Which, being taken, were as follows :

Yeas—Messrs. Bacon, Bancroft, Bradford, Cooper, Corbit, Davis, Eliason, Frame, Houston, Johnson of Kent, Jones, Lattomus, Pilling, Pratt, Raymond, Reed and Waples—17.

Nays—None.

So the question was decided in the affirmative,

And the bill, having received the constitutional majority,

Passed the House.

Ordered to the Senate for concurrence.

Mr. Bancroft offered a joint resolution rescinding the joint resolution of adjournment and extending the session,

Which,

On his motion,

Was read,

And,

On his further motion,

The resolution was

Adopted.

Ordered to the Senate for concurrence.

On motion of Mr. Bancroft,

The House bill entitled,

"An act to amend Chapter 41 of the Revised Statutes of the State of Delaware,"

Was taken up for consideration.

Mr. Bancroft offered an amendment to the bill,

Which,

On his motion,

Was read, as follows :

Amend the bill by striking out all after the word "follows," in line 5, Section 1 of the bill, and inserting as follows, to wit : By striking out the words "five hundred dollars" in line 9, Section 1 of said Chapter, and inserting in lieu thereof the words "fifty cents for each scholar in Kent and Sussex counties, or twenty cents in New Castle county,"

And

On his further motion,

The amendment was

Adopted.

And further,

On motion of Mr. Bancroft,

The bill was read a third time, and by paragraphs, as amended, in order to pass the House.

And,

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

Mr. Cooper called for the yeas and nays,

Which, being taken, were as follows :

Yeas—Messrs. Bacon, Bancroft, Bradford, Corbit, Davis, Eliason, Frame, Houston, Johnson of Kent, Lattomus, Pilling, Pratt and Waples—13.

Nays—Messrs. Cooper, Jones, Raymond, Reed and Mr. Speaker—5.

So the question was decided in the affirmative,

And the bill

Passed the House.

Ordered to the Senate for concurrence.

Mr. Wolcott, Clerk of the Senate, being admitted, informed the House that the Senate had non-concurred in the House bill entitled as follows, to wit :

"An act authorizing the construction of a drawbridge over the Christiana River, at a point at or near Third street, in the City of Wilmington,"

And returned the same to the House.

On motion of Mr. Bacon,

The Senate bill entitled,

"An act concerning vessels anchoring in the 'Deep Hole,' at or near the mouth of Broadkirk Creek,"

Was read.

On motion of Mr. Bradford,

The House bill entitled,

"An act to revive, reenact and amend the act entitled 'An act to incorporate the Black Swamp Ditch Company,' passed at Dover, February 16, 1841,"

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

And,

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

The yeas and nays were ordered,

Which, being taken, were as follows:

Yeas—Messrs. Bacon, Bancroft, Bradford, Cooper Corbit, Davis, Eliason, Frame, Houston, Johnson of Kent, Jones, Lattomus, Pilling, Pratt, Raymond, Reed, Waples and Mr. Speaker—18.

Nays—None.

So the question was decided in the affirmative,

And the bill, having received the constitutional majority,

Passed the House.

Ordered to the Senate for concurrence.

On motion of Mr. Cooper,

The Senate bill entitled,

"An act to divorce Ann Long and Phillip Long, from the bonds of matrimony,"

Was read a third time, and by paragraphs,

And

Passed the House.

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

Mr. Corbit, from the Committee on Enrollment, reported the following enrolled House bills as being duly and correctly enrolled, and presented the same to the Speaker of the House for his signature, to wit:

"An act to incorporate the Jordan Branch Ditch Company ;"

"An act relating to liens ;"

"An act to incorporate the Wilmington Steam Brick Manufacturing Company ;"

"An act to incorporate the New York and Baltimore Express Steamboat Company ;"

"An act to incorporate the Watson Collegiate Institute, Milford, Delaware ;"

"An act in relation to the Brandywine Water Power Company ;"

"An act to authorize the opening of a new public road in Mispillion hundred, Kent county ;"

"An act to incorporate the Dover Manufacturing and Canning Company ;"

"An act for the protection of sheep in New Castle county ;"

"An act to incorporate Washington Council, No. 4, of the Order of United American Mechanics of the State of Delaware ;"

"An act to incorporate the Delaware Leather Manufacturing and Belting Company," and

"An act to incorporate the Farmers' Mutual Fire Insurance Company of the State of Delaware,

Mr. Corbit, from the same committee, also reported the following enrolled Senate joint resolution as being duly and correctly enrolled, and presented the same to the Speaker of the House for his signature, to wit:

"Joint resolution in relation to receiving no more new business."

On motion of Mr. Corbit,

The Senate bill entitled,

"An act to incorporate the Diamond State Loan Association,"

Was read a second time by its title.

Mr. Davis, on behalf of the Committee on Corporations, to whom was recommitted the Senate bill entitled,

"An act to incorporate the Hollywood Cemetery of Harrington, Kent county,"

Reported the same back to the House with an amendment,

Which,

On his motion,

Was read, as follows :

Amend the bill by striking out the enacting clause, and also the words "the authority aforesaid," in line first, Section 1, and inserting between the words "by" and "that," in said line, the words following, to wit: "The Senate and House of Representatives of the State of Delaware in General Assembly met, (two-thirds of each branch concurring therein)."

And further,

On motion of Mr. Davis,

The amendment was

Adopted.

The question pending being on the adoption of Section 1 of the bill, as amended,

It was decided in the affirmative,

And Section 1 was

Adopted.

Section 2 having been read,

And,

Pending the question, "Shall that be Section 2 of the bill?"

Mr. Davis moved

That the bill be recommitted to the Committee on Corporations,

Which motion

Prevailed,

And the Senate bill was

Recommitted.

On motion of Mr. Bancroft,

The House bill entitled,

"An act to incorporate the Delaware Trust Company,"

Was taken up for consideration.

Whereupon,

On motion of Mr. Bancroft,

The Senate amendment to the House bill under consideration,

Was read, as follows :

IN SENATE, }
March 11, 1867. }

Amend the bill by striking out the word "public," in the second

line of Section 6, and inserting in lieu thereof the word "private." Also strike out all between the word "act," in the second line, and the word "and," in the fifth line of said section.

(Extract from Journal.)

J. L. WOLCOTT,

(For concurrence.)

Clerk of Senate.

And further,

On motion of Mr. Bancroft,

The Senate amendment

Was

Concurred in.

Ordered that the Senate be informed thereof.

Mr. Wolcott, Clerk of the Senate, being admitted, informed the House that the Senate had concurred in the House joint resolution rescinding the joint resolution of adjournment, and extending the session,"

And returned the same to the House.

On motion of Mr. Frame,

The Senate bill entitled,

"An act to divorce Martha A. Massey from her husband, Nathaniel Massey,"

Was read a second time by its title,

And further,

On motion of Mr. Frame,

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

And

Passed the House.

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

Mr. Johnson of Kent, from the Committee on Roads and Highways, to whom was recommitted the House bill entitled,

"An act to authorize the laying out a public road in Kent county,"

Reported the same back to the House, with an amendment,

Which,

On his motion,

Was read, as follows :

Amend the bill by inserting, between the word "and" of line three of Section 1 and the word "with" at the beginning of line four of

same section, the following words, to wit: "determine whether there is need of such public road for public travel, and if they in their judgment should so determine, they shall."

And further,

On motion of Mr. Johnson of Kent,

The amendment was

Adopted.

Whereupon,

Mr. Johnson of Kent moved

That the bill be read a third time, and by paragraphs, as amended, in order to pass the House.

Which motion

Prevailed.

Section 1 of the bill having been read,

And,

On the question, "Shall that be Section 1 of the bill?"

It was decided in the negative,

And Section 1 was

Lost,

And the bill was

Lost.

On motion of Mr. Jones,

The Senate bill entitled,

"An act to authorize the Recorder of Deeds, in and for Sussex county, to procure a new seal of office,"

Was read.

On motion of Mr. Lattomus,

The vote by which the House bill entitled,

"An act to regulate the selling of Indian Meal,"

Was lost was

Reconsidered.

The question pending being, "Shall that be Section 1 of the bill?"

It was decided in the affirmative,

And Section 1 was

Adopted.

The title of the bill having been read and adopted,

And,

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

Mr. Johnson of Kent, called for the yeas and nays,

Which, being taken, were as follows:

Yeas—Messrs. Bradford, Cooper, Davis, Jones, Lattomus, Pilling, Pratt, Raymond, Waples and Mr. Speaker—10.

Nays—Messrs. Bancroft, Corbit, Eliason, Johnson of Kent, Johnson of Sussex and Reed—6.

So the question was decided in the affirmative,

And the bill

Passed the House.

Ordered to the Senate for concurrence.

On motion of Mr. Pilling,

The Senate bill entitled,

“An act to divorce Ida A. W. Poulson and her husband, William C. T. Poulson, from the bonds of matrimony,”

Was read,

And further,

On his motion,

The bill was read a second time by its title by special order of the House.

On motion of Mr. Pratt,

The Senate bill entitled,

“An act to enable Martin F. Allaband to straighten and put in good order a public road on his own land at his own expense,”

Was read,

And,

On his further motion,

Was read a second time by its title, by special order of the House.

On motion of Mr. Raymond,

The House bill entitled,

“An act to incorporate the Bright’s and Haynes’ Glades Ditch Company,”

Was read a second time by its title.

On motion of Mr. Reed,

The House bill entitled,

“An act to authorize the laying out a public road in Kent county,”

Was read a third time, and by paragraphs,

And

Passed the House.

Ordered to the Senate for concurrence.

Mr. Raymond moved

That when the House adjourns this day it adjourn to meet to-morrow morning at 9 o'clock.

Which motion

Prevailed.

On motion of Mr. Bacon,

The Senate bill entitled,

"An act to revive and continue in force the act entitled, 'An act to enable Josiah W. Collins, John W. Short and Burton West to locate certain vacant lands in Broad Creek hundred, Sussex county, Delaware, and complete their title to the same,' passed at Dover, February 18, 1861,"

Was read a second time by its title.

On motion,

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

FRIDAY, March 15, 1867—9 o'clock, A. M.

The House met pursuant to adjournment.

Prayer by the Chaplain.

Mr. Raymond moved

That when the House adjourns, it adjourns to meet at 8½ o'clock on Monday evening next,

Which motion *Prevailed.*

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

"An act establishing a college for agricultural and mechanic arts in this State ;"

"An act to authorize the opening and making a new public road in Mispillion hundred, Kent county ;"

"An act to incorporate the Meredith Branch Ditch Company ;"

"An act to authorize John W. Connoway to alter and straighten a public road in Nanticoke hundred, at his own expense ;"

"An act appointing commissioners to lay out a new public road in Kent county ;

"An act to authorize the laying out a public road in Cedar Creek hundred, in Sussex county," and

"An act supplemental to the act entitled, 'An act to incorporate the Cooper Cemetery, of Murderkill hundred, Kent county,' passed at Dover, March 5, 1867."

And returned the same to the House.

On motion of Mr. Booth,

The House bill entitled,

"An act to amend Chapter 68 of the Revised Statutes of the State of Delaware, concerning retailers of goods and of peddlers,"

Was read a second time by its title.

Mr. Bancroft presented the claim of Zadock L. Butler against the State,

Which,

On his motion,

Was read,

And,

On his further motion,

Was referred to the Committee on Claims.

On motion of Mr. Bradford,

The House bill entitled,

"A supplement to the act entitled, 'An act for incorporating the Friendship Fire Company, of the Borough of Wilmington,'"

Was taken up for consideration,

And further,

On his motion,

The Senate amendment to the bill was read, as follows :

IN SENATE, }
March 11, 1867. }

Amend the bill by striking out the word "public," in the second line of Section 2, and insert in lieu thereof the word "private."

(Extract from Journal.)

J. L. WOLCOTT,

(For concurrence.)

Clerk of Senate.

Whereupon,

Mr. Bradford moved

That the Senate amendment be non-concurred in.

Which motion

Prevailed,

And the amendment was

Non-concurred in.

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

Mr. Cooper, from the special committee, to whom were referred the joint resolutions appointing Zadock L. Butler to take charge of the Senate Chamber and the Hall of the House of Representatives,

Reported the same back to the House without amendment, and with the recommendation that they pass.

And, thereupon,

Mr. Cooper moved

That the joint resolutions be adopted.

On the question,

Mr. Allderdice called for the yeas and nays,

Which, being taken, were as follows :

Yeas—Messrs. Bacon, Booth, Bradford, Cooper, Corbit, Davis, Eliason, Johnson of Kent, Lattomus, Raymond, Reed, Waples and Mr. Speaker—13.

Nays—Messrs. Allderdice, Bancroft and Pilling—3.

So the question was decided in the affirmative,

And the joint resolutions

Were

Adopted.

Ordered to the Senate for concurrence.

On motion of Mr. Corbit,

The Senate bill entitled,

“An act to incorporate the Delaware Mutual Life Insurance Company,”

Was read a second time by its title.

On motion of Mr. Davis,

The House bill entitled,

“A supplement to the act entitled, ‘An act to improve the navigation of Cedar Creek,’ passed at Dover, February 19, 1847,”

Was taken up for consideration,

Whereupon,

Mr. Reed offered an amendment to the bill,

Which,

On his motion,

Was read, as follows :

Amend by striking out Section 8 of the bill.

And further,

On his motion,

The amendment was

Adopted.

And, thereupon,

Mr. Davis moved

That the bill be read a third time, and by paragraphs, as amended, in order to pass the House.

Pending which question,

Mr. Alderdice moved

That the House do now adjourn,

Which motion

Prevailed.

And the House adjourned until Monday evening next, at half-past eight o'clock.

MONDAY, March 18, 1867—8½ o'clock, P. M.

The House met pursuant to adjournment.

On motion of Mr. Bacon,

The Senate bill entitled,

"An act to revive and continue in force the act entitled, 'An act to enable Josiah W. Collins, John W. Short and Burton West to locate certain vacant land in Broad Creek hundred, Sussex county, Delaware, and complete their title to the same,' passed at Dover, February 18, 1851,"

Was read a third time, and by paragraphs,

And

Passed the House.

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

Mr. Bancroft presented the claim of Messrs. Jenkins & Atkinson against the State of Delaware,

Which,

On his motion,

Was read,

And further,

On motion of Mr. Bancroft,

Was referred to the Committee on Claims.

Mr. Bradford moved

That the House do now adjourn,

Which motion was

Lost.

On motion of Mr. Lattomus,

The Senate bill entitled,

"A supplement to the act entitled, 'An act in relation to Free Schools,' passed at Dover, March 3, 1857,"

Was read a second time by its title.

Mr. Bradford moved,

That the House do now adjourn,

Which motion was

Lost.

On motion of Mr. Raymond,

The House bill entitled,

"A further additional supplement to the act entitled, 'An act for establishing the boundaries of the Town of Dover, and for other purposes therein mentioned,' passed at Dover, March 2, 1853,"

Was read a second time by its title.

Mr. Reed, from the Committee on Enrollment, reported the following enrolled House bills as being duly and correctly enrolled, and presented the same to the Speaker of the House for his signature, to wit:

"An act to incorporate the Lobdell Car Wheel, Tire and Machine Company;" and

"An act to incorporate the Newark and Avondale Railroad Company."

On motion of Mr. Reed,

The House bill entitled,

"An act to amend Chapter 572 of Volume 12 of the Laws of Delaware, entitled, 'An act for the benefit of Married Women,'"

Was read a second time by its title.

Mr. Reed offered a joint resolution in relation to the duties of the State Treasurer,

Which,

On his motion,

Was read,

And further,

On his motion,

The resolution was

Adopted.

Ordered to the Senate for concurrence.

On motion,

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

TUESDAY, March 19, 1867—10 o'clock, A. M.

The House met pursuant to adjournment.

Prayer by the Chaplain.

On motion of Mr. Bacon,

The Senate bill entitled,

"A supplement to the act entitled, 'An act to incorporate the Seaford Odd Fellows' Hall Company, at Seaford,' passed at Dover, February 7, 1862,"

Was read,

And,

On his further motion,

Was read a second time by its title, by special order of the House.

Mr. Wolcott, Clerk of the Senate, being admitted, returned the following enrolled House bills, the same having received the signature of the Speaker of the Senate, to wit:

"An act to revive and reenact a private act entitled, 'An act to enable James W. Smith to locate certain vacant land, situated in Broad Creek hundred, Sussex county, and to complete his title to the same,' passed at Dover, February 18, 1863;"

"A further supplement to the act entitled, 'An act to incorporate the Delaware Railroad Company,' republished among the acts of 1849;"

"An act to incorporate the Home Loan Association ;"

"An act to authorize the sale of certain real estate in New Castle county, late of Elijah Hollingsworth, deceased ;"

"An act to supply an omission herein mentioned ;"

"An act to incorporate the Milford Neck Ditch Company ;"

"An act to incorporate the Town of Milford ;"

"An act to amend Section 2 of Chapter 4 and Section 2 of Chapter 6 of the Revised Code ;"

"An act authorizing John Williams to vacate a private road in Mispillion hundred, Kent county ;" and

"An act to divorce Catharine M. Crock, late Catharine M. Kemp, and her husband, Michael Crock, from the bonds of matrimony."

He also presented, for the signature of the Speaker of the House, the following enrolled Senate bills and joint resolution, the same having received the signature of the Speaker of the Senate, to wit :

"An act to amend Chapter 66 of the Eleventh Volume of the Delaware Laws, entitled, 'An act in relation to public roads and highways in Mill Creek hundred, in New Castle county ;'"

"An act to amend Section 14 of Chapter 60 of the Revised Code, in regard to the compensation of Road Commissioners, in New Castle county ;"

"An act to revive and continue in force and amend an act entitled, 'An act to incorporate the town of Milton ;'"

"An act concerning free negroes and free mulattoes ;"

"An act to divorce Rebecca Lilly from her husband, Henry Lilly ;" and

"Joint resolution of adjournment."

He also informed the House that the Senate had requested the return to that body of the House bill entitled,

"An act authorizing the construction of a drawbridge over the Christiana river, at a point at or near Third street, in the City of Wilmington."

On motion of Mr. Bradford,

The House bill entitled,

"An act authorizing the construction of a drawbridge over the Christiana River, at a point at or near Third street, in the City of Wilmington,"

Was ordered to be returned to the Senate in pursuance of the request of that body.

Mr. Bacon presented the petition of John P. Springer, and other citizens of the City of Wilmington, praying the passage of a general license law,

Which,

On his motion,

Was read.

Mr. Wolcott, Clerk of the Senate, being admitted, informed the House that the Senate had adhered to its amendment to the House bill entitled,

"An act to amend the act entitled, 'An act authorizing the laying out of certain roads in Duck Creek hundred, in Kent county.'"

And also that the Senate had appointed a Committee of Conference upon the disagreement between the two Houses, and requested the appointment of a like committee on the part of the House; and that Messrs. Bewley, Paynter and Ellison were appointed said committee on the part of the Senate.

On motion of Mr. Reed,

The House resolved itself into Committee of the Whole, for the consideration of the House bill entitled,

"An act to raise revenue and provide for the current expenses of the State Government,"

With leave to amend any part of the bill.

Mr. Waples in the chair.

After some time spent in consideration of the bill,

On motion of Mr. Reed,

The Committee rose.

Mr. Waples, chairman of the Committee of the Whole, reported back the bill with sundry amendments,

Which,

On his motion,

Were read, as follows :

Amend the bill by striking out of line nine, Section 1, the words "manufacturing vinous, spirituous or malt liquors, or."

Amend the bill by striking out lines eleven and twelve of Section 3 and inserting in lieu thereof the following: "Every license provided for by the act passed at Dover, March 3, 1857, each applicant therefor shall pay one hundred per cent. additional for each and every said license required in said act."

Amend the bill by striking out all of Section 5 from and including the word "every," after the word "act," in line thirty-three of said section.

Amend Section 3, line six of the bill, by inserting after the word "dollars" the following, to wit: "Unless such goods are manufactured in this State."

And further,

On motion of Mr. Reed,

The amendments were

Adopted.

On motion of Mr. Davis,

The House bill entitled,

"A supplement to the act entitled, 'An act to improve the navigation of Cedar Creek,' passed at Dover, February 19, 1867,"

Was taken up for consideration.

The question being, "Shall the bill be read a third time, and by paragraphs, in order to pass the House?"

Pending that question,

Mr. Davis presented the petition of Nathan Pratt and others for, and the remonstrance of Thomas J. Davis and others against the passage of said bill,

Which,

On his motion,

Were read,

Whereupon,

On his further motion,

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

On motion of Mr. Lattomus,

The Senate bill entitled,

"A supplement to the act entitled, 'An act in relation to Free Schools,' passed at Dover, March 3, 1857,"

Was read a third time, and by paragraphs,

And

Passed the House.

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

On motion of Mr. Pratt,

The Senate bill entitled,

"An act to enable Martin F. Allaband to straighten and put in good order a public road on his own land at his own expense,"

Was read a third time, and by paragraphs,

And

Passed the House.

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

On motion of Mr. Reed,

The House bill entitled,

"An act to amend Chapter 572 of Volume 12 of the Laws of Delaware, entitled, 'An act for the benefit of Married Women,'"

Was read a third time, and by paragraphs,

And

Passed the House.

Ordered to the Senate for concurrence.

On motion of Mr. Waples,

The Senate bill entitled,

"An act to incorporate the Morris Branch and Beaver Branch Banking Company,"

Was taken up for consideration.

And, thereupon,

Mr. Waples offered an amendment to the bill under consideration,

Which,

On his motion,

Was read, as follows :

Amend the bill by striking out all after the word "therein," in the third line of Section 1, and inserting in lieu thereof as follows, to wit :

"That the owners of the marsh, cripple and low lands in Appoquinimink hundred, New Castle county, and State of Delaware, situate upon and contiguous to Morris Branch, and the several branches emptying into the same, and lying eastwardly of the public road leading from the Odessa and Smyrna road to Thoroughfare Neck, shall compose a company to be called the "Morris Branch

and Beaver Branch Banking Company," for the purpose of banking, draining, ditching and reclaiming the said marsh, cripple and low lands.

"SECTION 2. *And be it further enacted,* That Joshua B. Fennimore, Jacob Deakyne and John M. Voshell are hereby appointed Commissioners, whose duty it shall be, within sixty days after the passage of this act, to go upon and view the said premises, and lay out such ditches, banks and sluices as they may deem necessary for the purpose of draining and reclaiming said marsh, cripple and low land in a manner most conducive to the general benefit of the owners thereof. And said Commissioners shall estimate the cost of such ditches, bank and sluices, and determine from whose land the earth necessary for said banks shall be taken, and the damages which will be sustained by any owner or owners by reason of the construction of said ditches, banks or sluices, or by reason of the taking of earth necessary for said banks, and such damages shall be paid or tendered to the person or persons entitled to the same before the said works shall be made. And said Commissioners shall ascertain all the owners of said marsh, cripple and low lands, and the quantity held by each, and shall appraise the same, having regard in such appraisal to the benefit to be received by each owner; and said appraisal shall be the valuation upon which all taxes shall be assessed and levied under this act. And said Commissioners shall make a certificate under their hands, containing a description of the banks, ditches and sluices which they may deem necessary to be made, and the estimated cost thereof, and the names of the owners of the land from which the earth necessary for said banks shall be taken, and the damages which will be sustained by any owner or owners as aforesaid, and the names of all the owners of said marsh, cripple and low land, and the quantity held by each, and their appraisal of the same. And said Commissioners shall return said certificate to the Recorder's office, at New Castle, there to be recorded, and said certificate shall be final and conclusive upon all parties. And said certificate, when recorded, shall be delivered to the managers of said company, and said certificate, or a certified copy of the record thereof, shall be competent evidence in all cases. And in case any of said Commissioners, or any of the Commissioners hereafter to be appointed, shall die, resign or refuse to act, before all the duties assigned to them under this act shall have been performed, any judge of this State may, upon the petition of a majority of said owners, fill said vacancy or vacancies by the appointment of a suitable person or persons. Said Commissioners may employ a skillful and disinterested Surveyor to aid them in the performance of their duties under this act, and said Commissioners and Surveyor shall, before going upon said premises as aforesaid, be severally sworn or affirmed before a justice of the peace of this State, to perform their duties respectively under this act with impartiality and fidelity. All of said

Commissioners shall act, but a majority may do or determine any matter. Said Commissioners shall give at least five days' notice of the time when they will go upon said premises to view the same, by advertisements set up in at least five of the most public places in the neighborhood of said premises.

"SECTION 3. *And be it further enacted*, That the Commissioners shall, within thirty days from the return of their certificate to the Recorder's office as aforesaid, call a meeting at the Delaware House, in the town of Smyrna, of the owners of said marsh, cripple and low lands, for the purpose of choosing three managers, one of whom shall, by said owners, also be chosen Treasurer. And said Commissioners shall give at least ten days' notice of the time and place of said meeting by advertisements set up in at least five of the most public places in the neighborhood of said premises. And the managers shall annually thereafter, in the same manner, call a meeting of said owners for the same purpose, on the first Tuesday in April, at the same place, or in such other place as the said owner shall have designated at any previous meeting. And every manager and Treasurer who may be chosen under this act, shall continue in office until the first Tuesday in April next after his election, and until his successor shall be chosen. Said managers and Treasurer shall be chosen by ballot, and by a majority of the votes cast, but no person shall be elected to, or hold either of said offices who is not the owner of at least five acres of marsh, cripple or low land within the bounds of said company and liable to tax under this act. And any annual meeting may be adjourned from time to time, and other meetings may be called by the managers at such times and places as they may designate by giving ten days' notice thereof as aforesaid. And if the managers or Treasurer, or any of them, shall not be chosen at an annual meeting, such officer or officers may be chosen at an adjourned meeting, or any meeting called for that purpose as aforesaid. And if any manager or Treasurer shall die, resign, or neglect or refuse to act, a vacancy may be declared, and such vacancy filled at an adjourned meeting or any other meeting called for that purpose as aforesaid. And at all meetings of the said company every owner shall be entitled to cast one vote for every five dollars of the assessed value of the marsh, cripple or low land, within the bounds of said company belonging to him, her or them, and liable to tax under this act: *Provided, however*, That the owners of individual interests shall be deemed a single owner: and every infant owner may vote by his guardian, and every owner may vote by proxy duly appointed by writing under his or her hand.

"SECTION 4. *And be it further enacted*, That it shall be the duty of the managers of said company to make such ditches, banks and sluices as shall be laid out and designated by said Commissioners, as aforesaid, and they shall cleanse and repair the same when necessary,

and shall have power to enter upon and take from the land designated by said Commissioners the earth necessary for said banks, and they shall have all other needful powers for the purposes aforesaid. And all payment shall be made by orders drawn by two managers upon the Treasurer, and every order shall specify the service or purpose for which it is drawn. And the Treasurer shall keep a regular account of all his receipts and expenditures and render the same to the company at the annual meeting, or at such other times as they may designate.

"SECTION 5. *And be it further enacted*, That the managers shall from time to time determine what sum of money it will be necessary and expedient to raise for the purpose of constructing, cleaning and repairing the ditches, banks and sluices laid out by said Commissioners, and for the payment of such other expenses as may be authorized by this act; and they shall thereupon apportion and assess such sum upon and among the several owners of said marsh, cripple and low lands, according to the valuation made by the commissioner ~~as~~ aforesaid, and at a certain rate upon such valuation. And said managers shall thereupon make out a list, under their hands, showing the assessment of each owner, and the amount of the tax he is liable to pay, and shall deliver the same to the Treasurer; and such list shall be his sufficient warrant and authority for collecting the several taxes thereon mentioned: *Provided, however*, That the whole amount of the tax levied under this act, during the year commencing with the date of the return of the Commissioners' certificate to the Recorder's office as aforesaid, shall not exceed the sum of two thousand dollars, and that the whole amount of said tax which may be levied during any subsequent year, shall not exceed the sum of one thousand dollars.

"SECTION 6. *And be it further enacted*, That the Treasurer, before he enters upon the duties of his office, shall give bond to the company by their corporate name, with at least one sufficient surety, to be approved by the other managers, in a penal sum of three thousand dollars, conditioned that he shall pay all moneys that shall come to his hand by virtue of this act to such person or persons as the other managers may order and direct, and shall exhibit to the members of said company a true and faithful account of his receipts and payments at every annual meeting of the company, and at such other times as the said company may direct, and shall, when he ceases to be treasurer, deliver all moneys, books and papers belonging to said company to his successor in office; and shall, in all things, faithfully perform the duties of his said office, according to the true intent and meaning of this act.

"SECTION 7. *And be it further enacted*, That the Treasurer shall, within ten days after he shall receive said list of taxes as aforesaid, deliver to such owner, or forward to him by mail, a written notice

of the amount of the tax which he is liable to pay, and if such tax shall remain unpaid for the space of thirty days after such notice, said Treasurer may, and shall proceed to levy and collect such tax, in the same manner, and by the same means as are provided by law for the collection and recovery of county taxes: *Provided, however,* That said Treasurer shall advertise at least thirty days before the day of sale: *And provided further,* That no tax shall be demanded after the expiration of three years from the time when the same shall be first payable. And the Treasurer shall have the same powers to collect and levy all unpaid taxes upon any list delivered to a former treasurer, as the treasurer had to whom said list was originally delivered.

"SECTION 8. *And be it further enacted,* That if any person shall wilfully or negligently injure any of the banks, sluices, or other works of said company, every person so offending shall, for each and every offence, forfeit and pay to said company the sum of one hundred dollars, and also the damages sustained by said company, by reason of such injuries, to be recovered before any Justice of the Peace in New Castle county, in the same manner as debts under one hundred dollars are by law recoverable; and jurisdiction for this purpose is hereby given to each Justice of the Peace of said county.

"SECTION 9. *And be it further enacted,* That each Commissioner shall receive the sum of three dollars, and each manager shall receive the sum of two dollars for every day actually spent by him in the discharge of his duties under this act: *Provided, however,* That the whole compensation of all the managers, exclusive of compensation to the Treasurer for his services as Treasurer for the year in which the same bank and sluice shall be constructed, shall not exceed the sum of one hundred dollars, and for any subsequent year shall not exceed the sum of fifty dollars. And the surveyor employed by the Commissioners shall have such compensation as shall be agreed upon by them. And the Treasurer shall have such compensation as shall be agreed upon by the other managers, not exceeding eight per cent. on all moneys collected by him.

"SECTION 10. *And be it further enacted,* That the owners of the said marsh, cripple and low lands, and their successors in title to the same, are hereby incorporated for the purposes in this act mentioned, under the name of 'The Morris Branch and Beaver Branch Banking Company,' and under and by that name shall be able to sue and be sued, plead and be impleaded in any court of law or equity in this State; and shall have and enjoy all the rights, incidents and privileges common to such corporations.

"SECTION 11. *And be it further enacted,* That this act shall be deemed and taken to be a private act, and the power to alter or revoke the same is hereby reserved to the Legislature."

And further,

On motion of Mr. Waples,

The amendment was

Adopted.

Whereupon,

Mr. Waples moved,

That the Senate bill be read a third time, and by paragraphs, as amended, in order to pass the House,

Which motion

Prevailed.

And

And, on the question, "Shall this bill pass the House?"

The yeas and nays were ordered,

Which, being taken, were as follows :

Yeas—Messrs. Bacon, Bancroft, Booth, Bradford, Cooper, Davis, Frame, Houston, Johnson of Kent, Johnson of Sussex, Lattomus, Pilling, Pratt, Reed, Waples and Mr. Speaker—16.

Nays—None.

So the question was decided in the affirmative,

And the bill, having received the constitutional majority,

Passed the House.

Ordered that the Senate be informed thereof, and its concurrence in the House amendment requested.

On motion of Mr. Bacon,

The Senate bill entitled,

"An act to prevent the running at large of horses, mules, colts, cattle, sheep, hogs and goats within the limits of the Town of Georgetown, in Sussex county,"

Was read,

And,

On his further motion,

The bill was read a second time by its title, by special order of the House.

On motion of Mr. Bancroft,

The Senate bill entitled,

"An act to incorporate the Diamond State Loan Association,"

H36

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

And,

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

The yeas and nays were ordered,

Which, being taken, were as follows :

Yeas—Messrs. Bacon, Bancroft, Booth, Bradford, Cooper Davis, Frame, Johnson of Kent, Johnson of Sussex, Lattomus, Pilling, Pratt, Reed, Waples and Mr. Speaker—15.

Nays—None.

So the question was decided in the affirmative,

And the bill, having received the constitutional majority,

Passed the House.

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

On motion of Mr. Bradford,

The Senate bill entitled,

"An act to divorce Ida A. W. Poulson and her husband, William C. T. Poulson, from the bonds of matrimony,"

Was read a third time, and by paragraphs,

And

Passed the House.

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

Mr. Reed, in pursuance of previous notice,

Asked,

And,

On motion of Mr. Cooper,

Obtained leave to introduce a bill entitled,

"An act to amend Chapter 190 of Volume 12 of the Laws of Delaware, 'Concerning Mechanic's Liens,'"

Which,

On motion of Mr. Reed,

Was read,

And,

On his further motion,

The bill was read a second time by its title by special order of the House.

On motion,

The House adjourned until 3 o'clock this afternoon.

SAME DAY—3 o'clock, P. M.

The House met pursuant to adjournment.

On motion of Mr. Cooper,

The Senate bill entitled,

"A supplement to an act entitled 'An act to amend an act entitled 'An act regulating the sale of intoxicating liquors, &c.,' passed at Dover, February 13, 1866,"

Was read,

And,

On his further motion,

Was read a second time by its title, by special order of the House.

Mr. Davis, on behalf of the Committee on Corporations, to whom was recommitted the Senate bill entitled,

"An act to incorporate the Hollywood Cemetery of Harrington Kent county,"

Reported the same back to the House with an amendment,

Which,

On his motion,

Was read, as follows :

Amend the bill by striking out the enacting clause, and also the words "the authority aforesaid," in line 1, Section 1, and inserting between the words "by" and "that," in said line, the words following, to wit: "The Senate and House of Representatives of the State of Delaware in General Assembly met, (two-thirds of each branch concurring therein,)"

And,

On his further motion,

The amendment was

Adopted,

And further,

On motion of Mr. Davis,

The bill was read a third time, and by paragraphs, as amended, in order to pass the House,

And,

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

The yeas and nays were ordered,

Which, being taken, were as follows :

Yeas—Messrs. Bacon, Booth, Bradford, Cooper, Corbit, Davis, Frame, Johnson of Kent, Johnson of Sussex, Lattomus, Pilling, Pratt, Reed, Waples and Mr. Speaker—15.

Nays—None.

So the question was decided in the affirmative,

And the bill, having received the constitutional majority,

Passed the House.

Ordered that the Senate be informed thereof, and its concurrence in the House amendment requested.

On motion of Mr. Johnson of Kent,

The House bill entitled,

"An act to incorporate the Bright's and Haynes' Glades Ditch Company,"

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

And,

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

The yeas and nays were ordered,

Which, being taken, were as follows :

Yeas—Messrs. Bacon, Booth, Bradford, Cooper, Corbit, Davis, Frame, Johnson of Kent, Johnson of Sussex, Lattomus, Pilling, Pratt, Reed, Waples and Mr. Speaker—15.

Nays—None.

So the question was decided in the affirmative,

And the bill, having received the constitutional majority,

Passed the House.

Ordered to the Senate for concurrence.

Mr. Wolcott, Clerk of the Senate, being admitted, returned the following enrolled House bills, the same having received the signature of the Speaker of the Senate, to wit :

"An act to incorporate Washington Council, No. 4, of the Order of United American Mechanics of the State of Delaware ;"

"An act for the protection of sheep in New Castle county ;" and

"An act to incorporate the Delaware Leather Manufacturing and Belting Company."

He also informed the House that the Senate had concurred in the following House bills and joint resolution, to wit :

"An act in relation to the Clerk of the Peace in and for New Castle county ;"

"An act authorizing the laying out a public road in Little Creek hundred, in Sussex county ;"

"An act to incorporate the Diamond State Mutual Life Insurance Company," and

"Joint resolution appointing Zadock L. Butler to take charge of the Senate Chamber and the Hall of the House of Representatives."

And returned the same to the House.

He also informed the House that the Senate had passed and requested the concurrence of the House in the following joint resolutions, to wit :

"Joint resolution appropriating six hundred dollars to pay the contingent expenses of the office of Secretary of State," and

"Joint resolution in regard to the office of Secretary of State,"

And presented the same to the House.

On motion of Mr. Lattomus,

The House bill entitled,

"An act to amend Chapter 55 of the Revised Code of the State of Delaware,"

Was read a third time, and by paragraphs,

And

Passed the House.

Ordered to the Senate for concurrence.

On motion of Mr. Pratt,

The House bill entitled,

"An act to incorporate a State Dental Society,"

Was read a third time, and by paragraphs, with a view to pass the House.

Sections 1, 2, 3, 4, 5 and 6 having been read and adopted, and Section 7 read,

On the question, "Shall that be Section 7 of the bill?"

The yeas and nays were ordered,

Which, being taken, were as follows :

Yeas—Messrs. Booth, Bradford, Cooper, Houston, Pratt, Reed Waples and Mr. Speaker—8.

Nays—Messrs. Bacon, Corbit, Davis, Johnson of Kent, Johnson of Sussex, Lattomus, Pilling and Raymond—8.

So the question was decided in the negative,

And Section 7 of the bill was

Lost.

The title having been read and adopted,

And,

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

The yeas and nays were ordered,

Which, being taken, were as follows :

Yeas—Messrs. Bacon, Booth, Bradford, Cooper, Corbit, Davis, Houston, Johnson of Kent, Johnson of Sussex, Lattomus, Pilling, Pratt, Raymond, Reed, Waples and Mr. Speaker—16.

Nays—None.

So the question was decided in the affirmative,

And the bill, having received the constitutional majority,

Passed the House.

Ordered to the Senate for concurrence.

On motion of Mr. Raymond,

The House resolved itself into Committee of the Whole for the consideration of the House bill entitled,

"An act to raise revenue and provide for the current expenses of the State Government."

Mr. Waples in the chair.

After some time spent in consideration of the bill,

On motion of Mr. Reed,

The Committee rose.

Mr. Waples, chairman of the Committee of the Whole, reported back the bill with sundry amendments,

Which,

On his motion,

Were read, as follows :

Amend the bill by striking out these words in line 5 and line 9 of Section 6, to wit: "*Manufacturing vinous, spiritous, or malt liquors.*"

Also strike out the words "no license granted to the manufacturers of any vinous, spiritous, or malt liquors shall authorize him, her or them to sell the same, but a distinct and separate license therefor shall be required," occurring in lines 42, 43 and 44 of Section 6 of the bill.

Amend by adding after the word "samples," in line 16 of Section 5, these words, "unless the same be manufactured in this State."

Add the following section to the bill :

"SECTION 22. *And be it further enacted*, That all persons now doing business under licenses heretofore granted shall, upon the expiration of the period for which they were granted, be allowed to take out, if desired, fractional license up to the first of June next ensuing after this act shall take effect."

Amend the bill by making such changes in the numbering of sections as are rendered necessary by such amendments as have been made to the bill.

On motion of Mr. Reed,

The amendments were

Adopted.

-Mr. Reed

Asked,

And,

Obtained the unanimous consent of the House to introduce a bill entitled,

"An act to incorporate the Dover Academy, and for other purposes,"

Which,

On his motion,

Was read,

And further,

On his motion,

Was read a second time by its title by special order of the House,
And

On the further motion of Mr. Reed,

The bill was read a third time, and by paragraphs, by special order,
with a view to pass the House.

And,

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

The yeas and nays were ordered,

Which, being taken, were as follows :

Yeas—Messrs. Bacon, Booth, Bradford, Cooper, Corbit, Davis,
Houston, Johnson of Kent, Jones, Lattomus, Pilling, Pratt, Ray-
mond, Reed, Waples and Mr. Speaker—16.

Nays—None.

So the question was decided in the affirmative,

And the bill, having received the constitutional majority,

Passed the House.

Ordered to the Senate for concurrence.

On motion of Mr. Bacon,

The Senate bill entitled,

"An act to authorize the Recorder of Deeds, in and for Sussex
county, to procure a new seal of office,"

Was read a second time by its title.

And further,

On motion of Mr. Bacon,

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

And

Passed the House.

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

Mr. Bradford

Asked,

And,

On motion of Mr. Reed,

Obtained leave to introduce a bill entitled,

"An act to incorporate the Delaware Boot and Shoe Manufacturing Company,"

Which,

On motion of Mr. Bradford,

Was read,

And further,

On his motion,

Was read a second time by its title, by special order of the House.

And,

On the further motion of Mr. Bradford,

The bill was read a third time, and by paragraphs, by special order, with a view to pass the House.

And,

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

The yeas and nays were ordered,

Which, being taken, were as follows :

Yeas—Messrs Bacon, Booth, Bradford, Cooper, Corbit, Davis, Houston, Johnson of Kent, Jones, Lattomus, Pilling, Pratt, Raymond, Reed, Waples and Mr. Speaker—16.

Nays—None.

So the question was decided in the affirmative,

And the bill, having received the constitutional majority,

Passed the House.

Ordered to the Senate for concurrence.

On motion of Mr. Cooper,

The House bill entitled,

"An act to amend Chapter 125 of the Revised Statutes of the State of Delaware,"

Was taken up for consideration.

Whereupon,

Mr. Cooper offered an amendment to the bill under consideration,
Which,

On his motion,

Was read, as follows :

Amend the bill by striking out all after the enacting clause, and insert in lieu thereof the following : That Section 18 of Chapter 125 of the Revised Statutes of the State of Delaware be and the same is hereby amended by striking out all after the word "constable," in said section, and insert in lieu thereof the following :

"For attendance upon the Superior Court, Court of Oyer and Terminer and Court of General Sessions of the Peace and Jail Delivery, each day, to be paid by the County Treasurer upon certificate of attendance under the hand of the Clerk, the sum of two dollars, and three cents per mile going and returning.

"A constable shall not be allowed for attendance upon two Courts sitting at the same time.

"For attendance in the Levy Court each day, to be paid by the county, two dollars, and three cents per mile going and returning.

"For attendance as bailiff or petit or special jury during trial until verdict, fifty cents.

"SECTION 2. *And be it further enacted*, That Section 19 of said Chapter be and the same is hereby amended by striking out all after the word bailiff, in said section, and inserting in lieu thereof the following :

"For attendance upon a Court by a bailiff not being a constable, two dollars per day, and three cents per mile going and returning, to be paid by the County Treasurer upon certificate of attendance under the hand of the Clerk of the Court."

On motion of Mr. Cooper,

The amendment was

Adopted.

And, thereupon,

On his further motion,

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

And

Passed the House.

Ordered to the Senate for concurrence.

Mr. Corbit

Asked,

And,

Obtained the unanimous consent of the House to introduce a bill entitled,

"An act to incorporate the Kirkwood Loan Association in Red Lion hundred, New Castle county,"

Which,

On his motion,

Was read,

And,

On his further motion,

Was read a second time by its title, by special order of the House,

And further,

On motion of Mr. Corbit,

The bill was read a third time, and by paragraphs, by special order, with a view to pass the House.

And,

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

The yeas and nays were ordered,

Which, being taken, were as follows :

Yeas—Messrs. Bacon, Booth, Bradford, Cooper, Corbit, Davis, Houston, Johnson of Kent, Jones, Lattomus, Pilling, Pratt, Raymond, Reed, Waples and Mr. Speaker—16.

Nays—None.

So the question was decided in the affirmative,

And the bill, having received the constitutional majority,

Passed the House.

Ordered to the Senate for concurrence.

Mr. Corbit, from the Committee on Enrollment, reported the following enrolled House bills and joint resolutions as being duly and correctly enrolled, and presented the same to the Speaker of the House for his signature, to wit :

"An act to incorporate the Newark Woolen Manufacturing Company ;"

"An act to amend an act entitled, 'An act to amend Chapter 25 of the Revised Code, in relation to salaries of certain public officers,' passed at Dover, February 14, 1866 ;"

"A supplement to the act entitled, 'An act to change the location and straighten a certain road hereinafter mentioned ;"

"An act relating to county assessments in New Castle county ;"

"An act to amend Chapter 42 of the Revised Statutes of the State of Delaware, 'Of Free Schools ;'"

"An act to divorce Joshua Scotten and Sarah E. Scotten, his wife, from the bonds of matrimony ;"

"An act to revoke in part an act entitled, 'An act for the incorporation of the town of St. Georges ;'"

"An act to authorize Rev. William Warner and Garretson Saulsbury to straighten a public road ;"

"An additional supplement to an act entitled, 'An act to provide for the erection of a public bridge across Broad Creek, at the town of Laurel, in the County of Sussex ;'"

"An act in relation to the judgment and continuance dockets of the Superior Court of Kent county, and the general indexes to the same ;"

"Joint resolution rescinding the joint resolution of adjournment, and extending the session ;"

"Joint resolution in relation to the State Library ;"

"Joint resolution adjourning the two Houses of the General Assembly *sine die* ;" and

"Joint resolution appointing Edward K. Smith to purchase coal, wood, &c."

On motion of Mr. Davis,

The Senate bill entitled,

"An act to authorize the laying out a public road in Milford hundred,"

Was read,

And,

On his further motion,

Was read a second time by its title, by special order of the House,

And further,

On motion of Mr. Davis,

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

And

Passed the House.

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

On motion of Mr. Reed,

The Senate joint resolution appointing commissioners to examine the penitentiary system of the different States,

Was read.

Whereupon,

Mr. Reed offered amendments to the Senate resolution,

Which,

On his motion,

Were read, as follows :

Amend the joint resolution by striking out these words, to wit : " Henry G. Banning of New Castle county, and William Hitch of Sussex county," in lines four and five.

And also by striking out the words " they are," in line six, and inserting in lieu thereof the words " he is."

Strike out the letter " s" at end of word " commissioners" in line 6.

Strike out also the word " they" in last line but one, and insert in lieu thereof the word " he."

On motion of Mr. Reed,

The amendments were *Adopted,*

And further,

On his motion,

The Senate joint resolution, as amended,

Was *Concurred in.*

Ordered that the Senate be informed thereof, and its concurrence in the House amendments requested.

On motion,

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

WEDNESDAY, March 20, 1867—10 o'clock, A. M.

The House met pursuant to adjournment.

Prayer by the Chaplain.

On motion of Mr. Bacon,

The Senate bill entitled,

"An act to amend Chapter 61 of Volume 13 of the Delaware Laws,"

Was read a second time by its title,

And further,

On motion of Mr. Bacon,

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

And

Passed the House.

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

On motion of Mr. Bradford,

The Senate bill entitled,

"An act to incorporate the Delaware Mutual Life Insurance Company,"

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

And,

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

The yeas and nays were ordered,

Which, being taken, were as follows :

Yeas—Messrs. Bacon, Booth, Bradford, Cooper, Corbit, Davis, Eliason, Frame, Houston, Johnson of Sussex, Jones, Lattomus, Pilling, Pratt, Raymond, Reed, Waples and Mr. Speaker—18.

Nays—None.

So the question was decided in the affirmative,

And the bill, having received the constitutional majority,

Passed the House.

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

On motion of Mr. Cooper,

The House bill entitled,

"An act to amend Chapter 68 of the Revised Statutes of the State of Delaware, concerning retailers of goods and of peddlers,"

Was taken up for consideration.

Mr. Cooper offered sundry amendments to the bill under consideration,

Which,

On his motion,

Were read, as follows :

Amend the bill by striking out the word "sixty" in line 24 of Section 1, and insert the word "thirty" in lieu thereof.

Amend the bill further by adding the following as an additional section :

"SECTION 2. *And be it further enacted*, That the fee to the Clerk of the Peace for dispensing licenses to retailers shall be fifty cents for each license in lieu of the fee now charged, to be paid by the person applying for such license."

And further,

On motion of Mr. Cooper,

The amendments were

Adopted.

Whereupon,

On motion of Mr. Cooper,

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

And

Passed the House.

Ordered to the Senate for concurrence.

Mr. Corbit, from the Committee on Enrollment, reported the following House bills as being duly and correctly enrolled, and presented the same to the Speaker of the House for his signature, to wit :

"A further supplement to the act entitled, 'An act to limit the city debt of Wilmington, and provide for the discharge thereof,' passed at Dover, February 21, 1849;"

"An act to incorporate the Delaware Trust Company;"

"An act to prevent certain animals running at large within certain limits, in School District No. 13, of Kent county;"

"An act to authorize Horace Spruance to change and straighten a public road in Duck Creek hundred, Kent county, Delaware;"

"An act to authorize Cyrus W. Cannon and Benton H. Gordy to change a certain public road on the line between Little Creek and Broad Creek hundreds, in Sussex county, Delaware;"

"An act to incorporate the Philadelphia and Baltimore Union Steamboat Company;"

"An act to add to Chapter 65 of the Revised Code;"

"An act to incorporate the Dover Building and Loan Association;"

"An act to authorize the sale of certain real estate therein mentioned, devised by the will of John Pleasanton;"

"An act to incorporate the Meredith Branch Ditch Company;" and

"An act to authorize the opening and making a new public road in Mispillion hundred."

On motion of Mr. Davis,

The House bill entitled,

"A supplement to the act entitled, 'An act to improve the navigation of Cedar Creek,' passed at Dover, February 19, 1867,"

Was taken up for consideration,

The question being, "Shall the bill be read a third time, and by paragraphs, in order to pass the House?"

It was decided in the affirmative,

And the bill was ordered to be read.

Section 1 having been read,

And,

Pending the question, "Shall that be Section 1 of the bill?"

Mr. Reed moved

That the further consideration of the bill be indefinitely postponed,

Which motion

Prevailed,

And the further consideration thereof

Was

Indefinitely postponed.

On motion of Mr. Houston,

The House bill entitled,

"An act to incorporate the Pokomoke River Improvement Company,"

Was taken up for consideration.

Mr. Houston offered sundry amendments to the bill under consideration,

Which,

On his motion,

Were read, as follows :

Amend the bill by adding, at the end of the first section, these words : "Except the ditches or drains lying west of the Pokomoke River Run and the Upper Pokomoke, beginning at George T. West's upper line, which empties into said river, shall not be embraced within the limits or operations of said company, except for the single purpose of enabling the said company to collect from the owners of said lands respectively such proportion of the expenses of the said company in and about the ditching of the said river below, according to the report of the commissioners hereinafter mentioned, and said return shall set forth and determine such proportion subject to the same provision with respect to appeals as is also hereinafter provided with reference to the valuation of the low grounds of said company."

Amend the bill by adding to Section 7 these words : "It being the true intent and meaning of this act, and this General Assembly does hereby enact, that the operations of said company shall commence and be undertaken first in Maryland (if consent be given as aforesaid), and when the boundary line between that State and this has been reached, then in this State at said line, and afterwards continuously upwards until the whole work be completed.

"And further, when any prong of the main ditch of the company is reached in such progression of the work of drainage, it shall be lawful to commence work, and continue to prosecute the same upon said prong until all necessary labor thereon is completed, the same order with reference to said work being observed upon a prong as upon the main ditch, that is, the work to commence at the lower end and progress upwards until completion.

"And it is also hereby further enacted and provided that if actual operations, by way of drainage, be not begun under this act within two years from the date hereof, this act shall become inoperative and void, and all acts repealed hereby shall be thereupon revived and put in full force and effect."

Amend the bill further by inserting, between Sections 14 and 15 thereof, the following :

H37

"SECTION 15. *And be it further enacted*, That in case a vacancy should occur in the aforesaid body of commissioners by death, removal from the county, or inability to serve, the judge of the Superior Court resident in Sussex county, shall have power to fill such vacancy."

Also, make Section 15, as now numbered in the bill, Section-16.

On motion of Mr. Houston,

The amendments were

Adopted.

And, thereupon,

Mr. Houston moved

That the bill, as amended, be read a third time, and by paragraphs, in order to pass the House,

Which motion

Prevailed.

Section 1 having been read,

And,

On the question, "Shall that be Section 1 of the bill?"

Mr. Bacon called for the yeas and nays,

Which, being taken, were as follows :

Yeas—Messrs. Booth, Bradford, Cooper, Corbit, Davis, Eliason, Frame, Houston, Johnson of Sussex, Jones, Lattomus, Pilling, Pratt, Waples and Mr. Speaker—15.

Nays—Messrs. Bacon, Johnson of Kent, Raymond and Reed—4.

So the question was decided in the affirmative,

And Section 1 of the bill was

Adopted.

Whereupon,

Mr. Johnson of Kent, moved

That the further consideration of the bill be postponed until to-morrow morning.

Which motion was

Lost.

And, thereupon,

Mr. Pratt moved

That the further consideration of the bill be postponed until this afternoon,

Which motion

Prevailed,

And the further consideration thereof

Was so

Postponed.

On motion of Mr. Reed,

The House resolved itself into Committee of the Whole for the consideration of the House bill entitled,

"An act to raise revenue and provide for the current expenses of the State Government."

Mr. Cooper in the Chair.

After some time spent in consideration of the bill,

On motion of Mr. Reed,

The committee rose.

Mr. Cooper, Chairman of the Committee of the Whole, reported back the bill, with an amendment,

Which,

On his motion,

Was read, as follows :

Amend the bill by adding the following section, to wit :

"SECTION 19. *And be it further enacted,* That every license to sell vinous, spiritous or malt liquors, under this act, shall be granted by the Clerk of the Peace of the county where the person desiring such license may reside, in the same manner as other licenses provided for by this act are granted, and no recommendation of the Judges of the Court of General Sessions of the Peace and Jail Delivery, or of the Grand Jury, or of any other person or persons, shall be necessary for the granting of the license to the person applying therefor."

On motion of Mr. Reed,

The amendment was

Adopted.

And, thereupon,

Mr. Reed moved

That the bill be read a third time, and by paragraphs, as amended, in order to pass the House.

Which motion

Prevailed.

Sections 1 and 2 of the bill having been read and adopted, and Section 3 read,

On the question, "Shall that be Section 3 of the bill?"

Mr. Houston called for the yeas and nays,

Which, being taken, were as follows :

Yeas—Messrs. Bacon, Bradford, Cooper, Corbit, Davis, Eliason, Frame, Johnson of Kent, Lattomus, Pilling, Pratt, Raymond, Reed, Waples and Mr. Speaker—15.

Nays—Messrs. Booth, Houston, Johnson of Sussex, and Jones—4.

So the question was decided in the affirmative,

And Section 3 of the bill was

Adopted.

The several subsequent sections and the title having been read and adopted,

And,

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

Mr. Jones called for the yeas and nays,

Which, being taken, were as follows :

Yeas—Messrs. Bacon, Bradford, Cooper, Corbit, Eliason, Johnson of Kent, Lattomus, Pilling, Pratt, Raymond, Reed, Waples and Mr. Speaker—13.

Nays—Messrs. Booth, Davis, Frame, Houston and Jones—5.

So the question was decided in the affirmative,

And the bill, having received a majority of votes,

Passed the House.

Ordered to the Senate for concurrence.

Mr. Jackson, a member of the Senate, being admitted, informed the House that the Senate had concurred in the following House bills and joint resolution, to wit :

"A supplement to the act passed March 17, 1865, entitled, 'An act to incorporate the Hudson's Branch Ditch Company;'"

"An act to divorce Rachel Lathrop from her husband, Joseph Lathrop;"

"An act to regulate the selling of Indian meal;"

"An act to amend an act entitled, 'An act to incorporate the New Castle Building and Loan Association of the Town of New Castle;'"

"An act to divorce Anna D. Briant and her husband, Samuel Briant;"

"An act to revive an act authorizing the laying out and making a private road in Little Creek hundred, Sussex county, passed at Dover, January 25, 1866;"

"An act authorizing the laying out a public road in Broad Creek hundred, in Sussex county;"

"An act to authorize J. R. Jones to change a road in Broad Creek hundred;" and

"Joint resolution in relation to the duties of the State Treasurer,"

And returned the same to the House.

He also informed the House that the Senate had passed, and requested the concurrence of the House in the following Senate bill, to wit:

"An act to authorize the Chancellor to appoint a trustee for Ethan A. Dixon,"

And presented the same to the House.

He also informed the House that the Senate had concurred in the following House bills, with amendments, to wit:

"An act authorizing the construction of a drawbridge over the Christiana river, at a point at or near Third street, in the City of Wilmington;" and

"An act authorizing the Levy Court of New Castle county to construct a bridge over the Brandywine Creek at a point between Seventh and Thirteenth streets, in the City of Wilmington,"

And requested the concurrence of the House therein.

Mr. Waples offered a resolution,

Which,

On his motion,

Was read, as follows:

Resolved, That the use of this Hall be granted to the Young Men's Lyceum on to-morrow (Thursday) evening, to hear a lecture on the subject of Education from James M. Johns, Esq., of New Castle,

And,

On his further motion,

The resolution was

Adopted.

Mr. Reed offered a joint resolution entitled,

"Joint resolution to compensate Edward Ridgely, Esq., Chancellor *ad litem*,"

Which,

On his motion,

Was read,

And,

On his further motion,

Was

Adopted.

Ordered to the Senate for concurrence.

On motion,

The House adjourned until 3 o'clock this afternoon.

SAME DAY—3 o'clock, P. M.

The House met pursuant to adjournment.

Mr. Wolcott, Clerk of the Senate, being admitted, returned the following enrolled House bills, the same having received the signature of the Speaker of the Senate, to wit :

"An act relating to liens ;"

"An act to authorize the opening of a new public road in Mispillion hundred, Kent county ;"

"An act to incorporate the New York and Baltimore Express Steamboat Company ;"

"An act to incorporate the Watson Collegiate Institute, Milford, Delaware ;"

"An act to incorporate the Jordan Branch Ditch Company ;"

"An act to incorporate the Dover Manufacturing and Canning Company ;"

"An act in relation to the Brandywine Water Power Company ;"

"An act to re-incorporate the Farmers' Mutual Fire Insurance Company of the State of Delaware ;" and

"An act to incorporate the Newark and Avondale Railroad Company."

He also presented, for the signature of the Speaker of the House, the following enrolled Senate bills, the same having received the signature of the Speaker of the Senate, to wit :

"An act to divorce Ann Long and Phillip Long, from the bonds of matrimony ;" and

"An act in relation to the Jamison's Branch Company,"

On motion of Mr. Houston,

The House bill entitled,

"An act to incorporate the Pokomoke River Improvement Company,

Was taken up for consideration.

On motion of Mr. Reed,

The vote by which Section 1 of the bill under consideration was adopted,

Was

Reconsidered.

Mr. Reed further moved

That Mr. Houston have the unanimous consent of the House to offer a substitute for the first amendment offered by him this morning,

Which motion

Prevailed.

And, thereupon,

Mr. Houston offered a substitute,

Which,

On his motion,

Was read, as follows :

Amend the bill by adding at the end of Section 1 the words "except the owners of low grounds lying west of the Pokomoke River Run and the Upper Pokomoke, beginning at George T. West's upper line, which empties into said river, shall not be embraced within the limits or operations of said company except for the single purpose of enabling the said company to collect from the said owners of said lands respectively such proportion of the expenses of said company in and about the ditching of said river below according to the report of the Commissioners hereinafter mentioned,

And,

On his further motion,

The amendment was

Adopted.

And further,

On motion of Mr. Houston,

The bill was read a third time, and by paragraphs, as amended, in order to pass the House.

And,

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

The yeas and nays were ordered,

Which, being taken, were as follows :

Yeas—Messrs. Bancroft, Booth, Bradford, Cooper, Corbit, Davis, Frame, Houston, Johnson of Kent, Johnson of Sussex, Lattomus, Pilling, Pratt, Reed, Waples and Mr. Speaker—16.

Nays—Mr. Jones—1.

So the question was decided in the affirmative,

And the bill, having received the constitutional majority,

Passed the House.

Ordered to the Senate for concurrence.

On motion of Mr. Johnson of Kent,

The House bill entitled,

"An act authorizing the construction of a drawbridge over the Christiana River, at a point at or near Third street, in the City of Wilmington,"

Was taken up for consideration.

And further,

On his motion,

The Senate amendment to the bill under consideration,

Was read, as follows :

IN SENATE, }
March 20, 1867. }

Amend the bill as follows, to wit: Strike out all of Section 3 after the enacting clause, and insert in lieu thereof as follows, to wit: "That the Levy Court of New Castle county shall not make any appropriation for the erection or construction of said bridge until the whole amount of the estimated costs of such construction shall have been raised by voluntary subscription and paid or secured to be paid to the order of the said Levy Court for the purpose of erecting said bridge; said estimate of costs to be made by a competent and disinterested bridge-builder, and subject to the approval of the said Court."

(Extract from Journal.)

J. L. WOLCOTT,

(For concurrence.)

Clerk of Senate.

Mr. Johnson of Kent, offered an amendment to the Senate amendment,

Which,

On his motion,

Was read, as follows :

Amend the amendment by striking out the word "a," in the thirteenth line thereof, and substituting therefor the word "two"; and further, by striking out the word "builder," in the fourteenth line thereof, and substituting the word "builders" therefor.

Mr. Johnson of Kent moved

That the amendment to the Senate amendment be adopted.

Pending which question,

Mr. Pilling moved

That the further consideration of the bill be postponed until tomorrow afternoon,

And,

On the question, "Shall the further consideration thereof be so postponed?"

Mr. Pilling called for the yeas and nays,

Which, being taken, were as follows :

Yeas—Messrs. Bancroft, Bradford, Johnson of Kent, Pilling, Reed, Waples and Mr. Speaker—7.

Nays—Messrs. Booth, Cooper, Corbit, Davis, Frame, Houston, Johnson of Sussex, Jones, Lattomus, Pratt and Raymond—11.

So the question was decided in the negative,

And the motion to postpone was

Lost.

The question recurring on the adoption of the amendment to the Senate amendment,

On the question,

Mr. Bancroft called for the yeas and nays,

Which, being taken, were as follows :

Yeas—Messrs. Bradford, Cooper and Johnson of Kent—3.

Nays—Messrs. Bacon, Bancroft, Booth, Corbit, Davis, Frame, Houston, Johnson of Sussex, Jones, Lattomus, Pilling, Pratt, Raymond, Reed, Waples and Mr. Speaker—16.

So the question was decided in the negative,

And the amendment to the Senate amendment

Was

Lost.

Mr. Johnson of Kent moved

That the House do non-concur in the Senate amendment to the bill,
And,

On the question, "Shall the Senate amendment be non-concurred in?"

Mr. Raymond called for the yeas and nays,

Which, being taken, were as follows :

Yeas—Messrs. Bancroft, Bradford, Johnson of Kent, Pilling, Pratt and Reed—6.

Nays—Messrs. Booth, Cooper, Corbit, Davis, Frame, Houston, Johnson of Sussex, Jones, Lattomus, Raymond, Waples and Mr. Speaker—12.

So the question was decided in the negative,

And the motion to non-concur

Was

Lost.

And, thereupon,

Mr. Corbit moved

That the House do concur in the Senate amendment to the bill,

And,

On the question, "Shall the Senate amendment be concurred in?"

Mr. Corbit called for the yeas and nays,

Which, being taken, were as follows :

Yeas—Messrs. Booth, Cooper, Corbit, Davis, Frame, Houston, Johnson of Sussex, Jones, Lattomus, Raymond and Mr. Speaker—11.

Nays—Messrs. Bancroft, Bradford, Johnson of Kent, Pilling, Pratt, Reed and Waples—7.

So the question was decided in the affirmative,

And the Senate amendment

Was

Concurred in.

Ordered that the Senate be informed thereof.

Mr. Jones, from the majority of the Committee on Education, to whom was referred the petition of the Pastors of St. Peters and St. Mary's Churches in the City of Wilmington, and St. Joseph's Church in Christiana hundred, submitted a report,

Which,

On his motion,

Was read, as follows :

The Committee on Education, to whom was referred the petition of the pastors of the St. Peter's Church and of St. Mary's Church, in the City of Wilmington, and of St. Joseph's Church in the hundred of Christiana, in New Castle county, praying the passage of an act authorizing the Board of Public Education of the City of Wilmington and the School Committee of Districts Nos. 23 and 75 in the said county, to take the schools connected with the aforesaid churches under their control and government, respectfully report: that, in the opinion of the committee, the existing school laws authorize the said Board and School Committee to take the control and management of the said schools, in the manner and under the conditions prayed for in the said petition, and that as expressive of such opinion they report the following resolution :

Resolved by the House of Representatives of the State of Delaware, That, in the opinion of this House, the Board of Public Education in the City of Wilmington and the School Committee of Districts Nos. 23 and 75 in New Castle County are fully authorized by the present school laws of the State, and are hereby recommended to take the control and government of the schools connected with the churches of St. Peter's, St. Mary's and St. Joseph's, in the county of New Castle.

THOMAS A. JONES,
J. J. JOHNSON.

Mr. Bancroft, from the same committee, submitted a minority report,

Which,

On his motion,

Was read, as follows :

The undersigned, from the Committee on Education, to whom was referred the petition of the Pastors St. Peter's and St. Mary's Churches, in the City of Wilmington, and St. Joseph's Church in Christiana hundred, has given the subject his serious attention, and would respectfully report adversely to the prayer of the petitioners, for the following reasons, to wit :

1st. The granting of any such privileges as are asked for by the petitioners to any particular sect would be an act of injustice to every other sect, as every sect, without distinction, has free access to schools in which no sectarian doctrines are known or taught.

2d. The granting of any such peculiar or partial privileges to any one sect would be followed instantly by a demand for similar privileges on the part of every sect, which in such case could not, in justice, be denied, and would in this way lead not only to a dispersion of school funds and school advantages to an extent that would

reduce the present provisions for these important objects to a condition in which they would be of no practical value, but would lead to such a heightening of sectarian feelings and prejudices as to be a serious disadvantage to the whole community.

3d. That, in his opinion, this Legislature has no legal or constitutional right to grant any such privileges, as any law with such provisions would be in open and direct violation of Section 1, Article 1 of the Constitution of this State.

All of which is respectfully submitted.

SAMUEL BANCROFT, Jr.

Dover, March 19, 1867.

Mr. Bancroft moved

That the minority report be adopted as a substitute for the majority report,

And

On the question, " Shall the minority report be adopted as a substitute for the majority report ?"

Mr. Reed called for the yeas and nays,

Pending which,

Mr. Raymond moved

That the further consideration of the whole subject be indefinitely postponed,

And,

On the question,

Mr. Bradford called for the yeas and nays,

Which, being taken, were as follows :

Yeas—Messrs. Bancroft, Corbit, Lattomus, Pilling and Raymond—5.

Nays—Messrs. Bacon, Bradford, Cooper, Davis, Frame, Johnson of Kent, Jones, Reed, Waples and Mr. Speaker—10.

So the question was decided in the negative,

And the motion to postpone indefinitely,

Was

Lost.

The question still being, " Shall the minority report be adopted as a substitute for the majority report ?"

The yeas and nays were ordered,

Which, being taken, were as follows :

Yeas—Messrs. Bancroft, Corbit, Lattomus, Pilling and Pratt—5.

Nays—Messrs. Bacon, Bradford, Cooper, Davis, Frame, Johnson of Kent, Jones, Raymond, Reed, Waples and Mr. Speaker—11.

So the question was decided in the negative,

And the motion to adopt the minority report as a substitute

Was *Lost.*

Whereupon,

Mr. Reed moved

That the majority report be adopted,

And,

On the question, " Shall the majority report be adopted ?"

Mr. Bancroft called for the yeas and nays,

Which, being taken, were as follows :

Yeas—Messrs. Bacon, Bradford, Cooper, Davis, Frame, Johnson of Kent, Jones, Reed, Waples and Mr. Speaker—10.

Nays—Messrs. Bancroft, Corbit, Eliason, Lattomus, Pilling, Pratt and Raymond—7.

So the question was decided in the affirmative,

And the majority report

Was *Adopted.*

On motion of Mr. Pilling,

The Senate bill entitled,

"An act to authorize the Chancellor to appoint a Trustee for Ethan A. Dixon,

Was read,

And,

On his further motion,

The bill was read a second time by its title, by special order of the House,

And further,

On his motion,

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

And *Passed the House.*

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

Mr. Pratt offered a joint resolution entitled,

"Joint resolution directing the State Treasurer to pay the members of this General Assembly in gold, or its equivalent in currency,"

Which,

On his motion,

Was read.

Mr. Pratt moved

That the joint resolution be adopted,

And,

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

Mr. Raymond called for the yeas and nays,

Which, being taken, were as follows:

Yeas—Messrs. Bacon, Bancroft, Booth, Corbit, Davis, Frame, Lattomus, Pilling, Pratt, Reed, Waples and Mr. Speaker—12.

Nays—Messrs. Bradford, Cooper, Eliason, Johnson of Kent, Jones and Raymond—6.

So the question was decided in the affirmative,

And the joint resolution

Was

Adopted.

Ordered to the Senate for concurrence.

On motion of Mr. Raymond,

The Senate joint resolution entitled,

"Joint resolution in regard to the office of Secretary of State,"

Was read.

Mr. Raymond moved

That the joint resolution be non-concurred in.

Which motion

Prevailed,

And the joint resolution

Was

Non-concurred in.

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

Mr. Reed, from the special committee to whom was referred the House bill entitled,

"An act for the relief of Charles M. Allmond, late Recorder of Deeds in and for New Castle county,"

Reported the same back to the House without amendment, and without any recommendation in reference thereto.

Whereupon,

Mr. Reed moved

That the bill be read a third time, and by paragraphs, in order to pass the House.

Which motion

Prevailed.

Section 1 of the bill having been read,

And,

On the question, "Shall that be Section 1 of the bill?"

Mr. Eliason called for the yeas and nays,

Which, being taken, were as follows :

Yeas—Messrs Booth, Frame, Johnson of Kent, Reed, Waples and Mr. Speaker—6.

Nays—Messrs. Bacon, Bancroft, Bradford, Cooper, Corbit, Davis, Eliason, Houston, Johnson of Sussex, Jones, Lattomus, Pilling, Pratt and Raymond—14.

So the question was decided in the negative,

And Section 1 of the bill was

Lost,

And the bill was

Lost.

And, thereupon,

Mr. Bacon moved

That the vote by which said bill was lost be reconsidered,

And,

On the question, "Shall the vote by which the bill was lost be reconsidered?"

Mr. Houston called for the yeas and nays,

Which, being taken, were as follows :

Yeas—Messrs. Bacon, Booth, Frame, Johnson of Kent, Pratt, Reed, Waples and Mr. Speaker—8.

Nays—Messrs. Bancroft, Bradford, Cooper, Corbit, Davis, Eliason, Houston, Johnson of Sussex, Jones, Lattomus, Pilling and Raymond—12.

So the question was decided in the negative,

And the motion to reconsider

Was

Lost.

Mr. Waples presented the claim of A. L. Lewis against the State of Delaware,

Which,

On his motion,

Was referred, without reading, to the Committee on Accounts.

Mr. Waples also presented the claim of James Kirk against the State of Delaware,

Which,

On his motion,

Was referred, without reading, to the Committee on Accounts.

On motion of Mr. Bacon,

The Senate bill entitled,

"An act concerning vessels anchoring in the 'Deep Hole,' at or near the mouth of Broadkiln Creek,"

Was read a second time by its title.

And further,

• On his motion,

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

And

Passed the House.

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

Mr. Bancroft presented the claim of Messrs. Jenkins & Atkinson against the State of Delaware,

Which,

On his motion,

Was referred, without reading, to the Committee on Accounts.

On motion of Mr. Bradford,

The House bill entitled,

"An act authorizing the Levy Court of New Castle county to construct a bridge over the Brandywine Creek, at a point between Seventh and Thirteenth streets, in the City of Wilmington,"

Was taken up for consideration.

Whereupon,

On motion of Mr. Bradford,

The Senate amendment to the bill under consideration was read, as follows :

IN SENATE, }
March 20, 1867. }

Amend the bill by striking out all after the enacting clause and inserting in lieu thereof as follows, to wit :

"SECTION 1. That the Levy Court of New Castle county, at their meeting in March, instant, or as soon as may be, shall have authority to provide for the making and erecting a good and sufficient bridge over the Brandywine Creek, at such point between Seventh and Thirteenth streets in the City of Wilmington (including said streets) as shall hereafter be determined upon and designated by the City Council of said city.

"SECTION 2. Any bridge which shall be erected in pursuance of this act shall be a public bridge, free from toll, shall be of the same breadth and sufficiently railed in as other public bridges within the same county are directed to be by the laws of this State, and in like manner shall be afterwards supported and maintained and the expenses thereof shall be raised as other county rates and levies are by law.

"SECTION 3. The bridge so authorized to be made and erected shall be constructed with a draw or platform so constructed as to turn or roll off or be raised up for the free and convenient passage to and fro of all vessels navigating the said creek, which shall be kept in good order and repair, and drawn off, raised, turned or rolled off whenever required for the passage of boats and vessels by a tender or keeper for that purpose to be appointed, provided and paid by the said Levy Court of New Castle county. And if the keeper, tender, or person having the care of the said bridge and draw, or platform, shall at any time unreasonably neglect or refuse to give good and faithful attendance at the said draw or platform, or to raise, roll or turn it off, so as to permit the passage, free from toll, of any boat or vessel not otherwise able to pass, or having raised or turned off the said draw or platform shall unreasonably keep it raised or turned off so as unduly to impede or hinder the free passage to and fro of any person or persons waiting and desiring to cross said bridge, he shall, for every such offence, forfeit and pay to the person or persons aggrieved, for every fifteen minutes he or she or his or her boat or vessel shall be detained by the default or neglect of the party or parties aforesaid, the sum of five dollars, to be deducted and paid out of his or their salary by the said Levy Court, or recovered as debts of the same amount are recoverable by the laws of this State.

"SECTION 4. If it be necessary, in carrying this act into effect, to

take, occupy, or enter upon any land or property not public, for the purpose of locating or erecting said bridge, or of going to or from the place of location thereof before its construction for the purposes thereof, or to or from the said bridge when constructed, such property or land may be taken, occupied or entered upon for such purposes, and if the amount of compensation therefor be not waived or amicably arranged by the owners thereof and the said Levy Court, so much of the said property or lands as shall be required for the purposes aforesaid may be condemned and taken therefor by the same proceedings as are provided by Section 23 of Chapter 376 of the Laws of this State, entitled, "An act to amend the charter of the City of Wilmington," for assessing damages in the case of extending, widening, laying out, or opening streets, except that in assessing damages for the taking of lands for the location or erecting of a bridge, the commissioners shall issue, upon the written application of two or more of the Levy Court Commissioners, one of whom shall be the commissioner for the time being for the City of Wilmington, any land required for a roadway or street leading to and from said bridge may be condemned and taken for public use by the Mayor and Council of Wilmington in the manner prescribed in and by the said herein before mentioned act.

"SECTION 5. The Levy Court of New Castle county shall not make any appropriation for the erection or construction of said bridge until the whole amount of the estimated cost of such construction shall have been raised by voluntary subscription, and paid or secured to be paid to the order of the said Levy Court for the purpose of erecting said bridge, said estimate of costs to be made by a competent and disinterested bridge builder, and subject to the approval of the said Court."

(Extract from Journal.)

(For concurrence.)

J. L. WOLCOTT,

Clerk of Senate.

Mr. Bradford moved

That the House do concur in the Senate amendment to the bill under consideration.

And,

On the question,

Mr. Reed called for the yeas and nays,

Which, being taken, were as follows :

Yeas—Messrs. Bradford, Cooper, Corbit, Davis, Eliason, Johnson of Kent, Johnson of Sussex, Jones, Lattomus, Pratt, Raymond, Waples and Mr. Speaker—13.

Nays—Messrs. Bacon, Bancroft and Reed—3.

So the question was decided in the affirmative,

And the Senate amendment

Was

Concurred in.

Ordered that the Senate be informed thereof.

On motion of Mr. Cooper,

The Senate bill entitled,

"An act to divide Murderkill hundred, in Kent county, into two hundreds, to be called, respectively, North Murderkill hundred and South Murderkill hundred,"

Was read a second time by its title.

And,

On his further motion,

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

And

Passed the House.

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

On motion of Mr. Corbit,

The Senate bill entitled,

"A supplement to the act entitled, 'An act to restrict certain animals from running at large in Brandywine hundred,'"

Was read,

And further,

On his motion,

The bill was read a second time by its title by special order of the House.

And,

On the further motion of Mr. Corbit,

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

And

Passed the House.

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

Mr. Davis, from the Committee on Enrollment, reported the following enrolled House bills as being duly and correctly enrolled, and presented the same to the Speaker of the House for his signature, to wit :

"An act to authorize John W. Connoway to alter and straighten a certain public road in Nanticoke hundred, Sussex county, at his own expense;"

"An act to incorporate the Delaware Brick Manufacturing Company;"

"An act to incorporate the Old Ferry Rolling Mill Company;"

"An act to incorporate the Farmer's Market Company of New Castle county," and

"An act appointing commissioners to lay out a new public road in Kent county."

On motion of Mr. Eliason,

The Senate bill entitled,

"A supplement to the act entitled, 'An act to incorporate the Seaford Odd Fellows' Hall Company, at Seaford,' passed at Dover, February 7, 1862,"

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

And,

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

The yeas and nays were ordered,

Which, being taken, were as follows:

Yeas—Messrs. Bacon, Bancroft, Booth, Bradford, Cooper, Corbit, Davis, Eliason, Johnson of Kent, Jones, Lattomus, Pilling, Pratt, Raymond, Waples and Mr. Speaker—16.

Nays—None.

So the question was decided in the affirmative,

And the bill, having received the constitutional majority,

Passed the House.

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

On motion,

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

THURSDAY, March 21, 1867—10 o'clock, A. M.

The House met pursuant to adjournment,

Prayer by the Chaplain:

Mr. Corbit, from the Committee on Enrollment, reported the following House bills as being duly and correctly enrolled, and presented the same to the Speaker for his signature, to wit:

"An act in relation to the Clerk of the Peace in and for New Castle county;"

"An act supplemental to the act entitled, 'An act to incorporate the Cooper Cemetery, of Murderkill hundred, Kent county,' passed at Dover, March 5, 1867;"

"An act authorizing the construction of a drawbridge over the Christiana River, at a point at or near Third street, in the City of Wilmington,"

"An act to authorize the laying out a public road in Cedar Creek hundred, in Sussex county;"

"An act to authorize the opening and making a new public road in Mispillion hundred, Kent county;"

"An act to incorporate Christiana Lodge, No. 7, of the Independent Order of Good Templars, of the State of Delaware, in the village of Christiana," and

"An act to incorporate the Smyrna Building and Loan Association, of the town of Smyrna."

He also presented for the signature of the Speaker of the House, the following enrolled Senate bills, the same having been found duly and correctly enrolled, to wit:

"An act in relation to the Jamison's Branch Company," and

"An act to divorce Ann Long and Philip Long from the bonds of matrimony."

On motion of Mr. Bacon,

The Senate bill entitled,

"An act to prevent the running at large of horses, mules, colts, cattle, sheep, hogs and goats within the limits of the Town of Georgetown, in Sussex county,"

Was read a third time, and by paragraphs,

And

Passed the House.

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

On motion of Mr. Eliason,

The House bill entitled,

"An act to amend Chapter 125 of the Revised Code,"

Was taken up for consideration.

On motion of Mr. Eliason,

The Senate amendment to the House bill under consideration,

Was read, as follows :

IN SENATE, }
March 13, 1867. }

Amend the bill by adding the following after the last word in Section 1: "For collecting the aforesaid bonds and recognizances without suit, five per cent. on the amount collected."

(Extract from Journal.)

J. L. WOLCOTT,

(For concurrence.)

Clerk of Senate.

And further,

On motion of Mr. Eliason,

The Senate amendment

Was

Concurred in.

Ordered that the Senate be informed thereof.

Mr. Johnson of Kent offered a joint resolution,

Which,

On his motion,

Was read, as follows :

"Joint resolution directing William Fisher to make certain repairs to the roof and cupola of the State House."

Resolved, by the Senate and House of Representatives of the State of Delaware in General Assembly met, That William Fisher be and he is hereby directed to make the needful repairs to the roof and cupola of the State House to prevent the same from passing water through to the ceilings of the Halls below, and that he return his vouchers of the necessary expenses to the Legislative Committee

appointed to examine the State Treasurer's and Auditor's account, who are hereby authorized to audit and direct the payment of the same.

And further,

On motion of Mr. Johnson of Kent,

The joint resolution was

Adopted.

Ordered to the Senate for concurrence.

On motion of Mr. Pratt,

The House bill entitled,

"An act to amend Chapter 190 of Volume 12 of the Laws of Delaware, 'Concerning Mechanic's Liens,'"

Was read a third time, and by paragraphs,

And

Passed the House.

Ordered to the Senate for concurrence.

Mr. Wolcott, Clerk of the Senate, being admitted, informed the House that the Senate had concurred in the House amendment to the Senate bill entitled,

"An act to incorporate the Morris Branch and Beaver Branch Banking Company."

He also informed the House that the Senate had concurred in the following House bills and joint resolution, to wit:

"An additional supplement to Chapter 59 of the Revised Code, 'Of Ditches;'"

"An act to authorize the laying out a public road in Dover hundred, Kent county;"

"An act to authorize the straightening of a public road in Dagsboro' hundred, Sussex county;"

"An act to authorize the laying out a public road in Kent county;"

"An act to amend Chapter 603 of the 11th Volume of the Laws of Delaware;"

"An act to authorize Willard Richardson and David Scott to change the location of certain public roads upon their own land in Milford hundred, Kent county, and to open other public roads in lieu thereof, at their own expense;"

"An act to amend Chapter 41 of the Revised Statutes of the State of Delaware," and

"Joint resolution compensating Edward Ridgely, Chancellor *ad litem*,"

And returned the same to the House.

He also returned the following enrolled House bills and joint resolution, the same having received the signature of the Speaker of the Senate, to wit:

"An act to amend an act entitled 'An act to amend the act entitled 'A supplement to Chapter 19 of the Revised Statutes of the State of Delaware, 'Of elections in Wilmington hundred;'"

"An act to incorporate the Lobdell Car Wheel, Tire and Machine Company;"

"An act to incorporate the Methodist Episcopal Cemetery of St. Georges;" and

"Joint resolution of adjournment."

He also presented, for the signature of the Speaker of the House, the following enrolled Senate bills, the same having received the signature of the Speaker of the Senate, to wit:

"An act to divorce Martha A. Massey from her husband Nathaniel Massey;" and

"An act to divorce Mary A. L. Outten and John O. Outten from the bonds of matrimony."

On motion of Mr. Reed,

The House bill entitled,

"A further additional supplement to the act entitled, 'An act for establishing the boundaries of the Town of Dover, and for other purposes therein mentioned,' passed at Dover, March 2, 1853,"

Was taken up for consideration.

Whereupon,

Mr. Reed offered amendments to the bill,

Which,

On his motion,

Were read, as follows:

Amend the bill by striking out all of line 14, after the word "open," together with line 15 and that part of line 16 embracing the words, "and alleys of said town," and inserting in lieu thereof the following words: "South street as laid down in the original plot of said town."

Also amend the bill by striking out the words "or streets," in line 20 thereof, without substituting anything in their place.

And further,

On motion of Mr. Reed,

The amendments were *Adopted.*

And, thereupon,

On motion of Mr. Reed,

The bill was read a third time, and by paragraphs, as amended, in order to pass the House.

And,

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

The yeas and nays were ordered,

Which, being taken, were as follows:

Yeas—Messrs. Bacon, Booth, Bradford, Cooper, Corbit, Davis, Eliason, Johnson of Kent, Jones, Lattomus, Pilling, Pratt, Raymond, Reed, Waples and Mr. Speaker—16.

Nays—None.

So the question was decided in the affirmative,

And the bill, having received the constitutional majority,

Passed the House.

Ordered to the Senate for concurrence.

On motion of Mr. Waples,

The Senate bill entitled,

"A supplement to an act entitled 'An act to amend an act entitled 'An act regulating the sale of intoxicating liquors, &c.,' passed at Dover, February 13, 1866,"

Was read a third time, and by paragraphs,

And *Passed the House.*

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

On motion of Mr. Bradford,

The House bill entitled,

"An act to divorce John Mullady and Mary E. Mullady from the bonds of matrimony,"

Was read a third time, and by paragraphs, in order to pass the House,

And,

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

Mr. Eliason called for the yeas and nays,

Which, being taken, were as follows :

Yeas—Messrs. Bradford, Cooper, Jones, Reed and Waples—5.

Nays—Messrs. Bacon, Booth, Corbit, Davis, Eliason, Frame, Houston, Johnson of Kent, Lattomus, Pilling, Raymond and Mr. Speaker—12.

So the question was decided in the negative,

And the bill was

Lost.

Mr. Davis, from the special committee to whom was referred the petition of Samuel Townsend and others, praying the passage of an act proposing a constitutional amendment dividing New Castle county into two counties,

Submitted a report,

Which,

On his motion,

Was read, as follows :

The committee to whom was referred the petition of Samuel Townsend, and other citizens of New Castle county, praying the passage of an act proposing an amendment to the Constitution of the State of Delaware, dividing the said county of New Castle into two counties, have had the same under consideration, and after mature deliberation upon the same respectfully submit that they see no public necessity for the division aforesaid, and therefore deem it inexpedient to legislate on that subject.

LEVI W. LATTOMUS,
ROBERT H. DAVIS,
WILLIAM D. WAPLES.

On motion of Mr. Davis,

The report of the committee

Was

Adopted,

And,

On his further motion,

The committee were

Discharged.

Mr. Reed, from the same committee, submitted a minority report,
Which,

On his motion,

Was read, as follows :

The undersigned, member of the committee to whom were referred the petitions of Samuel Townsend, E. W. Blackwell, Walter F. Southgate and one hundred and twenty other citizens of New Castle county, praying the passage of an act proposing an amendment to the Constitution of the State of Delaware, dividing the said county of New Castle into two counties, to be called "New Castle county" and "Wilmington county" respectively, has had the matter under consideration, and respectfully submits the following minority report thereon :

The undersigned has been unable to conclude, taking all the circumstances into consideration, that there is at this time great pressing need for the constitutional amendment prayed for by the petitioners, but is impressed with the practicability of such a division at some future period in order to give that harmony and similarity of interests in county affairs always to be desired by a prosperous and enterprising people.

Very respectfully submitted,
ELIAS S. REED,
Of the Committee.

And further,

On motion of Mr. Reed,

The report was ordered to be spread upon the Journal.

On motion of Mr. Raymond,

The House joint resolution entitled,

"Joint resolution allowing extra compensation to L. Tharp,"

Was taken up for consideration.

And further,

On his motion,

Was referred to the Committee on Claims.

On motion of Mr. Reed,

The House joint resolution entitled,

"Joint resolution allowing compensation to L. Tharp for assessing the tax on stock in National Banks in this State,"

Was taken up for consideration.

On motion of Mr. Reed,

The joint resolution

Was read,

And,

On his further motion,

Was

Adopted.

Ordered to the Senate for concurrence.

On motion of Mr. Bacon,

The Senate joint resolution entitled,

"Joint resolution appropriating six hundred dollars to pay the contingent expenses of the office of Secretary of State,"

Was read,

Whereupon,

Mr. Reed moved

That the Senate joint resolution be concurred in.

Pending which question,

Mr. Raymond offered an amendment to the resolution,

Which,

On his motion,

Was read, as follows :

Amend the joint resolution by striking out the word "six" and inserting in lieu thereof the word "four."

Mr. Raymond moved

That the amendment be adopted,

Which motion was

Lost,

And the amendment

Was

Lost.

The question then recurring on the motion to concur in the Senate joint resolution,

On the question,

Mr. Raymond called for the yeas and nays,

Which, being taken, were as follows :

Yeas—Messrs. Bacon, Bradford, Cooper, Corbit, Davis, Frame, Houston, Johnson of Kent, Lattomus, Pilling, Pratt, Reed, Waples and Mr. Speaker—14.

Nays—Messrs. Booth, Eliason, Jones and Raymond—4.

So the question was decided in the affirmative,

And the Senate joint resolution

Was

Concurred in.

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

On motion of Mr. Bradford,

The House bill entitled,

“A further supplement to an act entitled, ‘An act to incorporate the Wilmington and Brandywine Railroad Company,’ passed at Dover, March 5, 1861,”

Was taken up for consideration.

Whereupon,

On the further motion of Mr. Bradford,

The further consideration of the bill

Was

Indefinitely postponed.

On motion of Mr. Bradford,

The House bill entitled,

“An act to authorize the erection of a mill on Blackwater Branch in Sussex county,”

Was taken up for consideration.

Whereupon,

Mr. Bacon moved

That the further consideration of the bill be indefinitely postponed,

Which motion

Prevailed,

And the further consideration thereof

Was

Indefinitely postponed.

Mr. Cooper, from the special committee to whom was referred the petition of N. B. Thomas and others, praying the passage of an act for the removal of a certain gate in Milford Neck,

Submitted a report,

Which,

On his motion,

Was read, as follows :

The committee to whom was referred the petition of N. B. Thomas and others, praying the passage of an act to authorize the removal of a certain gate in Milford Neck, report adversely to the prayer of the petitioners.

P. L. COOPER,
MARK A. JOHNSON, } *Committee.*
JOHN S. BACON,

And further,

On his motion,

The report was

Adopted.

Mr. Wolcott, Clerk of the Senate, being admitted, returned the House bill entitled,

"An act to incorporate the Pokomoke River Improvement Company,"

And informed the House that the Senate requested an engrossed copy thereof.

Mr. Reed offered a joint resolution in reference to the House bill entitled,

"An act to incorporate the Pokomoke River Improvement Company,"

Which,

On his motion,

Was read,

And further,

On motion of Mr. Reed,

Was laid aside for the present.

And, thereupon,

Mr. Reed offered a resolution,

Which,

On his motion,

Was read, as follows :

Resolved, by this House, That its Clerk proceed to the Senate and request that body to reduce to writing its request in reference to the engrossment of the Pokomoke River bill, there being no indorsement on the bill by the Clerk of that body showing what action was

taken by the Senate in relation to the same, in violation of Rule 4 of the joint rules adopted for the government of intercourse between the two houses of the General Assembly.

And,

On the further motion of Mr. Reed,

The resolution was

Adopted.

And, thereupon,

The Clerk proceeded as directed.

Mr. Bradford moved

That the House do now adjourn,

Which motion

Prevailed,

And

The House adjourned until 3 o'clock this afternoon.

SAME DAY—3 o'clock, P. M.

The House met pursuant to adjournment.

Mr. Corbit, from the Committee on Enrollment, reported the following enrolled House bills and joint resolutions as being duly and correctly enrolled, and presented the same to the Speaker for his signature, to wit :

"An act authorizing the laying out a public road in Little Creek hundred, in Sussex county ;"

"An act to incorporate the Diamond State Mutual Life Insurance Company ;"

"An act to amend an act entitled, 'An act to incorporate the New Castle Building and Loan Association of the Town of New Castle ;'"

"An act to divorce Anna D. Briant and her husband, Samuel Briant ;"

"An act to regulate the selling of Indian meal;"

"An act to divorce Rachel Lathrop from her husband, Joseph Lathrop;"

"Joint resolution appointing Zadock L. Butler to take charge of the Senate Chamber and the Hall of the House of Representatives;" and

"Joint resolution in relation to the duties of the State Treasurer."

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

"An act to incorporate the Kent County Oyster Canning Company, and for other purposes;"

"An act to revive, reenact and amend the act entitled 'An act to incorporate the Black Swamp Ditch Company,' passed at Dover, February 10, 1841;"

"An act to incorporate the Delaware Boot and Shoe Manufacturing Company," and

"An act to incorporate the Kirkwood Loan Association in Red Lion hundred, New Castle county,"

And returned the same to the House.

He also informed the House that the Senate had concurred in the House bill entitled,

"An act in relation to the New Castle and Frenchtown Turnpike and Railroad Company,"

With an amendment,

And requested the concurrence of the House therein.

He also informed the House that the Senate had non-concurred in the House amendments to the Senate joint resolution entitled,

"Joint resolution appointing commissioners to examine the penitentiary system of the different States,"

And returned the same to the House.

He also informed the House that the Senate had adopted and requested the concurrence of the House in a joint resolution in reference to the return of the arms of this State by the United States Government,

And presented the same to the House.

He also returned the following enrolled House bills, the same having received the signature of the Speaker of the Senate, to wit:

"An act to authorize the laying out a public road in Milford hundred, Kent county ;"

"An act to incorporate the Wilmington Hotel Company ;"

"An act to incorporate the Cooper Cemetery, of Murderkill hundred in Kent county ;"

"An act to incorporate Washington Lodge, No. 1, of the American Protestant Association of Delaware ;" and

"An act authorizing the construction of a drawbridge over the Christiana River, at a point at or near Third street in the City of Wilmington."

He also presented for the signature of the Speaker of the House the following enrolled Senate bills, the same having received the signature of the Speaker of the Senate, to wit :

"An act to incorporate the Diamond State Lime Burning Company ;"

"An act to incorporate the Nanticoke Building and Navigation Company ;" and

"An act to incorporate the Diamond State Building and Loan Association of the Town of Smyrna."

On motion of Mr. Cooper,

The House bill entitled,

"An act in relation to the New Castle and Frenchtown Turnpike and Railroad Company,"

Was taken up for consideration.

Whereupon,

Mr. Cooper moved

That the Senate amendment to the bill under consideration be read,

Pending which question,

Mr. Reed moved

That the bill and amendment thereto be referred to a committee of three,

Which motion was

Lost.

The question then recurring on the motion to read the Senate amendment to the bill,

It was decided in the affirmative,

And the motion

Prevailed.

Whereupon,

H39

The amendment was read as follows :

IN SENATE, }
March 21, 1867. }

Amend the bill by striking out all between the word "enacted," in the second line of Section 2, and the word "that," in the 10th line of said section.

(Extract from Journal.)

J. L. WOLCOTT,

(For concurrence.)

Clerk of Senate.

And, thereupon,

Mr. Cooper moved

That the Senate amendment be concurred in,

And,

On the question,

Mr. Reed called for the yeas and nays,

Which, being taken, were as follows :

Yeas—Messrs. Bacon, Booth, Bradford, Cooper, Corbit, Eliason, Houston, Lattomus, and Waples—9.

Nays—Messrs. Jones, Pilling, Pratt and Reed—4.

So the question was decided in the affirmative,

And the Senate amendment

Was

Concurred in.

Ordered that the Senate be informed thereof.

On motion of Mr. Pilling,

The Senate joint resolutions in reference to the return of the arms of the State by the United States Government,

Were read,

And,

On motion of Mr. Pilling,

Were

Concurred in.

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

On motion of Mr. Cooper,

The Senate bill entitled,

"An act to authorize the Levy Court of Kent county to continue in office, for a period of more than three years, a Constable in Duck Creek hundred, to reside in the Town of Smyrna,"

Was taken up for consideration.

Whereupon,

Mr. Cooper moved

That the further consideration of the bill be indefinitely postponed,

Which motion

Prevailed.

And the further consideration thereof

Was

Indefinitely Postponed.

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

On motion of Mr. Reed,

The Senate joint resolution entitled,

"Joint resolution appointing commissioners to examine the penitentiary system of the different States,"

Was taken up for consideration.

Mr. Reed moved

That the House do adhere to its amendments to the Senate joint resolutions under consideration, and do appoint a committee of conference upon the matters in disagreement between the two Houses, and request the appointment of a similar committee on the part of the Senate.

Pending which question,

Mr. Cooper moved

That the further consideration of the subject be indefinitely postponed,

Which motion was

Lost.

The question recurring on the motion to adhere to the House amendments to the Senate resolutions, and to appoint a committee of conference thereon,

It was decided in the affirmative,

And the motion

Prevailed.

And, thereupon,

Messrs. Pratt, Reed and Bradford were appointed said committee on behalf of the House.

Ordered that the Senate be informed thereof.

On motion of Mr. Bradford,

The House took a recess for one hour.

At the expiration of the hour of recess,

The Speaker called the House to order.

On motion,

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

FRIDAY, March 22, 1867—10 o'clock, A. M.

The House met pursuant to adjournment.

Mr. Wolcott, Clerk of the Senate, being admitted, informed the House that the Senate had concurred in the following House bills and joint resolution, to wit :

"An act to divorce Nathaniel Ingram from his wife, Ann Eliza Ingram ;"

"An act to divorce Sallie E. Bates and her husband, Robert W. Bates ;" and

"Joint resolution directing the State Treasurer to pay the members of this General Assembly in gold, or its equivalent in currency."

And returned the same to the House.

He also informed the House that the Senate had concurred in the following House bills and joint resolution, with amendments, to wit :

"An act to amend Chapter 99 of the Revised Code of the State of Delaware ;"

"An act to raise revenue and provide for the current expenses of the State Government ;" and

"Joint resolution directing William Fisher to make certain repairs to the roof and cupola of the State House,"

And requested the concurrence of the House therein.

He also informed the House that the Senate had non-concurred in the following House bills, to wit :

"An act to prevent the improper distribution of the School Fund of this State ;" and

"An act to prohibit animals from running at large within certain limits in Sussex county,"

And returned the same to the House.

Mr. Raymond presented the respective claims of F. Croydon, J. H. Hoffecker, and Dover Gas Light Company against the State of Delaware,

Which,

On his motion,

Were severally read,

And further,

On his motion,

Were referred to the Committee on Claims.

Mr. Corbit, from the Committee on Enrollment, reported the following enrolled House bills and joint resolutions as being duly and correctly enrolled, and presented the same to the Speaker for his signature, to wit :

"An act to authorize the straightening of a public road in Dagsboro' hundred, Sussex county ;"

"An act in relation to the New Castle and Frenchtown Turnpike and Railroad Company ;"

"An act to revive, reenact and amend the act entitled 'An act to incorporate the Black Swamp Ditch Company,' passed at Dover, February 10, 1841 ;"

"An act to authorize the laying out a public road in Kent county ;"

"An act to amend Chapter 125 of the Revised Code ;"

"An act to repeal Chapter DCIII of the Eleventh Volume of the Laws of Delaware ;"

"An act to amend Chapter 41 of the Revised Statutes of the State of Delaware ;"

"A supplement to the act passed March 17, 1865, entitled, 'An act to incorporate the Hudson's Branch Ditch Company ;' "

"An act establishing a college for agricultural and mechanic arts in this State ;"

"An act to incorporate the Delaware Boot and Shoe Manufacturing Company," and

"Joint resolution compensating Edward Ridgely, Chancellor *ad litem*."

Also,

"An act to divorce Nathaniel Ingram from his wife, Ann Eliza Ingram ;"

"An act to divorce Sallie E. Bates from her husband, Robert W. Bates ;" and

"Joint resolution directing the State Treasurer to pay the members of this General Assembly in gold, or its equivalent in currency."

Mr. Davis, from the Committee on Enrollment, reported the following enrolled House bills as being duly and correctly enrolled, and presented the same to the Speaker for his signature, to wit :

"An act to authorize Jacob R. Jones to straighten and change a certain public road on his own land in Broad Creek hundred, in Sussex county ;"

"An act to revive an act authorizing the laying out and making a private road in Little Creek hundred, Sussex county, passed at Dover, January 25, 1866 ;"

"An act to authorize the laying out of a public road in Dover hundred, Kent county," and

"An act authorizing the Levy Court of New Castle county to construct a bridge over Brandywine Creek at a point between Seventh and Thirteenth streets, in the City of Wilmington."

On motion of Mr. Davis,

The House bill entitled,

"An act to enable Daniel C. Hoffecker to survey and locate certain vacant land and cripple in Dover hundred, in Kent county, and complete his title to the same,"

Was taken up for consideration.

Whereupon,

Mr. Davis moved

That the further consideration of the bill be indefinitely postponed,

Which motion *Prevailed,*

And the further consideration thereof

Was *Indefinitely Postponed.*

Mr. Reed offered a joint resolution,

Which,

On his motion,

Was read, as follows :

WHEREAS this General Assembly is deeply impressed with the accounts of the sufferings endured by our friends and brethren in the Southern States from want ; AND WHEREAS a kind Providence has shielded us from the manifold misfortunes which have overtaken and undone a brave, generous and noble people, near and dear to us by ties of blood and kindred institutions ; AND WHEREAS it is always better to give than to receive, where sorrow, suffering and want can be relieved thereby ; therefore,

Be it Resolved by the Senate and House of Representatives of the State of Delaware in General Assembly met, That the Governor of this State be and he is hereby authorized to draw upon the State Treasurer of this State to the extent of five thousand dollars, to be distributed by his excellency through the agents appointed for procuring relief for the starving people of the South, or otherwise, as he may deem expedient, in order to effect in reality the purposes and intent of this resolution.

And further,

On motion of Mr. Reed,

The joint resolution was

Adopted.

Ordered to the Senate for concurrence.

On motion of Mr. Johnson of Kent,

The House joint resolution directing William Fisher to make certain repairs to the roof and cupola of the State House,

Was taken up for consideration.

And,

On his further motion;

The Senate amendments to the resolution

Were read, as follows :

IN SENATE, }
March 22, 1867. }

Amend the joint resolution by striking out the words "William Fisher," in the third line, and inserting in lieu thereof the words "Frederick Croydon."

Also amend the title by striking out the words "William Fisher," in the first line, and inserting in lieu thereof the words "Frederick Croydon."

(Extract from Journal.)

(For concurrence.)

J. L. WOLCOTT,

Clerk of Senate.

And, thereupon,

On motion of Mr. Reed,

The Senate amendments to the House joint resolution

Were

Concurred in.

Ordered that the Senate be informed thereof.

On motion of Mr. Reed,

The House bill entitled,

"An act to raise revenue and provide for the current expenses of the State Government,"

Was taken up for consideration.

On motion of Mr. Reed,

The Senate amendments to the bill under consideration,

Were read, as follows :

IN SENATE, }
March 21, 1867. }

1st. Amend the House bill by adding after the figures "1857," in line 10 of Section 3, the words "regulating the sale of intoxicating liquors."

2d. Amend the bill by striking out, in line 10 of Section 3, the word "twenty," and inserting in lieu thereof the word "fifty."

3d. Amend the bill by adding, at the end of Section 3, the following, to wit: "And any keeper of an eating-house may take out a license authorizing him to sell vinous, spiritous, or malt liquors upon his paying to the Clerk of the Peace of his county, for the use of the State, the sum of fifty dollars."

4th. Amend Section 9, in line 12, by striking out the word "or," between the words "Sheriff" and "Constable," and insert, between the words "Constable" and "within," the words "or citizen."

5th. Amend the bill by inserting the following as an additional section :

"SECTION 23. *And be it further enacted*, That it shall be the duty of every Express Company doing or carrying on business in this State, to transport, free of charge, all books, papers and public documents that may be sent to the Governor, Secretary of State, or Librarian, for the use of the State, or that may be sent from this State for the use of any other State, or of the United States. And if any agent, within this State, of such Express Company shall presume to charge for the transportation of said books, papers and public documents, it shall not be lawful for him to collect the price

of such transportation. *And further*, if any such agent shall insist upon such payment being made for such transportation, he shall be deemed guilty of a misdemeanor, and upon conviction thereof by indictment, he shall be fined not less than one hundred dollars, nor more than five hundred dollars, besides costs. In case any such Express Company shall refuse to transport, free of charge, such books, papers, or public documents, it shall be unlawful for such Express Company to follow or carry on their business within this State; and if after the refusal of such Express Company, any agent or officer within this State shall continue in the employ of such Express Company, he shall be deemed guilty of a misdemeanor, and on conviction thereof by indictment, he shall be fined not less than one hundred dollars nor more than five hundred dollars.

(Extract from Journal.)

J. L. WOLCOTT,

(For concurrence.)

Clerk of Senate.

On motion of Mr. Reed,

The 1st, 2d, 3d and 4th amendments were severally

Concurred in.

Whereupon,

Mr. Bancroft moved

That the House do non-concur in the 5th amendment,

Which motion was

Lost,

And, thereupon,

Mr. Reed moved

That the 5th amendment be concurred in,

And

On the question, "Will the House concur in the Senate amendment?"

Mr. Reed called for the yeas and nays,

Which, being taken, were as follows:

Yeas—Messrs. Bacon, Bradford, Davis, Frame, Johnson of Kent, Lattomus, Pilling, Pratt, Reed, Waples and Mr. Speaker—11.

Nays—Messrs. Bancroft, Cooper, Corbit, Eliason, Jones and Raymond—6.

So the question was decided in the affirmative,

And the Senate amendment No. 5,

Was

Concurred in.

Ordered that the Senate be informed thereof.

On motion of Mr. Reed,

The House joint resolution to secure the publication of the Second Volume of "Houston's Delaware Reports,"

Was taken up for consideration.

And further,

On his motion,

Was read,

Whereupon,

Mr. Reed moved

That the joint resolution be adopted,

Which motion

Prevailed,

And the House joint resolution

Was

Adopted.

Ordered to the Senate for concurrence.

On motion of Mr. Cooper,

The House bill entitled,

"An act to amend Chapter 99 of the Revised Code of the State of Delaware,"

Was taken up for consideration.

On motion of Mr. Cooper,

The Senate amendments to the bill under consideration were read as follows :

IN SENATE, }
March 21, 1867. }

Amend the bill in Section 1, in line 21, by striking out the word "four," and inserting in lieu thereof the word "five."

And further amend by striking out the word "three," in line 47, and inserting in lieu thereof the word "two."

(Extract from Journal.)

J. L. WOLCOTT,

(For concurrence.)

Clerk of Senate.

And further,

On motion of Mr. Cooper,

The Senate amendments

Were

Concurred in.

Ordered that the Senate be informed thereof.

Mr. Reed, from the committee of conference on the Senate joint resolution in relation to the penitentiary system,

Reported, recommending that the House recede from its amendment, and the Senate joint resolution be concurred in.

And, thereupon,

Mr. Reed moved

That the House reconsider the vote by which it adhered to its amendment to said resolution,

Which motion was

Lost.

Mr. Raymond, from the Committee on Claims, reported a bill entitled,

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

Which,

On his motion,

Was read,

And further,

On his motion,

The bill was read a second time by its title by special order of the House.

Mr. Wolcott, Clerk of the Senate, being admitted, informed the House that the Senate had concurred in the House amendments to the Senate bill entitled,

"An act to incorporate the Hollywood Cemetery of Harrington, Kent county."

Mr. Wolcott, Clerk of the Senate, being admitted, returned the following enrolled House bills and joint resolutions, the same having received the signature of the Speaker of the Senate, to wit:

"An act to incorporate the Old Ferry Rolling Mill Company;"

"An act to incorporate the Newark Woolen Manufacturing Company;"

"An act to incorporate Christiana Lodge, No. 7, of the Independent Order of Good Templars, of the State of Delaware, in the village of Christiana;"

"An act to incorporate the Smyrna Building and Loan Association, of the town of Smyrna;"

"An act to authorize the opening and making a new public road in Mispillion hundred, Kent county;"

"An act to authorize the laying out a public road in Cedar Creek hundred, in Sussex county ;"

"An act to incorporate the Philadelphia and Baltimore Union Steamboat Company ;"

"An act to incorporate the Delaware Brick Manufacturing Company ;"

"An act to incorporate the Wilmington Steam Brick Manufacturing Company ;"

"A further supplement to the act entitled, 'An act to limit the city debt of Wilmington, and to provide for the discharge thereof,' passed at Dover, February 21, 1849 ;"

"An act in relation to the Clerk of the Peace in and for New Castle county ;"

"An act appointing commissioners to lay out a new public road in Kent county ;"

"An act supplemental to the act entitled, 'An act to incorporate the Cooper Cemetery, of Murderkill hundred, Kent county,' passed at Dover, March 5, 1867 ;"

"An act to incorporate the Farmer's Market Company of New Castle county ;"

"An act to authorize Horace Spruance to change and straighten a public road in Duck Creek hundred, Kent county, Delaware ;"

"An act to prevent certain animals running at large within certain limits, in School District No. 13, of Kent county ;"

"An act to add to Chapter 65 of the Revised Code ;"

"An act to incorporate the Delaware Trust Company ;"

"An act relating to county assessments in New Castle county ;"

"An act to amend an act entitled, 'An act to amend Chapter 25 of the Revised Code, in relation to salaries of certain public officers,' passed at Dover, February 14, 1866 ;"

"A supplement to the act entitled, 'An act to change the location and straighten a certain public road hereinafter mentioned ;"

"An act to authorize John W. Connaway to alter and straighten a certain public road in Nanticoke hundred, Sussex county, at his own expense ;"

"An act to divorce Joshua Scotten and Sarah E. Scotten, his wife, from the bonds of matrimony ;"

"An act to authorize the opening and making a new public road in Mispillion hundred, Kent county ;"

"An act to authorize Rev. William Warner and Garretson Saulsbury to straighten a public road;"

"An act for the relief of School District No. 53, in New Castle county;"

"An act to incorporate the Dover Building and Loan Association;"

"An act to authorize the sale of certain real estate therein mentioned, devised by the will of John Pleasanton;"

"An act in relation to the judgment and continuance dockets of the Superior Court of Kent county, and the general indexes to the same;"

"An act to amend Chapter 42 of the Revised Statutes of the State of Delaware, 'Of Free Schools;'"

"An additional supplement to an act entitled, 'An act to provide for the erection of a public bridge across Broad Creek, at the town of Laurel, in the County of Sussex;'"

"Joint resolution appointing Edward K. Smith to purchase coal, wood, &c;"

"Joint resolution adjourning the two Houses of the General Assembly *sine die*;"

"Joint resolution in relation to the State Library;" and

"Joint resolution rescinding the joint resolution of adjournment, and extending the session."

He also presented, for the signature of the Speaker of the House, the following enrolled Senate bills, the same having received the signature of the Speaker of the Senate, to wit:

"An act to authorize the laying out a public road in Milford hundred;" and

"An act to incorporate the Morris Branch and Beaver Branch Banking Company."

On motion of Mr. Raymond,

The House took a recess for half an hour.

At the expiration of said time,

The Speaker called the House to order.

Mr. Corbit, from the Committee on Enrollment, reported the following Senate bills as being duly and correctly enrolled, and presented the same to the Speaker of the House for his signature, to wit:

"An act to authorize the laying out of a public road in Milford hundred;" and

"An act to incorporate the Morris Branch and Beaver Branch Banking Company."

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

"An act to divorce Robert M. Connery from the bonds of matrimony with Catharine Connery;" and

"An act to amend Chapter 10 of the 13th Volume of the Laws of Delaware,"

And returned the same to the House.

He also informed the House that the Senate had concurred in the following House bill, with amendments, to wit:

"An act to define the duty of the State Treasurer in relation to the public debt,"

And requested the concurrence of the House therein.

On motion of Mr. Raymond,

The House bill entitled,

"An act to define the duty of the State Treasurer in relation to the public debt,"

Was taken up for consideration.

And further,

On his motion,

The Senate amendment to the bill under consideration,

Was read, as follows:

IN SENATE, }
March 22, 1867. }

Amend the bill by striking out the preamble thereof.

(Extract from the Journal.)

(For concurrence.)

J. L. WOLCOTT,
Clerk of Senate.

Mr. Pilling moved

That the House do non-concur in the Senate amendment,

Which motion

Prevailed,

And the Senate amendment

Was

Non-concurred in.

Ordered that the Senate be informed thereof.

On motion,

The House adjourned until 2 o'clock this afternoon.

SAME DAY—2 o'clock, P. M.

The House met pursuant to adjournment.

Mr. Corbit, from the Committee on Enrollment, reported the following House bills and joint resolutions as being duly and correctly enrolled, and presented the same to the Speaker for his signature, to wit :

"An act to amend Chapter 99 of the Revised Code of the State of Delaware ;"

"An act authorizing the laying out a public road in Broad Creek hundred, Sussex county ;"

"An act to authorize Willard Richardson and David Scott to change the location of certain public roads upon their own land in Milford hundred, Kent county, and to open other public roads in lieu thereof, at their own expense ;"

"An act to amend Chapter 10 of the 13th Volume of the Laws of Delaware ;"

"An act to incorporate the Kirkwood Loan Association in Red Lion hundred, New Castle county,"

"An act to divorce Robert M. Connery from the bonds of matrimony with Catharine Connery ;" and

"Joint resolution directing Frederick Croyden to make certain repairs to the roof and cupola of the State House."

Mr. Wolcott, Clerk of the Senate, being admitted, informed the House that the Senate had concurred in the House bill entitled,

"An act to incorporate the Bright's and Haynes' Glades Ditch Company," with amendments,

And requested the concurrence of the House therein.

On motion of Mr. Johnson of Kent,

The House bill entitled,

"An act to incorporate the Bright's and Haynes' Glades Ditch Company,"

Was taken up for consideration,

And further,

On his motion,

The Senate amendments to the bill under consideration,

Were read, as follows :

IN SENATE,
March 22, 1867. }

Amend the bill in Section 2, in line 4, by inserting between the word "ballot," and the word "and," the words "every person shall be entitled to cast one vote for every dollar of tax paid by them."

Also amend the bill by adding at the end of Section 3 as follows, to wit :

"*Provided*, That the act shall be so construed as not to authorize the commissioners hereafter elected or appointed under this act to extend the ditch up Bright's Glade further than the upper line of Peter Calloway deceased's home farm, where the same crosses Bright's Glade."

(Extract from Journal.)

J. L. WOLCOTT,

(For concurrence.)

Clerk of Senate.

Whereupon,

On the further motion of Mr. Johnson of Kent,

The Senate amendments were

Concurred in.

Ordered that the Senate be informed thereof.

Mr. Wolcott, Clerk of the Senate, being admitted, informed the House that the Senate had concurred in the House bill entitled,

"An act to incorporate the Pokomoke River Improvement Company,"

And returned the same to the House.

He also informed the House that the Senate had requested the return to that body of the House bill entitled,

"An act to amend the act entitled, 'An act to authorize the laying out of certain roads in Duck Creek hundred, in Kent county.'"

Mr. Bancroft offered a joint resolution entitled,

"Joint resolution in relation to the House Journal of 1865 and 1866,"

Which,

On his motion,

Was read,

And,

On his further motion,

The resolution was

Adopted.

Ordered to the Senate for concurrence.

Mr. Wolcott, Clerk of the Senate, being admitted, presented for the signature of the Speaker of the House the following enrolled Senate bills, the same having received the signature of the Speaker of the Senate, to wit :

"An act to incorporate the Delaware Mutual Life Insurance Company;"

"A supplement to an act entitled 'An act to amend an act entitled 'An act regulating the sale of intoxicating liquors, &c.,' passed at Dover, February 13, 1866 ;"

"An act to incorporate the Diamond State Loan Association;"

"An act to authorize the Chancellor to appoint a trustee for Ethan A. Dixon;"

"An act to divide Murderkill hundred, in Kent county, into two hundreds, to be called, respectively, North Murderkill hundred and South Murderkill hundred ;"

"An act to divorce Ann Long and Phillip Long, from the bonds of matrimony ;"

"An act to enable Martin F. Allaband to straighten and put in good order a public road on his own land at his own expense ;"

"An act to amend Chapter 61 of Volume 13 of the Delaware Laws ;"

"An act to revive and continue in force the act entitled, 'An act to enable Josiah W. Collins, John W. Short and Burton West to locate certain vacant lands in Broad Creek hundred, Sussex county, Delaware, and complete their title to the same,' passed at Dover, February 18, 1851 ;"

"An act to prevent the running at large of horses, mules, colts, cattle, hogs, sheep and goats within the limits of the Town of Georgetown, in Sussex county;"

"A supplement to the act entitled, 'An act in relation to Free Schools,' passed at Dover, March 3, 1857 ;"

"An act, concerning vessels anchoring in the 'Deep Hole,' at or near the mouth of Broadkirk Creek ;"

"A supplement to the act entitled, 'An act concerning estrays ;"

"A supplement to the act entitled, 'An act to incorporate the Seaford Odd Fellows' Hall Company, at Seaford,' passed at Dover, February 7, 1862 ;"

"An act to divorce Ida A. W. Poulson and her husband, William C. T. Poulson, from the bonds of matrimony ;" and

"An act to authorize the Recorder of Deeds, in and for Sussex county, to procure a new seal of office."

He also presented the written request of the Senate for the return to that body of the House bill entitled,

"An act to amend the act entitled, 'An act authorizing the laying out of certain roads in Duck Creek hundred, Kent county.'"

On motion of Mr. Raymond,

The House bill entitled,

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

Was taken up for consideration.

Mr. Raymond offered an amendment to the bill under consideration,

Which,

On his motion,

Was read, as follows :

Amend the bill in line fifty-six of Section 1 by striking out the words "two hundred and fifty," and inserting in lieu thereof the words "three hundred."

And further,

On his motion,

The amendment was

Adopted.

On the further motion of Mr. Raymond,

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

And

Passed the House.

Ordered to the Senate for concurrence.

Mr. Bradford, from the Committee on Accounts, submitted a report,

Which,

On his motion,

Was read, as follows :

We, the undersigned, appointed a Committee on Accounts for the House of Representatives, beg leave to submit the following allowances as accounts against the House of Representatives, viz :

	Days.	Miles.	Dolla. Cts.
To William A. Polk, Speaker.....	83	26	452 93
" George H. Raymond.....	81	12	328 80
" Elias S. Reed.....	81		324 00
" Joseph Booth.....	83	20	337 60
" Peter L. Cooper.....	81	12	328 80
" James H. Smith.....	25	20	108 00
" Mark A. Johnson.....	54	20	224 00
" Henry Pratt.....	81	8	327 20

Amount carried forward\$2,431 33

	Days.	Miles.	Dolls.	Cts.
<i>Amount brought forward</i>			\$2,431	33
To John S. Bacon.....	83	46	350	13
" R. H. Davis.....	83	25	342	00
" Paynter Frame.....	83	47	350	80
" John M. Houston.....	83	60	356	00
" Joshua J. Johnson.....	83	70	360	00
" Thomas A. Jones.....	83	46	350	13
" W. D. Waples.....	83	50	352	00
" John A. Allderdice.....	83	45	350	00
" Samuel Bancroft.....	83	54	353	20
" James Bradford.....	83	50	352	00
" Charles Corbit.....	83	40	348	00
" Andrew Eliason.....	83	30	344	00
" L. W. Lattomus.....	83	21	340	40
" John Pilling.....	83	62	356	80
" I. C. Grubb, Clerk of the House, for enrolling, transcribing, engrossing and other services.....			1,300	00
" Cyrus Huntington, Chaplain.....			75	00
" Charles Benn, Messenger.....			50	00
" George S. Reynolds, Sergeant-at-Arms.....			300	00
" Zadock L. Butler, Fireman.....			150	00
" Charles P. Wetherby, Assistant Clerk, enrolling, engrossing, &c., &c.....			400	00
" Caleb Hall, washing and ironing.....			12	00
" James W. Wise, carriage hire.....			24	00
" Hendrickson Wright.....			10	00
" R. H. Todd, services rendered Finance Committee, State Treasurer and Auditor			30	00
" E. S. R. Butler, newspapers.....			58	28
" Edward Ridgely, drawing bills.....			150	00
" Henry Eckel, subscription to Delaware Journal....			3	00
" Jeremiah Cannon, resetting stove			2	50
" James Kirk, printing.....			296	45
" Jenkins & Atkinson, subscription to Daily Com- mercial			4	50
" David Chipman, carrying papers.....			5	00
" To balance due A. L. Lewis, for stationery, fuel, postage stamps, &c., &c.			2,365	31
" Frederick Croyden, fixing lock, &c., &c.....			39	50
" Joseph H. Hoffecker, subscription Smyrna Times..			2	00
" C. P. Johnson, subscription to Delaware Gazette..			3	00
			<hr/>	
			\$13,817	33

WILLIAM D. WAPLES, }
JAMES BRADFORD, } Committee.

On motion of Mr. Reed,

The Report of the Committee on Accounts

Was

Adopted.

Mr. Jackson, a member of the Senate, being admitted, informed the House that the Senate had concurred in the House joint resolution entitled,

"Joint resolution to secure the publication of the second volume of Houston's Delaware Reports,"

And returned the same to the House.

Mr. Davis offered a joint resolution entitled,

"Joint resolution authorizing the State Treasurer to borrow money,"

Which,

On his motion,

Was read,

And,

On his further motion,

Was

Adopted.

Ordered to the Senate for concurrence.

Mr. Wolcott, Clerk of the Senate, being admitted, informed the House that the Senate had concurred in the House bill entitled,

"An act to incorporate the Dover Academy, and for other purposes," with amendments,

And requested the concurrence of the House therein.

On motion of Mr. Reed,

The bill just returned from the Senate was taken up for consideration,

And,

On his further motion,

The Senate amendments to the bill under consideration,

Were read, as follows :

IN SENATE, }
March 22, 1867. }

1st. Amend the bill by striking out all of Section 1 after the word "district," in line 14, and inserting in lieu thereof the following : "To serve for the term of one year, and until successors shall be duly elected. They shall have full power and authority to levy and raise by taxation in the same manner as such taxes are assessed, levied and

collected under the law concerning free schools in this State such sum of money as they shall deem necessary for the erection of suitable buildings for the accommodation of all the scholars of proper age residing within said districts, and for the support of the school or schools to be taught therein; also to employ all the teachers necessary to carry into effect the objects of this corporation. And it is hereby declared to be the duty of said trustees, and the intention of this act, that they shall make ample provision for the tuition of scholars, from the primary branches of an education up to and including a full academic course, and generally to do all other acts and things incident to such a corporation: *Provided*, That the amount to be raised by taxation in any one year for the erection of buildings or the support or maintenance of the schools, shall be determined by the school voters at the annual meeting, and that no greater sum than two thousand dollars shall be raised by the regular tax in any year for the support of the schools of said district."

2d. Amend the bill further by striking out all of Section 2, after the enacting clause, and inserting the following: "That all the property, both real, personal or mixed, now held by the six united or consolidated districts under this act, shall be deemed, taken and held to be the common property of all said districts as united or consolidated by virtue of this act. And in all the future distributions of the school fund of this State among the several school districts thereof, the trustee of said fund shall treat this consolidated district as six districts, and make the distribution accordingly. The trustees to be elected pursuant to Section 1 of this act, may, in their discretion, admit into said school or schools to be conducted under this act, persons residing out of the limits of this corporation, or persons over the age of twenty-one years, on such terms as they shall deem just and equitable, and the proceeds of the tuition of scholars so admitted shall be paid over to the treasurer of said institution as a part of the common fund thereof."

3d. Amend the bill further by striking out all of line three of Section 3, after the word "shall," together with lines 4, 5, 6, 7, 8, 9, 10, 11, 12 and 13 entire, without any insertion in their place. And amend further by inserting the word "if," in line two of Section 3, between the words "that" and "the."

4th. Amend the bill further by striking out of Section 4 the word "in," at the end of line three, together with all of line four, and four of the first words of line five, up to the word "at," and inserting the following: "Within the limits of said corporation, and shall have resided therein."

5th. Amend the bill further by striking out of Section 5 the two last words of line 11, together with all of lines 12, 13, 14, 15, 16 and the three first words of line 17, without any insertion in their place.

6th. Amend the bill further by striking out all of Section 7, after the enacting clause, and inserting in lieu thereof the following: "That no supplement tax shall be assessed upon the inhabitants of said district, under the provisions of Section 6 of this act, in any year, unless a tax equivalent to three hundred dollars, clear of delinquents and commissions, shall have been levied and raised for each of the districts composing this consolidated district, to wit: the sum of eighteen hundred dollars as the regular tax of said district. The election for trustees under this act shall be held at the same time as the school elections of this State are held for school committees. The trustees to be so elected shall make, or cause to be made, the necessary assessments on the persons and property of said district; and hold a court to hear any and all appeals therefrom, the same as is provided by law in regard to other school districts of this State."

7th. Amend the bill further by adding an additional section thereto, as follows:

SECTION 8. *And be it further enacted as aforesaid,* That this act shall be deemed an incorporation for public improvement, and shall be perpetual or without limitation; reserving nevertheless to the Legislature the right to alter, amend or repeal the same for abuse or misuse of its corporate franchises.

8th. Amend the bill by adding the following section:

SECTION 9. *And be it further enacted,* That the provisions of this act shall only apply to and include such school districts of the Town of Dover as shall, at a meeting to be called for that purpose, accept the same by a majority of the school voters at such meeting, of which due notice shall be given by written advertisements posted in five of the most public places in the district. Such notice shall be given by the present school committees of the respective districts, or the clerks thereof, stating the day, hour and place of meeting, and the purpose for which it is called. All votes shall be given by ballot at said election; and it shall be the duty of the officers appointed to conduct such election to certify under their hands and seals the acceptance or non-acceptance of this act to the Clerk of the Peace of Kent county, who shall file the same in his office. On voting, those in favor shall vote aye; and those opposed, no.

9th. Amend Section 1 by striking out the word "within," in the seventh line of said section, and inserting in lieu thereof the words "being in whole or in part in;" and after the word "Dover," in said line the following, to wit: "Numbers 18, 60, 90, 91, 92, and 101."

(Extract from Journal.)

For concurrence.

Mr. Reed moved

J. L. WOLCOTT,

Clerk of Senate.

That amendment No. 1 be adopted.

Pending which question,

Mr Cooper offered an amendment to the Senate amendment,
Which,

On his motion,

Was read, as follows :

Amend the bill, as amended by the Senate, by adding at the end of Section 1, after the word "district," the words "or the erection of buildings."

And further,

On motion of Mr. Cooper,

The amendment to the Senate amendment

Was

Adopted.

On motion of Mr. Reed,

The Senate amendment No. 1, as amended,

Was

Concurred in.

And further,

On motion of Mr. Reed,

The Senate amendments, Nos. 2, 3, 4, 5, 6, 7, 8 and 9,

Were severally

Concurred in.

Ordered that the Senate be informed thereof, and its concurrence in the House amendment to the Senate amendment requested.

Mr. Corbit, from the Committee on Enrollment, reported the following enrolled House joint resolution as being duly and correctly enrolled, and presented the same to the Speaker of the House for his signature, to wit :

"Joint resolution to secure the publication of the second volume of Houston's Delaware Reports."

Mr. Paynter, a member of the Senate, being admitted, informed the House that the Senate had concurred in the House bill entitled,

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

And returned the same to the House.

On motion,

The House adjourned until 7 o'clock this evening.

SAME DAY—7 o'clock, P. M

The House met pursuant to adjournment.

Mr. Wolcott, Clerk of the Senate, being admitted, informed the House that the Senate had concurred in the following House bills and joint resolutions, to wit :

"An act to divorce George H. Bennett and Susan M., his wife, from the bonds of matrimony ;"

"An act to amend Chapter 125 of the Revised Statutes of the State of Delaware ;"

"Joint resolution authorizing the State Treasurer to borrow money ;" and

"Joint resolution in relation to the House Journal of 1865 and 1866,"

And returned the same to the House.

Mr. Reed, from the Committee on Enrollment, reported the following enrolled House bills and joint resolution as being duly and correctly enrolled and presented the same to the Speaker of the House for his signature, to wit :

"An act to incorporate the Kent County Oyster Canning Company, and for other purposes ;"

"An act to divorce George H. Bennett and Susan M., his wife, from the bonds of matrimony ;" and

"Joint resolution in relation to the House Journal of 1865 and 1866."

Mr. Wolcott, Clerk of the Senate, being admitted, presented the following enrolled Senate bill and joint resolutions for the signature of the Speaker of the House, the same having received the signature of the Speaker of the Senate, to wit :

"An act to incorporate the Hollywood Cemetery, of Harrington, Kent county ;"

"Joint resolution appended to the report of the committee to whom was referred that portion of the Governor's message relating to the defences of the State ;" and

"Joint resolution appropriating six hundred dollars to pay the contingent expenses of the office of Secretary of State."

He also returned the following enrolled House bills and joint resolutions, the same having received the signature of the Speaker of the Senate, to wit :

"An act to incorporate the Delaware Boot and Shoe Manufacturing Company ;"

"An act authorizing the Levy Court of New Castle county to construct a bridge over the Brandywine Creek, at a point between Seventh and Thirteenth streets, in the City of Wilmington ;"

"An act to revive an act authorizing the laying out and making a private road in Little Creek hundred, Sussex county, passed at Dover, January 25th, 1866 ;"

"An act to amend an act entitled, 'An act to incorporate the New Castle Building and Loan Association of the Town of New Castle ;'"

"An act to divorce Annie D. Briant and her husband, Samuel Briant ;"

"An act to divorce Rachel Lathrop from her husband, Joseph Lathrop ;"

"An act to divorce Nathaniel Ingram from his wife, Ann Eliza Ingram ;"

"An act establishing a college for agricultural and mechanic arts ;"

"An act to revive, reenact and amend the act entitled, 'An act to incorporate the Black Swamp Ditch Company,' passed at Dover, February 10, 1841 ;"

"An act to incorporate the Diamond State Mutual Life Insurance Company ;"

"An act to incorporate the Meredith Branch Ditch Company ;"

"An act to authorize Willard Richardson and David Scott to change the location of certain public roads upon their own land, in Milford hundred, Kent county, and to open other public roads in lieu thereof at their own expense ;"

"An act to divorce Robert M. Connery from the bonds of matrimony with Catherine Connery ;"

"An act to amend Chapter 10 of the 13th Volume of the Laws of Delaware ;"

"An act to authorize the laying out a public road in Broad Creek hundred, Sussex county ;"

"An act to amend Chapter 99 of the Revised Code of the State of Delaware ;"

"Joint resolution directing Frederick Croydon to make certain repairs to the roof and cupola of the State House ;"

"Joint resolution in relation to the duties of the State Treasurer ;"

"Joint resolution compensating Edward Ridgely, Chancellor *ad litem* ;"

"Joint resolution appointing Zadock L. Butler to take charge of the Senate Chamber and the Hall of the House of Representatives ;"

"Joint resolution directing the State Treasurer to pay the members of this General Assembly in gold, or its equivalent in currency ;" and

"Joint resolution to secure the publication of the second Volume of Houston's Delaware Reports."

Mr. Corbit, from the Committee on Enrollment, reported the following enrolled House bills and joint resolution as being duly and correctly enrolled, and presented the same to the Speaker of the House for his signature, to wit :

"An act to incorporate the Bright's and Hayne's Glades Ditch Company ;"

"An act to raise revenue and provide for the current expenses of the State government ;"

"An act for the Payment of Claims against the State ;" and

"Joint resolution authorizing the State Treasurer to borrow money."

Mr. Reed, from the Committee on Enrollment, reported the following enrolled Senate bill and joint resolutions as being duly and correctly enrolled, and presented the same to the Speaker of the House for his signature, to wit :

"An act to incorporate the Hollywood Cemetery, of Harrington, Kent county ;"

"Joint resolution appropriating six hundred dollars to pay the contingent expenses of the office of the Secretary of State ;" and

"Joint resolution appended to the report of the committee to whom was referred that portion of the Governor's Message relating to the defences of the State."

Mr. Wolcott, Clerk of the Senate, being admitted, returned the following enrolled House bills and joint resolution, the same having received the signature of the Speaker of the Senate, to wit :

"An act to divorce George H. Bennett and Susan M., his wife, from the bonds of matrimony ;"

"An act to incorporate the Kent County Oyster Canning Company, and for other purposes;" and

"Joint resolution in relation to the House Journal of 1865 and 1866."

He also informed the House that the Senate had concurred in the House amendment to the Senate amendment to the House bill entitled,

"An act to incorporate the Dover Academy, and for other purposes,"

And returned the same to the House.

He also informed the House that the Senate had non-concurred in the following House bills, to wit:

"An act to incorporate the town of Smyrna;"

"An act to amend Chapter 68 of the Revised Statutes of the State of Delaware, Concerning retailers of goods and of peddlers;"

"An act to relieve the estate of Andrew P. Armstrong;" and

"An act to incorporate a State Dental Society,"

And returned the same to the House.

On motion of Mr. Raymond

The House took a recess for half an hour.

The recess having expired,

Mr. Corbit, from the Committee on Enrollment, reported the following enrolled House bills as being duly and correctly enrolled, and presented the same to the Speaker of the House for his signature, to wit:

"An act to incorporate the Dover Academy, and for other purposes," and

"An act to amend Chapter 125 of the Revised Statutes of the State of Delaware."

Mr. Wolcott, Clerk of the Senate, being admitted, presented certain joint resolutions of the Legislature of North Carolina,

He also informed the House that the Senate had non-concurred in the House bill entitled,

"A further supplement to the act entitled, 'An act to limit the city debt of Wilmington, and to provide for the discharge thereof,' passed at Dover, February 21, 1849,"

And returned the same to the House.

He also returned the following enrolled House bills and joint resolution, the same having received the signature of the Speaker of the Senate, to wit :

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

"An act to raise revenue and provide for the current expenses of the State Government ;"

"An act to incorporate the Dover Academy, and for other purposes ;"

"An act to incorporate the Bright's and Haynes' Glades Ditch Company ;" and

"Joint resolution authorizing the State Treasurer to borrow money."

Mr. Davis, from the Committee on Enrollment, reported the following enrolled House bill as being duly and correctly enrolled, and presented the same to the Speaker for his signature, to wit :

"An act to incorporate the Pokomoke River Improvement Company."

Mr. Wolcott, Clerk of the Senate, being admitted, returned the following enrolled House bills the same having received the signature of the Speaker of the Senate to, wit :

"An act to amend Chapter 125 of the Revised Statutes of the State of Delaware ;" and

"An act to incorporate the Pokomoke River Improvement Company."

Mr. Bancroft offered a resolution,

Which,

On his motion,

Was read, as follows :

Resolved, by the House of Representatives of the State of Delaware, That the thanks of the members of this body are due, and are hereby tendered to the Hon. Wm. A. Polk for his unwavering courtesy and impartiality in the discharge of the duties of his office as Speaker of this body.

And further,

On motion of Mr. Bancroft,

The resolution

Was

Unanimously adopted.

On motion of Mr. Cooper,

The Clerk read the Journal of the proceedings of the day.

Mr. Raymond offered a resolution,

Which,

On his motion,

Was read, as follows :

Resolved, That the Clerk of the House be directed to inform the Senate that the House will be ready to adjourn *sine die* in five minutes,

And,

On his further motion,

The resolution was

Adopted.

And the Clerk proceeded as directed.

Mr. Wolcott, Clerk of the Senate, being admitted, informed the House that the Senate would be ready in five minutes to adjourn *sine die*.

The Speaker then rose and said :

I am at a loss for language to express my profound acknowledgment for the honorable testimony which you have this day borne of my official conduct as the presiding officer of this body by the unanimous vote which you have given upon the resolution you have adopted. Gentlemen, I repeat that I cannot express the gratitude I feel for your kind appreciation of the manner I have presided over the deliberations of this House. Our relations have been kind, and the uniform courtesy you have extended to me will long be remembered after we have returned to our homes and firesides. Gentlemen, in a few moments our legislative body will be dissolved. We go to our homes and mingle again in the active duties of life. And now, gentlemen, as we are about to part, let me ask you individually, to carry with you my warmest wishes and most earnest prayers for your welfare when you return to your families and resume your daily avocations. With feelings of mingled pain and pleasure, I now, in pursuance of a joint resolution passed by both Houses of the General Assembly, adjourn this House *sine die*.

ATTEST :

IGNATIUS C. GRUBB,

Clerk of the House of Representatives.

ERRATA.

On page 3, in line 2, after the word "first," read "day."

On page 365, in line 9, the words "was read a second time by its title" should be "was read."

On page 422, in line 33, the words "in relation to Murderkill Creek" should be "to authorize the laying out a new public road in Murderkill hundred."

On page 431, in line 13, the word "Milford" should be "Milton."

On page 442, between lines 9 and 10, read "which motion prevailed."

On page 473, between lines 11 and 12, read "and presented the same to the House."

On page 477, in line 16, between the words "the" and "Delaware," read "Smyrna and."

On page 499, in line 16, the word "adopted" should be "concurred in."

On page 449, between lines 32 and 33, read "whereupon, on motion of Mr. Bradford, the amendment was concurred in."

On page 561, in line 9, after the word "and," read "the bill was so read."

CERTIFICATE.

By the authority contained in Section 4 of Chapter 4 of the Revised Code of the State of Delaware, I appointed James Kirk to print the foregoing Journal of the House of Representatives of the State of Delaware, for the biennial session which commenced on Tuesday, the 1st day of January, A. D. 1867, together with the index to the same, and the Report of the Auditor of Accounts.

IGNATIUS C. GRUBB,

Clerk of the House of Representatives.

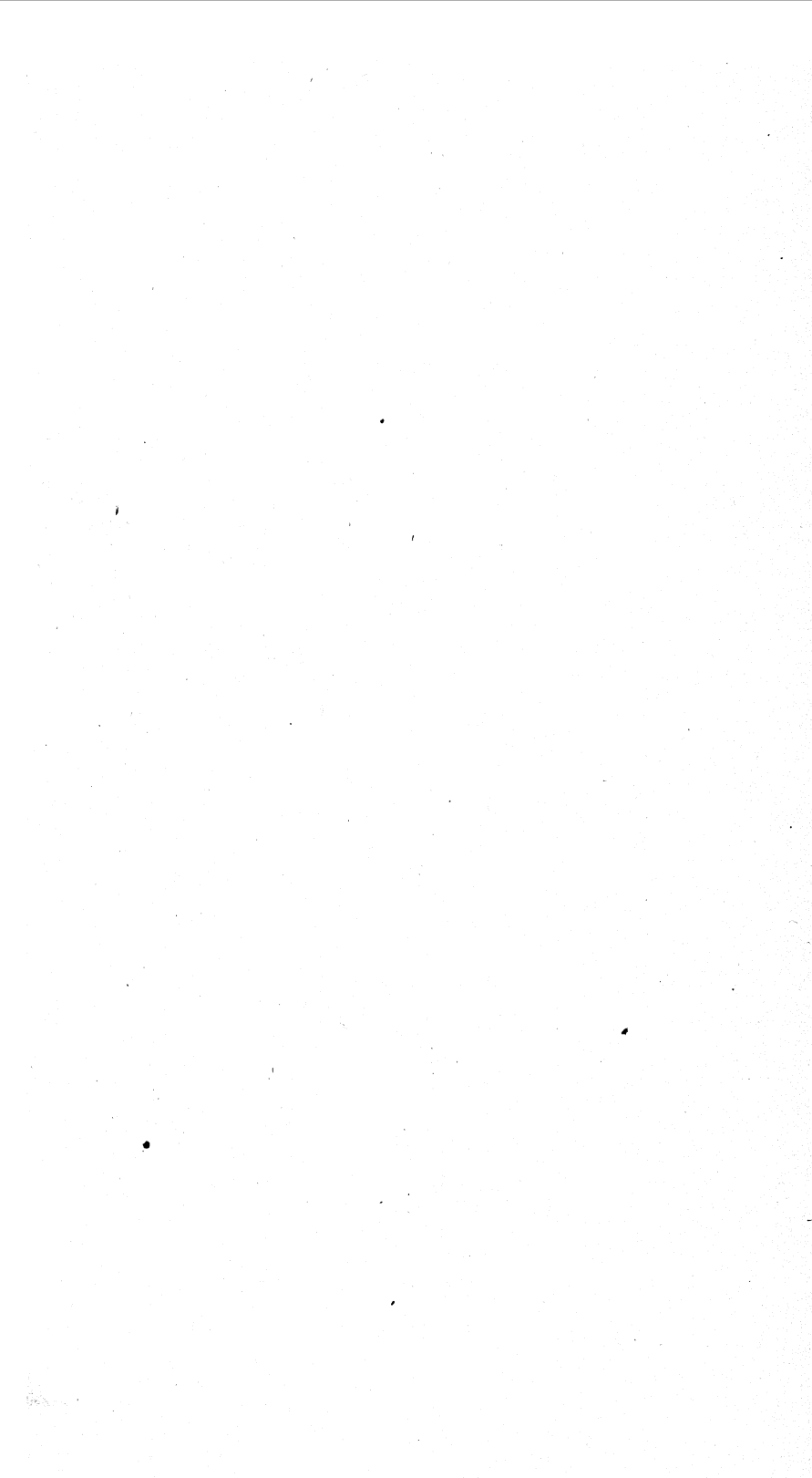
100

THE UNITED STATES OF AMERICA

CONSTITUTION OF

THE UNITED STATES OF AMERICA
The Constitution of the United States of America is a document that defines the structure and powers of the federal government. It is the supreme law of the land and is binding on all government officials and citizens. The Constitution is divided into seven articles, each of which deals with a different aspect of the government. Article I deals with the legislative branch, Article II with the executive branch, and Article III with the judicial branch. The remaining four articles deal with the structure of the government, the rights of the states, and the rights of the citizens.

ARTICLE I



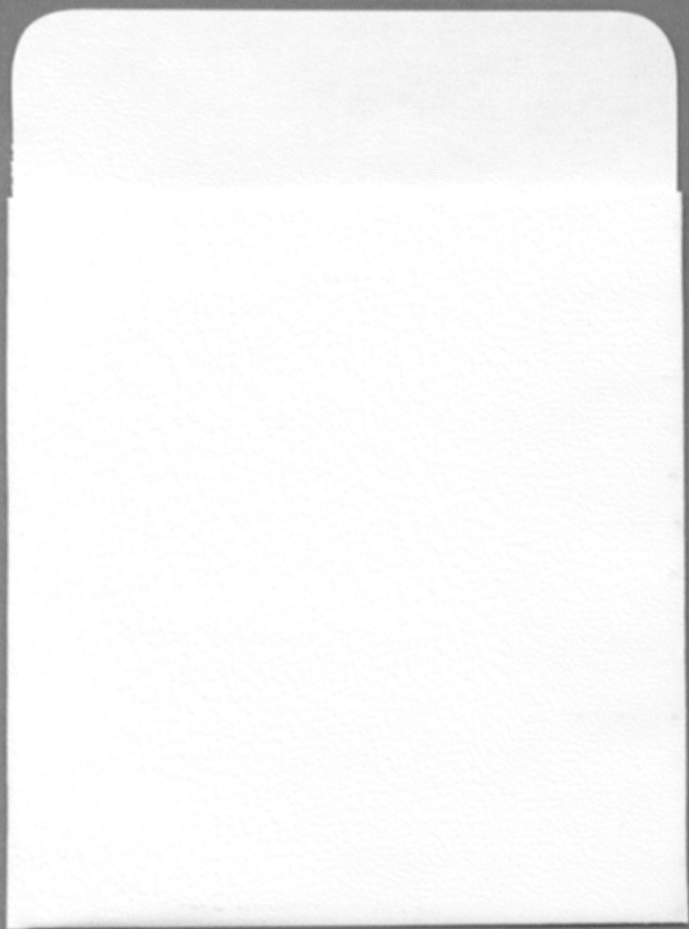
DATE DUE

REF'D DEC 05 2005

UNIVERSITY OF DELAWARE



3 1741 106 343 272



UNIVERSITY OF DELAWARE



3 1741 106 343 272