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JOURNAL

OF THE

HOUSE OF REPRESENTATIVES

OF THE

STATE OF DELAWARE,

CONVENED AND HELD AT DOVER, ON TUESDAY. THE  
THIRD DAY OF JANUARY, A. D. 1893, AND OF THE  
INDEPENDENCE OF THE UNITED STATES THE  
ONE HUNDRED AND SEVENTEENTH.

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OFFICERS AND MEMBERS  
OF THE  
HOUSE OF REPRESENTATIVES,  
1893.

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SPEAKER,

J. HARVEY WHITEMAN, Wilmington.

MEMBERS :

J. HARVEY SPRUANCE, Wilmington, New Castle County.

JAMES H. S. GAM, St. Georges, New Castle County.

HARRY DAY, Claymont, New Castle County.

WILLIAM COOCH, Wilmington, New Castle County.

COLUMBUS WATKINS, Odessa, New Castle County.

JOSEPH WHITTOCK, Townsend, New Castle County.

W. E. HALL, Smyrna, Kent County.

ABEL SEVIL, Clayton, Kent County.

MINOS CONOWAY, Leipsic, Kent County.

WILLIAM SAULSBURY, Dover, Kent County.

JOHN S. PRATT, Hazlettville, Kent County.

SAMUEL ARMSTRONG, Camden, Kent County.

HEZEKIAH HARRINGTON, Harrington, Kent County.

GEORGE A. BRYAN, Milton, Sussex County.

RANDALL M. LYNCH, Reddens, Sussex County.

H. J. HICKMAN, Frankford, Sussex County.

ROBERT N. DASEY, Frankford, Sussex County.

JOHN H. PRETTYMAN, Harbeson, Sussex County.

JOHN S. JACOBS, Bridgeville, Sussex County.

SAMUEL L. KENNEY, Laurel, Sussex County.

CLERK,

JOHN H. LAYTON, Frankford, Sussex County.

READING CLERK,

EDMOND BAILEY, Dover, Kent County.

SERGEANT-AT-ARMS,

JOHN PORTER, Harrington, Kent County.

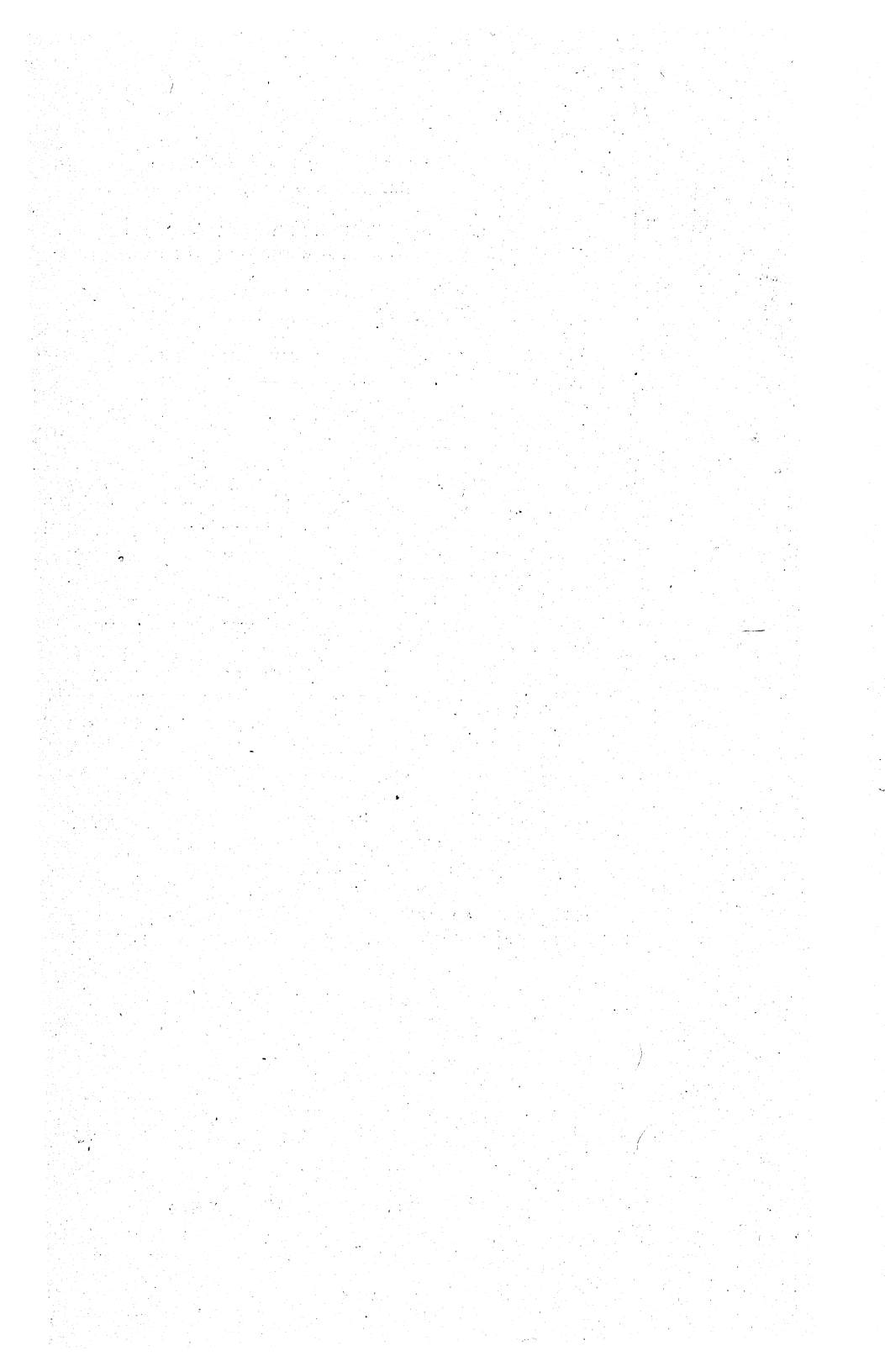
CHAPLAIN,

JOHN F. STONECIPHER, Dover, Kent County.

MESSENGER,

WILLIAM SIMMONS, Dover, Kent County.

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

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At the session of the General Assembly of the State of Delaware, convened and held at Dover on Tuesday, the third day of January, in the year of our Lord one thousand eight hundred and ninety-three, and of the independence of the United States of America the one hundred and seventeenth.

Messrs. J. Harvey Spruance, J. Harvey Whiteman, James H. S. Gam, Joseph Whittock, Harry Day, William Cooch, Columbus Watkins, of New Castle County; and

William E. Hall, Abel Sevil, Minos Conoway, William Saulsbury, John S. Pratt, Samuel Armstrong, Hezekiah Harrington, of Kent County; and

George A. Bryan, Randall M. Lynch, Horace J. Hickman, Robert N. Dasey, John H. Prettyman, John S. Jacobs, Samuel S. Kenney, of Sussex County, appeared and took their seats.

F. M. Dunn, Clerk of the last House of Representatives, called the House to order.

The names of the gentlemen who had taken their seats were called, all of whom answered to their names.

Mr. Dunn stated that a motion to elect a Speaker *pro tempore* was in order.

Whereupon Mr. Saulsbury moved that Mr. Cooch, of New Castle County, be elected Speaker *pro tempore*,

Which motion *Prevailed.*

Mr. Conoway moved that Mr. William Saulsbury be elected Clerk *pro tempore*,

Which motion *Prevailed.*

On motion of Mr. Watkins, the returns of the election for Representatives of the several counties were read.

By the returns of the officers of New Castle County, appointed by law Judges of Election, it appeared that on the Tuesday next after the first Monday in the month of November last, at the several and respective places specified by law, for holding the elections in and for said county, the following persons were chosen to represent the said county in the House of Representatives of the State of Delaware, to wit :

J. Harvey Spruance, J. Harvey Whiteman, James H. S. Gam, Joseph Whittock, Harry Day, William Cooch and Columbus Watkins, Esquires, of New Castle County.

By the returns of the officers of Kent County, appointed by law Judges of Election, it appeared that on the Sunday next after the first Monday in the month of November last, at the several and respective places specified by law for holding the elections in and for said county, the following persons were chosen to represent the said county in the House of Representatives of the State of Delaware, to wit :

William E. Hall, Abel Sevil, Minos Conoway, William Saulsbury, John S. Pratt, Samuel Armstrong and Hezekiah Harrington, Esquires.

By the returns of the officers of Sussex County, appointed by law Judges of Election, it appeared that on the Sunday next after the first Monday in the month of November last, at the several and respective places specified by law for holding the elections in and for said county, the following persons were chosen to represent the said county in the House of Representatives of the State of Delaware, to wit :

George A. Bryan, Randall M. Lynch, Horace J. Hickman, Robert



N. Dasey, John H. Prettyman, John S. Jacobs and Samuel I. Kenney, Esquires.

On motion of Mr. Conoway, the House proceeded to elect, by ballot, a Speaker.

Mr. Hickman placed in nomination Mr. J. Harvey Whiteman, of New Castle County.

On motion of Mr. Watkins, two tellers were appointed.

The Chair appointed Messrs. Watkins and Hall.

Upon the ballot being counted it appeared that J. Harvey Whiteman had received twenty votes, and one vote was blank.

Whereupon J. Harvey Whiteman having received a majority of all the votes cast was declared duly elected Speaker of the House of Representatives.

Mr. Hall moved that a committee of two be appointed to inform Mr. Whiteman of his election and to conduct him to the chair,

Which motion *Prevailed.*

The Speaker appointed Messrs. Hall and Dasey on said committee.

Mr. Whiteman, Speaker-elect, was conducted to the chair by Messrs. Hall and Dasey, and addressed the House as follows :

*Gentlemen of the House of Representatives :*

In assuming the duties of the office to which you have elected me I desire to express my grateful acknowledgments of and to thank you for the honor which you have conferred upon me, and it is but proper that you should have some assurance that the office to which you have called me shall not be wantonly and purposely abused. The Chair will therefore endeavor to treat all matters with fairness and frankness, and wherever error or mistake may occur the causes shall be those which pertain to the infirmities of human agencies and not from motive or design. I would hesitate in assuming the responsibilities of this office were it not for the assurance of the able and faithful assistance of each member upon the floor of this House. The chair is not unmindful of the undivided political responsibility which rests upon us, nor is he unconscious of the pledges that have been made during the progress of a fiercely and stubbornly fought cam-

paigh, and, with your faithful assistance, let us hope that nothing may be done to disturb the confidence which the people of this little commonwealth have reposed in the political organization which we here represent, being agents not of a few of the people, but of the whole people. Again thanking you, gentlemen, for this distinction, the Chair is now ready to proceed to business.

The Speaker and members-elect were then qualified according to the Constitution and Laws of the State of Delaware and the act of Congress entitled "An act to regulate the time and manner of administering certain oaths," as appears by the following certificates, to wit:

I, William Cooch, a member of the House of Representatives of the State of Delaware, from New Castle County, do hereby certify that J. Harvey Whiteman, a member-elect of the House of Representatives, from New Castle County, was, previous to entering upon any other business, and taking his seat as Speaker, duly sworn by me on the Holy Evangels of Almighty God, to support the Constitution of the United States, to support the Constitution of the State of Delaware, and to perform his duties as a member of the General Assembly of said State with fidelity.

And I, J. Harvey Whiteman, Speaker of the House of Representatives of the State of Delaware, do hereby certify that J. Harvey Spruance, James H. S. Gam, Joseph Whittock, Harry Day, William Cooch and Columbus Watkins, of New Castle County; and William E. Hall, Abel Savil, Minos Conoway, William Saulsbury, John S. Pratt, Samuel Armstrong and Hezekiah Harrington, of Kent County; and George A. Bryan, Randall M. Lynch, Horace J. Hinkman, Robert N. Dasey, John H. Prettyman, John T. Jacobs and Samuel L. Kenney, of Sussex County, members-elect of the House of Representatives were, previous to taking their seats, respectively sworn by me to support the Constitution of the United States, to support the Constitution of the State of Delaware, and to perform their duties as members of the General Assembly of said State with fidelity.

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

WILLIAM COOCH,  
J. HARVEY WHITEMAN.

Mr. Conoway moved that the House proceed to the election of Clerk by ballot,

Which motion

*Prevailed.*

Mr. Dasey placed in nomination John H. Layton, of Sussex County,

On motion of Mr. Hickman, two tellers were appointed.

The Speaker appointed Messrs. Whittock and Hickman.

Upon the ballot being counted it appeared that John H. Layton had received twenty (20) votes, and one vote was blank.

Whereupon John H. Layton, having received a majority of the votes cast, was declared duly elected Clerk of the House of Representatives.

Mr. Dasey moved that a committee of two be appointed to inform Mr. Layton of his election,

Which motion

*Prevailed,*

Whereupon Messrs. Dasey and Armstrong were appointed as said committee.

John H. Layton, Clerk-elect, was introduced, duly qualified and took his seat at the Clerk's desk.

Mr. Armstrong moved that the House proceed to the election of Sergeant-at-Arms,

Which motion

*Prevailed.*

Mr. Saulsbury placed in nomination John Porter, of Kent County.

Mr. Hickman moved that two tellers be appointed,

Which motion

*Prevailed,*

Whereupon Messrs. Hickman and Harrington were appointed tellers.

Upon a ballot being had it appeared that John Porter had received twenty-one votes.

Whereupon John Porter, having received the unanimous vote of the House, was declared elected Sergeant-at-Arms of the House of Representatives.

On motion of Mr. Spruance a committee of two was appointed to notify Mr. Porter of his election.

Messrs. Spruance and Lynch were appointed said committee.

John Porter, Sergeant-at-Arms-elect, being introduced, was duly qualified and entered upon his duties.

On motion of Mr. Hall, the House proceeded to the election of Page.

Mr. Saulsbury nominated William H. Simmons, of Kent County.

There being no other nominations William H. Simmons was elected by acclamation, introduced and entered upon the duties of his office.

Mr. Dasey moved that Rev. J. F. Stonecipher be invited to act as Chaplain of the House during the session,

Which motion

*Prevailed.*

And further, on motion of Mr. Spruance, it was ordered that a committee of two be appointed to wait upon Mr. Stonecipher and inform him of the action of the House,

Whereupon the Speaker appointed Messrs. Spruance and Saulsbury.

On motion of Mr. Hall, the Clerk was directed to inform the Senate that the House was duly organized and ready to proceed to business.

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

*Resolved*, That the rules agreed upon by the last House of Representatives be adopted as those governing the present House until the new rules shall be adopted.

And further, on his motion,

The resolution was

*Adopted.*

Mr. Saulsbury offered the following resolution, which, on his motion, was read as follows :

*Resolved*, That the Clerk be directed to furnish each member

of the House with a copy of the Revised Code and with each volume that can be procured of the Laws of Delaware published since the Revised Code.

And further, on his motion,

The resolution was

*Adopted.*

Mr. Saulsbury offered the following resolution, which, on his motion, was read as follows :

*Resolved*, That His Excellency, the Governor, our Senators and Representatives in Congress, the Chancellor, the Chief Justice, the Judges, the Attorney General, the Secretary of State, former members of the Senate and House and ladies who may be present during the sessions of the House, have the privilege of seats on the floor.

And further, on his motion,

The resolution was

*Adopted.*

Mr. Hall offered the following resolution, which, on his motion, was read as follows :

*Resolved*, That the Clerk be directed to furnish for the use of the members of the House twenty-five copies each of the Wilmington daily papers; also one copy of each of the weekly papers published in the State; also to each member a daily paper of his choice published outside of this State.

And, on his further motion,

The resolution was

*Adopted.*

Mr. Cooch offered the following joint resolution, entitled :

“ Joint resolution convening the General Assembly in joint session to ascertain the result of the special election respecting a Constitutional Convention,”

Which, on his motion, was read,

And, on his further motion,

The joint resolution was

*Adopted,*

And ordered to the Senate for concurrence.

Mr. Hardcastle, Clerk of the Senate, being admitted, informed the House that the Senate was duly organized and ready for business.

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

“ Joint resolution appointing a joint committee of both Houses to wait upon the Governor und inform him that the two Houses of the General Assembly are organized and ready to receive any communication he might see proper to make,

And that the committee on the part of the Senate are Senators Records and McMullin,

And presented the same to the House for concurrence.

On motion of Mr. Spruance, the joint resolution, entitled :

“ Joint resolution informing the Governor that the two Houses of the General Assembly were organized and ready to receive any communication he may see fit to make,”

Was read,

And, on his further motion,

The joint resolution was

*Concurred in,*

And ordered that the Senate be informed thereof and the joint resolution returned to that body.

The Speaker named, on the part of the House, Messrs. Dasey, Kenney and Watkins.

Mr. Spruance gave notice that on to-morrow, or some future day, he would ask leave to introduce the following bills, viz.:

“ An act to incorporate Enoch Moore & Sons Company.”

“ An act to incorporate the Broom Street Improvement Company.”

“ An act to amend Chapter 223, Volume 17, Laws of Delaware, concerning fugitives from justice.”

Mr. Day gave notice that on to-morrow, or some future day, he would ask leave to introduce the following bills, viz.:

“ An act to make valid the records of certain deeds in New Castle County.”

"An act to revise, renew and continue the charter of Diamond Lodge, No. 16, Knights of Pythias, of Delaware."

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

"An act to incorporate the Industrial Improvement Company, of Wilmington, Delaware."

Mr. Gam gave notice that on to-morrow, or some future day, he would ask leave to introduce the following bill, viz.:

"An act to authorize United School Districts Nos. 77 and 99, of New Castle County, to borrow money for the erection of a new school house and secure payment of the same."

Mr. Dasey, on behalf of the joint committee appointed to wait upon His Excellency, the Governor, reported that the committee had waited upon His Excellency, and that he would send a communication through the Secretary of State in a few minutes.

Hon. D. T. Marvel, Secretary of State, being admitted, presented a written communication from His Excellency, the Governor, and also informed the House that the following State reports had been delivered by him to the Senate and would be transmitted by that body to the House, viz.:

Report of the State Treasurer.

Report of the Farmers' Bank.

Report of the President of the State Board of Education.

Report of the President of Delaware College.

Report of the Trustees of the State Hospital at Farnhurst.

Report of the Trustees of the College for Colored Students.

Report of the Adjutant General.

Report of the World's Fair Commissioners.

Report of the State Board of Health.

Report of the Quarantine Light Commission.

Report of the Experimental Station.

Report of the State Chemist.

Papers in relation to \_\_\_\_\_ and a list of the reprieves and pardons, with the reasons therefor.

On motion of Mr. Saulsbury, the House took a recess until 2 o'clock P. M.

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SAME DAY—2 o'clock P. M.

The House reassembled pursuant to adjournment.

Mr. Cooch offered the following resolution, which, on his motion, was read as follows :

*Resolved*, That in all cases, upon giving notice of a bill, or amendments thereto, to be presented to the House, the member so notifying shall at the same time briefly explain the contents and purpose of such bills,

And, on his further motion,

The resolution was

*Adopted.*

On motion of Mr. Saulsbury, the Governor's message was read, as follows :

*Gentlemen of the Senate and House of Representatives :*

You have assembled for the transaction of such business as may be necessary to the welfare of the people whom you represent. Within the domain of legislative authority your will is supreme. The duty of the Executive in respect to legislation is merely advisory, as he can only make such recommendations or suggestions as he may deem expedient. Upon you devolves a grave responsibility, and it behooves you to proceed with the utmost caution in the execution of the public trust committed to your custody. Your action during this session of the General Assembly will provoke praise or censure as it approaches to or recedes from the principles of right and justice. The promotion of the common good should be the sole aim of your patient endeavors, and any proposed legislation that will not be conducive to that end should receive your prompt and emphatic



condemnation. You bear your commissions from a brave, honest, intelligent and sturdy people, which should inspire you with a determination to execute their will in a fearless and faithful manner. The acceptance or rejection of any measure that may be submitted to your consideration should be preceded by the most careful thought and analysis, so that your action in that respect shall command the sanction of the public conscience. Hasty legislation is one of the growing evils of legislative bodies, and should be studiously avoided. In order that no ill-advised laws may creep into the body of our statutes, you should proceed at once to the consideration of those subjects which concern the public, and to which your attention has in some degree been already invited.

It is a common fault with legislative bodies to defer the most important subjects for their consideration to the last of the session and then dispose of them in scenes of hurry and confusion. Most of the uncertainty as to the meaning of statutes, and their incongruities, may be traced to this source. No measure should be passed and allowed to become a law until it has been fully considered and clearly understood. To this end your committees, which will be charged with the duty of formulating and investigating bills of a public nature, should begin their work without delay. This would save you from the annoyance of either having to defeat or rush through your respective bodies measures without the thought their importance deserves, and the public many times from the vexatious consequences of crude and imperfect laws, and will also save you from the criticism of unduly protracting your session and unnecessarily increasing the expense. There is no reason why the last days of the session should be crowded with business requiring your attention if, at the beginning thereof, you would promptly address yourselves to the performance of your several duties.

With these prefatory remarks, I will now, in accordance with the precedents of my official duty, lay before you a review of the public events of the last two years, which have a bearing upon the interest and welfare of the people of Delaware, and to connect therewith certain recommendations which are submitted for your consideration and favorable action.

#### FINANCES.

The financial condition of the State continues to maintain the healthful and gratifying position which intelligent, frugal and honest administration of its resources have served to establish.

The report of the State Treasurer is herewith submitted, which exhibits in detail the operations of his department. The most important feature therein is the reduction of the debt of the Junction and Breakwater Railroad to the State from \$400,000 to \$185,000, and the consequent reduction of our interest-bearing debt of \$215,000. Each reduction of our public debt results in a relief to the taxpayers, and the gratifying condition is reported of an excess of State assets over all State liabilities of \$347,092.00, as is shown by the following statement :

## ASSETS.

*Investments, benefit of General Fund.*

1,275 shares of Farmers' Bank stock, at \$60 per share.	\$ 76,500 00
20 shares of National Bank of Delaware stock, at \$780 per share.....	15,600 00
Mortgage on the Junction and Breakwater Railroad Company at 3 per cent. ....	185,000 00
Mortgage on the Breakwater and Frankford Railroad Company at 3 per cent. ....	200,000 00
Mortgage on Troop B Armory at 3 per cent. ....	10,000 00
	<hr/>
	\$ 487,100 00

*Investments, benefit of School Fund.*

5,000 shares Farmers' Bank stock, at \$36 per share..	180,000 00
2,439 shares Farmers' Bank stock, at \$60 per share..	146,340 00
37 shares National Bank of Delaware stock, \$780 per share .....	28,860 00
114 shares National Bank of Smyrna stock, at \$70 per share.....	7,980 00
254 shares Union National Bank stock, at \$78 per share .....	19,812 00
One bond State of Delaware, at 6 per cent. ....	156,750 00
One bond Sussex County, at 6 per cent. ....	5,000 00
	<hr/>
Total assets.....	<u>\$1,031,842 00</u>

## LIABILITIES.

120 bonds, \$1000 each, issue of 1885, payable June 1st, 1905, at 4 per cent. interest.....	\$ 120,000 00
250 bonds, \$1000 each, issue of 1887, payable June 1st, 1907, at 3 per cent. interest.....	250,000 00

One bond, due School Fund, issued in 1881, payable July 1st, 1906, at 6 per cent. interest .....	156,750 00
Certificate of indebtedness to Delaware College, at 6 per cent. interest.....	83,000 00
75 bonds, \$1000 each, issue of 1891, payable July 1st, 1901, at 4 per cent. interest .....	75,000 00
Total liabilities.....	<u>\$ 684,750 00</u>
Credits from general fund.....	\$ 487,100 00
Credits from school fund.....	<u>544,742 00</u>
Total amount of credits, general and school fund....	\$1,031,842 00
Total amount of liabilities.....	<u>684,750 00</u>
Assets exceed liabilities .....	<u>\$ 347,092 00</u>

The credit of the State being thus placed in the front rank, the lowest rate of interest is paid upon our public obligations, and a sense of security is diffused into the private transactions of the people, throughout the community, making the means easier of borrowing at lesser rates, and inviting capital to invest within our borders. The lowest rate of interest always follows the best security, and abundant capital inures to the benefit of the borrower, enabling him to make easy terms. Nothing that tends to discourage investments of capital within the State should be allowed to creep in under the cover of mistaken legislation.

#### CONSTITUTIONAL AMENDMENTS.

Among the important questions which imperatively require your early consideration and judicious action is that relating to the calling of a convention for the revision and amendment of the existing constitution of this State.

This constitution was adopted by the convention of 1831. Since then it has remained unchanged except by two minor alterations through the legislative mode of constitutional amendment. That it has so remained during sixty years of practical operation, especially in view of the surprising changes wrought by the spirit of modern progress and improvement, is convincing evidence of the wisdom and foresight of its authors, and of their comprehension of the conditions, needs, characteristics and tendencies of the people of this commonwealth.

That the plan of government established by this constitution has been admirably adapted to the situation, means, and general interest of our people, and that it has in a remarkable degree secured to them capable and honest public servants, and a frugal, efficient and reputable administration of the legislative, executive, and judicial departments of the State, and has thus maintained the public honor and general welfare, with comparative economy to the tax-payers, is certainly undeniable. But it is nevertheless true, that within a very recent period, owing partly to altered conditions within our State, and partly to the example and influence of constitutional changes in other States, a considerable portion of our citizens have evinced a desire for a convention for the revision and amendment of our present constitution.

Accordingly, in recognition of this sentiment, the General Assembly (at its sessions of 1887 and 1891) has twice made provision for special elections to take the sense of the people in regard to the calling of such a convention. That the sentiment has gradually increased is shown by the fact that the vote in favor of such convention was materially greater at the second than at the first of these elections.

The election of 1887 was unsuccessful; and that the special election of 1891 also failed to furnish the majority necessary for the calling of a convention, as prescribed by the act authorizing said elections clearly appeared upon the ascertainment of the state of the vote thereat, subsequently made by the inspection boards of canvassers in the several counties; although the conclusive ascertainment of the result of said election is yet authoritatively to be made by this General Assembly, pursuant to the provisions of the fifth section of said act.

In anticipation of the possible failure of said election of 1891, the General Assembly which passed the act authorizing it, subsequently, at the same session, also passed an act (by a two-thirds vote of each branch thereof) proposing an amendment to Article IX of the constitution, and thereby providing for the taking a vote of the people in respect to calling a convention at the general election. The object of this proposed constitutional amendment is to give the people an opportunity, under the most favorable circumstances consistent with the public welfare, again to express their will at the ballot box in regard to the calling of a constitutional convention. This proposed amendment, before it can become a part of the constitution, must first have been approved by the Governor, and sub-

sequently duly published for the consideration of the people, and finally ratified by a three-fourths vote of each branch of the General Assembly at its present session.

As my approval of said amendment was a condition precedent to your ratification of it, it becomes my duty to consider not only the general necessity of any such action, but also the suitableness of this particular measure. Upon reflection I was favorably convinced in respect to both, and accordingly gave it my official approval; whereupon it was duly published for the consideration of the people, and now awaits your action in regard to its ratification.

Although the reasons both for and against its approval were gravely considered, yet those in favor of the proposed amendment seemed greatly to outweigh the objections to it. In view of the fruitless expense of the two recent special elections, and of the fact that the result at that of 1891 came within a few hundred votes only of the majority required to authorize the calling of a convention, it seems not only judicious but just to afford to the people, in a safe and reasonable way (as this amendment does) a favorable opportunity to express their will in respect to a convention under circumstances which will be most likely to cause the least inconvenience to the voter and the least expense to the taxpayer. For the attainment of this end, the vote at a general election, in conformity with the provisions of said amendment, unquestionably offers greater advantages than that at a special election.

Whilst there are strong arguments in favor of taking the sense of the people in respect to calling a convention at a time when the voters will not be subject to the influences attending a general election, yet the prevailing practice elsewhere is in favor of a vote for such a purpose at the general election. If a convention were now sitting, and actually engaged in revising our constitution, it might well consider the propriety, in view of our recent experience of special elections, of adopting, as a permanent constitutional provision, the plan of taking such sense of the people at a general instead of a special election, especially if such plan be sufficiently guarded against hasty constitutional changes under the influence of sudden popular excitement or violent partisan passion.

But, upon the present occasion, it is not necessary to determine whether the proposed amendment to Article IX should hereafter be a permanent provision of our constitution. That will be the special duty of the convention which shall be called to revise and amend

that entire instrument. We are now dealing with an exceptional case, and this proposed amendment is practically a preliminary measure to secure a special occasion. Its immediate purpose is to supply an urgent need and afford a present means for taking the sense of the people in respect to calling the convention in a mode which, in the light of recent experiments with special elections, is, at this juncture, far more desirable than the latter.

To show that this conclusion is well founded, it is merely necessary to advert to the fact that said amendment was proposed, without a dissenting voice in either branch, by the General Assembly of 1891, which represented, in its membership, all parties and all classes, as well as every section and every interest within our State. With such a consensus of popular opinion favoring it, its prompt ratification must assuredly create general satisfaction and evoke public commendation. On the contrary, if not ratified, general disappointment and popular discontent will doubtless follow, resulting, possibly, in ultimate resort to violent contruction of the constitution and revolutionary methods for the purpose of securing a convention and hasty alterations of that instrument. The ratification, however, of the proposed amendment will certainly avert such a result and satisfactorily settle the protracted agitation of the question of calling the convention. For, whilst providing for the desired vote at a general instead of a special election, it also, with the object of removing all ground for uncertainty and controversy regarding the proper construction of Article IX, makes express and precise provision for the specific mode by which every stage of the proceedings for the calling and election of a convention shall be conducted.

The amendment, in reality, is a compromise between the conflicting views of those who have sought to secure a convention and early constitutional changes by hasty methods and an ultra-liberal construction of Article IX, and those who have favored more deliberate methods and a strictly conservative construction thereof. By it the former may secure the express authority to have the vote respecting a convention taken at a general election, whilst the latter may obtain the specific and deliberate mode by which the proceedings for the calling and election thereof shall be conducted. If ratified, it will therefore insure the co-operation of both sides in behalf of a judicious, deliberate and safe means of procuring not only a capable and conservative convention, but also the subsequent ratification of its work.

Having given this important measure my official approbation,

because a due regard for the general welfare, a strict fidelity to public pledges, and a wise support of constitutional reforms seemed plainly to require its adoption, I now earnestly commend it to your early and favorable consideration.

#### FREE SCHOOLS.

The recommendation which I had the honor to make in my last message, that the required school books should be supplied to the pupils free of cost, having met the approval of the legislature, has been productive of the most gratifying results. From the superintendents of each of the counties it is learned that the attendance of scholars, since the law went into operation, shows a marked increase, and at the same time the school fund, which is derived chiefly from license fees, has increased in proportion with the expenditure necessary to furnish school books free—the dividend for 1890 being \$102,948.65, and for 1892, after deducting the cost of text books, being \$121,080.94.

The cost of free school books for the year ending August, 1892, was

In New Castle County.....	\$ 6,349 58
In Kent County.....	6,378 88
In Sussex County.....	10,256 72
Being a total for the State of .....	<u>\$22,985 18</u>

As this was the first year, the amount necessary to put the law into practical operation was greatest, and it will be diminished in future years, so that a very small portion of this amount will be expended hereafter; but it is believed, in view of the beneficent operation of the law and of the popular benefits derived from this assistance to the poorer classes of our community, that every dollar so expended will receive the hearty approval of all good citizens.

Upon examination of the Auditor's report it will be found that at the close of the school year in June, 1892, the following amounts were in the hands of the clerks of the school districts in the several counties:

In New Castle County.....	\$23,643 41
In Kent County.....	10,952 79
In Sussex County.....	16,837 26
Total amount in the hands of school clerks.....	<u>\$51,433 46</u>

This statement would seem to show that the receipts for school purposes in many districts are in excess of the amount required for running the schools in such districts, and that the tax necessary to be levied as a condition upon which they receive their proportionate share of the school dividend is unnecessary. In view of these facts, I would recommend that the law be so amended as to reduce the amount of tax required to be levied by the school districts, and the people thus relieved of the unnecessary burden. The rapid growth of the school fund will soon be sufficient for all school purposes, and there will no longer be a necessity for any tax other than road, county and poor taxes. In fact, it becomes you to seriously consider whether the time has not now arrived when the amount of tax required to be raised by school districts should not be confined to the necessary expenses independent of tuition.

A due regard for the protection of the public funds demands that such legislation should be enacted as will prevent them from being held without ample security to the State. In the management of the school moneys, if it is deemed too great a burden upon school clerks, who serve without pecuniary reward, to require them to bond, then allow the funds to remain in the hands of a bonded officer, and let all bills for tuition be paid by checks or drafts upon that officer. This would secure a more prompt payment of the salaries of teachers, and at the same time prevent the possibility of loss of funds by an unbonded officer.

#### COLORED SCHOOLS.

While good results are reported from legislation for the benefit of colored schools, I regret to say that the progress made by the children of this class of our citizens has not been commensurate with the advantages offered. I am led to believe, however, that this failure is not entirely the fault of these citizens, but that it results very much from the fact that the laws regulating the schools of the colored people and the expenditure of the moneys appropriated for the benefit of their schools are crude and imperfect. The several counties should be districed, and the management of this branch of our schools reduced to a better system, that the children of this class of our citizens, who are so much in need of a liberal education to enable them to intelligently exercise their rights as freemen, should be enabled to derive the greatest benefit from the moneys provided by the laws of the State, and at the same time prevent the waste of public funds. To the better accomplishment of this purpose, and for the further object of harmonizing our school system, and pre-



venting objectionable features, arising from county differences in the general plan of instruction and school regulation, I would again submit for the consideration of the General Assembly the expediency of creating a state superintendent of public schools.

#### THE JUDICIARY.

The requirements of this occasion constrain me to direct your earnest attention to another subject of very urgent importance.

At the last legislative session a bill was introduced providing a retirement salary for the members of the State judiciary, who, having reached the age of seventy years and having held their commissions for ten years or more, shall retire from the bench. The object of this bill was to provide the means of immediate retirement for those who, owing to the infirmities of advanced age, shall be no longer able to bear the burden of arduous judicial labors. Although this measure was passed by the Senate, yet it failed in the House because the gravity of the situation was not then fully realized.

Since then, for more than a year past, the actual transaction of judicial business in each county has entirely depended upon two only of the four law judges of the State. The inability of either judge, by reason of illness or other casual disability, to attend his respective courts during this period, would have absolutely suspended the administration of justice throughout the State, and left its people without protection or redress by either criminal or civil proceedings. So great has been the anxiety concerning this grave situation, especially in New Castle county, that, more than six months ago, an organized effort was made to induce me to convene the General Assembly in extraordinary session to make suitable provision to meet so serious an emergency.

After due reflection, however, it was deemed most advisable not to pursue this course, but to await, if possible, your present meeting in regular biennial session. The urgent duty, therefore, is now devolved upon me of drawing your favorable attention to, and recommending your earliest practicable action upon this pressing subject. The exigency is such that, if suitable provision to meet it shall not have been made during the present session, a special session, with its attending expense and other objections, may have to be convened for that purpose.

The provision in that behalf which seems to be viewed with general favor is that embodied in the bill introduced at the session of

1891, to which I have referred. If a similar bill, providing an adequate retirement salary for the aged and honored members of the bench, who have long devoted the best years and efforts of their lives to the able and faithful administration of justice in this State, shall promptly be enacted, it is believed that all which at present is really needed will be accomplished. That such a measure will generally be regarded as eminently just now seems manifest. No other course seems so well adapted to the attainment of so desirable a result and to the urgency of the existing situation.

The only approximate alternative would be a resort to a constitutional amendment by the legislative mode, with a view to some change of our present judicial system. But the ratification of such an amendment by the requisite three-fourths of each branch of the next Legislature—of which there can now be no certainty—would require at least two years; whilst the present exigency and the public safety demand an immediate remedy and will admit of no such delay.

Moreover, the advocates of a change of our judicial system differ widely—and probably irreconcilably—not only in respect to the specific alterations to be made, but also in regard to the most effectual mode of securing them. Under these circumstances the success of any constitutional amendment by the legislative mode, in behalf of such a change, does not appear to be encouraging; on the other hand, the prompt enactment of the proposed retirement salary provision will afford both a sure and immediate remedy. It will also render needless any resort to temporary expedients in the line of hastily devised constitutional amendments, and wisely leave advantageous alterations of our judiciary system, together with the general subject of constitutional reforms, to the more thorough, comprehensive and deliberate consideration of the convention hereafter to be called for the purpose.

#### TAXATION.

In the early period of this country's history the small amount of tax necessary to be levied for the expenses of government, the tangible character of most of the property at that time in existence, the comparative ease with which it could be reached, and the fact that the people were less migratory and cities smaller, made the problem of taxation much less important and difficult than it is at present. There was comparatively little personal property in existence one hundred years ago, but in the present century that species

of property, at first gradually, then very rapidly, assumed the enormous proportions to which we are now accustomed. It has increased relatively more rapidly than real property, until "now it is regarded as its equal in value in most of our American commonwealths." Under the influence of inventions and discoveries, and the industrial changes accompanying them in the development of a new country, it has assumed various new forms; and in the application of the old tax laws in the States generally it has been found that the old classifications of taxable property failed to include a large mass of wealth held under these new forms. This caused dissatisfaction and irritation among those who bore the heaviest burden of government, and led to an agitation of the question of taxation throughout the country, resulting, in many States, in a change of the basis of taxation. That much interest has been taken by the citizens of this State in the subject is evidenced by the fact that they had a bill prepared and introduced in the House of Representatives during the last session of the General Assembly, which provided for a change of the general basis of taxation in the several counties of the State by including therein all productive investments. In view of the importance of such a measure, and the diversity of opinion as to its advisability, it was deemed best to appoint a commission, with authority to investigate and consider the entire subject, and report to the next General Assembly. Accordingly a commission was formed, whose report will be submitted to your honorable bodies. No doubt it will be thorough and exhaustive, as the members are men of undoubted ability and large experience, representing all interests involved, and both of the principal political parties of the State.

It will be your duty to deal with this report and the subject generally in a calm, deliberate and rational manner. As equality is one of the fundamental principles of taxation, it seems unfair and inequitable that any class or species of property should be entirely exempt from the tax burden. All should contribute to the support of government in proportion to their capacity or "respective ability."

In making a revision of the tax laws, however, so as to subject investments to their operation, you should consider well whether it would be expedient to make them a part of the common basis of taxation. You should ever keep in mind, that capital is very shy and will always seek those conditions which are favorable to the production of the largest profits without diminution on account of expense or taxes. A learned economist has said "Do not tax any-

thing that would be of value to us that can go away and be independent of us, but will come here and stay with us and be a benefit." If, therefore, you should pass a law imposing a tax upon investments which the holders thereof deemed excessive it might result in driving considerable money out of the State, and preventing foreign capital from seeking investment in the State. If this were to be the effect of such an enactment, available capital for purposes of investment in the State would gradually be diminished, and a scarcity of money in the hands of the people would be the result. Such a condition the most ardent advocates of the taxing of investments would greatly deplore, because a scarcity of money always produces cheap lands, lower wages and higher rates of interest. No one can deny the justice of the demand for the relief of real estate and the farmer's stock from a portion of the tax burden, but it is for you to decide how this shall be done. The tax commissioners of those States which have made investments a part of the basis of taxation, almost without an exception, pronounce the operation of their new tax laws a great disappointment. They say the comparative ease with which personal property can be placed beyond the reach of the tax-gatherer has rendered the laws practically ineffectual, even in such great States as New York and Ohio, and has had a demoralizing effect upon the public conscience. The reports of some States show that the totals of assessments are decreasing instead of increasing notwithstanding the rapid growth of wealth, owing to the disregard for the oath required to be taken, and the increased facilities for converting personal property into these forms not subject to taxation.

I present these facts for your information and consideration in treating this question, but, awaiting the report of the commissioners, I forbear making any suggestion as to the course to be pursued.

#### INTERSTATE EXTRADITION.

The constitution of the United States provides that "A person charged in any State with treason, felony, or other crime, who shall flee from justice, and be found in another State, shall, on demand of the executive authority of the State from which he fled, be delivered up, to be removed to the State having jurisdiction of the crime." By the statute of 1793 Congress enacted appropriate legislation for carrying into effect this constitutional provision. It is an established doctrine that the States can pass no laws inconsistent with this constitutional provision concerning the extradition of fugitive criminals or with this legislation of Congress for its enforcement, for

both are the supreme law of the Union, and of each State, and neither can be contravened or superseded by the legislative power of any State.

The Federal constitution imposes upon every State the duty of delivering up the fugitive within its borders on demand of the executive authoritative of the State from which he fled—whilst the said act of Congress designates the executive authority of the State to which he has fled as the proper authority to comply with the requisition, and prescribes the specific evidence upon which the Governor shall act.

In this State, prior to March 9, 1883, the practice in reference to requisitions, both by and upon the State, was in accord with said act of Congress, there being no State legislation upon that subject. On that day, however, an act in relation to requisitions for fugitives from justice was passed by the General Assembly. Section 1 of said act requires that evidence additional to that prescribed by the act of Congress must accompany the requisition from another State before the same shall be complied with in this State. Again, Section 3 of said act assumes to divest the Governor of his former exclusive executive discretion under said act of Congress in respect to the legal sufficiency of the requisition from the demanding State, and directs him to refer every such case to the chief justice or one of the associate judges of the State for his judicial examination, hearing and determination before the requisition can be complied with.

During my term of office these legislative provisions have not only led to much needless inconvenience and delay, but also to earnest objections and remonstrances from the executives of other States, which have been very embarrassing, and at times have threatened to disturb the inter-State comity heretofore existing and to interpose serious obstacles to that prompt and cordial rendition of our own fugitive criminals which is so essential to the efficient administration of criminal justice. Those legislative provisions, so objectionable elsewhere, have been adopted, and have been enforced in extremely few States. Consequently the executives of the great majority of the States which adhere to and insist upon the supremacy of the requirement of the act of Congress governing the subject are naturally impatient of the additional trouble and expense and the vexatious delays which they occasion.

It is a matter for thoughtful consideration whether the interest of justice will not be better served by the repeal of these provisions and

by their abandonment in this State until, at least, Congress shall deem it proper to incorporate them in a Federal statute which, being obligatory on all the States, will create uniformity of practice and general harmony among them on this subject.

But whether or not the said objectionable features of Section 1 shall be repealed, I am thoroughly convinced that the provisions of Section 3 should be modified. As they now stand they create expense and delays which are as unnecessary as they are annoying.

In almost every case the requisitions upon this State have been in all respects valid, and the persons arrested and delivered in compliance thereto, instead of questioning have assented to their sufficiency. In view of this experience, there seems to be no actual necessity of requiring every case to be referred to a judicial examination and determination before the requisition can be complied with or refused. If the said Section 3 shall be so amended as to authorize the Governor either to decide each case himself or to refer it for a judicial determination, as now provided therein, according as he may deem the more advisable in view of the particular circumstances, its execution will prove much more practicable and far more satisfactory, in all essential respects, than at present.

Such a provision would not leave the accused person without adequate remedy, for any error of the Governor in regard to the legality of the requisition, or of his arrest and detention, could still be reviewed by an appropriate legal proceeding, and a statutory requirement that the sheriff, or other officer having him in custody, shall not deliver up the arrested person to the agent of the demanding State until he had first given him a reasonable opportunity, on application of himself, his friends or counsel, to resort to such proceedings, would amply protect his rights in that proceeding.

#### UNIFORMITY OF LEGISLATION.

The Legislature of this State passed a law at the session of 1891 providing for the appointment of a commission to advise with similar commissions that might be appointed in other States, for the purpose of securing uniformity of legislation in the respective States, and a greater unanimity of law throughout the country on those matters in which such unanimity is both desirable and possible. This effort for co-ordinate legislation in the several States, on the subject of marriage and divorce, the execution of wills and deeds, notarial certificates, bills and notes, and commercial law generally, and other subjects, is

probably the most important juristic work ever undertaken in the United States since the adoption of the Federal constitution.

It is of special importance to you, since the commissioners appointed under the statute of this State purpose to submit to you a bill embodying the recommendations of the conference of boards of Commissioners. I herewith submit their report, together with the reports of the conference of commissioners, and commend them to your thoughtful consideration.

#### ELECTION LAWS.

The enactment of new election laws has been productive of manifest advantage, and the experience of the last election held under the registration law and the Australian ballot system have given almost unmixed satisfaction to law-abiding citizens. The privacy of the voter and his right to absolute secrecy as to his ballot, has been greatly conserved by the new law, which, however, may possibly be improved by amendment, and I trust that careful consideration will be given by your honorable bodies to such intelligent representations as may be laid before you suggestive of increased protection to the secrecy of voting, for it is obvious that the success of bribery and corruption or intimidation in interfering with the free and conscientious exercise of the right of suffrage are all diminished by the sense of absolute secrecy being preserved in the act of voting.

#### SPECIAL CONSTABLES.

For reasons not easily discerned, but for causes wholly unjust and indefensible, it would appear that at the late election this State was selected by those having charge of the execution of the Federal election laws as the special theatre for their abusive administration. The city of Wilmington was the only community in this State containing over twenty thousand inhabitants, in which, under the laws of the United States, deputy marshals could be appointed for the purpose of attending and supervising popular elections.

The wanton and oppressive exercise of the power of arrest and the holding to excessive bail by the United States supervisor of elections, the public threats by the United States marshal, and the actual swearing in by him of large numbers of deputies, colored and white, all selected from one political party, and invested with extreme and undefined powers of arrest, for the purpose of overaweing and preventing the peaceful exercise of the rights of franchise, rendered it prudent and necessary for the Governor, in the discharge of his duty

under the law, in accordance with the act passed May 15, 1891, upon the application of more than fifty citizens residing in the city of Wilmington, to appoint special constables to attend the polls of that city.

The elections so held were unaccompanied by disorder or violence, and it may be confidently asserted, were as orderly and peaceful as were ever known in that city, no complaint having been filed by any officer, State or Federal, of any obstruction or violence, interfering with the free right of lawful voters. The appointment of a large body of special constables, and at a serious expense to the county, was thus made necessary and unavoidable, for the purpose of defending and preserving the most sacred right of freemen; but the exigency, to meet which the act of the legislature referred to was passed to appoint special constables thereunder, it is hoped and believed will not again arise, and that the amendment or repeal of the United States statutes, under which such oppressive and partisan action became possible, may warrant the repeal of the State law, that was only intended as a remedy and defense of the citizens of the Commonwealth against the invasion of their liberties.

#### COUNTY GOVERNMENT.

The growth of wealth and population in the City of Wilmington and County of New Castle, made it obviously necessary that the machinery of county government, which had heretofore sufficed for a comparatively rural community, should be reformed sufficiently to adapt itself to the newer and more complicated modes of the transaction of the increased volume of public business. The operations of the new laws, so far as they have progressed, have been exceedingly satisfactory, and it is believed will result in the removal of all alleged abuses and a reformation thoroughly consistent with honesty and economy in the collection of taxes and the general administration of the affairs of New Castle County. The collection of taxes has been efficiently accomplished, with economy in gratifying contrast with former years, and the checks established by law, upon the action of independent officials, must necessarily tend to accuracy, honesty and economy in the transaction of affairs.

#### MILITARY.

No State should be without a well regulated militia. and one upon which it can depend in any emergency requiring military interference. This is evidenced by the fact that twenty-one States of this Union were compelled to call out their State militia during the last twelve



months for the enforcement of their laws and protection of private property. Under our system of revenue the taxes derived from our railroads alone more than defray the expenses of the State government, including the judiciary, the executive, and the legislative departments, which is an additional reason why the State should be in a position to suppress riots and disorder, and thus protect our greatest source of revenue. Besides, a riot or strike on our railroads during a profitable harvest of fruits and vegetables would bring untold loss to our farmers and a corresponding loss to all classes of our citizens. I respectfully call your attention to the accompanying report of the Adjutant General, and submit this matter to your candid and wise consideration. The experience of our sister States should be a sufficient lesson to us in these matters, and unless laws are enacted and appropriations made that will place the military department of this State on such a footing as will make it effectual in case its services should be required, then I recommend its abolition altogether.

#### QUARANTINE.

On October 27th, 1891, I had the honor to receive a communication from the Governor of the State of Pennsylvania, enclosing the following resolution of the General Assembly of that commonwealth, viz :

*“Resolved (if the House of Representatives concur), That the Governor be and he is hereby authorized to appoint four persons who shall, with the Governor of the Commonwealth, constitute a Board of Commissioners whose duty it shall be to communicate with the proper authorities of the Federal Government, or of any State, with a view to obtaining such concessions as will enable the Board of Health of the city of Philadelphia or the Commonwealth of Pennsylvania to secure a suitable site for a quarantine station at some point remote from the centres of population on the Delaware river. The Commissioners shall also inquire into the feasibility of establishing a joint quarantine for the protection of all the ports on the Delaware river and bay, to be controlled by the several states bordering thereon.”*

The same was accompanied with a request for the appointment by me of three representatives of this State to confer with the Pennsylvania State Quarantine Commission as to the selection of a site along the Delaware river or bay, for the establishment of a quarantine station. Not having the authority to appoint such commissioners, but deeming it a matter of much importance to the citizens of this State,

owing to its geographical position, I designated three representative citizens, viz.: J. Thomas Budd, Edwin R. Cochran and Dr. William P. Orr, Jr., with whom they might confer and through whom they could communicate with the General Assembly of this State. I herewith submit a report containing the result of their investigations and their recommendations in respect to said quarantine station. All the seaboard States are taking cautionary measures to prevent a cholera epidemic, and it becomes you to see that your fellow-citizens, who are peculiarly exposed to such a contagious and fatal disease, because of their nearness to the large ports of entry, are properly protected.

#### CARE OF THE INDIGENT.

There is no guage of advanced civilization more unerring than the adequacy of the provision made by a State for the care of its indigent citizens. Delaware, when measured by this standard, compares favorably with any State in the Union. Each county is provided with suitable and commodious buildings for the comfort and care of the poor, ample provision is made by appropriate legislation for the instruction and education of the indigent deaf and dumb and the blind of our citizens, and the report of the trustees of the State Hospital at Farnhurst, herewith submitted, sets forth the fact that "it is the first of its kind in the Union—a model home for all the insane within the borders of the State," and shows that most gratifying results have been accomplished since it was established. An additional appropriation is requested by the trustees of the hospital for the purpose of erecting separate buildings for the violent and the purchase of more land to be utilized in the treatment of the inmates. This should receive your serious consideration, as the needs of this institution have the first claims upon the State for the means to furnish the proper care and treatment of the unfortunate of our citizens who are deprived of their reason and dependent upon the State not only for care and support, but also for protection from themselves.

#### WORLD'S FAIR.

The board of World's Fair managers have made a report of their transactions under the act of the last General Assembly, which I herewith submit.

The ten thousand dollars appropriated under said act was not considered at the time to be sufficient to meet all prospective expenses, but as another legislature would assemble before the opening of the exposition, it was left for you to make a further and more ample appropriation. The members of the board feel enthusiastic and much

gratified over their work, and no doubt exists but that the fair will be a signal success. I therefore recommend that the General Assembly give this matter their careful and mature consideration, and make such a liberal appropriation for the completion of the work already begun as will secure a representation of Delaware at the World's Fair that will keep our State apace with her sister States in this as in all public undertakings, and at the same time bring credit and pride to our citizens.

#### DELAWARE COLLEGE.

The report of the president of Delaware College, herewith submitted, shows that institution to be making rapid advances, and offering facilities for instruction equal to the best in the land. The liberal appropriations of the last legislature helped to fill the long-felt want of additional buildings; and the increased facilities for instruction, and the resolution of the trustees to grant all students, residents of Delaware, free tuition, have greatly increased the number of students, so that we find, "compared with other States, the State of Delaware has a larger per cent. of her population in her own State college than has any other State in the Union."

#### COLLEGE FOR COLORED STUDENTS.

A college for the education of colored students has been established under the act of the last General Assembly, which, in its equipment, compares favorably with institutions of this kind in any State. The trustees have displayed great wisdom in their selection of a site for the institution and in providing comfortable and commodious buildings, with all the necessary equipments. The attendance, or number of students, however, has been a great disappointment so far, and the expected benefit to the persons for whom it was established a comparative failure. This matter should receive your careful attention and earnest endeavors, to secure to those entitled to enter this institution all the benefits which the money expended and the opportunities afforded give reason to expect. The State has been liberal in providing the funds necessary for the education and advancement of this class of our citizens, and it behooves you to enact such laws as will assist in securing the results expected from such an expenditure of the State funds. The report of the trustees is herewith submitted.

#### STATE BOARD OF HEALTH.

The great prevalence of infectious diseases, the increase of population in the towns, and a due regard for the health of the citizens of

the State, renders the report of the State Board of Health, herewith submitted, of great interest. I commend it to your consideration, and deem it wise that the laws should be so amended as to make ample provision for the protection of the health of our citizens, with power to enforce them. At present the means and the power to secure proper protection to the people in case of a severe epidemic are entirely inadequate. Great suffering and loss of life may occur if the necessary legislation is not secured.

#### DISTRIBUTION OF DIRECT TAX.

I received from the treasurer of the United States the sum of \$70,772.02 under the act of Congress, approved March the second, A. D. 1891, providing for the refunding to the States the amount of direct tax paid by their citizens, and proceeded with the distribution of the same under the provisions of the act of the General Assembly passed May 8, 1891. The work has progressed with great rapidity through the efficiency of the commissioner, J. Frank Wilds, who has approved of certificates for over \$58,000, which I have paid. The outstanding claims are all small, many being less than would be the cost of collection, owing to the necessity of obtaining letters of administration and other causes. There is every reason to believe that more than enough to pay every expense attending the distribution will remain uncalled for. A full and detailed report of all payments and expenses will be submitted at an early date.

#### FIRE WASTE.

I herewith submit the statistics of fire waste in the United States and call your attention to the rapid increase of the loss by the destruction of property by fire. A large per cent. of this loss is caused by incendiarism, want of adequate regulations as to special hazards, such as electricity, oils, explosives and dangerous compounds, and the poor construction of buildings. This is not only a source of great loss of property by its destruction, but also a heavy burden upon our citizens by the necessary increase of the cost of carrying the risk. Stricter measures should be provided to detect and bring to trial those guilty of incendiarism and provisions made to secure statistics as to the origin or causes of fires, so that, with these facts, intelligent action can be taken to secure the precautionary measures necessary to prevent this increase of the waste of property and relieve our citizens of the burden of increased premiums to those who carry the risk.

## FEDERAL RELATIONS.

The result of the late Presidential election has emphasized unmistakably the perception in the public mind of the evils of class legislation and the control of the sovereign power of public taxation for the sake and by the dictation of private interest, and it may be confidently hoped that by the restoration of this great public power to public hands and for none but public uses, the gross inequalities which have marked tariff legislation for the last quarter of a century will be thoroughly and steadily removed,

The resolve of the overwhelming majority of the American people, so clearly expressed at the last election, has been that no money or property should, under any pretext, or by any indirection, be taken under the forms of taxation from the pockets of the individual who earns it, except it be to provide the necessary revenue of the government to pay its expenses economically administered. While it is possible that so wise, just and profound a reform may be obstructed and delayed, yet it is certain in the end to be accomplished, and it is believed that no class of our citizens will feel more sensibly and beneficially the carrying out of such a reform than those engaged in agriculture and its kindred pursuits.

If the farmers of Delaware could be relieved from that taxation contained in our tariff laws, which yield little or no revenue to the public treasury, and yet increase the cost of living, and obstruct exchange with foreign nations, they would experience a lightening of pecuniary burdens compared to which the taxes imposed for State purposes are but as dust in the balance.

## REPORTS.

In addition to the reports already referred to I herewith submit the following, viz : Report of the Farmers' Bank of the State of Delaware; report of the State Chemist; report of the State Board of Education, with the reports of the Superintendents of Public Schools of the several counties; and a list of Reprieves and Pardons granted by me, with the reasons therefor.

ROBERT J. REYNOLDS.

DOVER, Jan. 3, 1893.

Mr. Saulsbury offered the following resolution, which, on his motion was read as follows :

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

Mr. Spruance moved the adoption of the resolution.

Which motion

Was

*Adopted.*

Mr. Spruance offered the following resolution, which, on his motion, was read as follows :

*Resolved*, That the Clerk be instructed to furnish wrappers, stamps and stationery for the use of the House.

On motion of Mr. Dasey the resolution

Was

*Adopted.*

On motion of Mr. Armstrong, a committee of three on the part of the House were appointed to whom should be referred the Governor's Message and accompanying documents.

The Speaker appointed Messrs. Armstrong, Jacobs and Gam as said committee.

Mr. Hickman offered the following resolution, which, on his motion, was read as follows :

*Resolved*, That the Sergeant-at-Arms be instructed to maintain, as near as possible, a uniform temperature of 65 degrees in the House during the session,

And, on his further motion,

The resolution was

*Adopted.*

Mr. Cooch offered a joint resolution, entitled

"Joint resolution in relation to adjournment,"

Which, on his motion, was read,

And, on his further motion,

Was

*Adopted,*

And ordered to the Senate for concurrence.

Mr. Hardcastle, Clerk of the Senate, being admitted, informed the House that the Senate had concurred in the House joint resolution, entitled

"Joint resolution in relation to adjournment,"

And returned the same to the House,

On motion of Mr. Dasey, the House adjourned until Monday, January 9, at 11 o'clock A. M.

MONDAY, January 9, 1893, 11 o'clock A. M.

House met pursuant to adjournment.

Prayer by the chaplain.

Roll called. Members present — Messrs. Armstrong, Bryan, Cooch, Conoway, Day, Dasey, Gam, Hall, Harrington, Hickman, Jacobs, Kenney, Lynch, Prettyman, Spruance, Sevil, Saulsbury, Whittock, Watkins, Mr. Speaker.

Journal read and approved.

The Speaker laid before the House a communication from the Clerk of the House, notifying the members that he had appointed Mr. Edmond Bailey reading clerk.

On motion of Mr. Saulsbury the appointment of Mr. Bailey as reading clerk was approved.

Mr. Saulsbury offered a resolution,

Which, on his motion, was read as follows :

*Resolved*, That Mrs. J. K. Barney, of Providence, Rhode Island, be tendered the use of the hall of the House this afternoon, at three o'clock, for the purpose of addressing the members of the General Assembly.

And, on his further motion,

The resolution was

*Adopted.*

Mr. Saulsbury offered the following,

Which, on his motion, was read as follows :

WHEREAS, The House has tendered the use of the hall to Mrs. J. K. Barney to address the members of the General Assembly this afternoon at 3 o'clock ; therefore, be it

*Resolved*, That the members of the Senate be and they are hereby invited to be present.

*Resolved*, That the Clerk be directed to present to the Senate a copy of this resolution.

And, on his further motion,

Was

*Adopted.*

*Ordered* that the Senate be informed thereof.

Mr. Hardcastle, Clerk of the Senate, being admitted, informed the House that the Senate had adopted and asked the concurrence of the House in the following Senate joint resolution, entitled,

“Joint resolution in respect to the memory of the late Senator John W. Hall,”

And presented the same to the House.

On motion of Mr. Watkins,

The joint resolution in relation to the death of the Hon. John W. Hall was read,

And, on his further motion,

Was

*Concurred in.*

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

“Joint resolution for the appointment of a joint committee to draft rules to govern the intercourse between the two Houses.”

*Resolved*, By the Senate and House of Representatives of the State of Delaware in General Assembly met, that a committee of two on the part of the Senate and three on the part of the House of Representatives be appointed to draft rules to govern the intercourse between the two Houses.

The Speaker appointed Messrs. Hall, Spruance and Kenney committee on the part of the House.

“Joint resolution for the appointment of a joint committee to settle with the State Treasurer and to examine the accounts of the State Auditor.”

*Resolved*, By the Senate and House of Representatives of the State of Delaware in General Assembly met, that a joint committee consisting of two on the part of the Senate and three on the part of the House of Representatives be appointed to settle with the State Treasurer and to examine the accounts of the State Auditor.

The Speaker appointed Messrs. Saulsbury, Watkins and Hickman committee on the part of the House.

Mr. Saulsbury gave notice that on to-morrow, or some future day, he would ask leave to introduce the following bills, viz :



“An act to incorporate the Dover Hosiery Company ;”

“An act for the protection of manufacturers and jobbers ;”

“An act in relation to judgments.”

Mr. Cooch moved that when the House adjourns it adjourn to meet at 2.30 instead of three (3) o'clock.

Which motion

*Prevailed.*

Mr. Day, in pursuance of previous notice, asked, and on his further motion, obtained leave to introduce a bill (H. B. No. 1) entitled,

“An act to revive, renew and continue the charter of Diamond Lodge No. 16, Knights of Pythias, of Delaware.”

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

Mr. Spruance, in pursuance of previous notice, asked, and on motion of Mr. Dasey, obtained leave to introduce a bill (H. B. No. 2) entitled,

“An act to amend Chapter 223, Volume 17, Laws of Delaware, concerning fugitives of justice.”

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

Mr. Dasey offered a joint resolution entitled,

“Joint resolution appointing a committee of three (3) on the part of the House and two (2) on the part of the Senate to settle with the Secretary of State,”

And which, on his motion, was read as follows :

*Resolved*, By the House of Representatives with the concurrence of the Senate, that a committee of three (3) on the part of the House and two (2) on the part of the Senate be appointed to settle with the Secretary of State,

And further, on his motion,

Was

*Adopted.*

The Speaker appointed the following committee on the part of the House :

Messrs. Dasey, Sevil and Day.

*Ordered* to the Senate for concurrence.

Mr. Day offered the following resolution :

Which, on his motion, was read.

*Resolved*, That a committee of two be appointed to draft rules for the government of the House, the Speaker to be an additional member of this committee, and that said committee be a standing committee of the House.

And, on his further motion,

Was *Adopted.*

The Speaker appointed the following committee: Messrs. Day and Armstrong.

On motion of Mr. Day the House adjourned till 2 o'clock.

SAME DAY—2:30 P. M.

House met pursuant to adjournment.

Mr. Cooch, in pursuance of previous notice, asked, and on motion of Mr. Dasey, obtained leave to introduce a bill (H. B. No. 3) entitled: "An act to ratify a proposed amendment to the Constitution of this State in relation to Article nine (9) thereof."

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

On his further motion, 300 copies be printed.

Motion *Adopted.*

Mr. Day, in pursuance of previous notice, asked, and on motion of Mr. Gam, obtained leave to introduce a bill (H. B. No. 4) entitled:

"An act to make valid the records of certain deeds in New Castle County."

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

On motion of Mr. Cooch, a recess was granted until 4:15 o'clock P. M., for the purpose of hearing the address of Mrs. J. K. Barney, of Providence, Rhode Island.

On motion of Mr. Conoway, the committee of three (3) on the part of the House, to whom should be referred the Governor's message and accompanying documents, should be increased to five (5.)

Which was

*Adopted.*

The Speaker appointed as the additional committee Messrs. Conoway and Cooch.

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

"An act to make valid a certain deed."

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

"An act to regulate the Practice of Pharmacy in the State of Delaware."

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

"An act to regulate the sales of poisons in the State of Delaware."

On motion of Mr. Hickman the House adjourned until 10 o'clock A. M. Tuesday.

TUESDAY, January 10, 1893, 10 o'clock A. M.

House met pursuant to adjournment.

Prayer by the chaplain.

Roll called. Members present.—Messrs. Armstrong, Bryan, Cooch, Conoway, Day, Dasey, Gam, Hall, Harrington, Hickman,

Jacobs, Kenney, Lynch, Pratt, Prettyman, Spruance, Sevil, Saulsbury, Whittock, Watkins, Mr. Speaker.

Journal read and approved.

Mr. Saulsbury offered a resolution,

Which on his motion was read as follows :

*Resolved*, That the Committee on Rules take charge of the printing ordered by the House, until the appointment by the Speaker of a Committee on Printing.

On motion of Mr. Cooch the words "Committee on Rules" as appears in the above resolution, be stricken out, and in lieu thereof insert the words, "Clerk of the House."

Which was

*Adopted.*

Mr. Cooch offered a resolution,

Which, on his motion, was read as follows :

*Resolved*, That no bills, or other matter ordered to be printed for the use of this House, shall be received by the Clerk, without an accompanying itemized bill for the same.

Which was

*Adopted.*

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

"An act to amend an act entitled an act to establish and maintain a College for the Education of Colored Students in Agriculture and the Mechanic Arts, passed at Dover, May 15, 1891."

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

"An act in relation to Express Companies doing business in this State."

Mr. Saulsbury, in pursuance of previous notice, asked, and on motion of Mr. Hickman, obtained leave to introduce a bill (H. B. No. 5) entitled,

"An act to incorporate the Dover Hosiery Company,"

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

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

“An act to extend the consolidated School Districts Nos. 28 and 121, in Sussex County.”

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

“An act to incorporate the Wilmington and New Castle Electric Railway Company.”

Mr. Hardcastle, Clerk of the Senate, being admitted, informed the House that the Senate had concurred in the following House joint resolutions entitled :

“Joint resolution appointing a joint committee to draft rules governing the intercourse between the two Houses,”

And that the committee on the part of the Senate are Messrs. Watson and Lacey.

“Joint resolution appointing a joint committee to settle with the State Treasurer, and examine the accounts of the State Auditor,”

And that the committee on the part of the Senate are Messrs. Record and Pilling,

And returned the same to the House.

Mr. Hardcastle, Clerk of the Senate, being admitted, informed the House that the Senate had concurred in the following House joint resolution, entitled :

“Joint resolution appointing a committee of three on the part of the House and two on the part of the Senate to settle with the Secretary of State,”

And that the committee on the part of the Senate are Messrs. Lacey and McMullin,

And returned the same to the House.

On motion of Mr. Spruance, the House adjourned until 2:30 P. M.

SAME DAY, 2:30 P. M.

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

*Resolved*, That the House accept an invitation from the State Board of Health and Farmers' Institute of New Castle County to attend their joint meeting at Delaware College on Monday, the 16th instant.

Which, on his further motion,

Was

*Adopted.*

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

"Joint resolution convening the General Assembly in joint session to ascertain the result of the special election respecting a Constitutional Convention,"

And returned the same to the House.

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

"An act to incorporate the Wilmington Conference Academy."

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

"An act in relation to the Coroner and Coroner's Physician of New Castle County."

On motion of Mr. Hickman, a petition from John E. Holloway, Ocean View, Sussex County, Delaware, asking to be placed in United School Districts Nos. 28 and 121, known as the Ocean View districts, was read.

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

"An act to change the number of a certain school district in Baltimore Hundred, Sussex County."

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

"An act to amend an act entitled an act to authorize the Recorder of Deeds in and for New Castle County to make a certain index."

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

"An act to exempt wages from execution attachment process in Kent County."

Mr. Spruance offered the following resolution :

*Resolved*, That the Clerk of the House be, and he is hereby directed, to furnish stationery for the reporters of the press upon the floor of this House during this session,

Which was read,

And on his further motion,

Was

*Adopted.*

Mr. Dasey offered the following joint resolution :

"Joint resolution appropriating \$900 to the contingent expense of the office of Secretary of State,"

Which was read,

And on his further motion,

Was

*Adopted.*

*Ordered* to the Senate for concurrence.

Mr. Dasey, in behalf of the committee on the part of the House, appointed to settle with the Secretary of State, submitted the following report,

Which, on his motion, was read as follows :

*Report of the committee appointed to settle with the Secretary of State.*

We the undersigned committee appointed to settle with the Secretary of State, beg leave to make the following report :

We examined the account of receipts for State tax and found them correct and also that \$1935 had been paid to the State Treasurer Dec. 31st, 1891, and \$1250 was paid the State Treasurer Dec. 31st, 1892, making total receipts from State tax of \$3185.

We also examined the accounts of the contingent funds and found them correct, leaving the State due the Secretary of State the sum of \$129.31.

THOMAS T. LACEY,  
JAMES McMULLIN,  
Committee on part of Senate.

ROBERT W. DASEY,  
ABEL SEVIL,  
HARRY DAY,  
Committee on part of House.

And, on his further motion,

Was approved and committee discharged.

On motion of Mr. Prettyman, the House adjourned until 10 o'clock to-morrow morning.

WEDNESDAY, January 11, 1893, 10 o'clock A. M.

House met pursuant to adjournment.

Prayer by the chaplain.

Roll called. Members present—Messrs. Armstrong, Bryan, Cooch, Conoway, Day, Dasey, Gam, Hall, Harrington, Hickman, Jacobs, Kenney, Lynch, Pratt, Prettyman, Spruance, Saulsbury, Sevil, Whittock, Watkins, Mr. Speaker.

Journal read and approved.



The Speaker appointed Mr. Harrington teller, on the part of the House, for counting the votes of the official returns of the special election held in the several counties, Tuesday, May 17th, 1891, for calling a Constitutional Convention.

Mr. Hall offered a joint resolution entitled,

“Joint resolution in relation to adjournment,”

Which on his motion was read,

And, on his further motion,

Was

*Adopted.*

*Ordered* to the Senate for concurrence.

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

“An act to supplement and amend Chapter 38, Volume 19, Laws of Delaware, passed at Dover, May 13, 1891.”

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

“An act to supplement and amend Chapter 37, Volume 19, Laws of Delaware, passed at Dover May 15, 1891.”

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

“An act authorizing the appointment of an additional Notary Public for the City of Wilmington.”

Mr. Saulsbury, in pursuance of previous notice, asked, and on motion of Mr. Armstrong, obtained leave to introduce a bill (H. B. No. 6) entitled :

“An act to amend an act entitled an act to establish and maintain a college for the education of colored students in agriculture and the mechanic arts, passed at Dover May 10, 1891,”

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

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

the House that the Senate had adopted and asked the concurrence of the House in the following Senate joint resolution, entitled :

“Joint resolution authorizing the printing of 600 copies of the State Treasurer’s report for 1891 and 1892,”

And presented the same to the House.

Mr. Saulsbury moved that the Clerk notify the Senate that the House is now ready for joint session,

Which was

*Ordered,*

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HALL OF THE HOUSE OF REPRESENTATIVES, }  
DOVER, DELAWARE,  
JANUARY 11, 1893—11 o’clock A. M. }

The two Houses were convened in joint meeting at 11 o’clock A. M.

On motion of Mr. Saulsbury, of the House, joint resolution convening the two Houses was read by the Clerk of the Senate.

Mr. Houston, Speaker of the Senate, appointed Mr. Records, of the Senate, and Mr. Harrington, of the House of Representatives, tellers.

Charles B. Houston, Esquire, Speaker of the Senate, thereupon opened and published the official returns of the election in the several counties of the State, for and against calling a Constitutional Convention, from which it appeared that on Tuesday, the 19th day of May, A. D. 1891, there were given :

NEW CASTLE COUNTY.

“For a Convention”.....	10,424
“Against a Convention”.....	57

KENT COUNTY.

“For a Convention”.....	3,218
“Against a Convention”.....	39

SUSSEX COUNTY.

“For a Convention”.....	3,477
“Against a Convention”.....	18

STATE OF DELAWARE, ss.

*Be it known*, That the General Assembly having met at Dover, in Joint Session, on Wednesday, the Eleventh day of January, A. D. 1893.

Charles B. Houston, Esquire, Speaker of the Senate, did on the eleventh day of January aforesaid, open and publish in the presence of the members of the Senate and of the House of Representatives the returns of the special election held in the several counties of the said State, on the third Tuesday of May, A. D. 1891, for the purpose of ascertaining the sense of the people of this State in respect to calling a convention to change, alter and amend the Constitution of the State, and of the returns of said elections; and from the certificates thereof, duly made and delivered as required by law, it appears that the result of the votes cast in the several counties of this State at the said special elections, by the citizens in the State having the right to vote for representatives, is as follows:

In New Castle County there were ten thousand four hundred and twenty-four votes cast "For a convention," and fifty-seven votes cast "Against a convention."

In Kent County there were three thousand two hundred and eighteen votes cast "For a convention," and thirty-nine votes cast "Against a convention."

In Sussex County there were three thousand four hundred and seventy-seven votes cast "For a convention," and eighteen votes cast "Against a convention."

The aggregate votes cast in the State "For a convention," were seventeen thousand one hundred and nineteen votes.

The aggregate votes cast in the State "Against a convention" were one hundred and fourteen votes.

CHARLES B. HOUSTON,

*Speaker of the Senate.*

J. H. WHITEMAN,

*Speaker of the House of Representatives.*

Attest:

W. A. C. HARDCASTLE,

*Clerk of the Senate.*

JOHN H. LAYTON,

*Clerk of the House of Representatives.*

Mr. Saulsbury, of the House, offered the following resolution.

Which, upon his motion,

Was read.

WHEREAS, Under and by virtue of the provisions of an act of the General Assembly, of the State of Delaware, entitled, "An act to provide for the holding of a special election for the purpose of ascertaining the sense of the people in respect to calling a Constitutional Convention," passed at Dover, March 31, 1891, an election was held on the third Tuesday in May, A. D. 1891, for the purpose of ascertaining the sense of the people of the State upon the question of calling a convention to change, alter and amend the Constitution of the State; and,

WHEREAS, Section 5 of said act provides that "the General Assembly shall, at the next session thereof after said special election, and on the second Wednesday after its organization, meet in joint session in the hall of the House of Representatives, to be present at the opening and publishing of the said returns of said election, and to ascertain therefrom the result of said election throughout the State, by calculating the aggregate amount of all votes that shall have been given respectively "For a Convention" and "Against a Convention;" and,

WHEREAS, The members of the Senate and House of Representatives have in joint session performed this duty as required by said section of said act; therefore,

*Resolved*, That the duties and powers of this joint session of the Senate and House of Representatives are thereby completed and terminated,

And, on his further motion,

Was

*Adopted.*

On motion of Mr. Records, the members of the Senate repaired to their respective chamber.

Mr. Hardcastle, Clerk of the Senate, being admitted, informed the House that the Senate had concurred with an amendment in the House joint resolution entitled,

"Joint resolution appropriating \$900 to the contingent expenses of the office of Secretary of State."

Amend the joint resolution by striking out the figures \$900 in the title and the word nine in the resolution, and inserting the figures \$800 in the title and the word eight in lieu of the word nine in the resolution.

W. A. C. HARDCASTLE,  
Clerk of the Senate.

And returned the joint resolution to the House.

Extract from Journal, January 11, 1893.

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

“ Joint resolution in relation to adjournment,”

And returned the same to the House.

On motion of Mr. Saulsbury, the following joint resolution was read :

“ Joint resolution in relation to proposed Constitutional Convention,”

Which, on his further motion,

Was *Adopted.*

The Speaker appointed as the committee on the part of the House Messrs. Saulsbury and Lynch,

On motion of Mr. Dasey the House took a recess until 2 o'clock P. M.

SAME DAY, 2 o'clock P. M.

House met pursuant to adjournment.

On motion of Mr. Cooch, the following joint resolution was read :

*Be it Resolved* by the Senate and House of Representatives of the State of Delaware in General Assembly met :

That the State Treasurer be authorized to have printed for distribution 600 copies of his report for the years 1891 and 1892,

Which, on his further motion,

Was

*Concurred in.*

Mr. Dasey offered the following amendment to the House joint resolution,

Which, on his motion, was read as follows :

Amend the House joint resolution, entitled :

“A joint resolution appropriating a contingent fund for the use of Secretary of State, striking out the words or figures nine hundred wherever they may appear, and insert in lieu thereof the words eight hundred.

And further, on his motion,

Was

*Adopted.*

On motion of Mr. Dasey the following joint resolution was read,

“Joint resolution authorizing the payment of one hundred and twenty-nine dollars and thirty-one cents, to the Secretary of State.”

Which, on his further motion,

Was

*Adopted.*

*Ordered* to the Senate for concurrence.

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

“An act to incorporate the Delaware Shade Tree Company.”

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

“An act to incorporate the Dover and Camden Electric Car Company.”

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

“An act to incorporate the Francis Kelly Distilling Company ;”  
also,

"An act to amend Chapter 33, Volume 17, Laws of Delaware."

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

"An act divorcing Myers Cassons from his wife, Florence F. Cassons, *a vinculo matrimonii*."

Mr. Spruance, in pursuance of previous notice, asked, and on motion of Mr. Gam, obtained leave to introduce a bill (H. B. No. 7) entitled,

"An act to incorporate the Enoch Moore and Sons Company,"

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

On motion of Mr. Cooch, the House adjourned until Tuesday, January 17, at 10 o'clock A. M.

TUESDAY, January 17, 1893, 10 o'clock A. M.

House met pursuant to adjournment.

Prayer by the chaplain.

Roll called. Members present—Messrs. Armstrong, Bryan, Cooch, Conoway, Day, Dasey, Gam, Hall, Harrington, Hickman, Jacobs, Kenney, Lynch, Pratt, Prettyman, Spruance, Saulsbury, Sevil, Whittock, Watkins, Mr. Speaker.

Journal read and approved.

On motion of Mr. Saulsbury, the House proceeded, by a *viva voce* vote, to choose a United States Senator, to represent this State in Congress, for the constitutional term, commencing on the 4th day March next.

Which motion

*Prevailed.*

Which vote was as follows :

Samuel Armstrong voted for George Gray.

George H. Bryan voted for George Gray.  
 William Cooch voted for George Gray.  
 Minus Conoway voted for George Gray.  
 Harry Day voted for George Gray.  
 Robert W. Dasey voted for George Gray.  
 James H. S. Gam voted for George Gray.  
 William E. Hall voted for George Gray.  
 Hezekiah Harrington voted for George Gray.  
 Horace J. Hickman voted for George Gray.  
 John S. Jacobs voted for George Gray.  
 Samuel L. Kenney voted for George Gray.  
 Randall M. Lynch voted for George Gray.  
 John S. Pratt voted for George Gray.  
 John H. Prettyman voted for George Gray.  
 William Saulsbury voted for George Gray.  
 Abel Sevil voted for George Gray.  
 J. Harvey Spruance voted for George Gray.  
 Columbus Watkins voted for George Gray.  
 Joseph Whittock voted for George Gray.  
 J. Harvey Whiteman (Speaker) voted for George Gray.

George Gray, having received twenty-one votes, being a majority of the votes cast, was declared the choice of the House for United States Senator, to represent this State in Congress, for the Constitutional term, commencing on the 4th day of March next.

Mr. Day, on behalf of committee appointed to draft rules for the government of the House, submitted a report, which on his motion was read as follows :

We, the committee appointed to draft rules for the government of the House, respectfully recommend the adoption of the rules governing the last House, which read as follows :

#### RULES OF THE HOUSE OF REPRESENTATIVES.

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

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

**RULE 3.** All motions and resolutions, except for the reading of



bills, the daily adjournment of the House, or any motion to refer the subject, or to postpone the same, shall, if required by the Speaker or any member, be reduced to writing by the mover, and, if seconded, shall be repeated by the Speaker to the House before a debate or decision thereon. And any written resolution introduced by the Speaker, or a member of the House, and sent to the Clerk's table, shall be read without a previous motion to receive the same, unless the reading of such resolution shall be objected to by a member of the House.

RULE 4. All committees, unless the House shall otherwise direct, shall be appointed by the Speaker. And every special committee shall report within five days of actual session of the House from the time of its appointment, or furnish sufficient reason why report has not been made.

RULE 5. The following committees shall be standing committees, and shall continue during the session, to whom business appropriate to them shall be referred, viz :

A Committee on Rules.

A Committee on Ways and Means.

A Committee on Elections.

A Committee on Judiciary, to consist of five members.

A Committee on Federal Relations.

A Committee on Crimes and Punishments.

A Committee on Accounts.

A Committee on Claims.

A Committee on Constitutional Reform.

A Committee on Agriculture.

A Committee on Municipal Corporations, to consist of five members.

A Committee on Vital Statistics.

A Committee on Roads and Vacant Lands.

A Committee on Fish, Oysters and Game.

A Committee on Printing, to consist of three members.

A Committee on Revised Statutes.

A Committee on Private Corporations.

A Committee on Divorces.

A Committee on Education.

A Committee on Temperance, to consist of five members.

A Committee on Enrolled Bills, to consist of six members.

A Committee on Appropriations, to consist of five members.

RULE 6. The unfinished business in which the House was engaged at the time of the last adjournment shall have the preference in the order of the day.

RULE 7. Every bill shall be introduced by motion for leave, by order of the House, or by a report of a committee; and one day's notice, at least, shall be given of an intended motion for leave to bring in a bill.

RULE 8. Every motion, except a motion to adjourn, shall be entered on the Journal with the name of the mover.

RULE 9. No member shall be interrupted when speaking, but by a call to order by the Speaker, or a member through the Speaker; nor shall any member be allowed to speak upon any subject more than three times (except in explanation) without leave of the House; and no member shall be referred to by name in debate.

RULE 10. While the Speaker is putting any question or addressing the House, no one shall walk out of, or across, the House; nor, in such case, or when a member is speaking, shall entertain private discourse; nor, while a member is speaking, shall pass between him and the chair.

RULE 11. Before any petition or memorial addressed to the House shall be received and read at the Clerk's table, whether the same be introduced by the Speaker or a member, a brief statement of the contents shall be verbally made by the introducer; and any petition or memorial shall be referred, of course, without putting a question for that purpose, unless the reference is objected to by a member at the time such petition or memorial is presented and read.

RULE 12. Every bill, except as to style or form, shall receive

three several readings, no two of which shall be on the same day, except by a special order of the House, under a suspension of the rules.

RULE 13. No rule of the House shall be changed or suspended, except by a vote of two-thirds of the members present.

RULE 14. All bills ordered to be engrossed shall be certified by the Clerk, noting the day of the passing at the foot thereof.

RULE 15. All amendments to bills shall be made before they are taken up for the third or final reading, unless such as will not materially alter or change their nature or meaning.

RULE 16. No question which has been decided shall be reconsidered but on a motion made by a member who voted with the majority on the original question, and no motion for reconsideration shall be in order unless made on the same or one of the three next succeeding days of actual session of the House thereafter. And the word majority shall, in application of this rule, be construed to mean, not the greater number of votes, but such number as was sufficient to prevail in the decision of the original question.

RULE 17. Questions of order, either before the House or in Committee of the Whole, shall, in the first place, be determined by the Speaker or Chairman, from whose decision an appeal may be made to the House or committee on the request of a member, but no debate shall be allowed thereon until the appeal is taken.

RULE 18. The rules of proceeding in the House shall, as far as applicable, be observed in Committee of the Whole.

RULE 19. The Speaker, or chairman, shall put every question, and, if necessary for a fair decision, may, of his own accord, or at the request of a member, require those in the affirmative to rise, and reverse the question; and the yeas and nays shall be taken, if requested by the Speaker or a member.

RULE 20. All messages from the House to the Senate shall be conveyed by the Clerk or a member, as the Speaker may direct, and when a message is brought to the House by a member of the Senate, or an officer of the State, the members shall rise upon their feet.

RULE 21. Messages to the House shall not be admitted while the House is voting on a question.

RULE 22. Unless otherwise ordered, the House shall meet every

day (except Sunday) at ten o'clock in the morning and three o'clock in the afternoon.

RULE 23. No member shall absent himself from the House more than one day, without first having obtained leave.

RULE 24. The Speaker shall, equally with other members of the House, have the right to vote upon all resolutions, questions and proceedings; *Provided*, that upon calls for the yeas and nays the Speaker's name be last called.

RULE 25. The rules of parliamentary practice comprised in Cushing's Manual shall govern the House in all cases to which they are applicable, and which are not inconsistent with the standing rules and orders of the House; and where the rules of parliamentary practice comprised in Cushing's Manual are not applicable, the rules of parliamentary practice comprised in Jefferson's Manual shall govern the House in all cases to which they are applicable, in so far as said rules so comprised in Jefferson's Manual are not inconsistent with the standing rules and orders of the House.

RULE 26. Every private bill must be printed by the person or persons interested therein, and no private bill shall be ordered to its second reading until at least 60 copies thereof have been placed in the hands of the Clerk for the use of the House.

RULE 27. The daily order of business shall be as follows:

I. Reading of the Journal.

II. Communications from the Speaker.

III. Reports from Standing Committees, in regular order as they are enumerated in Rule 5.

IV. Reports from Special Committees in the order of appointment.

V. Petitions and Memorials.

VI. Introduction of new business.

VII. Second reading of bills.

VIII. Business on the calendar.

The Clerk shall keep a calendar of business on which reports from

committees, bills and resolutions which lie over, and other matters undisposed of, indicating the subject of each item, shall be placed in the order in which they are presented, a printed copy of which calendar shall be furnished to each member at the opening of every morning session.

At eleven o'clock each day of the session, unless there be an order of the day, or as soon thereafter as the order of the day shall be disposed of, the business on the calendar shall be taken up and disposed of in the order in which it stands thereon, and a vote of two-thirds of the members present shall be required to take up any matter out of its order on the calendar or to make any matter the order of the day for a particular time.

Respectfully submitted,

HARRY DAY,  
SAMUEL ARMSTRONG, } Committee.  
J. H. WHITEMAN,

Mr. Saulsbury moved that the House rules, as read, be adopted.

Which motion

*Prevailed.*

Mr. Whiteman, Speaker of the House, announced the following Standing Committee.

*Rules*—Messrs. Day, Armstrong and the Speaker.

*Ways and Means*—Messrs. Harrington, Bryan and Dasey.

*Elections*.—Messrs. Kenney, Pratt and Jacobs.

*Judiciary*.—Messrs. Cooch, Kenney, Harrington, Watkins and Armstrong.

*Revised Statutes*.—Messrs. Saulsbury, Hickman, Gam, Hall and Watkins,

*Federal Relations*.—Messrs. Lynch, Jacobs and Conoway.

*Crimes and Punishments*.—Messrs. Jacobs, Sevil and Spruance.

*Municipal Corporations*.—Messrs. Spruance, Hall, Dasey, Watkins and Prettyman.

*Claims*.—Messrs. Dasey, Armstrong and Cooch.

*Printing.*—Messrs. Hall, Day and Armstrong.

*Divorces.*—Messrs. Day, Jacobs, Spruance, Sevil and Pratt.

*Enrolled Bills.*—Messrs. Sevil, Gam, Whittock, Saulsbury, Kenney, Conoway, Harrington and Lynch.

*Education.*—Messrs. Hickman, Spruance and Pratt.

*Private Corporations.*—Messrs. Watkins, Hickman, Cooch, Saulsbury and Gam.

*Constitutional Reform.*—Messrs. Conoway, Kenney and Dasey.

*Agriculture* —Messrs. Pratt, Whittock and Prettyman.

*Vital Statistics.*—Messrs. Bryan, Gam and Harrington.

*Fish, Oysters and Game.*—Messrs. Gam, Sevil and Bryan.

*Temperance.*—Messrs. Whittock, Lynch and Conoway.

*Accounts.*—Messrs. Armstrong, Bryan and Day.

*Roads and Vacant Lands.*—Messrs. Prettyman, Pratt and Whittock.

*Appropriations.*—Messrs. Hall, Watkins, Hickman, Cooch and Saulsbury.

On motion of Mr. Spruance, the standing committees as announced by the Speaker were approved.

On motion of Mr. Cooch, the bill entitled (H. B. No. 3),

“An act to ratify a proposed amendment to the Constitution of this State, in relation to Article 9 thereof,”

Was read a second time by its title, and, on his further motion, was referred to the Committee on Constitutional Reform.

On motion of Mr. Saulsbury, the bill entitled (H. B. No. 6),

“An act to amend an act entitled an act to establish and maintain a college for the education of colored students in agriculture and the mechanic arts, passed at Dover May 10, 1891,”

Was read a second time by its title. and, on his further motion, was referred to the Committee on Corporations.

On motion of Mr. Spruance, the bill entitled (H. B. No. 2),

“An act to amend Chapter 223, Volume 17, Laws of Delaware, concerning fugitives of justice,”

Was read a second time by its title, and, on his further motion, was referred to the Committee on Revised Statutes.

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

“An act to permanently improve the condition of certain public roads in this State.”

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

“An act to amend Chapter 47, Vol. 19, Laws of Delaware.”

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

“An act to amend an act entitled an act to Incorporate the Delaware Terminal Railroad Company.”

Mr. Cooch, in pursuance of previous notice, asked, and on motion of Mr. Dasey, obtained leave to introduce a bill (H. B. No. 8) entitled,

“An act to incorporate the Wilmington and New Castle Electric Railway Company.”

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

Mr. Hickman, in pursuance of previous notice, asked, and on motion of Mr. Prettyman, obtained leave to introduce a bill (H. B. No. 9) entitled,

“An act to incorporate Industrial Improvement Company of Wilmington, Delaware.”

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

Mr. Spruance, in pursuance of previous notice, asked, and on motion of Mr. Pratt, obtained leave to introduce a bill (H. B. No. 10) entitled,

“An act to incorporate the Broome Street Improvement Company.”

Which on motion of Mr. Spruance, was read.

Mr. Cooch offered a joint resolution, entitled

“Joint resolution appointing State Treasurer.”

Which, on his motion, was read,

And, on his further motion,

Was

*Adopted.*

*Ordered* to the Senate for concurrence.

Mr. Cooch offered joint resolution entitled,

“Joint resolution appointing Auditor of Accounts.”

Which on his motion, was read,

And on his further motion,

Was

*Adopted.*

*Ordered* to the Senate for concurrence.

Mr. Cooch presented a petition of Henry E. English in relation to the Sewer Act of Wilmington.

Which on his motion was read and referred to Committee on Municipal Corporations.

Hon. J. Harvey Whiteman, Speaker of the House, presented an invitation, which was read, from the Board of Trustees of the Delaware State Hospital, at Farnhurst, to the General Assembly, to visit and inspect the hospital at an early day convenient to them.

On motion of Mr. Cooch the invitation was tabled.

On motion of Mr. Cooch, that the Committee on Printing be instructed to have 100 copies of the rules governing the House, and 200 copies of the standing committee printed for the use of the House.

Mr. Sevil presented a petition of James M. Budd and others, for a new road in Kenton Hundred.

Which on his motion was read and referred to the Committee on Roads and Vacant Lands.



Mr. Day, in pursuance of previous notice, asked, and on motion of Mr. Watkins, obtained leave to introduce a bill (H. B. No. 11) entitled,

“An act in relation to the Coroner and Coroner’s Physician of New Castle County.”

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

On motion of Mr. Spruance, the House adjourned until 3:30 P. M.

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SAME DAY—3:30 P. M.

House met pursuant to adjournment.

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

“An act to amend Chapter 27, Volume 19, Laws of Delaware, and to Repeal Chapter 28, Volume 19, Laws of Delaware.”

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

“An act to incorporate the Dover Electric Light and Heat Company.”

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

“A further additional supplement to the act entitled, ‘An act to establish a bank and incorporate a company under the name of the Farmers’ Bank of the State of Delaware.’ ”

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

“An act to re-enact and amend the act incorporating the Agricultural Society of Delaware.”

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

“An act to change the name of Mary Hanson Mather to Mary Hanson Askew Mather.”

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

“An act to amend Section 40, Chapter 660, Volume 18, Laws of Delaware, passed at Dover, April 19, 1889.”

On motion of Mr. Dasey, the vote by which the report of the Committee on Rules was adopted be reconsidered.

Mr. Saulsbury moved that the motion to reconsider be laid on the table.

Which motion was

*Lost.*

On the original motion to reconsider the vote by which the report of the Committee on Rules was adopted,

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

*Yeas*—Messrs. Armstrong, Bryan, Cooch, Conoway, Dasey, Gam, Hall, Hickman, Jacobs, Kenney, Lynch, Pratt, Prettyman, Spruance, Watkins, Whittock—16.

*Nays*—Messrs. Day, Saulsbury, Mr. Speaker—3.

So the question was decided in the affirmative.

On motion of Mr. Cooch, that the report of the Committee on Rules be laid on the table.

Which motion

*Prevailed.*

On motion the House adjourned until 10 o'clock A. M. to-morrow.

WEDNESDAY, January 18, 1893, 10 o'clock A. M.

House met pursuant to adjournment.

Prayer by the chaplain.

Roll called. Members present — Messrs. Armstrong, Bryan, Cooch, Conoway, Day, Dasey, Gam, Hall, Harrington, Hickman, Jacobs, Kenney, Lynch, Pratt, Prettyman, Spruance, Sevil, Saulsbury, Whittock, Watkins, Mr. Speaker.

Journal read and approved.

Mr. Hardcastle, Clerk of the Senate, being admitted, informed the House that the Senate had concurred in the following House joint resolutions entitled :

“Joint resolution appointing a State Treasurer.”

“Joint resolution appointing an Auditor of Accounts.”

And returned the same to the House.

Mr. Hardcastle, Clerk of the Senate, being admitted, informed the House that the Senate had concurred in the following House joint resolution, entitled :

“Joint resolution authorizing the payment of \$129.31 to the Secretary of State.”

And presented the same to the House.

Mr. Sevil, on behalf of the Committee on Enrolled Bills, reported as duly and correctly enrolled and ready for the signature of the Speaker, House joint resolution appropriating \$800 to the contingent expenses of the office of Secretary of State.

Also

“House joint resolution authorizing the payment of one hundred and twenty-nine dollars and thirty-one cents to the Secretary of State.”

Mr. Watkins, on behalf of the Committee on Municipal Corporations, to whom was referred the H. B. entitled

“An act to incorporate the Dover Hosiery Company,”

Reported the same back to the House with the recommendation that it pass.

Mr. Conoway, on behalf of the Committee on Constitutional Reform, to whom was referred the House Bill, entitled,

“An act to ratify a proposed amendment to the Constitution of this State, in relation to Article 9 thereof,”

Reported the same back to the House with the recommendation that it pass.

Mr. Cooch presented a petition from the Young Men's Democratic Club of Wilmington, urging the passage of “An act to ratify a proposed amendment to the Constitution of this State, in relation to Article 9 thereof,”

Which, on his motion, was read,

And on his further motion

Was referred to the Committee on Constitutional Reform.

Mr. Hall, on the part of the joint committee appointed to draft joint rules governing intercourse between the two Houses, submitted the following report :

## JOINT RULES GOVERNING INTERCOURSE BETWEEN THE TWO HOUSES.

**RULE 1.** In every case of amendment to a bill, or any other matter agreed to in one House and dissented to in the other, if either House shall request a conference, and appoint a committee for that purpose, the other House shall also appoint a committee to confer. Such committee shall, at a convenient hour agreed on by their chairman, meet in the conference chamber, and state to each other, verbally or in writing, as either shall choose, the reasons of their respective Houses for and against the amendment or other matter of disagreement and confer freely thereon.

**RULE 2.** When a message shall be sent from either House to the other, it shall be announced at the door of the House to which it is sent by the sergeant-at-arms, and shall be respectfully communicated to the chair by the person by whom it may be sent.

**RULE 3.** Messages shall be sent by such persons as a sense of propriety in each House may determine.

**RULE 4.** While bills or joint resolutions are on their passage

between the two Houses they shall be on paper, and under the signature of the clerk of each House respectively.

RULE 5. After a bill or joint resolution shall have passed both Houses it shall be duly enrolled by the clerk of the House in which it originated, and shall be examined by a committee of each House respectively, who shall carefully compare the enrollment with the original, as passed by both Houses, and after correcting any errors that may be discovered in the enrolled copy shall make a report to their respective Houses.

RULE 6. After examination and report, each bill or joint resolution shall be signed in the respective Houses, first by the Speaker of the House in which it originated.

RULE 7. When a bill or resolution which shall have passed in one House is rejected by the other, notice thereof shall be given to the House in which the same shall have passed.

RULE 8. Each House shall transmit to the other all papers on which any bill or joint resolution may be founded.

RULE 9. After each House shall have adhered to their disagreement, a bill or joint resolution shall be lost.

RULE 10. In all cases where a conference takes place the committee shall be composed of members who voted in the majority on the point or points of difference, but the committee shall not have power or control over any part of the bill, resolution, or order, except such parts on which difference exists between the two Houses.

Respectfully submitted,

W. T. WATSON,

T. T. LACEY,

Committee on part of Senate.

WILLIAM E. HALL,

SAMUEL L. KENNEY,

J. HARVEY WHITEMAN,

Committee on part of House.

On motion of Mr. Hall, the report of the Committee on Joint Rules was adopted and the committee discharged.

Mr. Saulsbury, in pursuance of previous notice, asked, and on

motion of Mr. Hall, obtained leave to introce a bill (H. B. No. 12) entitled :

“An act to amend Chapter 27, Volume 19, Laws of Delaware, and to repeal Chapter 28, Volume 19, Laws of Delaware,”

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

Mr. Saulsbury, in pursuance of previous notice, asked, and on motion of Mr. Prettyman, obtained leave to introduce a bill (H. B. No. 13) entitled :

“A further additional supplement to the act entitled ‘an act to establish a bank and incorporate a company under the name of the Farmers’ Bank of the State of Delaware,’”

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

Mr. Watkins, in pursuance of previous notice, asked, and on motion of Mr. Whittock, obtained leave to introduce a bill (H. B. No. 14) entitled :

“An act authorizing the recording of a certain deed,”

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

Mr. Spruance gave notice that on to-morrow, or some future day, he would ask leave to introduce the following bills, entitled :

“An act to divorce Margaret E. Wergandt from her husband, Charles F. Wergandt.”

“An act to incorporate the Delaware Distilling Company.”

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

“An act to renew the charter of the Germania Building and Loan Association No. 2.”

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

“An act authorizing the Governor to appoint an additional Justice of the Peace and Notary Public in and for Kent County, to reside at or near Cheswold, in Kenton Hundred.”

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

“An act creating an additional Constable for Kenton Hundred.”

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

“An act to incorporate the New Castle, Newport and Wilmington Passenger Railway Company.”

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

“An act to lay out a new public road in South Murderkill Hundred, Kent County.”

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

“An act to divide and consolidate School District No. 61, New Castle County.”

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

“An act to divorce Amanda M. Cole and Allen H. Cole from the bonds of matrimony.”

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

“An act to incorporate the Worden Crate and Basket Manufacturing Company.”

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

“An act to lay out a new public road in Mispillion Hundred, in Kent County.”

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

“An act to revive, renew and continue the charter of St. Mary's Total Abstinence Beneficial Society of Wilmington, Delaware.”

Mr. Spruance offered a joint resolution, entitled :

“Joint resolution in relation to paying the Delaware Society for the Prevention of Cruelty to Children \$600,”

Which, on his motion, was read and referred to the Committee on Appropriations.

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

“An act authorizing the appointment of a Notary Public for a certain real estate office in the town of Smyrna.”

On motion of Mr. Watkins, the bill entitled (H. B. No. 6),

“An act to amend an act entitled an act to establish and maintain a college for the education of colored students in agriculture and the mechanic arts, passed at Dover, May 10, 1891,”

Was read a second time by its title, and, on his further motion, was referred to the Committee on Corporations.

On motion of Mr. Spruance, the House bill entitled (H. B. No. 10),

“An act to incorporate the Broome Street Improvement Company,”

Was read a second time by its title, and, on his further motion, was referred to the Committee on Corporations.

On motion of Mr. Hickman; the House bill entitled (H. B. No. 9),

“An act to incorporate Industrial Improvement Company of Wilmington, Delaware,”

Was read a second time by its title, and, on his further motion, was referred to the Committee on Corporations.

On motion of Mr. Cooch, the House bill (H. B. No. 3) entitled:

“An act to ratify a proposed amendment to the Constitution of this State, in relation to Article 9 thereof,”

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

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



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

*Yeas*—Messrs. Armstrong, Bryan, Cooch, Conoway, Dasey, Day, Gam, Hall, Harrington, Hickman, Jacobs, Kenney, Lynch, Pratt, Prettyman, Saulsbury, Sevil, Spruance, Watkins, Whittock, Mr. Speaker.

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

*Passed the House.*

*Ordered* to the Senate for concurrence.

Mr. Watkins, in pursuance of previous notice, asked, and on motion of Mr. Hall, obtained leave to introduce a bill (H. B. No. 15) entitled :

“An act authorizing the appointment of an additional Notary Public for the City of Wilmington.”

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

On motion of Mr. Saulsbury, the House bill (H. B. No. 5) entitled :

“An act to incorporate the Dover Hosiery Company,”

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

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

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

*Yeas*—Messrs. Armstrong, Bryan, Cooch, Conoway, Dasey, Day, Gam, Hall, Harrington, Hickman, Jacobs, Kenney, Lynch, Pratt, Prettyman, Saulsbury, Sevil, Spruance, Watkins, Whittock, Mr. Speaker.

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

*Passed the House.*

*Ordered* to the Senate for concurrence.

On motion of Mr. Saulsbury, of the House, the Clerk of the House was instructed to inform the Senate that the House would be ready in five minutes to receive the Senate in joint meeting, in the hall of the House of Representatives, for the purpose of comparing the journals of the two Houses in obedience to the act of Congress, entitled: "An act to regulate the time and manner of holding elections for Senators in Congress, passed July 25, 1866."

At the time fixed for the joint meeting the members of the Senate, preceded by the Speaker and attended by the clerk and sergeant-at-arms, entered the hall of the House of Representatives, and took the seats prepared for them.

### JOINT MEETING.

The two Houses being thus convened in joint meeting,

Mr. Gam, of the House, moved that the journals of the two Houses, so far as they relate to the election of United States Senator, be read and compared,

Which motion

*Prevailed.*

Whereupon the clerks of the respective Houses proceeded to read the journals.

It appearing that George Gray had received a majority of the votes cast in each House, the Speaker of the Senate then declared that George Gray was duly elected as Senator, to serve in the Congress of the United States for the constitutional term of six years, commencing on the fourth (4) day of March next.

Thereupon a certificate was made out, signed by the Speakers of the two Houses and attested by the respective clerks, and addressed to the Governor of the State,

Which, on motion of Mr. Kenney, of the House, was read as follows:

STATE OF DELAWARE, ss.

Be it known, that the Legislature of the State of Delaware did, on the 17th day of January, in the year of our Lord one thousand eight hundred and ninety-three, at an election in due manner held according to the form of the act of Congress in such case provided, elect George Gray to be a Senator from the said State in the Senate of the

United States for the constitutional term commencing on the fourth day of March next.

Given under our hands the eighteenth day of January, one thousand eight hundred and ninety-three.

CHARLES B. HOUSTON,

*Speaker of the Senate.*

J. H. WHITEMAN,

*Speaker of the House of Representatives.*

Attest :

W. A. C. HARDCASTLE,

*Clerk of the Senate.*

JOHN H. LAYTON,

*Clerk of the House of Representatives.*

On motion of Mr. Saulsbury, of the House, it was ordered that the certificate be entered upon the journal of each of the Houses

On motion of Mr. Williams, of the Senate, the journals of the joint meeting were read and compared,

Which motion

*Prevailed.*

On motion of Mr. Prettyman, of the House, the two Houses separated and the Senators returned to their chamber.

On motion the House adjourned until 3 o'clock.

SAME DAY—3 o'clock P. M.

House met pursuant to adjournment.

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

“An act legalizing the adoption of Mary Emma Colclazer as the child of James Hubbard.”

On motion of Mr. Day, the House bill entitled (H. B. No. 11),

"An act in relation to the Coroners and Coroner's Physician of New Castle County,"

Was read a second time, by its title, and, on his further motion, was referred to the Committee on Revised Statutes.

On motion of Mr. Day, the House bill entitled (H. B. No. 4),

"An act to make valid the records of certain deeds in New Castle County,"

Was read a second time, by its title, and, on his further motion, was referred to the Committee on Revised Statutes.

On motion of Mr. Day, the House bill entitled (H. B. No. 1),

"An act to revive, renew and continue the charter of Diamond Lodge No. 16, Knights of Pythias, of Delaware,"

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

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

"An act to re-enact, revive and renew the act entitled 'an act to incorporate the Brandywine Hundred Mutual Horse Company for the recovery of stolen horses.' "

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

"An act to amend the act entitled an act 'of the valuation of property.' "

On motion of Mr. Cooch, that this body accept an invitation to visit Farnhurst January 23, next.

Which, on his further motion,

Was

*Adopted.*

On motion the House adjourned until 10 o'clock A. M. to-morrow.

THURSDAY, January 19, 1893, 10 o'clock A. M.

House met pursuant to adjournment.

Prayer by the chaplain.

Roll called. Members present—Messrs. Armstrong, Bryan, Cooch, Conoway, Day, Dasey, Gam, Hall, Harrington, Hickman, Jacobs, Kenney, Lynch, Pratt, Prettyman, Spruance, Saulsbury, Sevil, Whittock, Watkins, Mr. Speaker.

Journal read and approved.

Mr. Cooch offered a joint resolution, entitled :

“Joint resolution in relation to the resignation of the Chief Justice and the Associate Judge, resident in Kent County,”

Which, on his motion, was read,

And, on motion of Mr. Sevil,

Was

*Adopted.*

Mr. Hardcastle, Clerk of the Senate, being admitted, informed the House that the Senate had concurred in the joint rules governing intercourse between the two Houses as adopted by the House.

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

“An act to amend an act entitled an act to re-incorporate the town of Dover, passed at Dover, February 27, 1879.”

Mr. Spruance gave notice that on to-morrow, or some future day, he would ask leave to introduce the following bills, entitled :

“An act to amend the certificate of the New Century Club of Wilmington, Delaware.”

“An act to incorporate the Cold Spring Ice and Coal Company of Wilmington.”

“An act to provide for the appointment of a matron at the county jail at New Castle.”

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

“An act to revive and amend the act to incorporate the Vines Branch Extension Ditch Company of Sussex County.”

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

“An act to amend chapter 77 of the Revised Code.”

Mr. Saulsbury, in pursuance of previous notice, asked, and on motion of Mr. Hall, obtained leave to introduce a bill (H. B. No. 16) entitled :

“An act legalizing the adoption of Mary Emma Colclazer, the child of James Hubbard.”

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

Mr. Hall, in pursuance of previous notice, asked, and on motion of Mr. Lynch, obtained leave to introduce a bill (H. B. No. 17) entitled :

“An act authorizing the appointment of a Notary Public for a certain real estate office in the town of Smyrna.”

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

Mr. Spruance, in pursuance of previous notice, asked, and on motion of Mr. Pratt, obtained leave to introduce a bill (H. B. No. 18) entitled :

“An act to renew the charter of the Germania Building and Loan Association No. 2.”

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

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

“Joint resolution in relation to the resignation of the Chief Justice and the Associate Judge, resident in Kent County,”

And returned the same to the House.

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

"An act to lay out a public road in Kenton Hundred, Kent County, Delaware."

On motion of Mr. Saulsbury, the House bill entitled (H. B. No. 12),

"An act to amend Chapter 27, Volume 19, Laws of Delaware, and to Repeal Chapter 28, Volume 19, Laws of Delaware,"

Was read a second time, by its title, and, on his further motion, was referred to the Committee on Revised Statutes.

On motion of Mr. Saulsbury, the House bill entitled (H. B. No. 13),

"A further additional supplement to the act entitled, 'An act to establish a bank and incorporate a company under the name of the Farmers' Bank of the State of Delaware,'"

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

On motion of Mr. Spruance, the House bill entitled (H. B. No. 7),

"An act to incorporate the Enoch Moore and Sons Company,"

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

On motion of Mr. Watkins, the House bill entitled (H. B. No. 14),

"An act authorizing the recording of a certain deed,"

Was read a second time, by its title, and, on his further motion, was referred to the Committee on Revised Statutes.

On motion of Mr. Watkins, the House bill entitled (H. B. No. 15),

"An act authorizing the appointment of an additional Notary Public for the City of Wilmington,"

Was read a second time, by its title, and, on his further motion, was referred to the Committee on Revised Statutes.

Mr. Spruance presented a claim of William Y. Swiggett against the State,

Which on motion of Mr. Spruance was referred to the Committee on Claims.

On motion of Mr. Saulsbury, the House bill (H. B. No. 6), entitled:

“An act to amend an act entitled an act to establish and maintain a College for the Education of Colored Students in Agriculture and the Mechanic Arts, passed at Dover, May 15, 1891,”

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

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

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

*Yeas*—Messrs. Armstrong, Bryan, Cooch, Conoway, Dasey, Day, Gam, Hall, Harrington, Hickman, Jacobs, Kenney, Lynch, Pratt, Prettyman, Saulsbury, Sevil, Spruance, Watkins, Whittock, Mr. Speaker.

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

*Passed the House.*

Ordered to the Senate for concurrence.

On motion of Mr. Cooch the House returned to the rules of new business,

And, on his further motion,

Was

*Adopted.*

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

“Joint resolution in reference to visiting the State Insane Asylum at Farnhurst,”

And, upon his further motion,

Was

*Adopted.*

Ordered to the Senate for concurrence.

Mr. Spruance, in pursuance of previous notice, asked, and on motion of Mr. Whittock, obtained leave to introduce a bill (H. B. No. 19), entitled:



"An act to incorporate the Delaware Shade Tree Company,"

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

Mr. Spruance, in pursuance of previous notice, asked, and on motion of Mr. Dasey, obtained leave to introduce a bill (H. B. No. 20), entitled :

"An act to revive, renew and continue the charter of St. Mary's Total Abstinence Beneficial Society of Wilmington, Delaware,"

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

Mr. Spruance, in pursuance of previous notice, asked, and on motion of Mr. Cooch, obtained leave to introduce a bill (H. B. No. 21), entitled :

"An act to incorporate the Delaware Distilling Company,"

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

Mr. Spruance, in pursuance of previous notice, asked, and on motion of Mr. Hickman, obtained leave to introduce a bill (H. B. No. 22) entitled,

"An act to amend Chapter 47, Volume 19, Laws of Delaware,"

Which, on motion of Mr. Spruance, was read :

On motion of Mr. Cooch, the House bill entitled (H. B. No. 8),

"An act to incorporate the Wilmington and New Castle Electric Railway Company,"

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

Mr. Watkins, on behalf of the Committee on Private Corporations, reported favorably on House Bill No. 10,

"An act to incorporate the Broome Street Improvement Company."

On motion of Mr. Spruance, the House bill entitled (H. B. No. 10),

"An act to incorporate the Broome Street Improvement Company,"

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

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

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

*Yeas*—Messrs. Armstrong, Bryan, Cooch, Conoway, Dasey, Day, Gam, Hall, Harrington, Hickman, Jacobs, Kenney, Lynch, Pratt, Prettyman, Saulsbury, Sevil, Spruance, Watkins, Whittock, Mr. Speaker.

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

*Passed the House.*

*Ordered* to the Senate for concurrence.

House adjourned until 3 o'clock P. M.

SAME DAY, 3 o'clock P. M.

House met pursuant to adjournment.

On motion of Mr. Spruance the House return to the introduction of new business,

Which motion

*Prevailed.*

Mr. Spruance, in pursuance of previous notice, asked, and, on motion of Mr. Gam, obtained leave to introduce a bill (H. B. No. 23), entitled :

"An act to amend Section 40, Chapter 660, Volume 18, Laws of Delaware, passed at Dover, April 19, 1889."

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

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

"An act to divorce Annie C. Tyndall and Samuel L. Tyndall, her husband, from the bonds of matrimony."

On motion of Mr. Spruance, that the Senate joint resolution in relation to protecting certain State officers be taken up,

Which was

*Adopted.*

On motion of Mr. Dasey, the amendment to said joint resolution was read, as follows: ..

"Amend the joint resolution by striking out the words, 'reasonable compensation for any service rendered under his direction,' and insert 'sum not to exceed fifty dollars for each person defended,' "

And, on motion of Mr. Dasey,

The amendment was

*Adopted,*

And further, on his motion,

The joint resolution as amended was

*Adopted.*

*Ordered* returned to the Senate for concurrence.

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

"Joint resolution in relation to the defense of certain State officers,"

And presented the same to the House.

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

"Joint resolution in relation to the proposed Constitutional Convention,"

And the committee on the part of the Senate is Mr. Lacey.

And returned the same to the House.

On motion of Mr. Dasey, the Senate joint resolution, as amended,

Was read,

And, on his further motion,

The resolution as amended

Was

*Adopted.*

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

“An act to renew and extend the charter of the Western Car Company.”

“An act for the renewal of the charter of the Casho Machine-Company.”

And presented the same to the House.

On motion of Mr. Dasey, the Senate bill No. 2, entitled :

“An act for the renewal of the charter of the Casho Machine-Company,”

Was read a first time.

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

“An act to incorporate Wyoming Castle, No. 22, Knights of the Golden Eagle, of Delaware.”

Mr. Hardcastle, Clerk of the Senate, being admitted, informed the House of the non-concurrence in the House joint resolution, entitled :

“Joint resolution in relation to visiting the State Insane Asylum, at Farnhurst,”

And returned the same to the House.

Mr. Armstrong, in pursuance of previous notice, asked, and, on motion of Mr. Dasey, obtained leave to introduce a bill (H. B. No. 24), entitled :

“An act to lay out a new public road in South Murderkill Hundred, Kent County,”

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

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

“An act to lay out a public road in Kenton Hundred, Kent County, Delaware.”

House adjourned until 10 o'clock A. M. to-morrow.

FRIDAY, January 20, 1893, 10 o'clock A. M.

House met pursuant to adjournment.

Prayer by the chaplain.

Roll called. Members present—Messrs. Armstrong, Bryan, Conoway, Day, Gam, Harrington, Jacobs, Kenney, Lynch, Pratt, Spruance, Sevil, Saulsbury, Whittock, Watkins, Mr. Speaker.

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

On motion of Mr. Spruance, that the Senate joint resolution as amended by the House, entitled :

“Joint resolution in relation to the defense of certain State officers,” be returned to this body,

And, on his further motion,

Was

*Adopted.*

Mr. Hardcastle, Clerk of the Senate, being admitted, returned to the House the following duly and correctly enrolled House joint resolutions, the same having been signed by the Speakers of both Houses :

“Joint resolution authorizing the payment of \$129.31 to the Secretary of State ;”

“Joint resolution appropriating \$800 to the contingent expenses of the office of Secretary of State.”

Mr. Hardcastle, Clerk of the Senate, being admitted, presented

to the House the following Senate joint resolutions, the same having been signed by the Speaker of the Senate and ready for the signature of the Speaker of the House, viz :

“Joint resolution in respect to the memory of the late Senator John W. Hall ;”

“Joint resolution to wait upon the Governor ;”

“Joint resolution authorizing the printing of 600 copies of the State Treasurer’s report for 1891 and 1892.”

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

“An act to incorporate the Union Park Company ;”

“An act to incorporate the Economic Insurance Company of America ;”

“An act in relation to the Coroner and Coroner’s Physician of New Castle County,”

And presented the same to the House.

HOUSE OF REPRESENTATIVES,

DOVER, January 20, 1893.

HON. J. HARVEY WHITEMAN,

*Speaker of the House of Representatives :*

In accordance to the provisions of the joint resolution, entitled : “Joint resolution in relation to the resignation of the Chief Justice and the Associate Judge, resident in Kent County,” I beg leave to report that I have delivered to the Chief Justice, to the Associate Judge resident in Kent County, and to the Governor, a copy of said joint resolution, duly signed by the Speaker of the Senate and by the Speaker of the House of Representatives.

JOHN H. LAYTON,

*Clerk of the House of Representatives.*

Mr. Saulsbury, on behalf of Committee on Revised Statutes, reported favorably on H. B. No. 2, entitled :

“An act to amend Chapter 223, Volume 17, Laws of Delaware, concerning fugitives from justice.”

Mr. Saulsbury, on behalf of the Committee on Revised Statutes, reports favorably on House bills Nos. 4 and 12, entitled :

“An act to make valid the records of certain deeds in New Castle County, with an amendment ;” also,

“An act to amend Chapter 27, Volume 19, Laws of Delaware, and to repeal Chapter 28, Volume 19, Laws of Delaware.”

On motion of Mr. Armstrong, the following joint resolution was read :

“Joint resolution in relation to adjournment,”

Which, on his further motion,

Was

*Adopted.*

*Ordered* to the Senate for concurrence.

Mr. Sevil, in pursuance of previous notice, asked, and on motion of Mr. Hall, obtained leave to introduce a bill (H. B. No. 25), entitled :

“An act authorizing the opening and laying out of a new public road in Kenton Hundred, Kent County,”

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

Mr. Harrington, in pursuance of previous notice, asked, and on motion of Mr. Sevil, obtained leave to introduce a bill (H. B. No. 26), entitled :

“An act to lay out a new public road in Mispillion Hundred, Kent County,”

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

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

“An act to define liability of Fire Insurance Companies in certain cases, passed at Dover, March 29, 1889, commonly known as the ‘Valued Policy Act.’ ”

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

“ Joint resolution in relation to adjournment,”

And returned the same to the House.

Mr. Hardcastle, Clerk of the Senate, being admitted, returned to the House, by request, the Senate joint resolution, entitled :

“ Joint resolution in relation to the defense of certain State officers.”

On a motion of Mr. Watkins, the House bill (H. B. No. 14), entitled :

“An act authorizing the recording of a certain deed,”

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

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

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

*Passed the House.*

*Ordered* to the Senate for concurrence.

We, the undersigned members of the Committee of the General Assembly of the State of Delaware, appointed by joint resolution to settle with the State Treasurer and to examine the accounts of the State Auditor, respectfully report as follows :

We have carefully examined the books of the Treasury Department and find all charges sustained by proper vouchers and the accounts of the Treasurer correct.

We find the following sums due the several funds at the close of the fiscal year ending December 31, 1892, as correctly set forth in the State Treasurer's books :

To the general fund.....	\$ 5,439 05
“ sinking fund.....	1,804 35
“ school fund.....	44,274 82
“ hospital current fund.....	1,972 26
“ hospital improvement fund.....	2,857 74
Total.....	<u>\$56,348 22</u>



Satisfactory evidence has been submitted to us that the amount named is to the credit of the State Treasurer and Trustee of the School Fund in the Farmers' Bank of the State of Delaware and its branches.

The securities of the several funds of the State have been gone over and found to be in safe keeping.

We have also examined the accounts of the State Auditor.

W. T. RECORDS,  
JOHN PILLING,  
On part of the Senate.

WM. SAULSBURY,  
C. WATKINS,  
On part of the House.

On motion of Mr. Saulsbury, the House bill (H. B. No. 16), entitled :

"An act legalizing the adoption of Mary Emma Colclazer, the child of James Hubbard,"

Was read a second time by its title, and, on his further motion, was referred to the Committee on Revised Statutes.

On motion of Mr. Saulsbury, the House bill (H. B. No. 12), entitled :

"An act to amend Chapter 27, Volume 19, Laws of Delaware, and repeal Chapter 28, Volume 19, Laws of Delaware,"

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

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

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

*Passed the House.*

*Ordered* to the Senate for concurrence.

On motion of Mr. Saulsbury, the House bill (H. B. No. 4), entitled :

"An act to make valid the records of certain deeds in New Castle County,"

With enclosed amendment, entitled .

"Amend Section 2, by striking out the word 'public' and inserting in lieu thereof the word 'private,'"

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

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

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

*Passed the House.*

*Ordered* to the Senate for concurrence.

On motion of Mr. Spruance, the joint resolution in relation to the defense of certain State officers was taken up for consideration.

On his further motion,

The vote by which the joint resolution was amended was reconsidered.

Mr. Spruance moved that the House amendment be adopted,

Which motion was

*Lost.*

Mr. Spruance then moved that the joint resolution be concurred in,

Which motion

*Prevailed.*

*Ordered* that the Senate be informed thereof,

And the resolution returned to that body.

House adjourned until 2 o'clock P. M.

SAME DAY, 2 o'clock P. M.

House met pursuant to adjournment.

Mr. Saulsbury announced the illness of the sergeant at-arms, and moved that during the continuance of such illness he be excused from performing the duties of his office,

Which motion

*Prevailed.*

On motion of Mr. Saulsbury, it was ordered that during the continuance of the illness of the sergeant-at-arms the clerk be directed to appoint a temporary sergeant-at-arms,

Which motion

*Prevailed.*

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

“An act to make a further appropriation for the collection, arrangement and display of the products of the State of Delaware, at the World's Columbian Exposition of 1893.”

Mr. Spruance, in pursuance of previous notice, asked, and, on motion of Mr. Sevil, obtained leave to introduce a bill (H. B. No. 27), entitled :

“An act to amend an act entitled an act to authorize the Recorder of Deeds, in and for New Castle County, to make a certain index,”

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

On motion of Mr. Saulsbury, the House bill (H. B. No. 2), entitled :

“An act to amend Chapter 223, Volume 17, Laws of Delaware, concerning fugitives from justice.”

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

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

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

*Passed the House.*

*Ordered* to the Senate for concurrence.

Mr. Sevil, in pursuance of previous notice, asked, and on motion of Mr. Spruance, obtained leave to introduce a bill (H. B. No. 28), entitled :

"An act to lay out a public road in Kenton Hundred, Kent County, Delaware,"

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

Mr. Hardcastle, the Clerk of the Senate, being admitted, informed the House that the Senate had passed, with an amendment, the following House bill No. 5, entitled :

"An act to incorporate the Dover Hosiery Company,"

And returned the same to the House.

On motion of Mr. Saulsbury, House bill No. 5, entitled :

"An act to incorporate the Dover Hosiery Company,"

Be taken up,

Which motion

*Prevailed.*

On motion of Mr. Saulsbury, the Senate amendment to House bill No. 5, entitled :

"An act to incorporate the Dover Hosiery Company,"

Was

*Concurred in.*

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

"An act to incorporate the Equitable Land and Improvement Company."

Mr. Sevil, on behalf of the Committee on Enrolled Bills, reported the following joint resolutions as correctly enrolled and presented the same for the signature of the Speaker :

"Joint resolution in relation to the resignation of the Chief Justice and the Associate Judge resident in Kent County."

"Senate joint resolution, entitled : 'Joint resolutions in respect to the memory of the late Senator John W. Hall.' "

"Senate joint resolution to wait upon the Governor."

"Joint resolution authorizing the printing of 600 copies of State Treasurer's report for 1891 and 1892."

Mr. Hardcastle, Clerk of the Senate, being admitted, informed the House that the Senate had passed and requested the concurrence of the House in the following Senate bill, No. 8, entitled :

"An act to incorporate the Hollis Stove and Furniture Company,"

And presented the same to the House.

Mr. Hardcastle, Clerk of the Senate, being admitted, informed the House that the Senate had passed the following House bill, No. 3, entitled :

"An act to ratify a proposed amendment to the Constitution of this State, in relation to Article 9 thereof,"

And returned the same to the House.

On motion of Mr. Saulsbury, the Committee on part of the House to settle with the State Treasurer and Auditor of Accounts, be discharged.

Which motion

*Prevailed.*

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

"An act divorcing William C. Pleasanton and his wife, Amy F. Pleasanton, from the bonds of matrimony."

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

"An act divorcing William Perry and his wife, Ann Perry, from the bonds of matrimony."

On motion the House adjourned until January 23d, 10 o'clock A. M.

MONDAY, January 23, 1893, 10 o'clock A. M.

House met pursuant to adjournment.

Prayer by the chaplain.

Roll called. Members present — Messrs. Armstrong, Bryan, Cooch, Day, Dasey, Gam, Hall, Harrington, Hickman, Jacobs, Kennev, Lynch, Pratt, Spruance, Sevil, Saulsbury, Whittock, Watkins, Mr. Speaker.

Journal read and approved.

Clerk Layton announced the appointment of David Hudson temporary sergeant-at-arms, in lieu of Mr. John Porter, he being excused from performing the duties of his office on account of sickness.

On motion of Mr. Dasey, the House confirmed the appointment.

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

“An act ratifying a proposed amendment to the Constitution of this State.”

On motion of Mr. Saulsbury, the Senate bill No. 7, entitled :

“An act in relation to the Coroner and Coroner's Physician, of New Castle County,”

Was read a first time.

Mr. Kenney, in pursuance of previous notice, asked, and, on motion of Mr. Lynch, obtained leave to introduce a bill (H. B. No. 29), entitled :

“An act to divorce Annie C. Tyndall from her husband, Samuel L. Tyndall, *a vinculo matrimonii*,”

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

On motion of Mr. Spruance, the House bill (H. B. No. 27), entitled :

"An act to amend an act entitled an act to authorize the Recorder of Deeds in and for New Castle County to make a certain index,"

Was read a second time, by its title, and, on his further motion, was referred to the Committee on Revised Statutes.

On motion of Mr. Spruance, the House bill (H. B. No. 18), entitled :

"An act to renew the Charter of the Germania Building and Loan Association No. 2,"

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

On motion of Mr. Dasey, the Senate bill (S. B. No. 2), entitled :

"An act for the renewal of the charter of the Casho Machine Company,"

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

On motion of Mr. Spruance, the House bill (H. B. No. 19), entitled :

"An act to incorporate the Delaware Shade Tree Company,"

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

On motion of Mr. Spruance, the House bill (H. B. No. 22), entitled :

"An act to amend Chapter 47, Volume 19, of the Laws of Delaware,"

Was read a second time, by its title, and, on his further motion, was referred to the Committee on Revised Statutes.

On motion of Mr. Spruance, the House bill (H. B. No. 21), entitled :

"An act to incorporate the Delaware Distilling Company,"

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

On motion of Mr. Spruance, the House bill (H. B. No. 20), entitled :

“An act to revive, renew and continue the charter of St. Mary’s Total Abstinence Beneficial Society, of Wilmington, Delaware.”

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

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

“An act to better secure unappropriated school funds in the hands of school clerks.”

On motion of Mr. Cooch, the following resolution was read :

Resolution in reference to the employment of an attorney for the House.

*Resolved*, That the Committee on Claims be hereby authorized to employ an attorney for such legal assistance as the House may find to be necessary.

Which, on his further motion,

Was

*Adopted.*

House adjourned until 3 o’clock P. M.

SAME DAY, 3 o’clock P. M.

House met pursuant to adjournment.

On motion of Mr. Cooch, the Senate bill (No. 3), entitled :

“An act to incorporate the ‘Economic Insurance Company of America,’ ”

Was read a first time.

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



"An act to incorporate Oklahoma Tribe, No. 26, Improved Order of Red Men, of Lewes, Delaware."

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

"An act to incorporate Henlopen Circle, No. 11, Brotherhood of the Union (H. F.), C. of A. of Lewes, Delaware."

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

"An act divorcing Sallie Cummins and her husband, Jefferson Cummins, from the bonds of matrimony."

On motion of Mr. Saulsbury, the following resolution was read :

*Resolved*, That the Attorney General be, and he is hereby requested to inform the House whether or not Adams Express Company, by its charges in this State, in comparison with its charges elsewhere, is discriminating or has at any time discriminated against the people of this State, or has subjected them to any undue or unreasonable prejudice or disadvantage in any respect whatsoever.

*Resolved*. That the Attorney General be further requested to inform the House whether or not such discrimination is, in his opinion, a violation of the laws of the United States; and, more particularly, of the act of Congress, entitled : "An act to regulate commerce," approved February 4th, 1887.

*Resolved*, That the Attorney General be further requested to inform the House whether or not the said Adams Express Company is, in his opinion, subject to the provisions of the act of Congress, approved March 2d, 1889, entitled : "An act to amend an act entitled 'An act to regulate commerce,' " and if so, whether or not the said Adams Express Company has complied with the provisions of said act requiring it to print and keep open to public inspection schedules showing the rates and fares and charges for transportation.

*Resolved*, That if the Attorney General shall find that the said Adams Express Company is, to the disadvantage of the people of this State, violating any of the provisions of these or of any other laws of the United States, he be further requested to inform the House what action should, in his opinion, be taken by the General Assembly to protect our people against such unjust discrimination.

*Resolved*, That the Clerk of the House be, and he is hereby directed to present to the Attorney General a copy of these resolutions,

Which, on his further motion,

Was

*Adopted.*

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

“An act to divorce James C. McComb and Mary E. McComb from the bonds of matrimony.”

Mr. Armstrong, in pursuance of previous notice, asked, and on motion of Mr. Hickman, obtained leave to introduce a bill (H. B. No. 30), entitled :

“An act to incorporate Wyoming Castle, No. 22, Knights of the Golden Eagle, of Delaware,”

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

On motion of Mr. Spruance, the Senate bill No. 8, entitled :

“An act to incorporate the Hollis Stove and Furniture Company,”

Was read a first time.

Mr. Hall presented a claim of C. H. Sentman for \$27.

Which, on his motion, was read and referred to the Committee on Claims.

Mr. Armstrong presented a claim of James Kirk & Son for six hundred and eleven dollars and sixty-two cents,

Which, on his motion, was read and referred to the Committee on Claims.

On motion of Mr. Spruance, the House bill (H. B. No. 10), entitled :

“An act to amend Section 40, Chapter 660, Volume 18, Laws of Delaware, passed at Dover, April 19, 1889,”

Was read a second time, by its title, and, on his further motion, was referred to the Committee on Revised Statutes.

On motion of Mr. Armstrong, the House bill (H. B. No. 13), entitled :

“An act to lay out a new public road in South Murderkill Hundred, Kent County.”

Was read a second time, by its title, and, on his further motion, was referred to the Committee on Roads and Vacant Lands.

On motion of Mr. Sevil, the House bill (H. B. No. 25), entitled :

“An act authorizing the opening and laying out of a new public road in Kenton Hundred, Kent County,”

Was read a second time, by its title, and, on his further motion, was referred to the Committee on Roads and Vacant Lands.

Mr. Watkins, on behalf of the Committee on Private Corporations, to whom had been referred the House bill, entitled :

“An act to incorporate the Enoch Moore and Sons Company,”

Reported the same back to the House favorably.

Mr. Watkins, on behalf of the Committee on Private Corporations, to whom had been referred the House bill, entitled :

“A further additional supplement to the act entitled ‘an act to establish a bank and incorporate a company under the name of the Farmers’ Bank of the State of Delaware,’ ”

Reported the same back to the House favorably.

Mr. Watkins, on behalf of the Committee on Private Corporations, to whom had been referred the following bill, entitled :

“An act to revive, renew and continue the charter of Diamond Lodge, No. 16, Knights of Pythias, of Delaware,”

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

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

“An act to incorporate Talleyville Lodge, No. 19, Knights of Pythias, of Delaware.”

Mr. Hall moved that the clerk be instructed to have 200 blanks-printed for the use of the standing committees,

Which, on his further motion,

Was

*Adopted.*

On motion of Mr. Spruance, the House bill (H. B. No. 7), entitled :

“An act to incorporate the Enoch Moore and Sons Company,”

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

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

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

*Yeas*—Messrs. Armstrong, Dasey, Day, Hall, Harrington, Hickman, Jacobs, Kenney, Lynch, Saulsbury, Sevil, Spruance, Watkins, Whittock, Mr. Speaker.

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

*Passed the House.*

*Ordered* to the Senate for concurrence.

On motion of Mr. Saulsbury, the House bill (H. B. No. 13), entitled :

“A further additional supplement to the act ‘entitled an act to establish a bank and incorporate a company, under the name of the Farmers’ Bank of the State of Delaware,”

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

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

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

*Yeas*—Messrs. Armstrong, Dasey, Day, Hall, Harrington, Hickman, Jacobs, Kenney, Lynch, Saulsbury, Sevil, Spruance, Watkins, Whittock, Mr. Speaker.

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

*Passed the House.*

*Ordered* to the Senate for concurrence.

On motion of Mr. Day, the House bill (H. B. No. 1), entitled :  
 "An act to revive, renew and continue the charter of Diamond Lodge, No. 16, Knights of Pythias, of Delaware,"

On his further motion, the amendment was read,

And, on his further motion,

Was

*Adopted.*

On motion of Mr. Day, the House bill (H. B. No. 1), as amended,  
 Was read a third time, by paragraphs, in order to pass the House.

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

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

*Yeas*—Messrs. Armstrong, Dasey, Day, Hall, Harrington, Hickman, Jacobs, Kenney, Lynch, Saulsbury, Sevil, Spruance, Watkins, Whittock, Mr. Speaker.

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

*Passed the House.*

*Ordered* to the Senate for concurrence.

On motion the House adjourned until 10 o'clock to-morrow..

TUESDAY, January 24, 1893, 10 o'clock A. M.

House met pursuant to adjournment.

Prayer by the chaplain.

Roll called. Members present — Messrs. Armstrong, Bryan, Cooch, Conoway, Day, Dasey, Gam, Hall, Harrington, Hickman, Jacobs, Kenney, Pratt, Spruance, Sevil, Saulsbury, Whittock, Watkins, Mr. Speaker.

Journal read and approved.

Mr. Sevil, on behalf of the Committee on Enrolled Bills, reported as duly and correctly enrolled and ready for the signature of the Speaker the following House bill No. 5 :

“An act to incorporate the Dover Hosiery Company,”

On motion of Mr. Spruance, the Senate bill No. 1, entitled :

“An act to renew and extend the charter of the Western Car Company,”

Was read a first time.

On motion of Mr. Spruance, the Senate bill No. 6, entitled :

“An act to incorporate the Union Park Company,”

Was read a first time.

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

“An act to divorce Ida Thomas from her husband, Charles R. Thomas.”

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

“An act to divorce Carrie G. Cannon and her husband, George W. Cannon, from the bonds of matrimony.”

Mr. Saulsbury, in pursuance of previous notice, asked, and on motion of Mr. Hall, obtained leave to introce a bill (H. B. No. 31) entitled :

“An act ratifying a proposed amendment to the Constitution of this State,”

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

Mr. Cooch, in pursuance of previous notice, asked, and on motion of Mr. Dasey, obtained leave to introduce a bill (H. B. No. 32), entitled :

“An act to change the name of Mary Hanson Mather to Mary Hanson Askew Mather,”

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

Mr. Dasey, in pursuance of previous notice, asked, and, on motion of Mr. Sevil, obtained leave to introduce a bill (H. B. No. 34), entitled :

“An act to incorporate Oklahoma Tribe, No. 26, Improved Order of Red Men, of Lewes, Delaware,”

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

Mr. Dasey, in pursuance of previous notice, asked, and, on motion of Mr. Pratt, obtained leave to introduce a bill (H. B. No. 35), entitled :

“An act to incorporate Henlopen Circle, No. 11, Brotherhood of the Union (H. F.), C. of A. of Lewes, Delaware,”

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

Mr. Day, in pursuance of previous notice, asked, and on motion of Mr. Watkins, obtained leave to introduce a bill (H. B. No. 33), entitled :

“An act to divorce James C. McComb and Mary E. McComb from the bonds of matrimony,”

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

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

"An act to re-enact the act entitled 'An act to incorporate the Wilmington Conference Academy ; passed at Dover, February 27, 1873.'"

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

"An act to authorize the Commissioner of School District No. 31, in Kent County, to use unappropriated moneys for the erection of a new school house in said district."

On motion of Mr. Cooch, the following resolution, accompanied by a memorial,

Was read.

*Be it Resolved*, by the Senate and House of Representatives of the State of Delaware in General Assembly met : "That the memorial of the citizens of New Castle, asking for the passage of the bill to incorporate the Wilmington and New Castle Electric Railway, be heard in both Houses of the General Assembly."

Which, on his further motion,

In case the bill passes the House, the resolution with the accompanying memorial be sent as one to the Senate,

Which was

*Adopted,*

And, on his further motion,

The resolution and accompanying memorial be referred to the Committee on Private Corporations,

Was

*Adopted.*

Mr. Whiteman, Speaker of the House, presented the following letter, which was read :

SENATE CHAMBER, WASHINGTON,  
JANUARY 19, 1893.

*Hon. Charles B. Houston:*

MY DEAR SIR: I have yours of the 18th, enclosing a certificate of my election by the Legislature as Senator for the time commencing the 4th of March next, signed by yourself as Speaker of the Senate, and by Mr. Whiteman, as Speaker of the House of Representatives. Permit me, through you, to thank the members of the



General Assembly for the high honor they have done me, and to assure them that my ambition shall be to deserve their confidence. Thanking you for the courtesy of your note and your personal congratulations,

I remain, yours sincerely,

GEORGE GRAY.

And, upon motion of Mr. Saulsbury, the letter was spread upon the Journal.

On motion of Mr. Spruance, the Senate bill (S. B. No. 8), entitled :

“An act to incorporate the Hollis Stove and Furniture Company,”

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

On motion of Mr. Saulsbury, the Senate bill (S. B. No. 7), entitled :

“An act in relation to the Coroner and Coroner’s Physician of New Castle County,”

Was read a second time, by its title, and, on his further motion, was referred to the Committee on Revised Statutes.

Mr. Hardcastle, Clerk of the Senate, being admitted, informed the House that the Senate had passed and requested the concurrence of the House in the following Senate bills, Nos. 12 and 10, entitled :

S. B. No. 12. “An act to amend Sections 33 and 38, Chapter 175, Volume 18, Laws of Delaware.”

S. B. No. 10. “An act to authorize the Council of Newark to borrow five thousand dollars,”

And presented the same to the House.

House adjourned until 3 o’clock P. M.

SAME DAY, 3 o'clock P. M.

House met pursuant to adjournment.

Mr. Hardcastle, Clerk of the Senate, being admitted, returned to the House the enrolled House bill No. 5, entitled :

“An act to incorporate the Dover Hosiery Company,”

As incorrectly enrolled,

And returned the same to the House for correction.

Mr. Hardcastle, Clerk of the Senate, being admitted, returned to the House the following duly and correctly enrolled House joint resolution, the same having been signed by the Speakers of both Houses, entitled :

“Joint resolution in relation to the resignation of the Chief Justice and the Associate Judge resident in Kent County.”

Mr. Cooch, in pursuance of previous notice, asked, and on motion of Mr. Dasey, obtained leave to introduce a bill (H. B. No. 36) entitled :

“An act to amend Chapter 77 of the Revised Code,”

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

Mr. Spruance, in pursuance of previous notice, asked, and on motion of Mr. Gam, obtained leave to introduce a bill (H. B. No. 37), entitled :

“An act to provide for the appointment of a matron at the county jail in and for New Castle County,”

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

Mr. Day, in pursuance of previous notice, asked, and on motion of Mr. Spruance, obtained leave to introduce a bill (H. B. No. 39), entitled :

“An act to incorporate the Brandywine Hundred Mutual Horse Company for the recovery of stolen horses,”

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

On motion of Mr. Cooch, the Senate bill (S. B. No. 3), entitled:  
 "An act to incorporate the Economic Insurance Company of America,"

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

Mr. Marvel, Secretary of State, being admitted, submitted the following :

*Gentlemen of the Senate and House of Representatives :*

In obedience to joint resolution in relation to the resignation of the Chief Justice and the Associate Judge resident in Kent County, passed at Dover, January 19, 1893, I have the honor to inform your honorable bodies that I have received and accepted the resignations of the Honorable Joseph P. Comegys as Chief Justice, and of the Honorable John W. Houston as Associate Justice residing in Kent County.

The following are copies of the said letters of resignation :

*To His Excellency, R. J. Reynolds, Governor of the State of Delaware :*

I gratefully appreciate the action by the General Assembly yesterday in making provisions, of which I have due notice, for the resignation of myself as Chief Justice, and that of Judge Houston as Associate Judge, and hereby comply with the Legislative act by resigning my said office.

J. P. COMEGYS.

DOVER, Del., January 20, 1893.

GEORGETOWN, Del., January 23, 1893.

*To His Excellency, Robert J. Reynolds, Governor of the State of Delaware :*

SIR : In response to the joint resolution of the two Houses of the Legislature of the State of Delaware, adopted on the 19th day of January, 1893, I hereby respectfully tender to you my resignation of the office of Associate Justice of the State of Delaware residing in Kent County.

I have the honor to be your obedient servant,

JOHN W. HOUSTON.

These aged and honored members of the bench have devoted the best years and efforts of their lives to the able and faithful administration of justice in the State, and retire with the highest respect and confidence of the whole people, and I would suggest that your honorable bodies take proper action acknowledging the appreciation of the State for their services.

Respectfully submitted,

ROBERT J. REYNOLDS.

January 24, 1893.

On motion of Mr. Cooch, the Senate bill (No. 10), entitled :

“An act to authorize the Council of Newark to borrow \$5000,”

Was read a first time.

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

“An act to amend Sections 33 and 38, Chapter 135, Volume 18, Laws of Delaware,”

Was read a first time.

Mr. Saulsbury offered the following House joint resolution, entitled :

“A joint resolution in regard to that portion of the Governor’s message relating to the World’s Fair,”

Which, on his further motion,

Was

*Adopted.*

*Ordered* to the Senate for concurrence.

Mr. Saulsbury, in pursuance of previous notice, asked, and on motion of Mr. Armstrong, obtained leave to introduce a bill (H. B. No. 39), entitled :

“An act to make a further appropriation for the collection, arrangement and display of the products of the State of Delaware at the World’s Columbian Exposition of 1893,”

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

Mr. Watkins, on behalf of the Committee on Private Corporations, to whom had been referred the following bills, entitled :

"An act to renew the charter of the Germania Building and Loan Association No. 2;"

"An act to incorporate the Delaware Shade Tree Company;"

"An act for the renewal of the charter of the Casho Machine Company,"

Reported the same back to the House favorably.

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

"An act to repeal Chapter 558, Volume 18, Laws of Delaware."

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

"An act to amend Chapter 47, Volume 19, of the Laws of Delaware,"

"An act to amend an act entitled 'an act to authorize the Recorder of Deeds in and for New Castle County to make a certain index,'"

Reported the same back to the House favorably.

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

"An act providing for two collectors for Mispillion Hundred.

On motion of Mr. Spruance, the House bill (H. B. No. 22), entitled :

"An act to amend Chapter 47, Volume 19, of the Laws of Delaware,"

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

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

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

*Passed the House.*

*Ordered* to the Senate for concurrence.

On motion of Mr. Spruance, the House bill (H. B. No. 18), entitled :

“An act to renew the charter of the Germania Building and Loan Association No. 2,”

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

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

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

*Yeas*—Messrs. Armstrong, Bryan, Cooch, Dasey, Day, Gam, Hall, Harrington, Hickman, Jacobs, Pratt, Saulsbury, Sevil, Spruance, Watkins, Whittock, Mr. Speaker.

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

*Passed the House.*

*Ordered* to the Senate for concurrence.

On motion of Mr. Spruance, the House bill (H. B. No. 19), entitled :

“An act to incorporate the Delaware Shade Tree Company,”

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

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

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

*Yeas*—Messrs. Armstrong, Bryan, Cooch, Dasey, Day, Gam, Hall, Harrington, Hickman, Jacobs, Pratt, Saulsbury, Sevil, Spruance, Watkins, Whittock, Mr. Speaker.

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

*Passed the House.*

*Ordered* to the Senate for concurrence.

Mr. Dasey offered the following House joint resolution, entitled :

“Joint resolution in relation to the delay in connecting the waters of Rehoboth Bay and the waters of Delaware Bay,”

Which, upon his motion, was read,

And, upon his further motion,

Was

*Adopted.*

Committee on part of the House, Messrs. Dasey, Hall and Cooch.

*Ordered* to the Senate for concurrence.

House adjourned until 10 o'clock to-morrow.

WEDNESDAY, January 25, 1893, 10 o'clock A. M.

House met pursuant to adjournment.

Prayer by the chaplain.

Roll called. Members present — Messrs. Armstrong, Bryan, Cooch, Day, Dasey, Gam, Harrington, Hickman, Jacobs, Lynch, Pratt, Spruance, Sevil, Saulsbury, Whittock, Watkins, Mr. Speaker.

Journal read and approved.

Mr. Armstrong presented a petition from James H. Salevan and others for a new public road in South Murderkill Hundred,

Which, on his motion, was read,

And, on his further motion,

Was referred to the Committee on Roads and Vacant Lands.

On motion of Mr. Armstrong, House bill No. 40, entitled :

“An act to divorce Sallie Cummings and her husband, Jefferson Cummings, from the bonds of matrimony,”

Was read a first time.

On motion of Mr. Saulsbury, the House bill (No. 41), entitled :

“An act to re-enact the act entitled, ‘An act to incorporate the Wilmington Conference Academy, passed at Dover, February 27, 1873,’ ”

Was read a first time.

On motion of Mr. Bryan, the House bill No. 42, entitled :

“An act to divorce Carrie G. Cannon from her husband, George W. Cannon, *a vinculo matrimonii*,”

Was read a first time.

On motion of Mr. Spruance, the House bill No. 43, entitled :

“An act to divorce Ida Thomas from her husband, Charles R. Thomas,”

Was read a first time.

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

“An act for the repeal of Chapter 282, Volume 19, Laws of Delaware, so far as the law in relation to peach yellows applies to Kent County.”

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

“An act to extend the boundaries of the City of Wilmington.”

On motion of Mr. Dasey, the House bill (H. B. No. 34), entitled :

“An act to incorporate Oklahoma Tribe, No. 26, Improved Order of Red Men, of Lewes, Delaware,”

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

On motion of Mr. Dasey, the House bill (H. B. No. 35), entitled :

“An act to incorporate Henlopen Circle, No. 11, Brotherhood of the Union, (H. F.) C. of A., of Lewes, Delaware,”

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



On motion of Mr. Saulsbury, the House bill (H. B. No. 39), entitled :

"An act to make a further appropriation for the collection, arrangement and display of the products of the State of Delaware, at the World's Columbian Exposition of 1893."

Was read a second time, by its title, and, on his further motion, was referred to the Committee on Appropriations.

On motion of Mr. Spruance, the House bill (H. B. No. 37), entitled:

"An act to provide for the appointment of a matron at the county jail in and for New Castle County,"

Was read a second time, by its title, and, on his further motion, was referred to the Committee on Crimes and Punishments.

On motion of Mr. Cooch, the Senate bill (S. B. No. 10), entitled :

"An act to authorize the Council of Newark to borrow \$5000,"

Was read a second time, by its title, and, on his further motion, was referred to the Committee on Revised Statutes.

On motion of Mr. Spruance, the Senate bill (S. B. No. 1), entitled :

"An act to renew and extend the charter of the Western Car Company,"

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

On motion of Mr. Armstrong, the House bill (H. B. No. 30), entitled :

"An act to incorporate Wyoming Castle, No. 22, Knights of the Golden Eagle, of Delaware,"

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

On motion of Mr. Spruance, the Senate bill (S. B. No. 6), entitled :

"An act to incorporate the Union Park Company,"

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

On motion of Mr. Harrington, the House bill (H. B. No. 26), entitled :

“An act to lay out a new public road in Mispillion Hundred, in Kent County,”

Was read a second time by its title, and, on his further motion, was referred to the Committee on Roads and Vacant Lands.

On motion of Mr. Day, the House bill (H. B. No. 33), entitled :

“An act to divorce James C. McComb and Mary E. McComb from the bonds of matrimony,”

Was read a second time by its title, and, on his further motion, was referred to the Committee on Divorces.

On motion of Mr. Day, the House bill (H. B. No. 38), entitled :

“An act to incorporate the Brandywine Hundred Mutual Horse Company for the recovery of stolen horses,”

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

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

“An act to divorce Ida L. Irvin from her husband, Martin L. Irvin, *a vinculo matrimonii*.”

Mr. Hardcastle, Clerk of the Senate, being admitted, informed the House that the Senate had passed the House bill (No. 14), entitled :

“An act authorizing the recording of a certain deed,”

And returned the same to the House.

Also, had passed the Senate bill (No. 9), entitled :

“An act declaring Labor Day a legal holiday,”

And presented the same to the House,

Mr. Hardcastle, Clerk of the Senate, being admitted, informed the House that the Senate had concurred in the following House joint resolution, entitled :

"Joint resolution in regard to that portion of the Governor's message relating to the World's Fair,"

And returned the same to the House.

Mr. Hardcastle, Clerk of the Senate, being admitted, informed the House that the Senate had concurred in the following House joint resolution, entitled :

"Joint resolution in relation to the delay in connecting the waters of Rehoboth Bay with the waters of Delaware Bay,"

And the Committee appointed on the part of the Senate are Messrs. Ross and Pyle,

And returned the same to the House.

Hon. David T. Marvel, Secretary of State, being admitted, informed the House that Mr. John P. Dulaney had given bond as Auditor of Accounts for the State of Delaware, and that his bond had been approved by the Governor, and filed in the office of Secretary of State, and that the proper certificate of election had been duly issued to Mr. Dulaney.

On motion of Mr. Dasey, the report of the Committee on Rules, be taken up for consideration.

Which motion

*Prevailed.*

On his further motion, Rule No. 26, was read,

And, upon his further motion, Rule 26, was stricken out.

On motion of Mr. Day, a Committee on Miscellaneous Business, to consist of three members, be added to Rule 5,

Which was

*Adopted.*

Which, on his further motion, the Rules as amended,

Was

*Adopted.*

On motion, the House took a recess until 3 o'clock P. M.

SAME DAY, 3 o'clock P. M.

House met pursuant to adjournment.

On motion of Mr. Gam, the Senate bill (No. 9), entitled :

"An act declaring Labor Day a legal holiday,"

Was read a first time.

Mr. Hardcastle, Clerk of the Senate, being admitted, informed the House that the Senate had passed the following House bill, No. 10, entitled :

"An act to incorporate the Broome Street Improvement Company,"

And returned the same to the House.

Mr. Hardcastle, Clerk of the Senate, being admitted, informed the House that the Senate had adopted the Senate joint resolution, entitled :

"A joint resolution in relation to the Adjutant General's report,"

And asked the concurrence of the House in the same,

And presented the same to the House.

On motion of Mr. Saulsbury, the Senate joint resolution in relation to the Adjutant General's report be taken up for consideration,

Which, on his motion, was read,

And, on his further motion,

Was

*Adopted.*

*Ordered* returned to the Senate.

On motion of Mr. Saulsbury, the House bill (H. B. No. 31), entitled :

"An act ratifying a proposed amendment to the Constitution of this State,"

Was read a second time, by its title, and, on his further motion, was referred to the Committee on Constitutional Reform.

Mr. Hardcastle, Clerk of the Senate, being admitted, informed the House that the Senate had passed the House bill No. 6, entitled :

“An act to amend an act entitled ‘An act to establish and maintain a college for the education of colored students in agriculture and the mechanic arts, passed at Dover, May 15, 1891,’”

And returned the same to the House.

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

H. No. 1. “Joint resolution in relation to adjournment, adopted January 3, 1893 ;”

H. No. 2. “Joint resolution appointing a joint committee to draft rules governing the intercourse between the two Houses, adopted at Dover, January 3, 1893 ;”

H. No. 3. “Joint resolution appointing a joint committee to settle with the State Treasurer, and examine the accounts of the State Auditor, adopted at Dover, January 9, 1893,”

H. No. 4. “Joint resolution appointing a committee of three on the part of the House and two on the part of the Senate to settle with the Secretary of State, adopted at Dover, January 10, 1893.”

On motion of Mr. Dasey, the Senate bill (S. B. No. 2), entitled :

“An act for the renewal of the charter of the Casho Machine Company,”

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

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

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

*Yeas*—Messrs. Armstrong, Bryan, Cooch, Conoway, Dasey, Day, Gam, Hall, Harrington, Hickman, Jacobs, Kenney, Lynch, Pratt, Prettyman, Saulsbury, Sevil, Spruance, Watkins, Whittock, Mr. Speaker.

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

*Passed the House.*

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

Mr. Hardcastle, Clerk of the Senate, being admitted, returned to the House the following duly and correctly enrolled House bill, the same having been signed by the Speakers of both Houses :

“An act to incorporate the Dover Hosiery Company,”

And returned the same to the House.

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

“An act prohibiting the selling, offering or keeping for sale within the County of New Castle of certain oils inflammable at a less fire test than one hundred and ten (110) degrees.

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

“An act to amend Chapter 26, Volume 19, Laws of Delaware.”

Mr. Conoway, in pursuance of previous notice, asked, and on motion of Mr. Hickman, obtained leave to introduce a bill (H. B. No. 44), entitled :

“An act divorcing William C. Pleasanton and his wife, Amy F. Pleasanton, from the bonds of matrimony,”

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

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

“An act to re-enact and continue in force an act entitled ‘An act to incorporate the subscribers of the New Castle Library Company, their heirs and assigns.’”

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

THURSDAY, January 26, 1893, 10 o'clock A. M.

House met pursuant to adjournment.

Prayer by the chaplain.

Roll called. Members present—Messrs. Armstrong, Bryan, Cooch, Conoway, Day, Dasey, Gam, Hall, Harrington, Hickman, Jacobs, Kenney, Lynch, Pratt, Prettyman, Spruance, Saulsbury, Sevil, Whittock, Watkins, Mr. Speaker.

Journal read and approved.

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

“An act to prevent the extermination of fish.”

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

“An act to make Jno. Henry Roach a son and heir-at-law of Sarah A. Roach.”

Mr. Hardcastle, Clerk of the Senate, being admitted, informed the House that the Committee on Enrolled Bills in the Senate had examined the House joint resolution, entitled :

“Joint resolution appointing joint committee to draft rules govern the intercourse between the two Houses,”

And reported the same as incorrectly enrolled,

And returned the same to the House for correction,

Mr. Hardcastle, Clerk of the Senate, being admitted, returned to the House the following duly and correctly enrolled House joint resolutions, the same having been signed by the Speakers of both Houses :

“Joint resolution in relation to adjournment ;”

“Joint resolution appointing a joint committee to settle with the State Treasurer and examine the accounts of the State Auditor ;”

"Joint resolution appointing a committee of three on the part of the House, and two on the part of the Senate, to settle with the Secretary of State."

Mr. Hardcastle, Clerk of the Senate, being admitted, returned to the House the following duly and correctly enrolled Senate joint resolution, entitled :

"Joint resolution in relation to the defense of certain State officers."

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

"An act to further amend Chapter 72, Volume 14, Laws of Delaware, entitled 'An act for the protection of fishermen.'"

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

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

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

"An act concerning private corporations,"

Mr. Saulsbury, on behalf of the Committee on Revised Statutes, to whom had been referred the Senate bill (No. 10), entitled :

"An act to authorize the Council of Newark to borrow five thousand dollars,"

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

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

"An act to repeal Chapter 238, Volume 19, Laws of Delaware."

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

"An act divorcing Frances Vincent and her husband, George E. Vincent, from the bonds of matrimony."

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



the House that the Senate had passed the following House bill, No. 12, entitled :

“An act to amend Chapter 27, Volume 19, Laws of Delaware, and repeal Chapter 28, Volume 19, Laws of Delaware,”

Also, House bill No. 2, entitled :

“An act to amend Chapter 223, Volume 17, Laws of Delaware, concerning fugitives from justice.”

And returned the same to the House.

Mr. Watkins, in pursuance of previous notice, asked, and on motion of Mr. Gam, obtained leave to introduce a bill (H. B. No. 45), entitled :

“An act prohibiting the selling, offering or keeping for sale within the county of New Castle of certain oils, inflammable at a less fire test than 110 degrees, Fahrenheit,”

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

Mr. Harrington, in pursuance of previous notice, asked, and on motion of Mr. Dasey, obtained leave to introduce a bill (H. B. No. 46), entitled :

“An act to divorce Amanda M. Cole and Allen H. Cole from the bonds of matrimony,”

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

Mr. Harrington, in pursuance of previous notice, asked, and on motion of Mr. Sevil, obtained leave to introduce a bill (H. B. No. 47), entitled :

“An act to authorize the Commissioners of School District No. 31, in Kent County, to use unappropriated moneys for the erection of a new school house in said district,”

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

On a motion of Mr. Cooch, the Senate bill (S. B. No. 12), entitled :

“An act to amend Sections 33 and 38, Chapter 135, Volume 18, Laws of Delaware,”

Was read a second time, by its title, and, on his further motion, was referred to the Committee on Revised Statutes.

On motion of Mr. Cooch, the House bill (H. B. No. 32), entitled :

“An act to change the name of Mary Hanson Mather to Mary Hanson Askew Mather,”

Was read a second time, by its title, and, on his further motion, was referred to the Committee on Miscellaneous Subjects,”

On motion of Mr. Kenney, the House bill (H. B. No. 29), entitled :

“An act to divorce Annie C. Tyndall and Samuel L. Tyndall, her husband, from the bonds of matrimony.”

Was read a second time, by its title, and, on his further motion, was referred to the Committee on Divorces ”

On motion of Mr. Spruanee, the House bill (H. B. No. 43), entitled :

“An act to divorce Ida Thomas from her husband, Charles R Thomas,”

Was read a second time, by its title, and, on his further motion, was referred to the Committee on Divorces.”

On motion of Mr. Armstrong, the House bill (H. B. No. 40), entitled :

“An act to divorce Sallie Cummings and her husband, Jefferson Cummings, from the bonds of matrimony,”

Was read a second time by its title, and, on his further motion, was referred to the Committee on Divorces.

On motion of Mr. Bryan, the House bill (H. B. No. 42), entitled :

“An act to divorce Carrie G. Cannon from her husband, George W. Cannon, *a vinculo matrimonii*,”

Was read a second time, by its title, and, on his further motion, was referred to the Committee on Divorces.

On motion of Mr. Spruance, the House bill (H. B. No. 27), entitled :

"An act to amend an act entitled, an act to authorize the Recorder of Deeds in and for New Castle County to make a certain index,"

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

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

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

*Passed the House*

*Ordered* to the Senate for concurrence.

House adjourned until 3 o'clock P. M.

SAME DAY, 3 o'clock P. M.

House met pursuant to adjournment.

On motion of Mr. Spruance, the Senate bill No. 9, entitled :

"An act declaring Labor Day a legal holiday,"

Was read a second time, by its title, and, on his further motion, was referred to the Committee on Miscellaneous Subjects.

Mr. Conoway, on behalf of the Committee on Constitutional Reform, to whom had been referred the bill, entitled :

"An act ratifying a proposed amendment to the Constitution of this State,"

Reported the same back to the House favorably.

On motion of Mr. Spruance, the House bill (H. B. No. 48), entitled :

"An act to amend Chapter 26, Volume 19, of the Laws of Delaware,"

Was read a first time.

On motion of Mr. Saulsbury, the House bill (No. 41), entitled :

“An act to re-enact the act entitled, ‘An act to incorporate the Wilmington Conference Academy, passed at Dover, February 27, 1873,’ ”

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

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

“An act providing for two assessors and two collectors for Mispillion Hundred, Kent County.”

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

“An act to re-incorporate the ‘J. Morton Poole Company.’ ”

Mr. Watkins, on behalf of the Committee on Private Corporations, to whom had been referred the Senate bill, No. 3, entitled :

“An act to incorporate the ‘Economic Insurance Company of America ;’ ”

Also, S. B. No. 8. “To incorporate the Hollis Stove and Furniture Company ;”

Also, S. B. No. 1. “To renew and extend the Western Car Company ;”

Also, H. B. No. 20. “To renew and continue the charter of St. Mary’s Total Abstinence Beneficial Society ;”

Also, H. B. No. 21. “To incorporate the Delaware Distilling Company,”

Reported the same back to the House favorably.

Mr. Day, on behalf of the Committee on Divorces, to whom had been referred the House bill, No. 43, entitled :

“An act to divorce Ida Thomas from her husband, Charles R. Thomas,”

Reported the same back to the House favorably.

On motion of Mr. Cooch, the amendment to Senate bill, No. 3, was read,

And, on his further motion,

Was

*Adopted.*

On motion of Mr. Cooch, the Senate bill as amended (S. B. No. 3), entitled :

“An act to incorporate the Economic Insurance Company of America,”

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

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

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

*Yeas*—Messrs. Armstrong, Bryan, Cooch, Conoway, Dasey, Day, Gam, Hall, Harrington, Hickman, Jacobs, Kenney, Lynch, Pratt, Prettyman, Saulsbury, Sevil, Spruance, Watkins, Mr. Speaker.

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

*Passed the House.*

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

Mr. Hardcastle, Clerk of the Senate, being admitted, informed the House that the Senate had passed the following House bill (No. 13), entitled :

“A further additional supplement to the act entitled ‘ an act to establish a bank and incorporate a company under the name of the Farmers’ Bank of the State of Delaware ;”

Also, H. B. No. 1, entitled : “An act to revive, renew and continue the charter of Diamond Lodge, No. 16, Knights of Pythias, of Delaware ;”

Also, H. B. No. 7, entitled : “An act to incorporate the Enoch Moore and Sons Company ;”

Also, H. B. No. 18, entitled: "An act to renew the charter of the Germania Building and Loan Association No. 2,"

And returned the same to the House,

Mr. Hardcastle, Clerk of the Senate, being admitted, informed the House that the Senate had passed and requested the concurrence of the House in the following Senate bill, No. 13, entitled:

"A supplement to the act entitled, 'An act uniting the school districts of Seaford,'"

And presented the same to the House.

Mr. Hardcastle, Clerk of the Senate, being admitted, presented to the House the following duly and correctly enrolled Senate bill, the same having been signed by the Speaker of the Senate and ready for the signature of the Speaker of the House, entitled:

"An act for the renewal of the charter of the Casho Machine Company."

And also the following Senate joint resolution, entitled:

"A joint resolution in relation to the Adjutant General's report."

On motion of Mr. Saulsbury, the amendment to Senate bill No. 10 was read,

Which, on his further motion,

Was

*Adopted.*

On motion of Mr. Saulsbury, the Senate bill (H. B. No. 10), entitled:

"An act to authorize the Council of Newark to borrow \$5000,"

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

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

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

*Yeas*—Messrs. Bryan, Cooch, Conoway, Dasey, Day, Gam, Hall, Harrington, Hickman, Jacobs, Kenney, Lynch, Pratt, Prettyman, Saulsbury, Sevil, Spruance, Watkins, Mr. Speaker.

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

*Passed the House.*

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

Mr. Hardcastle, Clerk of the Senate, being admitted, informed the House that the Senate had concurred in the House amendment to Senate bill No. 3, entitled :

“An act to incorporate the Economic Insurance Company of America.”

Mr. Sevil, on behalf of the Committee on Enrolled Bills, reported as duly and correctly enrolled and ready for the signature of the Speaker the following House bill No. 10 :

“An act to incorporate the Broome Street Improvement Company,” Passed at Dover, January 25, 1893.

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

“An act regulating the sale of country produce in the City of Wilmington.”

On motion of Mr. Spruance, the House bill (H. B. No. 20), entitled :

“An act to revive, renew and continue the charter of St. Mary's Total Abstinence Beneficial Society of Wilmington, Delaware,”

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

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

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

*Yeas*—Messrs. Armstrong, Bryan, Cooch, Conoway, Dasey, Day, Gam, Hall, Harrington, Hickman, Jacobs, Kenney, Lynch, Pratt, Prettyman, Saulsbury, Sevil, Spruance, Watkins, Mr. Speaker.

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

*Passed the House.*

*Ordered* to the Senate for concurrence.

On motion of Mr. Spruance, the House bill (H. B. No. 43), entitled :

“An act to divorce Ida Thomas from her husband, Charles R. Thomas,”

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

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

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

*Passed the House.*

*Ordered* to the Senate for concurrence.

On motion of Mr. Spruance, the House bill (H. B. No. 21), entitled :

“An act to incorporate the Delaware Distilling Company,”

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

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

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

*Yeas*—Messrs. Armstrong, Bryan, Cooch, Conoway, Dasey, Day, Gam, Hall, Harrington, Hickman, Jacobs, Kenney, Lynch, Pratt, Prettyman, Saulsbury, Sevil, Spruance, Watkins, Mr. Speaker.

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

*Passed the House.*

*Ordered* to the Senate for concurrence.

On motion of Mr. Cooch, the House bill (H. B. No. 36), entitled :



“An act to amend Chapter 77, Revised Code,”

Was read a second time, by its title, and, on his further motion, was referred to the Committee on Revised Statutes.

The House adjourned until 9 A. M. to-morrow morning.

FRIDAY, January 27, 1893, 9 o'clock A. M.

House met pursuant to adjournment.

Prayer by the chaplain.

Roll called. Members present — Messrs. Armstrong, Bryan, Cooch, Conoway, Day, Dasey, Gam, Hall, Harrington, Hickman, Jacobs, Kenney, Lynch, Pratt, Prettyman, Spruance, Sevil, Saulsbury, Whittock, Watkins, Mr. Speaker.

Journal read and approved.

On motion of Mr. Saulsbury, when the House do adjourn it meet Monday afternoon at 2 o'clock,”

Which motion

*Prevailed.*

Mr. Harrington, in pursuance of previous notice, asked, and on motion of Mr. Pratt, obtained leave to introduce a bill (H. B. No. 49), entitled :

“An act providing for two assessors and two collectors for Mispillion Hundred, Kent County,”

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

Mr. Lynch, in pursuance of previous notice, asked, and on motion of Mr. Saulsbury, obtained leave to introduce a bill (H. B. No. 50), entitled :

“An act repealing Chapter 695, Volume 18, Laws of Delaware, entitled, ‘An act to define the liability of Fire Insurance Companies in certain cases,’ ”

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

Mr. Saulsbury, in pursuance of previous notice, asked, and on motion of Mr. Day, obtained leave to introduce a bill (H. B. No. 51), entitled :

“An act regulating the sale of country produce in the city of Wilmington,”

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

Mr. Bryan, in pursuance of previous notice, asked, and on motion of Mr. Hickman, obtained leave to introduce a bill (H. B. No. 52), entitled :

“An act divorcing Frances Vincent and her husband, George E. Vincent, from the bonds of matrimony,”

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

On motion of Mr. Harrington, the House bill (H. B. No. 46), entitled :

“An act to divorce Amanda M. Cole and Allen H. Cole from the bonds of matrimony,”

Was read a second time by its title, and, on his further motion, was referred to the Committee on Divorces.

On motion of Mr. Harrington, the House bill (H. B. No. 47), entitled :

“An act to authorize the Commissioner of School District No. 31, in Kent County, to use unappropriated moneys for the erection of a new school house in said district,”

Was read a second time, by its title, and, on his further motion, was referred to the Committee on Education.

On motion the House took a recess until 12 o'clock M.

SAME DAY, 12 o'clock M.

The House re-assembled at the expirations of the recess.

On motion of Mr. Saulsbury, the House adjourned until Monday afternoon, 2 o'clock P. M., January 30th, 1893.

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MONDAY, January 30, 1893, 2 o'clock P. M.

House met pursuant to adjournment.

Prayer by the chaplain.

Roll called. Members present—Messrs. Armstrong, Day, Dasey, Hall, Harrington, Jacobs, Kenney, Lynch, Prettyman, Spruance, Sevil, Saulsbury, Whittock, Watkins, Mr. Speaker.

Journal read and approved.

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

“An act to reincorporate Active Lodge, No. 14, Knights of Pythias, of the State of Delaware, in the town of Felton.”

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

“An act to amend Chapter 33, Volume 17, of the Laws of Delaware.”

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

“Joint resolution in relation to adjournment, adopted at Dover,” January 11, 1893 ;

“Joint resolution appointing Auditor of Accounts,” adopted at Dover, January 17, 1893 ;

"Joint resolution appointing a State Treasurer," adopted at Dover, January 17, 1893;

"Joint resolution in relation to adjournment," adopted at Dover, January 20, 1893;

"Joint resolution in relation to the Adjutant General's report," adopted at Dover, January 25, 1893,

"An act for the renewal of the charter of the Casho Machine Company," passed January 25, 1893.

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

"An act to incorporate the Warren Athletic Club."

Mr. Spruance, in pursuance of previous notice, asked, and on motion of Mr. Watkins, obtained leave to introduce a bill (H. B. No. 53), entitled :

"An act to incorporate the Cold Spring Ice and Coal Company, of Wilmington."

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

Mr. Spruance, in pursuance of previous notice, asked, and, on motion of Mr. Dasey, obtained leave to introduce a bill (H. B. No. 54), entitled :

"An act to amend the certificate of incorporation of the New Century Club of Wilmington, Delaware."

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

Mr. Kenney, in pursuance of previous notice, asked, and, on motion of Mr. Lynch, obtained leave to introduce a bill (H. B. No. 55), entitled :

"An act to repeal Chapter 238, Volume 19, Laws of Delaware,"

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

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

"An act to divorce William A. Ruth from his wife, Harriet E. Ruth, *a vinculo matrimonii*."