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STATE OF DELAWARE



JOURNAL

OF THE

HOUSE OF REPRESENTATIVES

AT A SESSION OF THE

GENERAL ASSEMBLY

CONVENED AND HELD AT DOVER ON TUESDAY, THE FIFTH DAY OF
JANUARY IN THE YEAR OF OUR LORD ONE THOUSAND NINE
HUNDRED AND FORTY-THREE, AND OF THE INDE-
PENDENCE OF THE UNITED STATES THE ONE
HUNDRED AND SIXTY-SEVENTH

1943



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OFFICERS AND MEMBERS OF THE HOUSE OF REPRESENTATIVES

OFFICERS OF THE HOUSE OF REPRESENTATIVES

SPEAKER	BENJAMIN F. JOHNSON	BENJAMIN W. CONAWAY
ATTORNEY-AT-LARGE	ROBERT H. RICHARDS, JR.	ASSISTANT SERGEANTS-AT-ARMS
ATTORNEYS	MELVIN HOPKINS	WILLIAM J. STOREY, SR.
CHIEF CLERK	CALEB M. WRIGHT	CHARLES W. McNATT
JOHN F. LYNN	CHIEF CLERK	BILL CLERK
ASSISTANT CHIEF CLERK	JOHN F. LYNN	ELSIE R. BANTA
JAMES HAROLD KING	ASSISTANT CHIEF CLERK	ASSISTANT BILL CLERK
SPEAKER'S CLERK	HARRY B. THAW	TAYLOR DICKERSON
CHAPLAIN	CHAPLAIN	MAIL CLERK
REV. ROBERT G. CONNER	READING CLERK	MILLARD E. THOMPSON
ROBERT S. GALLAHER	ASSISTANT READING CLERK	ASSISTANT MAIL CLERK
JANE A. HARGROVE	DOCUMENT CLERK	PAUL WEIGLE
LAYTON BENNETT	ASSISANT DOCUMENT CLERK	TELEPHONE MESSENGER
FRANK RAPP	SERGEANT-AT-ARMS	ISAIAH WRIGHT
		CLOAK ROOM ATTENDANT
		J. DELBERT STELLER
		JANITOR
		JENNINGS CLARK
		STENOGRAPHERS
		ROSE GREENBERG
		HELEN M. CLARK
		MARGARET McCAUGHAN
		MESSENGER
		DORSEY E. JOHNSON

MEMBERS OF THE HOUSE OF REPRESENTATIVES—JANUARY 5, 1943

Dist.	NEW CASTLE COUNTY—WILMINGTON
1	ALBERT B. HUSBANDS.....1207 B Street, Wilmington
2	W. ROY WILLITS.....2506 West Street, Wilmington
3	RALPH S. KEENAN.....1604 West 16th Street, Wilmington
4	FRANCIS Q. LEMON.....714 West 8th Street, Wilmington
5	JAMES M. MALONEY.....1200 West 2nd Street, Wilmington
Dist.	RURAL NEW CASTLE COUNTY
6	RAYMOND B. PHILLIPS.....901 Highland Avenue, Bellefonte
7	SAMUEL B. BIRD.....Bancroft Mills
8	BENJAMIN E. HICKS.....Marshallton
9	CLARENCE E. McVEY.....Stanton
10	JAMES R. QUIGLEY.....New Castle
11	HERMAN H. LEASURE.....Newark, R. D.
12	GEORGE R. CLARK.....Delaware City
13	EDWARD L. PLEASANTON.....Middletown, R. D.
14	FRANK A. LAWSON.....Townsend
15	JAMES C. REYNOLDS, JR.....Blackbird
Dist.	KENT COUNTY
1	HARRY E. MANLOVE.....Smyrna
2	WILLARD E. BARCUS.....Dover, R. D.
3	CARL A. HURD.....Clayton
4	HOWARD F. SCHWEITZER.....Hartly
5	BENJAMIN F. JOHNSON.....Dover
6	MARION FRASHER.....Wyoming, R. D.
7	ROBERT MARIS PYOTT.....Camden
8	THOMAS E. MOORE.....Magnolia
9	FRED S. BAILEY.....Harrington
10	GEORGE A. SWAIN.....Milford
Dist.	SUSSEX COUNTY
1	HENRY D. COOK.....Milford
2	MARTIN UHLER.....Bridgeville
3	EDWARD S. WEST.....Seaford
4	MARTIN W. JOHNSON, JR.....Laurel
5	WILLIAM A. EASOM.....Laurel
6	WILLIAM J. ROSE.....Millsboro
7	ROLAND F. SCOTT.....Selbyville
8	HARVEY H. LAWSON.....Millsboro
9	C. LINDEN McILVAINE.....Georgetown
10	EDWARD MILLMAN.....Milton

JOURNAL

OF THE

HOUSE OF REPRESENTATIVES

«FIRST LEGISLATIVE DAY»

Dover, Delaware, January 5, 1943

HOUSE ORGANIZATION

The House assembled in biennial session at twelve o'clock noon, January 5, 1943.

Mr. Clark called the names of the members, who had taken their seats.

NEW CASTLE COUNTY

Representative	District No. 1.....	Albert B. Husbands
Representative	District No. 2.....	W. Roy Willits
Representative	District No. 3.....	Ralph S. Keenan
Representative	District No. 4.....	Francis Q. Lemon
Representative	District No. 5.....	James M. Maloney
Representative	District No. 6.....	Raymond B. Phillips
Representative	District No. 7.....	Samuel B. Bird
Representative	District No. 8.....	Benjamin E. Hicks
Representative	District No. 9.....	Clarence E. McVey
Representative	District No. 10.....	James R. Quigley
Representative	District No. 11.....	Herman H. Leasure
Representative	District No. 12.....	George R. Clark
Representative	District No. 13.....	Edward L. Pleasanton
Representative	District No. 14.....	Frank Lawson
Representative	District No. 15.....	James C. Reynolds, Jr.

KENT COUNTY

Representative	District No. 1.....	Harry E. Manlove
Representative	District No. 2.....	Willard E. Barcus
Representative	District No. 3.....	Carl A. Hurd
Representative	District No. 4.....	Howard F. Schweitzer
Representative	District No. 5.....	Benjamin F. Johnson
Representative	District No. 6.....	Marion Frasher
Representative	District No. 7.....	Robert Maris Pyott
Representative	District No. 8.....	Thomas E. Moore
Representative	District No. 9.....	Fred S. Bailey
Representative	District No. 10.....	George A. Swain

SUSSEX COUNTY

Representative District No. 1.....	Henry D. Cook
Representative District No. 2.....	Martin Uhler
Representative District No. 3.....	Edward S. West
Representative District No. 4.....	Martin W. Johnson, Jr.
Representative District No. 5.....	William A. Easom
Representative District No. 6.....	William J. Rose
Representative District No. 7.....	J. Roland Scott
Representative District No. 8.....	Harvey H. Lawson
Representative District No. 9.....	C. Linden McIlvaine
Representative District No. 10.....	Edward Millman

The House was called to order by Mr. Clark.

The members were led in prayer by the Reverend Robert G. Conner.

Mr. Willits nominated Mr. Clark for Temporary Speaker.

Mr. Benjamin F. Johnson seconded the nomination.

On motion of Mr. Willits, duly seconded, the nominations, for Temporary Speaker close.

Motion prevailed.

Mr. Clark was elected Temporary Speaker.

Mr. H. H. Lawson nominated Mr. Roland F. Scott for Temporary Clerk. Mr. Bird seconded the nomination of Mr. Scott.

There being no other nominations for Temporary Clerk, Mr. H. H. Lawson moved that the nominations be closed.

Motion prevailed.

Mr. Scott was therefore, on motion, elected Temporary Clerk.

On motion of Mr. Robert Pyott, duly seconded, that the Temporary Speaker appoint a committee of two of the members-elect to notify the Judges of the Superior Court for the several counties, that the House of Representatives of the 109th General Assembly was ready to receive the Certificates of the Members-elect.

Motion prevailed.

The Temporary Speaker appointed Mr. W. Roy Willits and Mr. Fred S. Bailey to wait on the Judges for the above purpose. The committee reported to the Temporary Speaker that all of the Certificates of the Members-elect had been delivered.

On motion of Mr. Robert Pyott, duly seconded, the Certificates of the Temporary Speaker and of the Temporary Clerk be read.

Motion prevailed.

The Temporary Speaker then directed the Temporary Clerk to read the Certificate of Election of Mr. George R. Clark, as a Member of the House of Representatives, and of Mr. Roland F. Scott as a member-elect of the House of Representatives.

On motion of Mr. Benjamin F. Johnson, duly seconded, that a Notary Public administer the oath of office to the Temporary Speaker and the Temporary Clerk.

Motion prevailed.

Mr. Wilbur D. Burton, a Notary Public for the State of Delaware, then administered the oath to both George R. Clark and Roland F. Scott as Temporary Speaker and the Temporary Clerk.

STATE OF DELAWARE }
KENT COUNTY } ss.

Dover, Delaware, January 5, 1943

I, George R. Clark, do solemnly swear that I will support the Constitution of the United States, and the Constitution of the State of Delaware, and that I will faithfully discharge the duties of Temporary Speaker in the General Assembly of the State of Delaware according to the best of my ability.

GEORGE R. CLARK
Temporary Speaker

Sworn to and subscribed before me this fifth day of January, A. D. 1943.

[SEAL] WILBUR D. BURTON
Notary Public

STATE OF DELAWARE }
 KENT COUNTY } ss.

Dover, Delaware, January 5, 1943

I, Roland Scott, do solemnly swear that I will support the Constitution of the United States, and the Constitution of the State of Delaware, and that I will faithfully discharge the duties of Temporary Clerk in the General Assembly of the State of Delaware according to the best of my ability.

ROLAND SCOTT
Temporary Clerk

Sworn to and subscribed before me this fifth day of January, A. D. 1943.

WILBUR D. BURTON
Notary Public

[SEAL]

On motion of Mr. Willits, duly seconded, the Constitutional Oath of Office was administered to Mr. George R. Clark and Mr. Roland F. Scott, as members-elect of the House of Representatives at the election of 1942, by the Notary Public.

Motion prevailed.

STATE OF DELAWARE }
 KENT COUNTY } ss.

I do solemnly swear that I will support the Constitution of the United States, and the Constitution of the State of Delaware, and that I will faithfully discharge the duties of the Office of Representative in the General Assembly of the State of Delaware from Representative District No. Twelve in New Castle County to which office I was elected at the General Election held in said State in the year A. D. 1942 according to the best of my ability; and I do further solemnly swear that I have not directly or indirectly paid, offered or promised to pay, contributed, offered or promised to contribute any money or valuable thing as a consideration or reward for the giving or withholding of a vote at the election at which I was elected to said Office.

GEORGE R. CLARK

Sworn to this fifth day of January, A. D. 1943 before me.

WILBUR D. BURTON
Notary Public

[SEAL]

STATE OF DELAWARE }
 KENT COUNTY } ss.

I do solemnly swear that I will support the Constitution of the United States, and the Constitution of the State of Delaware, and that I will faithfully discharge the duties of the Office of Representative in the General Assembly of the State of Delaware from Representative District No. Seven in Sussex County to which office I was elected at the General Election held in said State in the year A. D. 1942 according to the best of my ability; and I do further solemnly swear that I have not directly or indirectly paid, offered or promised to pay, contributed, offered or promised to contribute any money or valuable thing as a consideration or reward for the giving or withholding of a vote at the election at which I was elected to said Office.

ROLAND SCOTT

Sworn to this fifth day of January, A. D. 1943 before me.

WILBUR D. BURTON

[SEAL]

Notary Public

On motion of Mr. Frank A. Lawson, duly seconded, that the Temporary Speaker be authorized and directed to have read the Certificates of Election of all the members-elect.

Motion prevailed.

THE STATE OF DELAWARE }
 NEW CASTLE COUNTY } ss.

BE IT REMEMBERED, That at the General Election held on the Tuesday next after the first Monday in November in the year of our Lord nineteen hundred and forty-two, for New Castle County, according to the Constitution and Laws of the State of Delaware, Albert B. Husbands was duly elected Representative for Representative District Number One in said County in the General Assembly; which is manifest by calculating and ascertaining the aggregate amount of all the votes given for each person voted for in all the hundreds and election districts of the County, according to the provisions made by law in this behalf.

IN TESTIMONY WHEREOF, We, Daniel J. Layton and Frank L. Speakman, the Judges constituting the Superior Court in New Castle County, who have met and ascertained the state of the election throughout the said County, as the law requires, have hereunto set our hands and caused the seal of the said Superior Court to be hereunto affixed at the Court House in said County on this sixth day of November, A. D. 1942.

DANIEL J. LAYTON

Chief Justice

F. L. SPEAKMAN

Resident Associate Judge

[SEAL]

THE STATE OF DELAWARE }
NEW CASTLE COUNTY } ss.

BE IT REMEMBERED, That at the General Election held on the Tuesday next after the first Monday in November in the year of our Lord nineteen hundred and forty-two, for New Castle County, according to the Constitution and Laws of the State of Delaware, William Roy Willits was duly elected Representative for Representative District Number Two in said County in the General Assembly; which is manifest by calculating and ascertaining the aggregate amount of all the votes given for each person voted for in all the hundreds and election districts of the County, according to the provisions made by law in this behalf.

IN TESTIMONY WHEREOF, We, Daniel J. Layton and Frank L. Speakman, the Judges constituting the Superior Court in New Castle County, who have met and ascertained the state of the election throughout the said County, as the law requires, have hereunto set our hands and caused the seal of the said Superior Court to be hereunto affixed at the Court House in said County on this sixth day of November, A. D. 1942.

DANIEL J. LAYTON

Chief Justice

F. L. SPEAKMAN

Resident Associate Judge

[SEAL]

THE STATE OF DELAWARE }
NEW CASTLE COUNTY } ss.

BE IT REMEMBERED, That at the General Election held on the Tuesday next after the first Monday in November in the year of our Lord nineteen hundred and forty-two, for New Castle County, according to the Constitution and Laws of the State of Delaware, Ralph S. Keenan was duly elected Representative for Representative District Number Three in said County in the General Assembly; which is manifest by calculating and ascertaining the aggregate amount of all the votes given for each person voted for in all the hundreds and election districts of the County, according to the provisions made by law in this behalf.

IN TESTIMONY WHEREOF, We, Daniel J. Layton and Frank L. Speakman, the Judges constituting the Superior Court in New Castle County, who have met and ascertained the state of the election throughout the said County, as the law requires, have hereunto set our hands and caused the seal of the said Superior Court to be hereunto affixed at the Court House in said County on this sixth day of November, A. D. 1942.

DANIEL J. LAYTON
Chief Justice

F. L. SPEAKMAN
Resident Associate Judge

[SEAL]

THE STATE OF DELAWARE }
NEW CASTLE COUNTY } ss.

BE IT REMEMBERED, That at the General Election held on the Tuesday next after the first Monday in November in the year of our Lord nineteen hundred and forty-two, for New Castle County, according to the Constitution and Laws of the State of Delaware, Francis Q. Lemon was duly elected Representative for Representative District Number Four in said County in the General Assembly; which is manifest by calculating and ascertaining the aggregate amount of all the votes given for each person voted for in all the hundreds and election districts of the County, according to the provisions made by law in this behalf.

IN TESTIMONY WHEREOF, We, Daniel J. Layton and Frank L. Speakman, the Judges constituting the Superior Court in New Castle County, who have met and ascertained the state of the election throughout the said County, as the law requires, have hereunto set our hands and caused the seal of the said Superior Court to be hereunto affixed at the Court House in said County on this sixth day of November, A. D. 1942.

DANIEL J. LAYTON
Chief Justice

F. L. SPEAKMAN
Resident Associate Judge

[SEAL]

THE STATE OF DELAWARE }
 NEW CASTLE COUNTY } ss.

BE IT REMEMBERED, That at the General Election held on the Tuesday next after the first Monday in November in the year of our Lord nineteen hundred and forty-two, for New Castle County, according to the Constitution and Laws of the State of Delaware, James M. Maloney was duly elected Representative for Representative District Number Five in said County in the General Assembly; which is manifest by calculating and ascertaining the aggregate amount of all the votes given for each person voted for in all the hundreds and election districts of the County, according to the provisions made by law in this behalf.

IN TESTIMONY WHEREOF, We, Daniel J. Layton and Frank L. Speakman, the Judges constituting the Superior Court in New Castle County, who have met and ascertained the state of the election throughout the said County, as the law requires, have hereunto set our hands and caused the seal of the said Superior Court to be hereunto affixed at the Court House in said County on this sixth day of November, A. D. 1942.

DANIEL J. LAYTON
Chief Justice

F. L. SPEAKMAN
Resident Associate Judge

[SEAL]

THE STATE OF DELAWARE }
 NEW CASTLE COUNTY } ss.

BE IT REMEMBERED, That at the General Election held on the Tuesday next after the first Monday in November in the year of our Lord nineteen hundred and forty-two, for New Castle County, according to the Constitution and Laws of the State of Delaware, Raymond B. Phillips was duly elected Representative for Representative District Number Six in said County in the General Assembly; which is manifest by calculating and ascertaining the aggregate amount of all the votes given for each person voted for in all the hundreds and election districts of the County, according to the provisions made by law in this behalf.

IN TESTIMONY WHEREOF, We, Daniel J. Layton and Frank L. Speakman, the Judges constituting the Superior Court in New Castle County, who have met and ascertained the state of the election throughout the said County, as the law requires, have hereunto set our hands and caused the seal of the said Superior Court to be hereunto affixed at the Court House in said County on this sixth day of November, A. D. 1942.

DANIEL J. LAYTON
Chief Justice

F. L. SPEAKMAN
Resident Associate Judge

[SEAL]

THE STATE OF DELAWARE }
 NEW CASTLE COUNTY } ss.

BE IT REMEMBERED, That at the General Election held on the Tuesday next after the first Monday in November in the year of our Lord nineteen hundred and forty-two, for New Castle County, according to the Constitution and Laws of the State of Delaware, Samuel B. Bird was duly elected Representative for Representative District Number Seven in said County in the General Assembly; which is manifest by calculating and ascertaining the aggregate amount of all the votes given for each person voted for in all the hundreds and election districts of the County, according to the provisions made by law in this behalf.

IN TESTIMONY WHEREOF, We, Daniel J. Layton and Frank L. Speakman, the Judges constituting the Superior Court in New Castle County, who have met and ascertained the state of the election throughout the said County, as the law requires, have hereunto set our hands and caused the seal of the said Superior Court to be hereunto affixed at the Court House in said County on this sixth day of November, A. D. 1942.

DANIEL J. LAYTON
Chief Justice

F. L. SPEAKMAN
Resident Associate Judge

[SEAL]

THE STATE OF DELAWARE }
 NEW CASTLE COUNTY } ss.

BE IT REMEMBERED, That at the General Election held on the Tuesday next after the first Monday in November in the year of our Lord nineteen hundred and forty-two, for New Castle County, according to the Constitution and Laws of the State of Delaware, Benjamin Ellis Hicks was duly elected Representative for Representative District Number Eight in said County in the General Assembly; which is manifest by calculating and ascertaining the aggregate amount of all the votes given for each person voted for in all the hundreds and election districts of the County, according to the provisions made by law in this behalf.

IN TESTIMONY WHEREOF, We, Daniel J. Layton and Frank L. Speakman, the Judges constituting the Superior Court in New Castle County, who have met and ascertained the state of the election throughout the said County, as the law requires, have hereunto set our hands and caused the seal of the said Superior Court to be hereunto affixed at the Court House in said County on this sixth day of November, A. D. 1942.

DANIEL J. LAYTON
Chief Justice

F. L. SPEAKMAN
Resident Associate Judge

[SEAL]

THE STATE OF DELAWARE }
 NEW CASTLE COUNTY } ss.

BE IT REMEMBERED, That at the General Election held on the Tuesday next after the first Monday in November in the year of our Lord nineteen hundred and forty-two, for New Castle County, according to the Constitution and Laws of the State of Delaware, Clarence E. McVey was duly elected Representative for Representative District Number Nine in said County in the General Assembly; which is manifest by calculating and ascertaining the aggregate amount of all the votes given for each person voted for in all the hundreds and election districts of the County, according to the provisions made by law in this behalf.

IN TESTIMONY WHEREOF, We, Daniel J. Layton and Frank L. Speakman, the Judges constituting the Superior Court in New Castle County, who have met and ascertained the state of the election throughout the said County, as the law requires, have hereunto set our hands and caused the seal of the said Superior Court to be hereunto affixed at the Court House in said County on this sixth day of November, A. D. 1942.

DANIEL J. LAYTON
Chief Justice

F. L. SPEAKMAN
Resident Associate Judge

[SEAL]

THE STATE OF DELAWARE }
 NEW CASTLE COUNTY } ss.

BE IT REMEMBERED, That at the General Election held on the Tuesday next after the first Monday in November in the year of our Lord nineteen hundred and forty-two, for New Castle County, according to the Constitution and Laws of the State of Delaware, James R. Quigley was duly elected Representative for Representative District Number Ten in said County in the General Assembly; which is manifest by calculating and ascertaining the aggregate amount of all the votes given for each person voted for in all the hundreds and election districts of the County, according to the provisions made by law in this behalf.

IN TESTIMONY WHEREOF, We, Daniel J. Layton and Frank L. Speakman, the Judges constituting the Superior Court in New Castle County, who have met and ascertained the state of the election throughout the said County, as the law requires, have hereunto set our hands and caused the seal of the said Superior Court to be hereunto affixed at the Court House in said County on this sixth day of November, A. D. 1942.

DANIEL J. LAYTON
Chief Justice

F. L. SPEAKMAN
Resident Associate Judge

[SEAL]

THE STATE OF DELAWARE }
 NEW CASTLE COUNTY } ss.

BE IT REMEMBERED, That at the General Election held on the Tuesday next after the first Monday in November in the year of our Lord nineteen hundred and forty-two, for New Castle County, according to the Constitution and Laws of the State of Delaware, Herman H. Leasure was duly elected Representative for Representative District Number Eleven in said County in the General Assembly; which is manifest by calculating and ascertaining the aggregate amount of all the votes given for each person voted for in all the hundreds and election districts of the County, according to the provisions made by law in this behalf.

IN TESTIMONY WHEREOF, We, Daniel J. Layton and Frank L. Speakman, the Judges constituting the Superior Court in New Castle County, who have met and ascertained the state of the election throughout the said County, as the law requires, have hereunto set our hands and caused the seal of the said Superior Court to be hereunto affixed at the Court House in said County on this sixth day of November, A. D. 1942.

DANIEL J. LAYTON
Chief Justice

F. L. SPEAKMAN
Resident Associate Judge

[SEAL]

THE STATE OF DELAWARE }
 NEW CASTLE COUNTY } ss.

BE IT REMEMBERED, That at the General Election held on the Tuesday next after the first Monday in November in the year of our Lord nineteen hundred and forty-two, for New Castle County, according to the Constitution and Laws of the State of Delaware, George R. Clark was duly elected Representative for Representative District Number Twelve in said County in the General Assembly; which is manifest by calculating and ascertaining the aggregate amount of all the votes given for each person voted for in all the hundreds and election districts of the County, according to the provisions made by law in this behalf.

IN TESTIMONY WHEREOF, We, Daniel J. Layton and Frank L. Speakman, the Judges constituting the Superior Court in New Castle County, who have met and ascertained the state of the election throughout the said County, as the law requires, have hereunto set our hands and caused the seal of the said Superior Court to be hereunto affixed at the Court House in said County on this sixth day of November, A. D. 1942.

DANIEL J. LAYTON
Chief Justice

F. L. SPEAKMAN
Resident Associate Judge

[SEAL]

THE STATE OF DELAWARE }
 NEW CASTLE COUNTY } ss.

BE IT REMEMBERED, That at the General Election held on the Tuesday next after the first Monday in November in the year of our Lord nineteen hundred and forty-two, for New Castle County, according to the Constitution and Laws of the State of Delaware, Edward Leland Pleasanton was duly elected Representative for Representative District Number Thirteen in said County in the General Assembly; which is manifest by calculating and ascertaining the aggregate amount of all the votes given for each person voted for in all the hundreds and election districts of the County, according to the provisions made by law in this behalf.

IN TESTIMONY WHEREOF, We, Daniel J. Layton and Frank L. Speakman, the Judges constituting the Superior Court in New Castle County, who have met and ascertained the state of the election throughout the said County, as the law requires, have hereunto set our hands and caused the seal of the said Superior Court to be hereunto affixed at the Court House in said County on this sixth day of November, A. D. 1942.

DANIEL J. LAYTON

Chief Justice

F. L. SPEAKMAN

Resident Associate Judge

[SEAL]

THE STATE OF DELAWARE }
 NEW CASTLE COUNTY } ss.

BE IT REMEMBERED, That at the General Election held on the Tuesday next after the first Monday in November in the year of our Lord nineteen hundred and forty-two, for New Castle County, according to the Constitution and Laws of the State of Delaware, Frank Lawson was duly elected Representative for Representative District Number Fourteen in said County in the General Assembly; which is manifest by calculating and ascertaining the aggregate amount of all the votes given for each person voted for in all the hundreds and election districts of the County, according to the provisions made by law in this behalf.

IN TESTIMONY WHEREOF, We, Daniel J. Layton and Frank L. Speakman, the Judges constituting the Superior Court in New Castle County, who have met and ascertained the state of the election throughout the said County, as the law requires, have hereunto set our hands and caused the seal of the said Superior Court to be hereunto affixed at the Court House in said County on this sixth day of November, A. D. 1942.

DANIEL J. LAYTON

Chief Justice

F. L. SPEAKMAN

Resident Associate Judge

[SEAL]

THE STATE OF DELAWARE }
 NEW CASTLE COUNTY } ss.

BE IT REMEMBERED, That at the General Election held on the Tuesday next after the first Monday in November in the year of our Lord nineteen hundred and forty-two, for New Castle County, according to the Constitution and Laws of the State of Delaware, James C. Reynolds, Jr., was duly elected Representative for Representative District Number Fifteen in said County in the General Assembly; which is manifest by calculating and ascertaining the aggregate amount of all the votes given for each person voted for in all the hundreds and election districts of the County, according to the provisions made by law in this behalf.

IN TESTIMONY WHEREOF, We, Daniel J. Layton and Frank L. Speakman, the Judges constituting the Superior Court in New Castle County, who have met and ascertained the state of the election throughout the said County, as the law requires, have hereunto set our hands and caused the seal of the said Superior Court to be hereunto affixed at the Court House in said County on this sixth day of November, A. D. 1942.

DANIEL J. LAYTON

Chief Justice

F. L. SPEAKMAN

Resident Associate Judge

[SEAL]

THE STATE OF DELAWARE }
 KENT COUNTY } ss.

BE IT REMEMBERED, That at the General Election held on the Tuesday next after the first Monday in November, in the year of our Lord one thousand nine hundred and forty-two, for Kent County, according to the Constitution and Laws of the State of Delaware, Harry E. Manlove was duly elected Representative for the First Representative District for said County in the General Assembly; which is manifest by calculating and ascertaining the aggregate amount of all votes given for each person voted for in all the Hundreds and Election Districts of the County, according to the provisions made by law in this behalf.

IN TESTIMONY WHEREOF, We, William Watson Harrington, and Charles L. Terry, Jr., constituting the Superior Court for Kent County, who have met and ascertained the state of the election throughout the said County, as the law requires, have hereunto set our hands and caused the seal of the said Superior Court to be hereunto affixed at the Court House in said County, on this 6th day of November, A. D. 1942.

WM. WATSON HARRINGTON

Chancellor

CHARLES L. TERRY, JR.

Resident Associate Judge

[SEAL]

THE STATE OF DELAWARE }
 KENT COUNTY } ss.

BE IT REMEMBERED, That at the General Election held on the Tuesday next after the first Monday in November, in the year of our Lord one thousand nine hundred and forty-two, for Kent County, according to the Constitution and Laws of the State of Delaware, Willard E. Barcus was duly elected Representative for the Second Representative District for said County in the General Assembly; which is manifest by calculating and ascertaining the aggregate amount of all votes given for each person voted for in all the Hundreds and Election Districts of the County, according to the provisions made by law in this behalf.

IN TESTIMONY WHEREOF, We, William Watson Harrington, and Charles L. Terry, Jr., constituting the Superior Court for Kent County, who have met and ascertained the state of the election throughout the said County, as the law requires, have hereunto set our hands and caused the seal of the said Superior Court to be hereunto affixed at the Court House in said County, on this 6th day of November, A. D. 1942.

WM. WATSON HARRINGTON
Chancellor

CHARLES L. TERRY, JR.
Resident Associate Judge

[SEAL]

THE STATE OF DELAWARE }
 KENT COUNTY } ss.

BE IT REMEMBERED, That at the General Election held on the Tuesday next after the first Monday in November, in the year of our Lord one thousand nine hundred and forty-two, for Kent County, according to the Constitution and Laws of the State of Delaware, Carl A. Hurd was duly elected Representative for the Third Representative District for said County in the General Assembly; which is manifest by calculating and ascertaining the aggregate amount of all votes given for each person voted for in all the Hundreds and Election Districts of the County, according to the provisions made by law in this behalf.

IN TESTIMONY WHEREOF, We, William Watson Harrington, and Charles L. Terry, Jr., constituting the Superior Court for Kent County, who have met and ascertained the state of the election throughout the said County, as the law requires, have hereunto set our hands and caused the seal of the said Superior Court to be hereunto affixed at the Court House in said County, on this 6th day of November, A. D. 1942.

WM. WATSON HARRINGTON
Chancellor

CHARLES L. TERRY, JR.
Resident Associate Judge

[SEAL]

THE STATE OF DELAWARE }
 KENT COUNTY } ss.

BE IT REMEMBERED, That at the General Election held on the Tuesday next after the first Monday in November, in the year of our Lord one thousand nine hundred and forty-two, for Kent County, according to the Constitution and Laws of the State of Delaware, Howard F. Schweitzer was duly elected Representative for the Fourth Representative District for said County in the General Assembly; which is manifest by calculating and ascertaining the aggregate amount of all votes given for each person voted for in all the Hundreds and Election Districts of the County, according to the provisions made by law in this behalf.

IN TESTIMONY WHEREOF, We, William Watson Harrington, and Charles L. Terry, Jr., constituting the Superior Court for Kent County, who have met and ascertained the state of the election throughout the said County, as the law requires, have hereunto set our hands and caused the seal of the said Superior Court to be hereunto affixed at the Court House in said County, on this 6th day of November, A. D. 1942.

WM. WATSON HARRINGTON
Chancellor

CHARLES L. TERRY, JR.
Resident Associate Judge

[SEAL]

THE STATE OF DELAWARE }
 KENT COUNTY } ss.

BE IT REMEMBERED, That at the General Election held on the Tuesday next after the first Monday in November, in the year of our Lord one thousand nine hundred and forty-two, for Kent County, according to the Constitution and Laws of the State of Delaware, Benjamin F. Johnson was duly elected Representative for the Fifth Representative District for said County in the General Assembly; which is manifest by calculating and ascertaining the aggregate amount of all votes given for each person voted for in all the Hundreds and Election Districts of the County, according to the provisions made by law in this behalf.

IN TESTIMONY WHEREOF, We, William Watson Harrington, and Charles L. Terry, Jr., constituting the Superior Court for Kent County, who have met and ascertained the state of the election throughout the said County, as the law requires, have hereunto set our hands and caused the seal of the said Superior Court to be hereunto affixed at the Court House in said County, on this 6th day of November, A. D. 1942.

WM. WATSON HARRINGTON
Chancellor

CHARLES L. TERRY, JR.
Resident Associate Judge

[SEAL]

THE STATE OF DELAWARE }
 KENT COUNTY } ss.

BE IT REMEMBERED, That at the General Election held on the Tuesday next after the first Monday in November, in the year of our Lord one thousand nine hundred and forty-two, for Kent County, according to the Constitution and Laws of the State of Delaware, Marion Frasher was duly elected Representative for the Sixth Representative District for said County in the General Assembly; which is manifest by calculating and ascertaining the aggregate amount of all votes given for each person voted for in all the Hundreds and Election Districts of the County, according to the provisions made by law in this behalf.

IN TESTIMONY WHEREOF, We, William Watson Harrington, and Charles L. Terry, Jr., constituting the Superior Court for Kent County, who have met and ascertained the state of the election throughout the said County, as the law requires, have hereunto set our hands and caused the seal of the said Superior Court to be hereunto affixed at the Court House in said County, on this 6th day of November, A. D. 1942.

WM. WATSON HARRINGTON
Chancellor

CHARLES L. TERRY, JR.
Resident Associate Judge

[SEAL]

THE STATE OF DELAWARE }
 KENT COUNTY } ss.

BE IT REMEMBERED, That at the General Election held on the Tuesday next after the first Monday in November, in the year of our Lord one thousand nine hundred and forty-two, for Kent County, according to the Constitution and Laws of the State of Delaware, Robert Maris Pyott was duly elected Representative for the Seventh Representative District for said County in the General Assembly; which is manifest by calculating and ascertaining the aggregate amount of all votes given for each person voted for in all the Hundreds and Election Districts of the County, according to the provisions made by law in this behalf.

IN TESTIMONY WHEREOF, We, William Watson Harrington, and Charles L. Terry, Jr., constituting the Superior Court for Kent County, who have met and ascertained the state of the election throughout the said County, as the law requires, have hereunto set our hands and caused the seal of the said Superior Court to be hereunto affixed at the Court House in said County, on this 6th day of November, A. D. 1942.

WM. WATSON HARRINGTON
Chancellor

CHARLES L. TERRY, JR.
Resident Associate Judge

[SEAL]

KENT COUNTY

IN TESTIMONY WHEREOF, We, William Watson Harrington, and Charles L. Terry, Jr., constituting the Superior Court for Kent County, who have met and ascertained the state of the election throughout the said County, as the law requires, have hereunto set our hands and caused the seal of the said Superior Court to be hereunto affixed at the Court House in said County, on this 6th day of November, A. D. 1942.

CHARLES L. TERRY, JR.
Resident Associate Judge

THE STATE OF DELAWARE }
KENT COUNTY } ss.

KENT COUNTY

IN TESTIMONY WHEREOF, We, William Watson Harrington, and Charles L. Terry, Jr., constituting the Superior Court for Kent County, who have met and ascertained the state of the election throughout the said County, as the law requires, have hereunto set our hands and caused the seal of the said Superior Court to be hereunto affixed at the Court House in said County, on this 6th day of November, A. D. 1942.

CHARLES L. TERRY, JR.
Resident Associate Judge

[SEAL]

THE STATE OF DELAWARE }
 KENT COUNTY } ss.

BE IT REMEMBERED, That at the General Election held on the Tuesday next after the first Monday in November, in the year of our Lord one thousand nine hundred and forty-two, for Kent County, according to the Constitution and Laws of the State of Delaware, George A. Swain was duly elected Representative for the Tenth Representative District for said County in the General Assembly; which is manifest by calculating and ascertaining the aggregate amount of all votes given for each person voted for in all the Hundreds and Election Districts of the County, according to the provisions made by law in this behalf.

IN TESTIMONY WHEREOF, We, William Watson Harrington, and Charles L. Terry, Jr., constituting the Superior Court for Kent County, who have met and ascertained the state of the election throughout the said County, as the law requires, have hereunto set our hands and caused the seal of the said Superior Court to be hereunto affixed at the Court House in said County, on this 6th day of November, A. D. 1942.

WM. WATSON HARRINGTON
Chancellor

CHARLES L. TERRY, JR.
Resident Associate Judge

[SEAL]

THE STATE OF DELAWARE }
 SUSSEX COUNTY } ss.

BE IT REMEMBERED, That at the General Election held on the Tuesday next after the first Monday in November in the year of our Lord one thousand nine hundred and forty-two, for Sussex County, according to the Constitution and Laws of the State of Delaware, Henry D. Cooke was duly elected Representative for Representative District Number One in said County in General Assembly; which is manifest by calculating and ascertaining the aggregate amount of all the votes given for each person voted for in all the hundreds and election districts of the county, according to the provisions made by law in this behalf.

IN TESTIMONY WHEREOF, We, Richard S. Rodney and Charles S. Richards, the Judges constituting the Superior Court in Sussex County, who have met and ascertained the state of the election throughout the said county, as the law requires, have hereunto set our hands and caused the seal of the said Superior Court to be hereunto affixed at the Court House in said county on this fifth day of November, A. D., 1942.

RICHARD S. RODNEY
Associate Judge

CHARLES S. RICHARDS
Resident Associate Judge

[SEAL]

THE STATE OF DELAWARE }
 SUSSEX COUNTY } ss.

BE IT REMEMBERED, That at the General Election held on the Tuesday next after the first Monday in November in the year of our Lord one thousand nine hundred and forty-two, for Sussex County, according to the Constitution and Laws of the State of Delaware, Mart T. Uhler was duly elected Representative for Representative District Number Two in said County in General Assembly; which is manifest by calculating and ascertaining the aggregate amount of all the votes given for each person voted for in all the hundreds and election districts of the county, according to the provisions made by law in this behalf.

IN TESTIMONY WHEREOF, We, Richard S. Rodney and Charles S. Richards, the Judges constituting the Superior Court in Sussex County, who have met and ascertained the state of the election throughout the said county, as the law requires, have hereunto set our hands and caused the seal of the said Superior Court to be hereunto affixed at the Court House in said county on this fifth day of November, A. D., 1942.

RICHARD S. RODNEY
Associate Judge

CHARLES S. RICHARDS
Resident Associate Judge

[SEAL]

THE STATE OF DELAWARE }
 SUSSEX COUNTY } ss.

BE IT REMEMBERED, That at the General Election held on the Tuesday next after the first Monday in November in the year of our Lord one thousand nine hundred and forty-two, for Sussex County, according to the Constitution and Laws of the State of Delaware, Edward S. West was duly elected Representative for Representative District Number Three in said County in General Assembly; which is manifest by calculating and ascertaining the aggregate amount of all the votes given for each person voted for in all the hundreds and election districts of the county, according to the provisions made by law in this behalf.

IN TESTIMONY WHEREOF, We, Richard S. Rodney and Charles S. Richards, the Judges constituting the Superior Court in Sussex County, who have met and ascertained the state of the election throughout the said county, as the law requires, have hereunto set our hands and caused the seal of the said Superior Court to be hereunto affixed at the Court House in said county on this fifth day of November, A. D., 1942.

RICHARD S. RODNEY
Associate Judge

CHARLES S. RICHARDS
Resident Associate Judge

[SEAL]

THE STATE OF DELAWARE }
 SUSSEX COUNTY } ss.

BE IT REMEMBERED, That at the General Election held on the Tuesday next after the first Monday in November in the year of our Lord one thousand nine hundred and forty-two, for Sussex County, according to the Constitution and Laws of the State of Delaware, Martin W. Johnson, Jr., was duly elected Representative for Representative District Number Four in said County in General Assembly; which is manifest by calculating and ascertaining the aggregate amount of all the votes given for each person voted for in all the hundreds and election districts of the county, according to the provisions made by law in this behalf.

IN TESTIMONY WHEREOF, We, Richard S. Rodney and Charles S. Richards, the Judges constituting the Superior Court in Sussex County, who have met and ascertained the state of the election throughout the said county, as the law requires, have hereunto set our hands and caused the seal of the said Superior Court to be hereunto affixed at the Court House in said county on this fifth day of November, A. D., 1942.

RICHARD S. RODNEY

Associate Judge

CHARLES S. RICHARDS

Resident Associate Judge

[SEAL]

THE STATE OF DELAWARE }
 SUSSEX COUNTY } ss.

BE IT REMEMBERED, That at the General Election held on the Tuesday next after the first Monday in November in the year of our Lord one thousand nine hundred and forty-two, for Sussex County, according to the Constitution and Laws of the State of Delaware, William A. Easom was duly elected Representative for Representative District Number Five in said County in General Assembly; which is manifest by calculating and ascertaining the aggregate amount of all the votes given for each person voted for in all the hundreds and election districts of the county, according to the provisions made by law in this behalf.

IN TESTIMONY WHEREOF, We, Richard S. Rodney and Charles S. Richards, the Judges constituting the Superior Court in Sussex County, who have met and ascertained the state of the election throughout the said county, as the law requires, have hereunto set our hands and caused the seal of the said Superior Court to be hereunto affixed at the Court House in said county on this fifth day of November, A. D., 1942.

RICHARD S. RODNEY

Associate Judge

CHARLES S. RICHARDS

Resident Associate Judge

[SEAL]

THE STATE OF DELAWARE }
 SUSSEX COUNTY } ss.

BE IT REMEMBERED, That at the General Election held on the Tuesday next after the first Monday in November in the year of our Lord one thousand nine hundred and forty-two, for Sussex County, according to the Constitution and Laws of the State of Delaware, William J. Rose was duly elected Representative for Representative District Number Six in said County in General Assembly; which is manifest by calculating and ascertaining the aggregate amount of all the votes given for each person voted for in all the hundreds and election districts of the county, according to the provisions made by law in this behalf.

IN TESTIMONY WHEREOF, We, Richard S. Rodney and Charles S. Richards, the Judges constituting the Superior Court in Sussex County, who have met and ascertained the state of the election throughout the said county, as the law requires, have hereunto set our hands and caused the seal of the said Superior Court to be hereunto affixed at the Court House in said county on this fifth day of November, A. D., 1942.

RICHARD S. RODNEY
Associate Judge

CHARLES S. RICHARDS
Resident Associate Judge

[SEAL]

THE STATE OF DELAWARE }
 SUSSEX COUNTY } ss.

BE IT REMEMBERED, That at the General Election held on the Tuesday next after the first Monday in November in the year of our Lord one thousand nine hundred and forty-two, for Sussex County, according to the Constitution and Laws of the State of Delaware, Roland S. Scott was duly elected Representative for Representative District Number Seven in said County in General Assembly; which is manifest by calculating and ascertaining the aggregate amount of all the votes given for each person voted for in all the hundreds and election districts of the county, according to the provisions made by law in this behalf.

IN TESTIMONY WHEREOF, We, Richard S. Rodney and Charles S. Richards, the Judges constituting the Superior Court in Sussex County, who have met and ascertained the state of the election throughout the said county, as the law requires, have hereunto set our hands and caused the seal of the said Superior Court to be hereunto affixed at the Court House in said county on this fifth day of November, A. D., 1942.

RICHARD S. RODNEY
Associate Judge

CHARLES S. RICHARDS
Resident Associate Judge

[SEAL]

THE STATE OF DELAWARE }
 SUSSEX COUNTY } ss.

BE IT REMEMBERED, That at the General Election held on the Tuesday next after the first Monday in November in the year of our Lord one thousand nine hundred and forty-two, for Sussex County, according to the Constitution and Laws of the State of Delaware, Harvey H. Lawson was duly elected Representative for Representative District Number Eight in said County in General Assembly; which is manifest by calculating and ascertaining the aggregate amount of all the votes given for each person voted for in all the hundreds and election districts of the county, according to the provisions made by law in this behalf.

IN TESTIMONY WHEREOF, We, Richard S. Rodney and Charles S. Richards, the Judges constituting the Superior Court in Sussex County, who have met and ascertained the state of the election throughout the said county, as the law requires, have hereunto set our hands and caused the seal of the said Superior Court to be hereunto affixed at the Court House in said county on this fifth day of November, A. D., 1942.

RICHARD S. RODNEY

Associate Judge

CHARLES S. RICHARDS

Resident Associate Judge

[SEAL]

THE STATE OF DELAWARE }
 SUSSEX COUNTY } ss.

BE IT REMEMBERED, That at the General Election held on the Tuesday next after the first Monday in November in the year of our Lord one thousand nine hundred and forty-two, for Sussex County, according to the Constitution and Laws of the State of Delaware, C. Linden McIlvaine was duly elected Representative for Representative District Number Nine in said County in General Assembly; which is manifest by calculating and ascertaining the aggregate amount of all the votes given for each person voted for in all the hundreds and election districts of the county, according to the provisions made by law in this behalf.

IN TESTIMONY WHEREOF, We, Richard S. Rodney and Charles S. Richards, the Judges constituting the Superior Court in Sussex County, who have met and ascertained the state of the election throughout the said county, as the law requires, have hereunto set our hands and caused the seal of the said Superior Court to be hereunto affixed at the Court House in said county on this fifth day of November, A. D., 1942.

RICHARD S. RODNEY

Associate Judge

CHARLES S. RICHARDS

Resident Associate Judge

[SEAL]

THE STATE OF DELAWARE }
 SUSSEX COUNTY } ss.

BE IT REMEMBERED, That at the General Election held on the Tuesday next after the first Monday in November in the year of our Lord one thousand nine hundred and forty-two, for Sussex County, according to the Constitution and Laws of the State of Delaware, Edward Millman was duly elected Representative for Representative District Number Ten in said County in General Assembly; which is manifest by calculating and ascertaining the aggregate amount of all the votes given for each person voted for in all the hundreds and election districts of the county, according to the provisions made by law in this behalf.

IN TESTIMONY WHEREOF, We, Richard S. Rodney and Charles S. Richards, the Judges constituting the Superior Court in Sussex County, who have met and ascertained the state of the election throughout the said county, as the law requires, have hereunto set our hands and caused the seal of the said Superior Court to be hereunto affixed at the Court House in said county on this fifth day of November, A. D., 1942.

RICHARD S. RODNEY
Associate Judge

CHARLES S. RICHARDS
Resident Associate Judge

[SEAL]

Mr. W. Roy Willits nominated for Speaker of the House of Representatives at this 109th General Assembly of the State of Delaware, the Hon. Benjamin F. Johnson; Mr. Harvey H. Lawson seconded the nomination of Mr. Johnson.

On motion of Mr. Willits, nominations for Speaker be closed.

Motion prevailed.

Hon. Benjamin F. Johnson was then declared, by the Temporary Speaker, elected Speaker of the House of Representatives of this, the One Hundred and Ninth General Assembly.

On motion of Mr. Bird, duly seconded, that the Temporary Speaker should appoint a committee of two to escort the Speaker-elect to the Chair.

Motion prevailed.

The Temporary Speaker appointed Hon. Ralph S. Keenan and Hon. Francis Q. Lemon as the committee; these gentlemen then escorted Speaker-elect Johnson to his Chair.

Mr. Pyott made a motion, which was duly seconded, that the Temporary Speaker administer the oath of office to the Hon. Benjamin F. Johnson.

Motion prevailed.

STATE OF DELAWARE }
 KENT COUNTY } ss.

I do solemnly swear that I will support the Constitution of the United States, and the Constitution of the State of Delaware, and that I will faithfully discharge the duties of the Office of Representative in the General Assembly of the State of Delaware from Representative District Number Five in Kent County to which office I was elected at the General Election held in said State in the year A. D. 1942 according to the best of my ability; and I do further solemnly swear that I have not directly or indirectly paid, offered or promised to pay, contributed, offered or promised to contribute any money or valuable thing as a consideration or reward for the giving or withholding of a vote at the election at which I was elected to said office.

BENJ. F. JOHNSON

Sworn to this fifth day of January, A. D. 1943, before me.

G. R. CLARK

Temporary Speaker

Mr. Martin Uhler made a motion, which was duly seconded, that the Temporary Speaker administer the Constitutional Oath to the members-elect.

Motion prevailed.

STATE OF DELAWARE }
 KENT COUNTY } ss.

I do solemnly swear that I will support the Constitution of the United States, and the Constitution of the State of Delaware, and that I will faithfully discharge the duties of the Office of Representative in the General Assembly of the State of Delaware from Representative District Number One in New Castle County to which office I was elected at the General Election held in said State in the year A. D. 1942 according to the best of my ability; and I do further solemnly swear that I have not directly or indirectly paid, offered or promised to pay, contributed, offered or promised to contribute any money or valuable thing as a consideration or reward for the giving or withholding of a vote at the election at which I was elected to said office.

ALBERT B. HUSBANDS

Sworn to this fifth day of January, A. D. 1943, before me.

G. R. CLARK

Temporary Speaker

STATE OF DELAWARE }
 KENT COUNTY } ss.

I do solemnly swear that I will support the Constitution of the United States, and the Constitution of the State of Delaware, and that I will faithfully discharge the duties of the Office of Representative in the General Assembly of the State of Delaware from Representative District Number Two in New Castle County to which office I was elected at the General Election held in said State in the year A. D. 1942 according to the best of my ability; and I do further solemnly swear that I have not directly or indirectly paid, offered or promised to pay, contributed, offered or promised to contribute any money or valuable thing as a consideration or reward for the giving or withholding of a vote at the election at which I was elected to said office.

WILLIAM ROY WILLITS

Sworn to this fifth day of January, A. D. 1943, before me.

G. R. CLARK

Temporary Speaker

STATE OF DELAWARE }
 KENT COUNTY } ss.

I do solemnly swear that I will support the Constitution of the United States, and the Constitution of the State of Delaware, and that I will faithfully discharge the duties of the Office of Representative in the General Assembly of the State of Delaware from Representative District Number Three in New Castle County to which office I was elected at the General Election held in said State in the year A. D. 1942 according to the best of my ability; and I do further solemnly swear that I have not directly or indirectly paid, offered or promised to pay, contributed, offered or promised to contribute any money or valuable thing as a consideration or reward for the giving or withholding of a vote at the election at which I was elected to said office.

RALPH S. KEENAN

Sworn to this fifth day of January, A. D. 1943, before me.

G. R. CLARK

Temporary Speaker

STATE OF DELAWARE }
 KENT COUNTY } ss.

I do solemnly swear that I will support the Constitution of the United States, and the Constitution of the State of Delaware, and that I will faithfully discharge the duties of the Office of Representative in the General Assembly of the State of Delaware from Representative District Number Four in New Castle County to which office I was elected at the General Election held in said State in the year A. D. 1942 according to the best of my ability; and I do further solemnly swear that I have not directly or indirectly paid, offered or promised to pay, contributed, offered or promised to contribute any money or valuable thing as a consideration or reward for the giving or withholding of a vote at the election at which I was elected to said office.

FRANCIS Q. LEMON

Sworn to this fifth day of January, A. D. 1943, before me.

G. R. CLARK
Temporary Speaker

STATE OF DELAWARE }
 KENT COUNTY } ss.

I do solemnly swear that I will support the Constitution of the United States, and the Constitution of the State of Delaware, and that I will faithfully discharge the duties of the Office of Representative in the General Assembly of the State of Delaware from Representative District Number Five in New Castle County to which office I was elected at the General Election held in said State in the year A. D. 1942 according to the best of my ability; and I do further solemnly swear that I have not directly or indirectly paid, offered or promised to pay, contributed, offered or promised to contribute any money or valuable thing as a consideration or reward for the giving or withholding of a vote at the election at which I was elected to said office.

JAMES M. MALONEY

Sworn to this fifth day of January, A. D. 1943, before me.

G. R. CLARK
Temporary Speaker

STATE OF DELAWARE }
 KENT COUNTY } ss.

I do solemnly swear that I will support the Constitution of the United States, and the Constitution of the State of Delaware, and that I will faithfully discharge the duties of the Office of Representative in the General Assembly of the State of Delaware from Representative District Number Six in New Castle County to which office I was elected at the General Election held in said State in the year A. D. 1942 according to the best of my ability; and I do further solemnly swear that I have not directly or indirectly paid, offered or promised to pay, contributed, offered or promised to contribute any money or valuable thing as a consideration or reward for the giving or withholding of a vote at the election at which I was elected to said office.

RAYMOND B. PHILLIPS

Sworn to this fifth day of January, A. D. 1943, before me.

G. R. CLARK
Temporary Speaker

STATE OF DELAWARE }
 KENT COUNTY } ss.

I do solemnly swear that I will support the Constitution of the United States, and the Constitution of the State of Delaware, and that I will faithfully discharge the duties of the Office of Representative in the General Assembly of the State of Delaware from Representative District Number Seven in New Castle County to which office I was elected at the General Election held in said State in the year A. D. 1942 according to the best of my ability; and I do further solemnly swear that I have not directly or indirectly paid, offered or promised to pay, contributed, offered or promised to contribute any money or valuable thing as a consideration or reward for the giving or withholding of a vote at the election at which I was elected to said office.

SAMUEL B. BIRD

Sworn to this fifth day of January, A. D. 1943, before me.

G. R. CLARK
Temporary Speaker

STATE OF DELAWARE }
 KENT COUNTY } ss.

I do solemnly swear that I will support the Constitution of the United States, and the Constitution of the State of Delaware, and that I will faithfully discharge the duties of the Office of Representative in the General Assembly of the State of Delaware from Representative District Number Eight in New Castle County to which office I was elected at the General Election held in said State in the year A. D. 1942 according to the best of my ability; and I do further solemnly swear that I have not directly or indirectly paid, offered or promised to pay, contributed, offered or promised to contribute any money or valuable thing as a consideration or reward for the giving or withholding of a vote at the election at which I was elected to said office.

BENJAMIN ELLIS HICKS

Sworn to this fifth day of January, A. D. 1943, before me.

G. R. CLARK

Temporary Speaker

STATE OF DELAWARE }
 KENT COUNTY } ss.

I do solemnly swear that I will support the Constitution of the United States, and the Constitution of the State of Delaware, and that I will faithfully discharge the duties of the Office of Representative in the General Assembly of the State of Delaware from Representative District Number Nine in New Castle County to which office I was elected at the General Election held in said State in the year A. D. 1942 according to the best of my ability; and I do further solemnly swear that I have not directly or indirectly paid, offered or promised to pay, contributed, offered or promised to contribute any money or valuable thing as a consideration or reward for the giving or withholding of a vote at the election at which I was elected to said office.

CLARENCE E. McVEY

Sworn to this fifth day of January, A. D. 1943, before me.

G. R. CLARK

Temporary Speaker

STATE OF DELAWARE }
 KENT COUNTY } ss.

I do solemnly swear that I will support the Constitution of the United States, and the Constitution of the State of Delaware, and that I will faithfully discharge the duties of the Office of Representative in the General Assembly of the State of Delaware from Representative District Number Ten in New Castle County to which office I was elected at the General Election held in said State in the year A. D. 1942 according to the best of my ability; and I do further solemnly swear that I have not directly or indirectly paid, offered or promised to pay, contributed, offered or promised to contribute any money or valuable thing as a consideration or reward for the giving or withholding of a vote at the election at which I was elected to said office.

JAMES R. QUIGLEY

Sworn to this fifth day of January, A. D. 1943, before me.

G. R. CLARK

Temporary Speaker

STATE OF DELAWARE }
 KENT COUNTY } ss.

I do solemnly swear that I will support the Constitution of the United States, and the Constitution of the State of Delaware, and that I will faithfully discharge the duties of the Office of Representative in the General Assembly of the State of Delaware from Representative District Number Eleven in New Castle County to which office I was elected at the General Election held in said State in the year A. D. 1942 according to the best of my ability; and I do further solemnly swear that I have not directly or indirectly paid, offered or promised to pay, contributed, offered or promised to contribute any money or valuable thing as a consideration or reward for the giving or withholding of a vote at the election at which I was elected to said office.

HERMAN H. LEASURE

Sworn to this fifth day of January, A. D. 1943, before me.

G. R. CLARK

Temporary Speaker

STATE OF DELAWARE }
 KENT COUNTY } ss.

I do solemnly swear that I will support the Constitution of the United States, and the Constitution of the State of Delaware, and that I will faithfully discharge the duties of the Office of Representative in the General Assembly of the State of Delaware from Representative District Number Thirteen in New Castle County to which office I was elected at the General Election held in said State in the year A. D. 1942 according to the best of my ability; and I do further solemnly swear that I have not directly or indirectly paid, offered or promised to pay, contributed, offered or promised to contribute any money or valuable thing as a consideration or reward for the giving or withholding of a vote at the election at which I was elected to said office.

E. LELAND PLEASANTON

Sworn to this fifth day of January, A. D. 1943, before me.

G. R. CLARK
Temporary Speaker

STATE OF DELAWARE }
 KENT COUNTY } ss.

I do solemnly swear that I will support the Constitution of the United States, and the Constitution of the State of Delaware, and that I will faithfully discharge the duties of the Office of Representative in the General Assembly of the State of Delaware from Representative District Number Fourteen in New Castle County to which office I was elected at the General Election held in said State in the year A. D. 1942 according to the best of my ability; and I do further solemnly swear that I have not directly or indirectly paid, offered or promised to pay, contributed, offered or promised to contribute any money or valuable thing as a consideration or reward for the giving or withholding of a vote at the election at which I was elected to said office.

FRANK LAWSON

Sworn to this fifth day of January, A. D. 1943, before me.

G. R. CLARK
Temporary Speaker

STATE OF DELAWARE }
 KENT COUNTY } ss.

I do solemnly swear that I will support the Constitution of the United States, and the Constitution of the State of Delaware, and that I will faithfully discharge the duties of the Office of Representative in the General Assembly of the State of Delaware from Representative District Number Fifteen in New Castle County to which office I was elected at the General Election held in said State in the year A. D. 1942 according to the best of my ability; and I do further solemnly swear that I have not directly or indirectly paid, offered or promised to pay, contributed, offered or promised to contribute any money or valuable thing as a consideration or reward for the giving or withholding of a vote at the election at which I was elected to said office.

JAMES C. REYNOLDS, JR.

Sworn to this fifth day of January, A. D. 1943, before me.

G. R. CLARK
Temporary Speaker

STATE OF DELAWARE }
 KENT COUNTY } ss.

I do solemnly swear that I will support the Constitution of the United States, and the Constitution of the State of Delaware, and that I will faithfully discharge the duties of the Office of Representative in the General Assembly of the State of Delaware from Representative District Number One in Kent County to which office I was elected at the General Election held in said State in the year A. D. 1942 according to the best of my ability; and I do further solemnly swear that I have not directly or indirectly paid, offered or promised to pay, contributed, offered or promised to contribute any money or valuable thing as a consideration or reward for the giving or withholding of a vote at the election at which I was elected to said office.

HARRY E. MANLOVE

Sworn to this fifth day of January, A. D. 1943, before me.

G. R. CLARK
Temporary Speaker

STATE OF DELAWARE }
 KENT COUNTY } ss.

I do solemnly swear that I will support the Constitution of the United States, and the Constitution of the State of Delaware, and that I will faithfully discharge the duties of the Office of Representative in the General Assembly of the State of Delaware from Representative District Number Two in Kent County to which office I was elected at the General Election held in said State in the year A. D. 1942 according to the best of my ability; and I do further solemnly swear that I have not directly or indirectly paid, offered or promised to pay, contributed, offered or promised to contribute any money or valuable thing as a consideration or reward for the giving or withholding of a vote at the election at which I was elected to said office.

WILLIAM E. BARCUS

Sworn to this fifth day of January, A. D. 1943, before me.

G. R. CLARK
Temporary Speaker

STATE OF DELAWARE }
 KENT COUNTY } ss.

I do solemnly swear that I will support the Constitution of the United States, and the Constitution of the State of Delaware, and that I will faithfully discharge the duties of the Office of Representative in the General Assembly of the State of Delaware from Representative District Number Three in Kent County to which office I was elected at the General Election held in said State in the year A. D. 1942 according to the best of my ability; and I do further solemnly swear that I have not directly or indirectly paid, offered or promised to pay, contributed, offered or promised to contribute any money or valuable thing as a consideration or reward for the giving or withholding of a vote at the election at which I was elected to said office.

CARL A. HURD

Sworn to this fifth day of January, A. D. 1943, before me.

G. R. CLARK
Temporary Speaker

STATE OF DELAWARE }
 KENT COUNTY } ss.

I do solemnly swear that I will support the Constitution of the United States, and the Constitution of the State of Delaware, and that I will faithfully discharge the duties of the Office of Representative in the General Assembly of the State of Delaware from Representative District Number Four in Kent County to which office I was elected at the General Election held in said State in the year A. D. 1942 according to the best of my ability; and I do further solemnly swear that I have not directly or indirectly paid, offered or promised to pay, contributed, offered or promised to contribute any money or valuable thing as a consideration or reward for the giving or withholding of a vote at the election at which I was elected to said office.

HOWARD F. SCHWEITZER

Sworn to this fifth day of January, A. D. 1943, before me.

G. R. CLARK

Temporary Speaker

STATE OF DELAWARE }
 KENT COUNTY } ss.

I do solemnly swear that I will support the Constitution of the United States, and the Constitution of the State of Delaware, and that I will faithfully discharge the duties of the Office of Representative in the General Assembly of the State of Delaware from Representative District Number Six in Kent County to which office I was elected at the General Election held in said State in the year A. D. 1942 according to the best of my ability; and I do further solemnly swear that I have not directly or indirectly paid, offered or promised to pay, contributed, offered or promised to contribute any money or valuable thing as a consideration or reward for the giving or withholding of a vote at the election at which I was elected to said office.

MARION FRASHER

Sworn to this fifth day of January, A. D. 1943, before me.

G. R. CLARK

Temporary Speaker

STATE OF DELAWARE }
 KENT COUNTY } ss.

I do solemnly swear that I will support the Constitution of the United States, and the Constitution of the State of Delaware, and that I will faithfully discharge the duties of the Office of Representative in the General Assembly of the State of Delaware from Representative District Number Seven in Kent County to which office I was elected at the General Election held in said State in the year A. D. 1942 according to the best of my ability; and I do further solemnly swear that I have not directly or indirectly paid, offered or promised to pay, contributed, offered or promised to contribute any money or valuable thing as a consideration or reward for the giving or withholding of a vote at the election at which I was elected to said office.

ROBERT MARIS PYOTT

Sworn to this fifth day of January, A. D. 1943, before me.

G. R. CLARK
Temporary Speaker

STATE OF DELAWARE }
 KENT COUNTY } ss.

I do solemnly swear that I will support the Constitution of the United States, and the Constitution of the State of Delaware, and that I will faithfully discharge the duties of the Office of Representative in the General Assembly of the State of Delaware from Representative District Number Eight in Kent County to which office I was elected at the General Election held in said State in the year A. D. 1942 according to the best of my ability; and I do further solemnly swear that I have not directly or indirectly paid, offered or promised to pay, contributed, offered or promised to contribute any money or valuable thing as a consideration or reward for the giving or withholding of a vote at the election at which I was elected to said office.

THOMAS E. MOORE

Sworn to this fifth day of January, A. D. 1943, before me.

G. R. CLARK
Temporary Speaker

STATE OF DELAWARE }
 KENT COUNTY } ss.

I do solemnly swear that I will support the Constitution of the United States, and the Constitution of the State of Delaware, and that I will faithfully discharge the duties of the Office of Representative in the General Assembly of the State of Delaware from Representative District Number Nine in Kent County to which office I was elected at the General Election held in said State in the year A. D. 1942 according to the best of my ability; and I do further solemnly swear that I have not directly or indirectly paid, offered or promised to pay, contributed, offered or promised to contribute any money or valuable thing as a consideration or reward for the giving or withholding of a vote at the election at which I was elected to said office.

FRED S. BAILEY

Sworn to this fifth day of January, A. D. 1943, before me.

G. R. CLARK
Temporary Speaker

STATE OF DELAWARE }
 KENT COUNTY } ss.

I do solemnly swear that I will support the Constitution of the United States, and the Constitution of the State of Delaware, and that I will faithfully discharge the duties of the Office of Representative in the General Assembly of the State of Delaware from Representative District Number Ten in Kent County to which office I was elected at the General Election held in said State in the year A. D. 1942 according to the best of my ability; and I do further solemnly swear that I have not directly or indirectly paid, offered or promised to pay, contributed, offered or promised to contribute any money or valuable thing as a consideration or reward for the giving or withholding of a vote at the election at which I was elected to said office.

GEO. A. SWAIN

Sworn to this fifth day of January, A. D. 1943, before me.

G. R. CLARK
Temporary Speaker

STATE OF DELAWARE }
 KENT COUNTY } ss.

I do solemnly swear that I will support the Constitution of the United States, and the Constitution of the State of Delaware, and that I will faithfully discharge the duties of the Office of Representative in the General Assembly of the State of Delaware from Representative District Number One in Sussex County to which office I was elected at the General Election held in said State in the year A. D. 1942 according to the best of my ability; and I do further solemnly swear that I have not directly or indirectly paid, offered or promised to pay, contributed, offered or promised to contribute any money or valuable thing as a consideration or reward for the giving or withholding of a vote at the election at which I was elected to said office.

HENRY D. COOK

Sworn to this fifth day of January, A. D. 1943, before me.

G. R. CLARK

Temporary Speaker

STATE OF DELAWARE }
 KENT COUNTY } ss.

I do solemnly swear that I will support the Constitution of the United States, and the Constitution of the State of Delaware, and that I will faithfully discharge the duties of the Office of Representative in the General Assembly of the State of Delaware from Representative District Number Two in Sussex County to which office I was elected at the General Election held in said State in the year A. D. 1942 according to the best of my ability; and I do further solemnly swear that I have not directly or indirectly paid, offered or promised to pay, contributed, offered or promised to contribute any money or valuable thing as a consideration or reward for the giving or withholding of a vote at the election at which I was elected to said office.

M. T. UHLER

Sworn to this fifth day of January, A. D. 1943, before me.

G. R. CLARK

Temporary Speaker

EDWARD S. WEST

G. R. CLARK
Temporary Speaker

STATE OF DELAWARE }
KENT COUNTY } ss.

MARTIN W. JOHNSON, JR.

G. R. CLARK
Temporary Speaker

STATE OF DELAWARE }
 KENT COUNTY } ss.

I do solemnly swear that I will support the Constitution of the United States, and the Constitution of the State of Delaware, and that I will faithfully discharge the duties of the Office of Representative in the General Assembly of the State of Delaware from Representative District Number Five in Sussex County to which office I was elected at the General Election held in said State in the year A. D. 1942 according to the best of my ability; and I do further solemnly swear that I have not directly or indirectly paid, offered or promised to pay, contributed, offered or promised to contribute any money or valuable thing as a consideration or reward for the giving or withholding of a vote at the election at which I was elected to said office.

WM. A. EASOM

Sworn to this fifth day of January, A. D. 1943, before me.

G. R. CLARK
Temporary Speaker

STATE OF DELAWARE }
 KENT COUNTY } ss.

I do solemnly swear that I will support the Constitution of the United States, and the Constitution of the State of Delaware, and that I will faithfully discharge the duties of the Office of Representative in the General Assembly of the State of Delaware from Representative District Number Six in Sussex County to which office I was elected at the General Election held in said State in the year A. D. 1942 according to the best of my ability; and I do further solemnly swear that I have not directly or indirectly paid, offered or promised to pay, contributed, offered or promised to contribute any money or valuable thing as a consideration or reward for the giving or withholding of a vote at the election at which I was elected to said office.

WILLIAM J. ROSE

Sworn to this fifth day of January, A. D. 1943, before me.

G. R. CLARK
Temporary Speaker

STATE OF DELAWARE }
 KENT COUNTY } ss.

I do solemnly swear that I will support the Constitution of the United States, and the Constitution of the State of Delaware, and that I will faithfully discharge the duties of the Office of Representative in the General Assembly of the State of Delaware from Representative District Number Eight in Sussex County to which office I was elected at the General Election held in said State in the year A. D. 1942 according to the best of my ability; and I do further solemnly swear that I have not directly or indirectly paid, offered or promised to pay, contributed, offered or promised to contribute any money or valuable thing as a consideration or reward for the giving or withholding of a vote at the election at which I was elected to said office.

HARVEY H. LAWSON

Sworn to this fifth day of January, A. D. 1943, before me.

G. R. CLARK
Temporary Speaker

STATE OF DELAWARE }
 KENT COUNTY } ss.

I do solemnly swear that I will support the Constitution of the United States, and the Constitution of the State of Delaware, and that I will faithfully discharge the duties of the Office of Representative in the General Assembly of the State of Delaware from Representative District Number Nine in Sussex County to which office I was elected at the General Election held in said State in the year A. D. 1942 according to the best of my ability; and I do further solemnly swear that I have not directly or indirectly paid, offered or promised to pay, contributed, offered or promised to contribute any money or valuable thing as a consideration or reward for the giving or withholding of a vote at the election at which I was elected to said office.

C. LINDEN McILVAINE

Sworn to this fifth day of January, A. D. 1943, before me.

G. R. CLARK
Temporary Speaker

STATE OF DELAWARE }
 KENT COUNTY } ss.

I do solemnly swear that I will support the Constitution of the United States, and the Constitution of the State of Delaware, and that I will faithfully discharge the duties of the Office of Representative in the General Assembly of the State of Delaware from Representative District Number Ten in Sussex County to which office I was elected at the General Election held in said State in the year A. D. 1942 according to the best of my ability; and I do further solemnly swear that I have not directly or indirectly paid, offered or promised to pay, contributed, offered or promised to contribute any money or valuable thing as a consideration or reward for the giving or withholding of a vote at the election at which I was elected to said office.

EDWARD MILLMAN

Sworn to this fifth day of January, A. D. 1943, before me.

G. R. CLARK

Temporary Speaker

On motion for leave, Mr. Willits introduced House Resolution No. 1, entitled:

HOUSE RESOLUTION NO. 1

Notifying the Senate that the House of Representatives is Duly Organized.

BE IT RESOLVED by the House of Representatives of the 109th General Assembly that the Clerk of said House notify the Senate that the House is duly organized and ready to receive business.

Which was read and on motion of Mr. Willits that resolution be adopted.

Motion prevailed.

John F. Lynn, Chief Clerk of the House of Representatives at the 109th General Assembly, proceeded to the Senate and informed the President of the Senate and the members of that body that the House of Representatives was organized and ready to receive business.

On motion for leave, Mr. Clark introduced House Resolution No. 2, entitled:

HOUSE RESOLUTION NO. 2

In reference to Rules of the House of Representatives.

BE IT RESOLVED by the House of Representatives of the 109th General Assembly that the rules of the House of Representatives at the regular session of 1941 be and they hereby are adopted as the temporary rules for the government of the present session.

Which was read and on motion of Mr. Clark that resolution be adopted.

Motion prevailed.

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

Senate concurrent Resolution No. 1, entitled:

Authorizing the appointment of a Joint Committee to notify the Governor that the General Assembly is duly organized.

And presented the same to the House.

The Chair presented Senate Concurrent Resolution No. 1, entitled:

Authorizing the appointment of a Joint Committee to notify the Governor that the General Assembly is duly organized.

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

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

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

YEAS—Messrs. Bailey, Barcus, Bird, Clark, Cook, Easom, Frasher, Hicks, Hurd, Husbands, Johnson, Keenan, Lawson, F. A., Lawson, H. H., Leasure, Lemon, Maloney, Manlove, McIlvaine, McVey, Millman, Moore, Phillips, Pleasanton, Pyott, Quigley, Reynolds, Rose, Schweitzer, Scott, Swain, Uhler, West, Willits, Mr. Speaker—35.

NAYS—None.

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

And was ordered returned to the Senate.

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

Senate Concurrent Resolution No. 2, entitled:

Providing for a Joint Session to hear the Message of the Governor.

And presented the same to the House.

The Chair presented Senate Concurrent Resolution No. 2, entitled:

Providing for a Joint Session to hear the Message of the Governor.

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

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

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

YEAS—Messrs. Bailey, Barcus, Bird, Clark, Cook, Easom, Frasher, Hicks, Hurd, Husbands, Johnson, Keenan, Lawson, F. A., Lawson, H. H., Leasure, Lemon, Maloney, Manlove, McIlvaine, McVey, Millman, Moore, Phillips, Pleasanton, Pyott, Quigley, Reynolds, Rose, Schweitzer, Scott, Swain, Uhler, West, Willits, Mr. Speaker—35.

NAYS—None.

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

And was ordered returned to the Senate.

Mr. Willits moved that the House recess until 2:30 P. M.

Motion prevailed.

Later in the same day

House met at expiration of recess.

Mr. Willits, on motion for leave, introduced House Resolution No. 3, entitled:

HOUSE RESOLUTION NO. 3

In reference to Election of Officers.

BE IT RESOLVED by the House of Representatives of the 109th General Assembly of the State of Delaware that the following persons be and they hereby are elected to the respective offices appearing beside their name, to serve during the pleasure of the House of Representatives:

1	Attorney-at-large.....	Robert H. Richards, Jr.
2	Attorney.....	Melvin Hopkins
3	Attorney.....	Caleb M. Wright
4	Chief Clerk.....	John F. Lynn
5	Speaker's Clerk.....	Harry B. Thaw
6	Chaplain.....	Robert G. Conner
7	Reading Clerk.....	Robert S. Gallaher
8	Assistant Reading Clerk.....	Jane A. Hargrove
9	Assistant Document Clerk.....	Frank Rapp
10	Bill Clerk.....	Elsie R. Banta
11	Assistant Sergeant-at-arms.....	William J. Storey
12	Assistant Sergeant-at-arms.....	Charles W. McNatt
13	Mail Clerk.....	Millard E. Thompson
14	Assistant Mail Clerk.....	Paul Weigle
15	Telephone Messenger.....	Isaac W. Wright
16	Cloak Room Attendant	J. Delbert Steller
17	Janitor.....	Jennings Clark
18	Stenographer.....	Rose Greenberg
19	Stenographer.....	Helen M. Clark
20	Stenographer.....	Margaret McCaughan

The above resolution, No. 3, was taken up for consideration and read in order to pass the House.

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

On motion of Mr. Willits, which was duly seconded, resolution was adopted.

Mr. Willits, on motion for leave, introduced House Resolution No. 4, entitled:

HOUSE RESOLUTION NO. 4

In reference to Election of Officers.

BE IT RESOLVED by the House of Representatives of the 109th General Assembly of the State of Delaware that the following persons be and they hereby are elected to the respective offices appearing beside their name, to serve during the pleasure of the House of Representatives:

- | | | |
|---|---------------------------|---------------------|
| 1 | Document Clerk..... | Layton Bennett |
| 2 | Assistant Bill Clerk..... | Taylor Dickerson |
| 3 | Sergeant-at-arms..... | Benjamin W. Conaway |
| 4 | Messenger..... | Dorsey E. Johnson |

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

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

On motion of Mr. Willits, duly seconded, Resolution No. 4 was adopted.

Speaker B. F. Johnson proceeded to give the oath of office to the Officers of the House of Representatives of the 109th General Assembly, as follows:

STATE OF DELAWARE	} ss.
KENT COUNTY	

Dover, Delaware

I, Robert H. Richards, Jr., do solemnly swear that I will support the Constitution of the United States, and the Constitution of the State of Delaware, and that I will faithfully discharge the duties of Attorney for the House in the General Assembly of the State of Delaware according to the best of my ability.

ROBERT H. RICHARDS, JR.

Sworn to and subscribed before me this fifth day of January, A. D. 1943.

B. F. JOHNSON
Speaker

STATE OF DELAWARE }
 KENT COUNTY } ss.

Dover, Delaware

I, Melvin Hopkins, do solemnly swear that I will support the Constitution of the United States, and the Constitution of the State of Delaware, and that I will faithfully discharge the duties of Attorney for the House in the General Assembly of the State of Delaware according to the best of my ability.

MELVIN HOPKINS

Sworn to and subscribed before me this fifth day of January, A. D. 1943.

B. F. JOHNSON
Speaker

STATE OF DELAWARE }
 KENT COUNTY } ss.

Dover, Delaware

I, Caleb M. Wright, do solemnly swear that I will support the Constitution of the United States, and the Constitution of the State of Delaware, and that I will faithfully discharge the duties of Attorney for the House in the General Assembly of the State of Delaware according to the best of my ability.

CALEB M. WRIGHT

Sworn to and subscribed before me this fifth day of January, A. D. 1943.

B. F. JOHNSON
Speaker

STATE OF DELAWARE }
 KENT COUNTY } ss.

Dover, Delaware

I, John F. Lynn, do solemnly swear that I will support the Constitution of the United States, and the Constitution of the State of Delaware, and that I will faithfully discharge the duties of Chief Clerk of the House in the General Assembly of the State of Delaware according to the best of my ability.

JOHN F. LYNN

Sworn to and subscribed before me this fifth day of January, A. D. 1943.

B. F. JOHNSON
Speaker

STATE OF DELAWARE }
 KENT COUNTY } ss.

Dover, Delaware

I, Harry B. Thaw, do solemnly swear that I will support the Constitution of the United States, and the Constitution of the State of Delaware, and that I will faithfully discharge the duties of Speaker's Clerk for the House in the General Assembly of the State of Delaware according to the best of my ability.

HARRY B. THAW

Sworn to and subscribed before me this fifth day of January, A. D. 1943.

B. F. JOHNSON
Speaker

STATE OF DELAWARE }
 KENT COUNTY } ss.

Dover, Delaware

I, Robert G. Conner, do solemnly swear that I will support the Constitution of the United States, and the Constitution of the State of Delaware, and that I will faithfully discharge the duties of Chaplain of the House in the General Assembly of the State of Delaware according to the best of my ability.

ROBERT G. CONNER

Sworn to and subscribed before me this seventh day of January, A. D. 1943.

B. F. JOHNSON
Speaker

STATE OF DELAWARE }
 KENT COUNTY } ss.

Dover, Delaware

I, Robert S. Gallaher, do solemnly swear that I will support the Constitution of the United States, and the Constitution of the State of Delaware, and that I will faithfully discharge the duties of Reading Clerk of the House in the General Assembly of the State of Delaware according to the best of my ability.

ROBERT S. GALLAHER

Sworn to and subscribed before me this fifth day of January, A. D. 1943.

B. F. JOHNSON
Speaker

STATE OF DELAWARE }
 KENT COUNTY } ss.

Dover, Delaware

I, Jane A. Hargrove, do solemnly swear that I will support the Constitution of the United States, and the Constitution of the State of Delaware, and that I will faithfully discharge the duties of Assistant Reading Clerk of the House in the General Assembly of the State of Delaware according to the best of my ability.

JANE A. HARGROVE

Sworn to and subscribed before me this fifth day of January, A. D. 1943.

B. F. JOHNSON
Speaker

STATE OF DELAWARE }
 KENT COUNTY } ss.

Dover, Delaware

I, Layton Bennett, do solemnly swear that I will support the Constitution of the United States, and the Constitution of the State of Delaware, and that I will faithfully discharge the duties of Document Clerk for the House in the General Assembly of the State of Delaware according to the best of my ability.

LAYTON BENNETT

Sworn to and subscribed before me this fifth day of January, A. D. 1943.

B. F. JOHNSON
Speaker

STATE OF DELAWARE }
 KENT COUNTY } ss.

Dover, Delaware

I, Benjamin W. Conaway, do solemnly swear that I will support the Constitution of the United States, and the Constitution of the State of Delaware, and that I will faithfully discharge the duties of Sergeant-at-arms for the House in the General Assembly of the State of Delaware according to the best of my ability.

BENJAMIN W. CONAWAY

Sworn to and subscribed before me this fifth day of January, A. D. 1943.

B. F. JOHNSON
Speaker

STATE OF DELAWARE }
 KENT COUNTY } ss.

Dover, Delaware

I, William J. Storey, Sr., do solemnly swear that I will support the Constitution of the United States, and the Constitution of the State of Delaware, and that I will faithfully discharge the duties of Assistant Sergeant-at-arms of the House in the General Assembly of the State of Delaware according to the best of my ability.

WILLIAM J. STOREY, SR.

Sworn to and subscribed before me this fifth day of January, A. D. 1943.

B. F. JOHNSON
Speaker

STATE OF DELAWARE }
 KENT COUNTY } ss.

Dover, Delaware

I, Charles W. W. McNatt, do solemnly swear that I will support the Constitution of the United States, and the Constitution of the State of Delaware, and that I will faithfully discharge the duties of Assistant Sergeant-at-arms of the House in the General Assembly of the State of Delaware according to the best of my ability.

CHARLES W. W. McNATT

Sworn to and subscribed before me this fifth day of January, A. D. 1943.

B. F. JOHNSON
Speaker

STATE OF DELAWARE }
 KENT COUNTY } ss.

Dover, Delaware

I, Elsie R. Banta, do solemnly swear that I will support the Constitution of the United States, and the Constitution of the State of Delaware, and that I will faithfully discharge the duties of Bill Clerk of the House in the General Assembly of the State of Delaware according to the best of my ability.

ELSIE R. BANTA

Sworn to and subscribed before me this fifth day of January, A. D. 1943.

B. F. JOHNSON
Speaker

STATE OF DELAWARE

KENT COUNTY

} ss.

Dover, Delaware

I, Taylor M. Dickerson, do solemnly swear that I will support the Constitution of the United States, and the Constitution of the State of Delaware, and that I will faithfully discharge the duties of Assistant Bill Clerk of the House in the General Assembly of the State of Delaware according to the best of my ability.

TAYLOR M. DICKERSON

Sworn to and subscribed before me this fifth day of January, A. D. 1943.

B. F. JOHNSON

Speaker

STATE OF DELAWARE

KENT COUNTY

} ss.

Dover, Delaware

I, Millard E. Thompson, do solemnly swear that I will support the Constitution of the United States, and the Constitution of the State of Delaware, and that I will faithfully discharge the duties of Mail Clerk of the House in the General Assembly of the State of Delaware according to the best of my ability.

MILLARD E. THOMPSON

Sworn to and subscribed before me this fifth day of January, A. D. 1943.

B. F. JOHNSON

Speaker

STATE OF DELAWARE

KENT COUNTY

} ss.

Dover, Delaware

I, Paul Weigle, do solemnly swear that I will support the Constitution of the United States, and the Constitution of the State of Delaware, and that I will faithfully discharge the duties of Assistant Mail Clerk of the House in the General Assembly of the State of Delaware according to the best of my ability.

PAUL WEIGLE

Sworn to and subscribed before me this fifth day of January, A. D. 1943.

B. F. JOHNSON

Speaker

STATE OF DELAWARE }
 KENT COUNTY } ss.

Dover, Delaware

I, Isaac W. Wright, do solemnly swear that I will support the Constitution of the United States, and the Constitution of the State of Delaware, and that I will faithfully discharge the duties of Telephone Messenger of the House in the General Assembly of the State of Delaware according to the best of my ability.

ISAAC WRIGHT

Sworn to and subscribed before me this fifth day of January, A. D. 1943.

B. F. JOHNSON
Speaker

STATE OF DELAWARE }
 KENT COUNTY } ss.

Dover, Delaware

I, J. Delbert Steller, do solemnly swear that I will support the Constitution of the United States, and the Constitution of the State of Delaware, and that I will faithfully discharge the duties of Cloak Room Attendant of the House in the General Assembly of the State of Delaware according to the best of my ability.

J. DELBERT STELLER

Sworn to and subscribed before me this fifth day of January, A. D. 1943.

B. F. JOHNSON
Speaker

STATE OF DELAWARE }
 KENT COUNTY } ss.

Dover, Delaware

I, Jennings Clark, do solemnly swear that I will support the Constitution of the United States, and the Constitution of the State of Delaware, and that I will faithfully discharge the duties of Janitor of the House in the General Assembly of the State of Delaware according to the best of my ability.

JENNINGS CLARK

Sworn to and subscribed before me this fifth day of January, A. D. 1943.

B. F. JOHNSON
Speaker

STATE OF DELAWARE }
 KENT COUNTY } ss.

Dover, Delaware

I, Rose Greenberg, do solemnly swear that I will support the Constitution of the United States, and the Constitution of the State of Delaware, and that I will faithfully discharge the duties of Stenographer of the House in the General Assembly of the State of Delaware according to the best of my ability.

ROSE GREENBERG

Sworn to and subscribed before me this fifth day of January, A. D. 1943.

B. F. JOHNSON
Speaker

STATE OF DELAWARE }
 KENT COUNTY } ss.

Dover, Delaware

I, Helen M. Clark, do solemnly swear that I will support the Constitution of the United States, and the Constitution of the State of Delaware, and that I will faithfully discharge the duties of Stenographer of the House in the General Assembly of the State of Delaware according to the best of my ability.

HELEN M. CLARK

Sworn to and subscribed before me this fifth day of January, A. D. 1943.

B. F. JOHNSON
Speaker

STATE OF DELAWARE }
 KENT COUNTY } ss.

Dover, Delaware

I, Margaret McCaughan, do solemnly swear that I will support the Constitution of the United States, and the Constitution of the State of Delaware, and that I will faithfully discharge the duties of Stenographer of the House in the General Assembly of the State of Delaware according to the best of my ability.

MARGARET McCAUGHAN

Sworn to and subscribed before me this fifth day of January, A. D. 1943.

B. F. JOHNSON
Speaker

STATE OF DELAWARE }
 KENT COUNTY } ss.

Dover, Delaware

I, Dorsey E. Johnson, do solemnly swear that I will support the Constitution of the United States, and the Constitution of the State of Delaware, and that I will faithfully discharge the duties of Messenger of the House in the General Assembly of the State of Delaware according to the best of my ability.

DORSEY E. JOHNSON

Sworn to and subscribed before me this fifth day of January, A. D. 1943.

B. F. JOHNSON
Speaker

STATE OF DELAWARE }
 KENT COUNTY } ss.

Dover, Delaware

I, Calvin H. Ball, do solemnly swear that I will support the Constitution of the United States, and the Constitution of the State of Delaware, and that I will faithfully discharge the duties of Assistant Document Clerk of the House in the General Assembly of the State of Delaware according to the best of my ability.

CALVIN H. BALL

Sworn to and subscribed before me this fifth day of January, A. D. 1943.

B. F. JOHNSON
Speaker

THE STATE OF DELAWARE }
 COUNTY OF KENT } ss.

I, James Harold King, do solemnly swear that I will support the Constitution of the United States, and the Constitution of the State of Delaware, and that I will faithfully discharge the duties of the office of Assistant Chief Clerk for the House of Representatives in the General Assembly of the State of Delaware, according to the best of my ability.

JAMES HAROLD KING

Sworn to and subscribed to this fifth day of January, A. D. 1943.

B. F. JOHNSON
Speaker

Mr. Willits, on motion for leave, introduced House Bill No. 1, entitled:

An Act making appropriation for the expenses of the State Government for each of the two fiscal years ending June 30, 1944 and June 30, 1945.

Which was read the first time for some length and on motion of Mr. Clark, so much was considered as the first reading of the bill. The bill was read the second time, by title only, and referred to the Committee on Appropriations.

Mr. Willits, having learned that the Hon. James H. Hughes of Dover had fallen and seriously injured himself, made a motion, which was seconded, that the membership of the House express their sympathy to him.

Motion prevailed.

The Speaker directed the Chief Clerk to read the names of the Committees of the House of Representatives of the 109th General Assembly.

ACCOUNTS

Chairman, C. Linden McIlvaine; Willard E. Barcus, James C. Reynolds, Jr., Clarence E. McVey, William Easom.

AGRICULTURE

Chairman, Edward L. Pleasanton; James C. Reynolds, Jr., George A. Swain, Martin Uhler, William J. Rose.

APPROPRIATIONS

Chairman, George R. Clark; Benjamin E. Hicks, R. Maris Pyott, Edward Millman, Francis Q. Lemon.

CHARITY

Chairman, Herman H. Leasure; Raymond B. Phillips, Thomas E. Moore, Harvey H. Lawson, William A. Easom.

CLAIMS

Chairman, Benjamin F. Johnson, Benjamin E. Hicks, W. Roy Willits, Martin Uhler, Francis Q. Lemon.

CORPORATIONS, MUNICIPAL

Chairman, Ralph S. Keenan, Raymond B. Phillips, Benjamin F. Johnson, Edward Millman, James R. Quigley.

CORPORATIONS, PRIVATE

Chairman, Edward Millman; George R. Clark, Samuel B. Bird, Howard F. Schweitzer, James M. Maloney.

EDUCATION

Chairman, Henry D. Cook; Robert Maris Pyott, Edward L. Pleasanton, Albert B. Husbands, Carl A. Hurd.

ELECTIONS

Chairman, Martin Uhler; Thomas E. Moore, Herman H. Leasure, Ralph S. Keenan, Marion Frasher.

FEDERAL RELATIONS

Chairman, Roland Scott; Edward L. Pleasanton, Frank Lawson, George R. Clark, Fred S. Bailey.

FISH, OYSTERS AND GAME

Chairman, Tom Moore; George Swain, Frank Lawson, Robert F. Scott, Harry E. Manlove.

INSURANCE AND BANKING

Chairman, Samuel B. Bird; Clarence E. McVey, Benjamin F. Johnson, Henry D. Cook, Edward S. West.

JUDICIARY AND CRIME

Chairman, Howard F. Schweitzer; C. Linden McIlvaine, Albert B. Husband, Herman H. Leasure, Martin W. Johnson, Jr.

LABOR

Chairman, Samuel B. Bird; W. Roy Willits, Benjamin F. Johnson, George R. Clark, E. S. West.

MANUFACTURES AND COMMERCE

Chairman, Robert Maris Pyott; Albert B. Husband, Benjamin E. Hicks, Edward Millman, Edward S. West.

MILITARY AFFAIRS

Chairman, James C. Reynolds, Jr.; Benjamin E. Hicks, Thomas E. Moore, Samuel B. Bird, James M. Maloney.

MISCELLANEOUS

Chairman, W. Roy Willits; Samuel B. Bird, Benjamin F. Johnson, Henry D. Cook, William Rose.

PASSED BILLS

Chairman, George R. Clark; Willard E. Barcus, Martin W. Johnson, Jr.

PRINTING AND SUPPLIES

Chairman, Samuel B. Bird; Albert B. Husbands, Benjamin F. Johnson, Harvey H. Lawson, Francis Q. Lemon.

PUBLIC HEALTH

Chairman, Frank Lawson; W. Roy Willits, Willard E. Barcus, Harvey H. Lawson, Edward S. West.

PUBLIC HIGHWAYS

Chairman, Harvey H. Lawson; Howard F. Schweitzer, George R. Clark, Ralph S. Keenan, Fred S. Bailey.

REVENUE AND TAXATION

Chairman, Clarence E. McVey; Samuel B. Bird, Robert Maris Pyott, C. Linden McIlvaine, Martin W. Johnson, Jr.

REVISED STATUTES

Chairman, Raymond B. Phillips; Ralph S. Keenan, George A. Swain, Henry D. Cook, William A. Eason.

RULES

Chairman, Willard E. Barcus; Roland Scott, Howard F. Schweitzer, Edward L. Pleasanton, James M. Maloney.

SUPPLIES

Chairman, Howard F. Schweitzer; Martin Uhler, Harvey H. Lawson, Herman H. Leasure, Harry E. Manlove.

TEMPERANCE

Chairman, James C. Reynolds, Jr.; Roland F. Scott, Frank C. Lawson, Jr., Ralph S. Keenan, William J. Rose.

The Speaker announced he is about to sign:

Senate Concurrent Resolution No. 1.

Senate Concurrent Resolution No. 2.

Mr. Frank A. Lawson moved that the House prepare to go to the Senate for the Joint Session.

Motion prevailed.

The members of the House then proceeded in a body to the Senate Chamber.

JOINT SESSION

The President of the Senate called the Joint Session to order, when:

Mr. Yerkes moved that the Senate and House now go in to a Joint Session.

Motion prevailed.

Mr. Yerkes moved that the Secretary of the Senate and the Chief Clerk of the House act as Secretaries of the Joint Session.

Motion prevailed.

Mr. Yerkes moved that a committee of two members from the Senate and two members from the House notify the Governor of the State of Delaware that the General Assembly is now in Joint Session, and ready to receive his message and to escort him to the Senate Chamber.

Motion prevailed.

The Hon. Walter W. Bacon, Governor of Delaware, and the Hon. William J. Storey, Secretary of State, were announced and accompanied by the Joint Committee of the Senate and House, were admitted to the Joint Assembly and welcomed by the President of the Joint Assembly.

MESSAGE
OF
HONORABLE WALTER W. BACON
GOVERNOR OF DELAWARE
TO THE
ONE HUNDRED AND NINTH GENERAL ASSEMBLY
OF THE
STATE OF DELAWARE

Members of the General Assembly of the State of Delaware:

Once again the time has come in Delaware for the Chief Executive of the State to report to a General Assembly on the condition of State affairs.

All our thoughts are colored by world events in which we are unfortunately involved. It is difficult to give undivided thought to the business that confronts us in the government of our own State because our citizens and relatives are taking part in War on widely separated fronts and in many different Countries. Thoughts for their safety and concern about them generally prevent us from appreciating the problems of government with that undivided concern which our own conditions make desirable.

While we are a separate state in the Union and a governmental entity that is confronted with all the problems that a State must meet and attempt to solve, we are still part of our entire nation and upon its safety depends our own continuance. We realize this fact and hence our chief concern is the outcome of the world-wide struggle which still continues. While we read the statements of the leaders of enemy countries, proclaiming an unalterable purpose to prevail, and their determination to form a new world order along lines of their own choosing, we are more determined that our way of life shall not be taken from us and that the institutions which we have built up as a free people with emphasis upon the dignity and worth of the individual and the states, shall not be overthrown. Thus, into conflict has come two opposing ideas of government, one the supremacy of the State and the other the freedom of a people to mold their destiny under a government which has always hitherto endeavored to preserve avenues through which they could work out to a large extent their own ideas of personal advancement and community welfare.

Our chief thought, then, must be the winning of the war. To that purpose we must dedicate our abilities and our energies. We must render not only full cooperation as individuals, but also as a State Government to the end that National effort may be sustained and victory ultimately achieved.

But, however involved the National situation may be, we are a State among the States of our Union. We were the first to ratify that Union's Constitution. We intend to be among the first in our devotion to the National cause. We must, however, give attention also to the problems which confront us purely as a State. There are many of them today. Some will be difficult to solve. We are met here as our State Constitution prescribes to do our best to meet the situation as we find it and to do our work as representatives of the people with their welfare and happiness in mind.

During almost two years of this administration your Executive with the cooperation of other officers and officials of the State has given much thought to the affairs of our various institutions and departments and to the financial situation that Delaware now faces. In the following paragraphs will be given observations and conclusions that have been formed as a result of the investigations and contacts we have made. It is hoped that these suggestions may form the basis for action by the General Assembly in solving some of our difficulties.

In your consideration of these and other suggestions and recommendations, I hope you will feel free to consult with the Governor, and I assure you that a cordial welcome will always await you. All information about State affairs will be freely placed at your disposal. And let us hope that as the result of such a spirit of cooperation and mutual exchange of ideas there may come enactments of real benefit to our people, and of lasting credit to this War Assembly of 1943.

BUDGET REQUIREMENTS FOR BIENNIUM

The agencies of our State Government have worked together to an unprecedented degree in helping to prepare the Budget for the biennium 1944-45. Every attempt has been made by me to keep in close contact with the heads and managers of our School, Highway, Welfare and other governmental departments and agencies before submitting my budget recommendations for the two ensuing fiscal years.

I recommend for your adoption the schedule of expenditures as outlined in the Budget Bill to be submitted as well as the revenue measures for meeting expenditures which I shall propose.

There is no provision in this program for expenditures other than those outlined in this message and it is my considered opinion that additional funds should be provided for any additional appropriations. Upon this policy I hope we are agreed, for the needs of today require a firm hand upon our finances in order to be prepared to meet the emergencies of tomorrow. The most pressing of these emergencies which should promptly receive your attention is the replacement of revenues which have declined and will in all probability continue to decline.

The most substantial losses in our revenue actual and anticipated are approximately as follows:

From Gasoline Taxes and general curtailment of auto driving	\$1,750,000.
From Race Track decreases, if not elimination	350,000.
From Income Tax falling off	650,000.
From Liquor and other Miscellaneous	250,000.
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or a total estimated loss of	\$3,000,000.

Fortunately the credit of the State is of the highest order and our present surplus accumulated by careful management can, it seems, prudently be depended upon to bolster the revenues without requiring the entire three million dollar loss to be replaced by new taxation.

Prudence should also dictate that a working balance of not less than \$2,500,000. should be maintained at all times.

But after resorting to the use of the available portion of the surplus in excess of this conserved working capital, there will still be needed to meet current expenditures for each of the next two years, according to estimates, the sum of \$2,400,000. annually. There is no sound recourse to any means of providing this amount but to taxation, and that to the extent, as I have just stated, of \$2,400,000. per year.

At this point I urge upon you that any tax law enacted be understood as an emergency measure, limited in its duration to the biennium of 1944-45 only, and not as a piece of permanent legislation. The taxation Act should expire December 31, 1944, unless reenacted by a future legislature.

The tax future is now too uncertain and war costs too high for us to think of adding permanent burdens upon our taxpayers.

I recommend that the revenue to meet our emergency be obtained by adopting a Cigarette Tax Law, and by enacting for the calendar years 1943 and 1944 a War Emergency Tax at a rate of 1% upon Gross Incomes in excess of \$500. These methods of taxation were recommended by a committee composed of representatives of all sections of our State, appointed by the State Tax Commissioner in accordance with the law. To this end I will cause appropriate legislation to be introduced for your consideration and adoption.

The yield from these proposed taxes has been estimated to be about \$2,400,000. annually.

This estimated revenue, augmented by a portion of the cash balance as indicated, should amount to \$3,000,000. for each of the next two fiscal years, and will be sufficient to balance current expenditures at the levels recommended.

EXTRAORDINARY EXPENDITURES

A financial program for a war period must provide for more than current expenses.

The costs of living have already risen beyond the ability of the lower-salaried State employees to provide sufficiently for the necessities of life. The State is faced with extraordinary expenses in connection with Civilian Defense and Home Guard activities. To meet these emergencies I recommend that you seriously consider and adopt a budget of extraordinary expenditures which shall provide for a general salary increase applying to salaries of a base rate of \$3,600. or less as of October 31, 1942. These increases should not be of a permanent or basic nature. They should take effect April 1, 1943, and continue only to the end of the biennium; namely, June 30, 1945.

In general the proposal for salary increases provides an annual increase for all State employees receiving a rate of \$3,600. or less per year, so graduated on the basis of salary as of October 31, 1942, that

- (1) Each employee receiving from \$500. to \$1200., inclusive, be granted an increase of \$120. per year;
- (2) Each employee receiving from \$1201. to \$1500., inclusive, be increased by \$150. per year;
- (3) Each employee receiving from \$1501. to \$3600., inclusive, be granted an increase of \$180. per annum.

This plan is intended to relieve the hardships resulting from increased costs of living in salary ranges most affected by such increased costs and should be effective only for the biennium 1944-45.

Under the same category, because of their extraordinary nature, there will be included the costs of operating the State's Defense Activities. In the current biennium these costs have been modest with respect to the great energy being expended by those engaged in them.

The total cost of this emergency program will be \$450,000. per year, divided as follows:

Salary increase	\$400,000.
Defense Activities	25,000.
Home Guard	25,000.

The method of paying for these extraordinary expenses is provided for in the emergency tax proposals, for the very good reason that they are also of an extraordinary and emergency nature. I intend to present a Bill for extraordinary expenditures and urge your approval of these recommendations. But the approval of this Bill will depend entirely upon the enactment of the War Emergency Tax Bill.

In order that my program may provide for protection of our State's credit, of which we are all proud, a Bill will also be presented to you to amend our Constitution, by providing that all payments of Estate Taxes, exceeding the amount of \$1,000,000. collected in a single fiscal year, be used to pay State loans, or be placed in a Sinking Fund for redeeming the State's maturing bonds. Your endorsement of this proposal will fortify the State's position in the credit market.

AGRICULTURE

Our State is especially adapted to the production of fruit, poultry and dairy products, and to the general pursuits of agriculture. In an effort to plan a program which would be beneficial and afford the best approach to serious problems confronting our farm population, frequent meetings have been held with representatives of the various farm interests and in an effort to improve their general conditions, I am submitting the following suggestions for inclusion in a post war construction program:

- (1) A Poultry Research Unit, with necessary equipment at the Experimental Sub-station;

- (2) Greenhouses, Headhouses and Ranges at the Experimental Station; and
- (3) A Poultry Instruction Laboratory and Service Station at the Experimental Station.

Would recommend that as soon as possible there be established at the Experimental Station a clinical laboratory for the diagnosis of animal diseases at a nominal service charge to the farmer and that an extension dairy specialist be appointed as soon as possible.

In submitting our Budget we have allowed the full amount requested for the operation of the Sub-station in Sussex County, in addition to the proposals just made.

Serious consideration has been given to the subject of Bang's Disease, and after several meetings a Bill has been prepared with the endorsement of such meetings and other organized units in our State. This Bill will be introduced for your consideration. It appears to be for the best interests of our Dairy Farmers, and unless some unforeseen objections are raised, I can assure you that it will meet with my approval.

POST WAR CONSTRUCTION PROGRAM

It is well here to advise you that further construction programs for roads, schools, and other building needs, will have my approval only if financed by bond issues rather than from current receipts.

Experience has taught us that Post-War Construction plans are necessary to create economic security for members of our community. In preparing such a program for submission to the Legislature, much consideration has been given to the conditions existing in our several institutions throughout the State, and the program submitted allows for what we consider improvement in the care of those who, because of circumstances beyond their control, are placed under State care. The details of the total post-war building program are as follows:

Industrial School for Colored Girls—

One building for 30 girls	\$	25,000.00
Sewage Disposal Plant		3,000.00

Ferris Industrial School—

One building for 45 boys (now housed in gymnasium)		35,000.00
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Brandywine Sanatorium—

One building for 20 employees	15,000.00
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Delaware State Welfare Home—

One building for 150 male and female colored patients	125,000.00
One building for 60 white female patients ...	50,000.00
Sewage Disposal Plant	25,000.00

Delaware Colony for Feeble-minded—

One building for 40 delinquent boys	40,000.00
One building for 40 delinquent girls	40,000.00
One building for vocational and occupational training, for 60% of the School's children	70,000.00

Delaware State Hospital—

One building for 80 male and female epileptic patients	75,000.00
One building for 50 white male and female alcoholic and drug addicts, without psychosis	50,000.00
One building for 30 white male and female children who are mentally ill	34,000.00
One complete negro unit for 270 male and female patients, with facilities and quarters for negro doctors, nurses, attendants and other employees	350,000.00

Agricultural Improvements—

Poultry research unit and equipment (Substation)	3,000.00
Greenhouses, Headhouses, and Ranges (Experiment Station)	50,000.00
Poultry Instruction Laboratory and Service Building (Experiment Station)	10,000.00

TOTAL.....	\$1,000,000.00
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The above program with necessary legislation is designed to change some of the functions of the institutions involved and will result in improvement in the care of State patients, by providing as follows:

The Delaware State Welfare Home.

- (1) To permit the use of the main building for medical and surgical work and for chronically ill patients.

- (2) To build an adequate home for aged colored men and women.
- (3) And to give additional space for white male and female aged people, particularly of the type that have some mental deterioration and now require special hospital care.
- (4) To house about 50 such cases who are at present housed at the Delaware State Hospital and at Delaware Colony, and
- (5) To build a badly needed sewage disposal system for the Welfare Home.

Delaware Colony for Feeble-minded.

- (1) To permit the transfer of 62 epileptics to Delaware State Hospital where special treatment may be given same. The vacancies caused by such transfer will permit admissions of those now on the waiting list.
- (2) To authorize new buildings which will create facilities for adequate care of delinquent boys and girls, as well as young children between the ages of 3 and 7.
- (3) To increase vocational and occupational training for defective children.

Delaware State Hospital.

- (1) To enable 80 male and female epileptics who are not insane but who need care, treatment and supervision to have adequate care.
- (2) To give 50 male and female alcoholics and drug addicts without psychosis an opportunity to be treated and cared for in a scientific manner.
- (3) To create facilities for the children of our communities who are suffering from some mental illness to insure proper care and treatment and better chances for recovery.
- (4) To build a complete new negro unit which will not only give the patients greater possibilities for cure, but will allow the hospital to employ colored physicians, nurses, and attendants under the guidance and supervision of the hospital's superintendent.

Agriculture.

To aid greatly in affording additional research and practical methods to improve present farming conditions. This will provide opportunities which have too long been neglected by our State.

The present school construction program for which the money set aside by a previous Legislature has been "frozen" for the duration, can be undertaken as soon as building is resumed after the war. These funds, together with the necessary matching funds, are now on deposit, and no further legislative action is needed.

HIGHWAYS

These great assets of our State upon which our general economy is so dependent cannot be expanded until after the war ends. It is also possible that the maintenance of our system of highways may be impaired due to lack of materials and availability of man power during the period of conflict. In spite of the present conditions we should plan for the day when circumstances will again permit expansion and improvement of the system, as well as the reconstruction of those portions which may fail in the interim. I have sought the counsel and advice of the Highway Department in developing the following program, which I submit and for which I solicit your favorable consideration:

- (1) Because of the nature of contracts and methods required in the maintenance and building of roads, it is recommended that all future appropriations, as well as those for the current year, made to the State Highway Department be made non-reverting to the General Fund, and that any funds not expended by the various Divisions of the Department at the end of each year be transferred to its construction account. In making subsequent appropriations to the State Highway Department for construction purposes, the balance on hand would, of course, be taken into consideration to reduce the new construction appropriation by that amount.
- (2) The three major desirable improvements to the highway system, mentioned in the order of magnitude of traffic are—the extension of the Governor Printz Boulevard north of Wilmington to the Delaware-Pennsylvania Line; secondly, the construction of a dual highway from Dover down the West side of the State; and finally the construction of a dual highway down the East side of the State. In order to be in a

position to proceed with such a Post-War program, surveys must be made, rights-of-way acquired, plans developed and the financing arranged. Such a program to be effective in assisting Post-War readjustments must be arranged now and be available when hostilities have ceased. To this end the following procedure is recommended:

The adoption of my recommendation that highway funds be non-reverting in order that the Highway Department may apply unexpended funds to construction purposes; namely, to the acquisition of rights-of-way. In addition to these available funds it is estimated that an amount of approximately \$250,000. will be necessary to acquire the remaining necessary rights-of-way for the entire program. I am convinced that the acquisition of these rights-of-way at this time by the State is highly desirable. They can never, in my judgment, be purchased on a more reasonable basis. Possession of these rights-of-way is necessary to insure prompt effectiveness of the Post-War Program, and I recommend to the members of this Legislature that a bond issue of \$250,000. be authorized and the proceeds thereof be credited to the construction account of the Highway Department.

I further recommend as a means of financing this program coincident with the termination of hostilities that a bond issue of \$2,000,000. be authorized and the proceeds made available for the construction account at such time as funds in an equal amount are available on a more favorable basis than in the past. I recommend that the bond issue be increased proportionately up to a maximum of \$3,000,000.

It is realized that such a conditional appropriation would not insure the completion of the aforementioned program, but it would insure the acquisition of all the necessary rights-of-way and permit the Highway Department to begin a substantial amount of construction promptly upon termination of the present conflict.

In this connection I wish to state that Mr. F. V. duPont, Chairman of the State Highway Commission, has tendered to me a deed, conditional on the adoption of the foregoing program, which deed conveys to the State of Delaware the remaining portion of the right-of-way from Milford to the Delaware-Maryland Line, a part of which has been previously conveyed to the State by Mr. duPont. This right-of-way consists of a

strip of land 160 feet wide and approximately 35 miles long, located immediately adjacent to the present highway. This offer calls for an expression of gratitude to Mr. duPont, and it is my pleasure here to acknowledge it.

All Post-War construction items including roads will have to be covered by a bond issue of \$3,000,000., together with the special issue suggested of \$250,000. Provision for the entire program will be included in Acts to be introduced for your consideration.

CENTRAL PURCHASING AND SELF INSURANCE

Each of these subjects is of importance to the State of Delaware and rather extensive studies of both subjects have been made. Our appreciation is extended to Mr. W. W. Laird, Jr., who has personally financed some of these studies. The difficulties of purchasing during war times and the increased insurance hazards existing because of war conditions, cause us to hesitate to recommend adoption of these measures at this time, but I earnestly recommend continued studies of these subjects and future adoption of both as great money saving measures to the State at the conclusion of the war.

ELECTIONS

The election laws have caused considerable discussion during the past two years and this resulted in appointment of a bi-partisan committee which, in turn, rendered a report to me regarding the subject. After due consideration, I concluded the recommendations were not of such a nature as to require under all the circumstances a Special Session of the Legislature. Since receiving the report, another Election has been held which was followed by little or no criticism of our Election Laws. I do, however, have a few definite changes to suggest to you. The opportunity to purge our registration lists should be increased and some improvement should be made in the matter of appeals. The number of days required for the giving of notice to those who are appealed should be increased to at least five instead of three as the law now provides. The law should be changed to require service of the notice of appeal personally or by registered mail to the last known address, the service to be evidenced by a return receipt when sent by Registered Mail in order that those affected will have actual notice of and ample time to prepare for the appeal proceedings. Furthermore, the records of the cases appealed should become court records. A citizen should not be required more than once to establish his educational or age qualifications. It appears that the enactment providing for the Presidential ballot may need clarifying amendments in certain

particulars. It is recommended, therefore, that a further study be made and that all necessary and proper amendments be adopted so that the law may be properly and efficiently administered during the next and succeeding Presidential Elections.

STATE GROUNDS AND BUILDING COMMITTEE

There appears to be no adequate law to provide for the location of new buildings on the State property in Dover, and to secure uniformity in the buildings which may be erected thereon. The commission which was empowered to secure a large part of such ground ceased to function after the land was obtained and the Legislative Building was erected. No officials appear to have the authority to see that desirable plans are followed. While the need for decisions regarding these matters may not soon arise, it is deemed desirable that the situation be corrected, and that the Governor be empowered to appoint a committee of competent persons to serve without compensation to be known as the Committee on State Buildings and Grounds with authority to require that any future State Buildings erected on the State grounds in Dover be made to conform with recently erected State Buildings as to location, architecture, and all other pertinent matters. This Committee should also have authority to oversee the furnishing of the Governor's office.

WEIGHTS AND MEASURES

The protection of the public from unscrupulous merchants and vendors is a matter of great importance. Much has been accomplished during the past two years to improve these conditions. However, the provisions pertaining to the enforcement of this law should be amended in order to give the Sealers of Weights and Measures sufficient police powers to carry out the duties imposed upon them. The penalty provision should also be changed to make mandatory a prison sentence upon a second conviction. The unscrupulous ones who are willing to pay a fine and continue to prey upon the public would hesitate to continue if more stringent penalties and enforcement provisions were added to this law.

VETERANS

State laws have been passed assuring the re-establishment of State employees in their positions when they return from service in our Armed Forces. I urge that, as far as possible, all private industry adopt similar plans in order that the boys in Service and their dependent relatives may have the least possible worry in this respect under the present trying circumstances.

In order that our State may be in a position to share in any rehabilitation program which may be adopted by the Federal Government as a result of the war, I suggest that a sum of \$50,000. per year be made available in an "Emergency Fund" Bill, which will be introduced.

NATIONAL CEMETERY

It has been brought to my attention that under Federal Law it may be possible to establish a National Cemetery in our State. In order to comply with the requirements necessary to secure such a Cemetery, I intend within a few days to announce the appointment of a Committee of Veterans to work with our State's Washington representatives to secure, if possible, the funds necessary for its establishment. Believing that this attempt on our part is desirable, I ask the General Assembly to enact appropriate legislation endorsing such action.

ECONOMY

It seems unnecessary to mention economy at a time when our revenues are so limited and our necessary demands are so great. However, I must repeat that waste and extravagance must be eliminated. We must today administer our affairs, both private and public, with a full realization that unavoidable obligations never dreamed of before must be met and our ordinary expenses curtailed accordingly. I have no doubt that the members of this Legislature will resolve to reduce their expenditures wherever they can do so and will conclude their duties as promptly as possible.

EMERGENCY FUND

A law providing emergency funds for such unforeseen accidents as bridge washouts, and the like, was passed at the last session of the Legislature. Present conditions warrant the enactment of similar legislation at this time. Extreme care has been exercised in the use of these funds and the expenditures made from them have been very small. Money is not available from appropriations to cover such unforeseen emergencies and authorization to borrow for them will be included in a Bill to be presented.

CIVILIAN DEFENSE

The high degree of cooperation evidenced by those associated with Civilian Defense and all who participated in the Defense activities calls for congratulations which I here express.

Some difficulties have been experienced in perfecting this vital organization as a result of the conflicts and inadequacies of our Defense legislation. These should be corrected by you in order that our laws may conform to necessities placed upon us by the problem of war. It is suggested you consider a bill to suspend or modify such of our Statutes as impede or interfere with the conduct of the war.

I fear such conflicts may occur while you are in recess and only for that reason ask that you consider carefully the delegation to the Chief Executive of the power to suspend the operation of laws detrimental to the Defense effort. It is felt that these powers are necessary when swift and decisive action is required to meet unforeseen emergencies of a very grave nature.

To the same end the powers and duties of the State Council of Defense should be reviewed by you and that law amended to enable our State to conform with the military needs, and at the same time, preserve its right of action as a State.

Provision should be made that legislation of this nature should expire immediately at the end of the war, no matter how urgently it is needed today.

SCHOOLS AND ROADS

We are proud of the public school and road systems of Delaware, and of the advance that has been made in both by the Departments having them in charge. Unusual conditions brought about by war have so reduced our revenues that our ability to finance extension of the work of these departments is very doubtful. We can only hope to retain our present facilities and to continue the high standards that have thus far been achieved.

One recommendation regarding the school system, however, is that the President of the University of Delaware be made an ex-officio member of the State Board of Education. If this recommendation is adopted, it is believed that the knowledge the President of the University of Delaware naturally has of its work, would greatly assist the members of the State Board of Education in any efforts made to correlate the program of the public school system with that of our State University.

HIGHER EDUCATION FOR NEGROES

The improvement of higher educational facilities for Negroes in Delaware is urged. To this end it is recommended that proper steps be taken to have Delaware State College for

Colored Students accredited according to the standards of the Middle States Association. While this is an immediate objective, I further offer for your consideration as a post war program the establishment of proper high school facilities in the lower Counties for which substantial appropriations were made by the 108th General Assembly. As is well known, lack of materials caused by war conditions has delayed the attainment of this objective.

LABOR

Careful consideration of the needs of the average worker under the Unemployment Compensation program, both from the point of view of present and post war economic conditions, leads to recommendations for amendments and revisions of the law to substantially increase benefits.

It is recommended that the maximum amount of weekly benefits be increased from \$15.00 per week, as presently provided, to \$18.00 per week, and that the duration of benefits be extended from a minimum of 8-1/3 weeks to 11 weeks and from a maximum of 13 weeks to 20 weeks. These recommendations will cause an increased sum of about \$250,000. to be paid to unemployed workers in an average year. These changes seem desirable at this time in view of post war readjustment when many workers will be displaced from their regular employment. While this amount may seem high, it will likely be more than offset by the increased premiums received by the Commission from our expanded payrolls during the present period.

The duration of benefits might vary from 11 weeks for a worker with about \$200.00 of base period earnings up to 20 weeks for a worker with \$2000. of base period earnings.

In order to provide adequate guarantee of income during a period of readjustment between demobilization of the men discharged from the armed forces and their re-employment, it is proposed that any ex-serviceman who had been in covered employment prior to his induction be eligible to receive the sum of \$18.00 per week until he finds employment and that such benefits continue for a period not beyond 20 weeks. The matter of re-employment of returning soldiers will be a subject of serious public concern and these benefits will help to provide for the soldiers during the period when they are being adjusted into their former positions or in other work.

It is recommended that the maximum rate of payment by employers be reduced from four percent to three percent; that experience rating be put on a three-year basis to offset a possible drastic yearly readjustment of rates, and that a safety

factor be included in the law to protect the fund. In order to promote rehiring of workers, it is recommended that credit be granted to an employer on his experience rating when a former employee is rehired before his benefits have been exhausted. These credits would be used to reduce an employer's contribution rate, and he would thus be encouraged to keep all lay-offs at an absolute minimum and at shortest possible duration. As a reflection of higher wage rates and in order that the program may more clearly reflect a differentiation between the regularly employed worker for whom greatly increased benefits are recommended and those occasional workers whose earnings serve only to supplement the family income and who are not, or do not wish to be, steadily employed, we propose that the required qualifying earnings during the base year should be raised from \$125. to \$200.

After further study it is believed to be desirable to liberalize certain provisions of the Workmen's Compensation Law, and it is recommended that the following amendments be adopted:

- (1) That amputation at the ankle or the amputation of any part of the foot other than the toes shall be considered as the equivalent of the loss of a foot;
- (2) That when death results from any injury the allowance for burial expenses be increased from One Hundred and Seventy-five (\$175.00) Dollars to Three Hundred (\$300.00) Dollars;
- (3) That Volunteer Fire Companies be permitted to participate in the benefits of this law if they so elect.

PROPOSED CONSTITUTIONAL AMENDMENTS

Attention is called to amendments to the Constitution proposed by the last session of the Assembly. It is particularly important that the Absentee Voting Amendment and the Amendment pertaining to the cost of the Legislature receive your prompt attention. I would earnestly urge their adoption. The number of employees provided by the provisions of the latter proposed amendment is ample to conduct the business of the General Assembly. Should this proposed amendment fail of adoption at this time and should a later session of the Assembly select a larger number of employees than the proposed amendment provides, the responsibility will rest squarely upon the members of this General Assembly.

NEW PROPOSED AMENDMENTS

The following proposals for Amendments to our Constitution are submitted for your consideration and adoption for the first time, to provide:

- (1) That all Estate Taxes collected in any fiscal year in excess of \$1,000,000. be used for the payment of loans of the State of Delaware, or placed in a Sinking Fund for redemption of State bonds as they mature;
- (2) That no business be transacted at any Special Session of the Legislature except that for which the Session was specifically called. In order to guard against unforeseen circumstances and events, it is suggested, however, that provision be made that three-fourths of all of the members elected to each House of the General Assembly by Resolution, approved by the Governor, may add to the business set forth in the Governor's Call. There should also be delegated to the Governor, in addition to the authority to convene, the power to finally adjourn a Special Session of the General Assembly;
- (3) That the sole power to authorize the issuance of State Bonds should reside in the General Assembly of the State, and that no State Department or Agency should at any time be clothed with such authority;
- (4) That no increase be made in the Budget submitted by the Governor, nor any other legislation be passed requiring payments of State monies, unless a Bill to provide the revenue therefor in amount similar to amounts of such payments or additional appropriations be passed to provide the funds for same, excepting, however, any Appropriation Bill providing for the payment of any bonded obligation of the State.

During the present Session I will be governed by the principles in this last suggestion in considering legislation before giving same my approval.

CONCLUSION

This program, if adopted, promises to keep our State in the enviable financial position it enjoys among its sister States, and maintain its creditable position in matters of education, roads, social welfare, and those intimate aids we render our people. We hope it will help to meet the challenge of the un-

certain future and lay the ground-work for the reestablishment of the freedom of enterprise and the pursuance of peace-time occupations when this war shall end in victory.

I will be very happy to discuss with the members of the Assembly the details of this program. If it is adopted, I trust that it will react to the happiness and prosperity of the people in all sections of our State.

Respectfully submitted,

WALTER W. BACON
Governor

Mr. Yerkes moved that the Secretaries of the Joint Session compare their respective notes.

Motion prevailed.

The Secretary of the Senate announced to the President of the Joint Assembly that the Secretaries of the Joint Session had compared their notes and found that they agreed.

Mr. Yerkes then moved that the two Houses now separate, to reconvene in their respective chambers.

Motion prevailed.

Same Day, Later

House reconvened and was called to order by the Speaker, when Mr. Willits moved that the House adjourn until Wednesday, January 6th, 1943, at 11 o'clock.

Motion prevailed.

❖*SECOND LEGISLATIVE DAY*❖

Dover, Delaware, January 6, 1943, 12:30 o'clock P. M.

House met pursuant to adjournment.

Prayer by Chaplain Robert G. Conner.

Roll Call.

Members Present — Bailey, Barcus, Bird, Clark, Cook, Eason, Frasher, Hicks, Hurd, Husbands, Johnson, Martin W., Keenan, Lawson, F., Lawson, H. H., Leasure, Lemon, Maloney, Manlove, McIlvaine, McVey, Millman, Moore, Phillips, Pleasanton, Pyott, Quigley, Reynolds, Rose, Schweitzer, Scott, Swain, Uhler, West, Willits, Mr. Speaker—35.

Mr. Willits moved that the reading of the Journal be dispensed with.

Motion prevailed.

No communications.

No reports from Special Committees.

No reports from Standing Committees.

On motion for leave, Mr. Willits introduced House Bill No. 2, entitled:

An Act appropriating money to the Delaware Commission for the Blind for expenses for each of the two Fiscal Years ending June 30, 1944, and June 30, 1945.

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

On motion for leave, Mr. Pleasanton introduced House Bill No. 3, entitled:

An Act appropriating money to the "Board of Managers of the Detention Home" for salaries and wages.

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

On motion for leave, Mr. Husbands introduced House Bill No. 4, entitled:

An Act appropriating money to Layton Home for Aged Colored People.

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

On motion for leave, Mr. Leasure introduced House Bill No. 5, entitled:

An Act agreeing to the Proposed Amendments of Article 5 of the Constitution of the State of Delaware relating to Elections.

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

Mr. Willits, on motion for leave, introduced House Resolution No. 5, entitled:

HOUSE RESOLUTION NO. 5

Authorizing the State Librarian to furnish Stationery and other Supplies.

BE IT RESOLVED by the House of Representatives of the 109th General Assembly that the State Librarian be and he hereby is authorized and directed to furnish to the Chaplain, Document Clerk, Assistant Document Clerk, Sergeant-at-Arms, Steonographers, Mail Clerk, Assistant Mail Clerk, Telephone Messenger, Messenger, Cloak Room Attendant and Janitor stationery and other supplies, the cost of which shall not exceed the sum of \$15.00 for each.

On motion of Mr. Willits that House House Resolution No. 5 be adopted.

Motion prevailed.

Mr. Willits, at 1:30 P. M., moved that the House recess until 2:30 o'clock P. M.

Motion prevailed.

Same Day, 2:40 o'clock P. M.

House met at expiration of recess.

On motion for leave, Mr. Hicks introduced House Resolution No. 6, entitled:

HOUSE RESOLUTION NO. 6

Authorizing the State Librarian to furnish Stationery and other Supplies.

BE IT RESOLVED by the House of Representatives of the 109th General Assembly that the State Librarian be and he hereby is authorized and directed to furnish to the members of the House of Representatives, the Speaker's Clerk, Chief Clerk, the Assistant Chief Clerk, the Reading Clerks and the Bill Clerks stationery and other supplies, the cost of which shall not exceed the sum of \$25.00 for each; and

BE IT FURTHER RESOLVED that the State Librarian be and he hereby is authorized and directed to furnish to each of the three attorneys serving the two Houses of the present session stationery and other supplies, the cost of which shall not exceed the sum of \$12.50 for each.

On motion of Mr. Hicks that House Resolution No. 6 be adopted.

Motion prevailed.

On motion for leave, Mr. Keenan introduced House Resolution No. 7, entitled:

HOUSE RESOLUTION NO. 7

Authorizing Partial Payments to Members of the House of Representatives on account of Compensation.

BE IT RESOLVED that the Treasurer of the State of Delaware be and he hereby is authorized and directed to pay from the general fund of the State Treasury of the State of Delaware, upon order of the Speaker of the House of Representatives, to each or any member of the House of Representatives such sum or sums as may be due such member or members at the time such order is made as a part payment and compensation due such member or members of the House of Representatives; provided that the total of all such payments to any member shall not at any time be in excess of the total sum due such member under the provisions of Section 15, Article 2 of the Constitution of Delaware.

On motion of Mr. Keenan that House Resolution No. 7 be adopted.

Motion prevailed.

On motion for leave, Mr. Phillips introduced House Resolution No. 8, entitled:

HOUSE RESOLUTION NO. 8

Authorizing the State Librarian to furnish Supplies.

BE IT RESOLVED by the House of Representatives of the 109th General Assembly that the State Librarian be and he hereby is authorized and directed to furnish the stenographers at the House of Representatives such supplies as may be necessary for the performance of their duties as such stenographers.

On motion of Mr. Phillips that House Resolution No. 8 be adopted.

Motion prevailed.

On motion for leave, Mr. Scott introduced House Bill No. 6, entitled:

An Act making appropriation for a State Emergency Fund for Certain Emergencies and Conditions not otherwise provided for, for the respective years of the biennium July 1, 1943 to June 30, 1945 and prescribing limitations upon use thereof and the powers and duties of the Permanent Budget Commission in relation thereto.

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

On motion for leave, Mr. Husbands introduced House Resolution No. 9, entitled:

HOUSE RESOLUTION NO. 9

Extending the Privileges of the Floor to certain persons.

BE IT RESOLVED by the House of Representatives of the 109th General Assembly that the privileges of the floor be accorded to the ex-members of the House, members and ex-members of the Senate, members and ex-members of the United States Senate and the United States House of Representatives, the Governor, other State Officers, and representatives of the press, and that the privileges of the floor to address the House or to confer with members may be granted to others by a majority of the vote of the House.

On motion of Mr. Husbands that House Resolution No. 9 be adopted.

Motion prevailed.

On motion for leave, Mr. Pyott introduced House Bill No. 7, entitled:

An Act appropriating moneys to certain Hospitals in the State of Delaware.

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

On motion for leave, Mr. H. H. Lawson introduced House Bill No. 8, entitled:

An Act to provide for the Purchase and Construction of New and Improved Buildings, Ground and Equipment for certain State Institutions and the University of Delaware and relating to the cost thereof, making appropriation and providing for the means of Payment, to finance a Post-War Improvement Program, and providing an effective date for said Appropriations.

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

On motion for leave, Mr. F. A. Lawson introduced House Bill No. 9, entitled:

An Act agreeing to the Proposed Amendment of Section 15, of Article 2 of the Constitution of the State of Delaware, relating to the Compensation of the Members and Presiding Officers of the General Assembly, and fixing the maximum number of Employees thereof.

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

On motion for leave, Mr. Hicks introduced House Resolution No. 10, entitled:

HOUSE RESOLUTION NO. 10

BE IT RESOLVED by the House of Representatives of the 109th General Assembly of the State of Delaware, that House Resolution No. 3 in reference to election of officers be amended by striking out "9—Assistant Document Clerk. . . . Calvin H. Ball" and inserting in lieu thereof "9—Assistant Document Clerk. . . . Frank Rapp."

On motion of Mr. Hicks that House Resolution No. 10 be adopted.

Motion prevailed.

On motion for leave, Mr. Willits introduced House Bill No. 10, entitled:

An Act making Appropriations to the State Highway Department for the Construction and Reconstruction of Roads, Highways and Bridges of the State and for Expenditures incidental thereto and providing conditions under which Appropriations are made to the said Department and providing the time when such Appropriations shall become effective and the monies from which said Appropriations shall be paid.

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

On motion for leave, Mr. Barcus introduced House Bill No. 11, entitled:

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

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

On motion of Mr. Willits, at 4:55 P. M., that the House adjourn until Thursday, January 7, 1943, at 12:00 o'clock noon.

Motion prevailed.

«THIRD LEGISLATIVE DAY»

Dover, Delaware, January 7, 1943, 12:30 o'clock P. M.

House met pursuant to adjournment.

Prayer by Chaplain Robert G. Conner.

Roll Call.

Members Present — Bailey, Barcus, Bird, Clark, Cook, Easom, Frasher, Hurd, Husbands, Johnson, Martin W., Keenan, Lawson, F., Lawson, H. H., Leasure, Lemon, Maloney, Manlove, McIlvaine, McVey, Millman, Moore, Phillips, Pleasanton, Pyott, Quigley, Reynolds, Rose, Schweitzer, Scott, Swain, Uhler, West, Willits, Mr. Speaker—34.

Absent—Mr. Hicks—1.

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

Motion prevailed.

Speaker Johnson administered the oath of office to Frank Rapp, Assistant Document Clerk; also to Mr. Irvin C. King, Assistant to Chief Clerk, as follows:

THE STATE OF DELAWARE	} ss.
COUNTY OF KENT	

I, Frank Rapp, do solemnly swear that I will support the Constitution of the United States, and the Constitution of the State of Delaware, and that I will faithfully discharge the duties of the office of Assistant Document Clerk for the House of Representatives in the General Assembly of the State of Delaware, according to the best of my ability.

FRANK RAPP

Sworn to and subscribed to this seventh day of January,
A. D. 1943.

B. F. JOHNSON
Speaker

THE STATE OF DELAWARE }
COUNTY OF KENT } ss.

I, Irvin C. King, Jr., do solemnly swear that I will support the Constitution of the United States, and the Constitution of the State of Delaware, and that I will faithfully discharge the duties of the office of Assistant Bill Clerk for the House of Representatives in the General Assembly of the State of Delaware, according to the best of my ability.

IRVIN C. KING, JR.

Sworn to and subscribed to this seventh day of January, A. D. 1943.

B. F. JOHNSON
Speaker

Speaker Johnson announced to the members of the House the death of Representative Hicks' mother. The Speaker and other members of the House expressed their sympathy for Representative Hicks.

Speaker Johnson caused to be read two letters—one from Chamber of Commerce and the other from Milford School District. Both were ordered filed.

On motion for leave, Mr. Willits introduced House Bill No. 12, entitled:

An Act to amend Chapter 6 of the Revised Code of Delaware (1935) by providing for a Tax on the Sale of Cigarettes and the administration and enforcement thereof and making appropriation for the expenses incurred therein.

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

On motion for leave, Mr. Bird introduced House Resolution No. 11, entitled:

HOUSE RESOLUTION NO. 11

Awarding a Contract for the Printing of the House Calendar and the House Index.

BE IT RESOLVED by the House of the 109th General Assembly, that the offer received by the Committee on Supplies and Printing from James F. Allee, Jr., trading as The State Sentinel to print, furnish and deliver the House Index and the

House Calendar for the regular session of the 109th General Assembly at the same price, said price being, for the Index Five Dollars and Fifty-Five Cents (\$5.55) per page for the first three hundred copies, and for the Calendar Four Dollars and Seventy-Six Cents (\$4.76) per page for the first three hundred copies, and in accordance with the same specifications and upon the same terms and conditions as the Senate Index and the Senate Calendar were printed, furnished and delivered, for the 108th General Assembly; and

BE IT FURTHER RESOLVED that the passage of this Resolution shall constitute a contract with James F. Allee, Jr., trading as The State Sentinel, for the said printing, incorporating herein the specifications, terms and conditions for the printing of the Senate Calendar and Senate Index at the 108th General Assembly.

On motion of Mr. Bird House Resolution No. 11 was adopted.

On motion for leave, Mr. B. F. Johnson introduced House Bill No. 13, entitled:

An Act appropriating certain money to Palmer Home, Incorporated.

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

On motion for leave, Mr. Husbands introduced House Bill No. 14, entitled:

An Act appropriating money to the Delaware Society for the Prevention of Cruelty to Animals.

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

On motion for leave, Mr. Willits introduced House Resolution No. 12, entitled:

HOUSE RESOLUTION NO. 12

Authorizing the Clerk to obtain Supplies.

BE IT RESOLVED by the House of Representatives of the 109th General Assembly that the Clerk of the House of Representatives be and he hereby is authorized and directed to procure from the State Librarian all necessary books, forms, seals, blanks and other stationery as may be required for the proper conducting of the business of said House.

On motion of Mr. Willits House Resolution No. 12 was adopted.

House recessed until 2:00 o'clock P. M.

Same Day, Later

House met at expiration of recess.

On motion for leave, Mr. Clark introduced House Bill No. 15, entitled:

An Act authorizing the State Treasurer to purchase certain Highway Improvement Bonds and State Aid Bonds issued by the Levy Courts of New Castle, Kent and Sussex Counties and maturing during the Fiscal Biennium ending June 30, 1945.

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

On motion for leave, Mr. Clark introduced House Bill No. 16, entitled:

An Act appropriating moneys from the State Treasury for the purpose of paying the interest on certain Highway Improvement Bonds and State Aid Bonds issued by the Levy Courts of New Castle, Kent and Sussex Counties, during the Fiscal Biennium of the State of Delaware ending June 30, 1945.

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

Mr. Clark moved a recess at the call of the Chair.

Motion prevailed.

Same Day, 3:00 o'clock P. M.

House met at expiration of recess.

On motion for leave, Mr. Bailey introduced House Resolution No. 13, entitled:

HOUSE RESOLUTION NO. 13

In respect to the Death of Thirza Louise Hicks, mother of Representative Benjamin E. Hicks.

WHEREAS, the House has learned with the deepest regret of the death on January 6th, 1943, of Thirza Louise Hicks, mother of Honorable Benjamin E. Hicks, a member of the House of Representatives from the Eighth Representative District of New Castle County; and

WHEREAS, it is fitting that the House give expression of sympathy to the family of the said decedent and the family of the Honorable Benjamin E. Hicks;

NOW, THEREFORE, BE IT RESOLVED, that the House of the 109th General Assembly of the State of Delaware does hereby extend to the family of the said decedent, Thirza Louise Hicks, and to the Honorable Benjamin E. Hicks and to his family the sincere sympathy of this body in their loss and sorrow; and

BE IT FURTHER RESOLVED that a copy of this resolution be spread upon the Journal, a copy delivered to the Press and a copy sent to the family of the deceased.

On motion of Mr. Bailey House Resolution No. 13 was adopted.

On motion for leave, Mr. Husbands introduced House Resolution No. 14, entitled:

HOUSE RESOLUTION NO. 14

Authorizing State Librarian to furnish Document Clerk with Postage.

BE IT RESOLVED by the House of Representatives that the State Librarian be and he is hereby authorized and directed to furnish to the Document Clerk of the House of Representatives, postage stamps in the amount of Twenty-five Dollars (\$25.00).

On motion of Mr. Husbands House Resolution No. 14 was adopted.

On motion for leave, Mr. Phillips introduced House Bill No. 17, entitled:

An Act appropriating money to the G. A. R. Department of Delaware.

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

On motion for leave, Mr. Willits introduced House Bill No. 18, entitled:

An Act appropriating money to the Veterans of Foreign Wars, Department of Delaware.

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

On motion for leave, Mr. Willits introduced House Bill No. 19, entitled:

An Act appropriating money to the United Spanish War Veterans, Department of Delaware.

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

On motion for leave, Mr. Schweitzer introduced House Bill No. 20, entitled:

An Act appropriating money for the Burial of Indigent Soldiers, Sailors and Marines.

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

There being no further business before the House, Mr. Wilits moved that the House adjourn until January 11, 1943, at 12:00 o'clock noon.

Motion prevailed.

«FOURTH LEGISLATIVE DAY»

Dover, Delaware, January 11, 1943, 12 o'clock Noon

House met pursuant to adjournment.

Prayer by the Chaplain, Rev. Robert G. Conner.

Roll called.

Members Present — Bailey, Barcus, Bird, Clark, Cook, Eason, Frasher, Hicks, Hurd, Husbands, Johnson, Keenan, Lawson, F. A., Lawson, H. H., Leasure, Lemon, Maloney, Manlove, McIlvaine, McVey, Millman, Moore, Phillips, Pleasanton, Pyott, Quigley, Reynolds, Rose, Schweitzer, Scott, Swain, Uhler, West, Willits, Mr. Speaker—35.

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

Motion prevailed.

No communications.

No reports from Special Committees.

No reports from Standing Committees.

On motion for leave, Mr. Bird introduced House Resolution No. 15, entitled:

HOUSE RESOLUTION NO. 15

Paying certain Expenses of the House of Representatives.

BE IT RESOLVED by the House of Representatives of the 109th General Assembly that the following amount be and the same is hereby appropriated out of any money in the State Treasury, not otherwise appropriated, on account of expenses connection with the present Session, viz:

Matthews Brothers, Inc., for Pocket Seal for	
Bill Clerk	\$5.50

On motion of Mr. Bird that House Resolution No. 15 be adopted.

Motion prevailed.

Mr. Benjamin E. Hicks thanked members of the Legislature for the resolution of sympathy on the death of his mother, Thirza Louise Hicks.

Mr. Willits moved that the House recess until 2:00 P. M.

Motion prevailed.

Same Day, 2:00 o'clock P. M.

House met at expiration of recess.

On motion for leave, Mr. Bird introduced House Resolution No. 16, entitled:

HOUSE RESOLUTION NO. 16

In respect to the Payment for certain Printing.

BE IT RESOLVED by the House of Representatives of the 109th General Assembly that the following amount be and the same hereby is appropriated out of any money in the State Treasury, not otherwise appropriated, on account of printing expenses connected with the present session, viz:

Milford Chronicle Publishing Co., Inc.,
for six Roll Call Books \$35.00

On motion of Mr. Bird that House Resolution No. 16 be adopted.

Motion prevailed.

On motion for leave, Mr. F. A. Lawson introduced House Bill No. 21, entitled:

An Act making Appropriations for increases in the salaries of Employees of the State for the Fiscal Years beginning July 1, 1943 and July 1, 1944 and ending June 30, 1944 and June 30, 1945, respectively.

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

On motion for leave, Mr. Willits introduced House Bill No. 22, entitled:

An Act to amend Chapter 6 of the Revised Code of Delaware (1935) by providing for a War Emergency Tax on Gross Income, for the Calendar Years 1943 and 1944 and to provide for the ascertainment, assessment and collection thereof and to provide penalties for the violation of the terms of this Act.

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

On motion of Mr. Clark, duly seconded, the privilege of the floor was granted to Mr. James.

On motion for leave, Mr. Clark introduced House Bill No. 23, entitled:

An Act making Appropriation for salaries increment to the State Board of Education, to the Board of Education in Wilmington and to each of the Boards of Education of the Special School Districts and providing a method for the allotment thereof.

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

Annual Report of Parole Board for years ending June 21, 1941 and June 21, 1942, was ordered filed.

Mr. Bailey moved that a sufficient number of House Bill No. 22 be printed.

Motion prevailed.

Mr. Clark moved that two hundred copies of House Bill No. 22 be printed.

Motion prevailed.

On motion for leave, Mr. Phillips introduced House Bill No. 24, entitled:

An Act appropriating money to the Delaware Industrial School for Girls.

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

On motion for leave, Mr. Willits introduced House Concurrent Resolution No. 1, entitled:

HOUSE CONCURRENT RESOLUTION NO. 1

Directing the Appointment of a Committee to Arrange for a Suitable Program for Observance of Lincoln's Birthday.

BE IT RESOLVED by the House of Representatives of the 109th General Assembly of the State of Delaware, the Senate concurring therein:

That the Speaker of the House of Representatives and the President of the Senate of the 109th General Assembly, be and they are hereby authorized and directed to appoint three members from their respective Houses to constitute a Committee to arrange for a suitable Program for the Observance of Lincoln's Birthday.

Mr. Willits moved that House Concurrent Resolution No. 1 be adopted.

Motion prevailed.

On motion for leave, Mr. Bird introduced House Bill No. 25, entitled:

An Act proposing an amendment to Article VIII of the Constitution of the State of Delaware relating to the borrowing of money or the creation of debt by or on behalf of the State of Delaware.

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

On motion for leave, Mr. Pyott introduced House Bill No. 26, entitled:

An Act authorizing the Judges of the Supreme Court of the State of Delaware to expend a sum or sums not to exceed in the aggregate \$1,000.00 from monies heretofore appropriated for the use of the Law Judges under Chapter 221 of Volume 43, Laws of Delaware for the purpose of Painting, Purchasing Shades and Decorating the Supreme Courtroom of the State of Delaware.

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

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

House Concurrent Resolution No. 1, entitled:

Directing the Appointment of a Committee to Arrange for a Suitable Program for Observance of Lincoln's Birthday.

And returned the same to the House.

Mr. Willits moved that the House adjourn until January 12, 1943, 12:00 o'clock Noon.

Motion prevailed.

«FIFTH LEGISLATIVE DAY»

Dover, Delaware, January 12, 1943, 12:25 o'clock P. M.

House met pursuant to adjournment.

Prayer by the Chaplain, Rev. Robert G. Conner.

Roll called.

Members Present — Bailey, Barcus, Bird, Clark, Cook, Eason, Frasher, Hicks, Hurd, Husbands, Johnson, Keenan, Lawson, F. A., Lawson, H. H., Leasure, Lemon, Maloney, Manlove, McIlvaine, McVey, Millman, Moore, Phillips, Pleasanton, Pyott, Quigley, Reynolds, Rose, Schweitzer, Scott, Swain, Uhler, West, Willits, Mr. Speaker—35.

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

Motion prevailed.

On motion for leave, Mr. Bird introduced House Resolution No. 17, entitled:

HOUSE RESOLUTION NO. 17

For the Payment of Certain Printing.

BE IT RESOLVED by the House of Representatives of the 109th General Assembly that the following amount be and the same hereby is appropriated out of any money in the State Treasury, not otherwise appropriated, on account of printing expenses connected with the present session, viz:

The Dover Index for 13 Sets Forms.....\$60.00

Mr. Bird moved that House Resolution No. 17 be adopted.

Motion prevailed.

On motion for leave, Mr. Clark introduced House Bill No. 27, entitled:

An Act appropriating money to Board of Managers of the Council of State Governments.

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

On motion for leave, Mr. Schweitzer introduced House Bill No. 28, entitled:

An Act appropriating money to the American Legion, Department of Delaware.

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

On motion for leave, Mr. McIlvaine introduced House Bill No. 29, entitled:

An Act appropriating certain monies for the Support and Maintenance of the District Library Commissions of the State of Delaware.

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

The Speaker announced Mr. McVey as chairman of the Committee on Revenue and Taxation, replacing Mr. Willits.

A communication from the Newark Public School was presented by Mr. Cook and was ordered filed.

A communication was read from Kraft Cheese Corporation, requesting a copy of the Governor's Speech.

The request was ordered granted.

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

Senate Bill No. 1, entitled:

An Act conferring power upon the Governor, during the Recess of the General Assembly, to suspend or modify Statutes impeding or interfering with the Proper Conduct of the War and prescribing the circumstances under which such action may be taken, the Legislative Standards guiding and controlling the same, the Limitations and Restrictions applicable thereto and the Period of Effectiveness thereof.

And presented the same to the House.

The Chair presented Senate Bill No. 1, entitled:

An Act conferring power upon the Governor, during the Recess of the General Assembly, to suspend or modify Statutes impeding or interfering with the Proper Conduct of the War and prescribing the circumstances under which such action may be taken, the Legislative Standards guiding and controlling the same, the Limitations and Restrictions applicable thereto and the Period of Effectiveness thereof.

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

On motion for leave, Mr. Willits for Mr. B. F. Johnson, introduced House Joint Resolution No. 1, entitled:

Appointing Directors on the part of the State for Farmers Bank of the State of Delaware.

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

On motion for leave, Mr. Willits introduced House Resolution No. 18, entitled:

HOUSE RESOLUTION NO. 18

In reference to Election of Assistant Chief Clerk of the House.

BE IT RESOLVED by the House of Representatives of the 109th General Assembly of the State of Delaware that the following named person be and he is hereby elected to the office appearing opposite his name, to serve during the pleasure of the House of Representatives:

Assistant Chief Clerk.....Irving C. King, Jr.

Mr. Willits moved that House Resolution No. 18 be adopted.

Motion prevailed.

Mr. Willits moved that the House recess until 2:15 o'clock P. M.

Motion prevailed.

Same Day, 3:50 o'clock P. M.

House met at expiration of recess.

On motion for leave, Mr. Bailey introduced House Bill No. 30, entitled:

An Act proposing an amendment to Article VIII of the Constitution of the State of Delaware relating to the Borrowing of Money or the Creation of Debt by or on behalf of the State of Delaware.

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

Mr. Willits, on behalf of the Committee on Miscellaneous, to whom had been referred House Bill No. 12, entitled:

An Act to amend Chapter 6 of the Revised Code of Delaware (1935) by providing for a Tax on the Sale of Cigarettes and the administration and enforcement thereof and making appropriation for the expenses incurred therein.

Reported the same back to the House favorably.

W. ROY WILLITS
SAMUEL B. BIRD
HENRY D. COOK
B. F. JOHNSON
W. J. ROSE

Mr. Clark, on behalf of the Committee on Appropriations, to whom had been referred House Bill No. 26, entitled:

An Act authorizing the Judges of The Supreme Court of the State of Delaware to expend a sum or sums not to exceed in the aggregate \$1,000.00 from monies heretofore appropriated for the use of the Law Judges under Chapter 221 of Volume 43, Laws of Delaware for the purpose of Painting, Purchasing Shades and Decorating the Supreme Courtroom of the State of Delaware.

Reported the same back to the House favorably.

G. R. CLARK
E. MILLMAN
R. M. PYOTT
B. E. HICKS
F. Q. LEMON

On motion for leave, Mr. Quigley introduced House Bill No. 31, entitled:

An Act concerning the Investment of the Proceeds of Sales of Real Estate by the Trustees of the New Castle Common.

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

Mr. Willits moved that the House adjourn until 12:00 o'clock noon, January 13, 1943.

Motion prevailed.

¶SIXTH LEGISLATIVE DAY¶

Dover, Delaware, January 13, 1943, 12:40 o'clock P. M.

House met pursuant to adjournment.

Prayer by the Chaplain, Rev. Robert G. Conner.

Roll called.

Members Present — Bailey, Barcus, Bird, Clark, Cook, Eason, Frasher, Hicks, Hurd, Husbands, Johnson, Keenan, Lawson, F. A., Lawson, H. H., Leasure, Lemon, Maloney, Manlove, McIlvaine, McVey, Millman, Moore, Phillips, Pleasanton, Pyott, Quigley, Reynolds, Rose, Schweitzer, Scott, Swain, Uhler, West, Willits, Mr. Speaker—35.

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

Motion prevailed.

Mr. Willits moved that the House recess until 2:00 o'clock P. M.

Motion prevailed.

Same Day, 2:10 o'clock P. M.

House met at expiration of recess.

No communications.

No reports from Special Committees.

Mr. Bird, on behalf of the Committee on Insurance and Banking, to whom had been referred House Joint Resolution No. 1, entitled:

Appointing Directors on the part of the State for the Farmer's Bank of the State of Delaware.

Reported the same back to the House favorably.

SAMUEL B. BIRD
CLARENCE E. McVEY
HENRY D. COOK
B. F. JOHNSON
EDWARD S. WEST

On motion for leave, Mr. Willets introduced House Resolution No. 19, entitled:

HOUSE RESOLUTION NO. 19

Authorizing Payments on Account to Attaches and Employees.

BE IT RESOLVED, That the Treasurer of the State of Delaware, be and he is hereby authorized and directed to pay from the General Fund of the State Treasury of the State of Delaware, upon the order of the Speaker of the House of Representatives, the sum of Fifty (\$50.00) Dollars to each attache of the House of Representatives as a part payment and compensation due such attache of the House of Representatives.

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

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

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

YEAS—Messrs. Bailey, Barcus, Bird, Clark, Cook, Easom, Frasher, Hicks, Hurd, Husbands, Johnson, Keenan, Lawson, F. A., Lawson, H. H., Leasure, Lemon, Maloney, Manlove, McIlvaine, McVey, Millman, Moore, Phillips, Pleasanton, Pyott, Quigley, Reynolds, Rose, Schweitzer, Scott, Swain, Uhler, West, Willits, Mr. Speaker—35.

NAYS—None.

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

The Chair called a ten minute recess.

Same Day, 3:00 o'clock P. M.

House met at expiration of recess.

On motion of Mr. Clark, House Bill No. 26, entitled:

An Act authorizing the Judges of the Supreme Court of the State of Delaware to expend a sum or sums not to exceed in the aggregate \$1,000.00 from monies heretofore appropriated for the use of the Law Judges under Chapter 221 of Volume 43, Laws of Delaware for the purpose of Painting, Purchasing Shades and Decorating the Supreme Courtroom of the State of Delaware.

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

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

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

YEAS—Messrs. Bailey, Barcus, Bird, Clark, Cook, Easom, Frasher, Hicks, Hurd, Husbands, Johnson, Keenan, Lawson, F. A., Lawson, H. H., Leasure, Lemon, Maloney, McIlvaine, McVey, Millman, Moore, Phillips, Pleasanton, Pyott, Quigley, Reynolds, Rose, Schweitzer, Scott, Swain, Uhler, West, Willits, Mr. Speaker—34.

NAYS—None.

ABSENT—Mr. Manlove—1.

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

And was ordered to the Senate for concurrence.

On motion of Mr. Willits, House Amendment No. 1 to House Bill No. 12, entitled:

Amend House Bill No. 12 by inserting in the third line of Section 3 of said Bill, after the words "After the first day of June, 1943" the following: And up to and including the thirty-first day of May, 1945.

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

On the question, "Shall Amendment No. 1 to House Bill No. 12 pass the House?"

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

YEAS—Messrs. Bailey, Barcus, Bird, Clark, Cook, Easom, Frasher, Hicks, Hurd, Husbands, Johnson, Keenan, Lawson, F. A., Lawson, H. H., Leasure, Lemon, Maloney, Manlove, McIlvaine, McVey, Millman, Moore, Phillips, Pleasanton, Quigley, Reynolds, Rose, Schweitzer, Scott, Swain, Uhler, West, Willits, Mr. Speaker—34.

NAYS—None.

ABSENT—Mr. Pyott—1.

So the question was decided in the affirmative and Amendment No. 1 to House Bill No. 12 having received the required constitutional majority, was adopted.

On motion of Mr. Willits, House Amendment No. 2 to House Bill No. 12, entitled:

Amend House Bill No. 12 by striking out all of paragraph (A) of Section 5 of said Bill and by substituting in lieu thereof the following:

(A) During the period beginning June 1, 1943 and continuing to and including May 31, 1945 it shall be unlawful for any person to continue to engage in or to begin to engage in, the sale of cigarettes at wholesale within this State or for any person excepting commissaries, ships stores and voluntary unincorporated organizations of the Army or Navy personnel operating under regulations promulgated by the Secretary of War or Secretary of the Navy, to continue to engage in or begin to engage in the sale of cigarettes at retail within this State unless a cigarette permit or permits shall have been issued to him as hereinafter prescribed.

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

On the question, "Shall Amendment No. 2 to House Bill No. 12 pass the House?"

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

YEAS—Messrs. Bailey, Barcus, Bird, Clark, Cook, Easom, Frasher, Hicks, Hurd, Husbands, Johnson, Keenan, Lawson, F. A., Lawson, H. H., Leasure, Lemon, Maloney, Manlove, McIlvaine, McVey, Millman, Moore, Phillips, Pleasanton, Pyott, Quigley, Reynolds, Rose, Schweitzer, Scott, Swain, Uhler, West, Willits, Mr. Speaker—35.

NAYS—None.

So the question was decided in the affirmative and Amendment No. 2 to House Bill No. 12 having received the required constitutional majority, was adopted.

On motion of Mr. Willits, House Amendment No. 3 to House Bill No. 12, entitled:

Amend House Bill No. 12 by striking out the words "hereafter to begin to engage in, the sale of cigarettes at wholesale" where they appear in the second and third lines of Paragraph (B) of Section 5 of said Bill and by substituting in lieu thereof the following:

to begin to engage in the sale of cigarettes at wholesale or retail within this State during the period beginning June 1, 1943 to and including May 31, 1945.

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

On the question, "Shall Amendment No. 3 to House Bill No. 12 pass the House?"

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

YEAS—Messrs. Bailey, Barcus, Bird, Clark, Cook, Easom, Frasher, Hicks, Hurd, Husbands, Johnson, Keenan, Lawson, F. A., Lawson, H. H., Leasure, Lemon, Maloney, Manlove, McIlvaine, McVey, Millman, Moore, Phillips, Pleasanton, Pyott, Quigley, Reynolds, Rose, Schweitzer, Scott, Swain, Uhler, West, Willits, Mr. Speaker—35.

NAYS—None.

So the question was decided in the affirmative and Amendment No. 3 to House Bill No. 12 having received the required constitutional majority, was adopted.

Mr. Willits asked for the floor for Mr. Richards, attorney for the General Assembly, to explain House Bill No. 12.

On motion of Mr. Willits, House Bill No. 12 with House Amendments Nos. 1, 2 and 3, entitled:

An Act to amend Chapter 6 of the Revised Code of Delaware (1935) by providing for a Tax on the Sale of Cigarettes and the Administration and Enforcement thereof and making appropriation for the expenses incurred therein.

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

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

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

YEAS—Messrs. Barcus, Bird, Clark, Cook, Hicks, Husbands, Keenan, Lawson, F. A., Lawson, H. H., Leasure, McIlvaine, McVey, Millman, Moore, Phillips, Pleasanton, Pyott, Reynolds, Schweitzer, Scott, Swain, Uhler, Willits, Mr. Speaker—24.

NAYS—Messrs. Bailey, Easom, Frasher, Hurd, Johnson, Lemon, Maloney, Manlove, Quigley, Rose, West—11.

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

And was ordered to the Senate for concurrence.

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

Senate Joint Resolution No. 1, entitled:

Appointing a Bill Clerk for the Senate and a Bill Clerk for the House of Representatives.

And presented the same to the House.

The Speaker announced the appointment of Mess. Scott, Bailey and F. A. Lawson as the Lincoln Day Committee.

The Speaker declared a recess at the call of the Chair.

. Same Day, 4:05 o'clock P. M.

House met at expiration of recess.

On motion for leave, Mr. F. A. Lawson introduced House Bill No. 32, entitled:

An Act making appropriations for Increases in the Salaries of Employees of the State for the Period beginning April 1, 1943 and ending June 30, 1943 and for the Fiscal Years beginning July 1, 1943 and July 1, 1944 and ending June 30, 1944 and June 30, 1945 respectively.

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

Mr. McVey moved that the House adjourn until 12:00 o'clock noon, January 14, 1943.

Motion prevailed.

SEVENTH LEGISLATIVE DAY

Dover, Delaware, January 14, 1943, 12:30 o'clock P. M.

House met pursuant to adjournment.

Prayer by the Chaplain, Rev. Robert G. Conner.

Roll called.

Members Present — Bailey, Barcus, Bird, Clark, Cook, Easom, Frasher, Hicks, Hurd, Husbands, Johnson, Keenan, Lawson, F. A., Lawson, H. H., Leasure, Lemon, Maloney, Manlove, McIlvaine, McVey, Millman, Moore, Phillips, Pleasanton, Pyott, Quigley, Reynolds, Rose, Schweitzer, Swain, Uhler, West, Willits, Mr. Speaker—34.

Absent—Mr. Scott—1.

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

Motion prevailed.

COMMUNICATIONS

Concerning Civilian Defense Demonstration by The Diamond State Telephone Company.

Mr. Willits moved the communication be filed.

Motion prevailed.

St. Andrew's School, concerning (1) The Family Court; (2) World Federation.

Mr. Bailey moved that 100 copies of Air Raid Rules for Legislative Hall be mimeographed and distributed.

Motion prevailed.

Mr. Willits moved that the House recess at 12:45 P. M. until 2:00 o'clock P. M.

Motion prevailed.

Same Day, 2:35 o'clock P. M.

House met at expiration of recess.

Mr. Willits moved at 2:37 o'clock P. M. that the House recess at the call of the Chair.

Same Day, 4:05 o'clock P. M.

House met at the call of the Chair.

Mr. Bailey congratulated the House on a recess of two hours.

Mr. Swain presented a petition.

Mr. Swain moved the adoption of the petition and that the petition be referred to the Highway Department.

Motion prevailed.

Mr. Phillips, on behalf of the Committee on Revised Statutes, to whom had been referred House Bill No. 5, entitled:

An Act agreeing to the Proposed Amendments of Article 5 of the Constitution of the State of Delaware relating to Elections.

Reported the same back to the House favorably.

R. B. PHILLIPS
H. D. COOK
W. A. EASOM
GEO. A. SWAIN
RALPH S. KEENAN

Mr. Phillips, on behalf of the Committee on Revised Statutes, to whom had been referred House Bill No. 22, entitled:

An Act to amend Chapter 6 of the Revised Code of Delaware (1935) by providing for a War Emergency Tax on Gross Income, for the Calendar Years 1943 and 1944 and to provide for the ascertainment, assessment and collection thereof and to provide penalties for the violation of the terms of this Act.

Reported the same back to the House favorably.

RAYMOND B. PHILLIPS
GEO. A. SWAIN
RALPH S. KEENAN
HENRY D. COOK
W. A. EASOM

Mr. Keenan, on behalf of the Committee on Municipal Corporations, to whom had been referred House Bill No. 31, entitled:

An Act concerning the Investment of the Proceeds of Sales of Real Estate by the Trustees of the New Castle Common.

Reported the same back to the House favorably.

RALPH S. KEENAN
JAMES QUIGLEY
R. B. PHILLIPS
B. F. JOHNSON
EDWARD MILLMAN

On motion of Mr. Willits for B. F. Johnson, House Joint Resolution No. 1, entitled:

Appointing Directors on the part of the State for the Farmer's Bank of the State of Delaware.

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

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

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

YEAS—Messrs. Bailey, Barcus, Bird, Clark, Cook, Easom, Frasher, Hicks, Hurd, Husbands, Johnson, Keenan, Lawson, F. A., Lawson, H. H., Leasure, Lemon, Maloney, Manlove, McIlvaine, McVey, Millman, Moore, Phillips, Pleasanton, Pyott, Quigley, Reynolds, Rose, Schweitzer, Swain, Uhler, West, Willits, Mr. Speaker—34.

NAYS—None.

ABSENT—Mr. Scott—1.

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

And was ordered to the Senate for concurrence.

Mr. Willits moved that the House adjourn until 12:00 o'clock noon, January 18, 1943.

Motion prevailed.

«EIGHTH LEGISLATIVE DAY»

Dover, Delaware, January 18, 1943, 12:00 o'clock noon

House met pursuant to adjournment.

Prayer by the Chaplain, Rev. Robert G. Conner.

Roll called.

Members Present — Bailey, Barcus, Bird, Clark, Cook, Easom, Frasher, Hicks, Hurd, Husbands, Johnson, Keenan, Lawson, F. A., Lawson, H. H., Leasure, Lemon, Maloney, Manlove, McIlvaine, McVey, Millman, Moore, Phillips, Pleasanton, Pyott, Quigley, Reynolds, Rose, Schweitzer, Scott, Swain, Uhler, West, Willits, Mr. Speaker—35.

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

Motion prevailed.

The Speaker called on all committees to report.

There were no reports from any committee, special or otherwise.

The Chair was notified that Hon. William J. Storey, Secretary of State, desired to be admitted, who on being admitted, presented a message from Hon. Walter W. Bacon, Governor of Delaware, as follows:

**STATE OF DELAWARE
EXECUTIVE DEPARTMENT**

Dover, Delaware, January 18, 1943

To the Honorable, the House of Representatives
of the State of Delaware
109th General Assembly
Dover, Delaware

Gentlemen:

In accordance with the provisions of Article VII Section 1, of the Constitution of Delaware, I attach hereto copies of all commutations of sentence and pardons issued since the adjournment of the General Assembly on May 2, 1941.

Yours respectfully,

WALTER W. BACON
Governor

STATE OF DELAWARE
EXECUTIVE DEPARTMENT

State of Delaware	}	No. 17 March Term, 1941
vs.	}	Indictment
Orval D. Deputy	}	Assault with Intent to Commit Murder

In the Court of General Sessions of the State of Delaware in and for New Castle County, one Orval D. Deputy was indicted, arraigned and tried for the crime of Assault with Intent to Commit Murder and upon such trial was found guilty of Assault, whereupon it was adjudged by the said Court that the said Orval D. Deputy should be imprisoned for a period of three years, commencing on the 12th day of March, A. D. 1941 and ending on the 11th day of March, A. D. 1944, pay the costs of prosecution and be committed to the custody of the Board of Trustees of the New Castle County Workhouse until the sentence is executed.

And Whereas, a majority of the Board of Pardons, after a full hearing have recommended in writing that the said Orval D. Deputy be granted a commutation of sentence, so that the term which he was sentenced to serve in prison by the Court of General Sessions in and for New Castle County, commencing on the twelfth day of March, A. D. 1941, shall be commuted to two years, and therefore ending on the eleventh day of March, A. D. 1943. Provided, however, that the sentence of three months for escape which was imposed by the Court as an additional term to be served after the expiration of the before mentioned sentence, shall be served by the said Orval D. Deputy. The reasons for the said recommendation by the Board of Pardons, is fully set forth in a paper writing on file in this office.

Now, Therefore, I, Walter W. Bacon, Governor of the State of Delaware, by virtue of the authority in me vested by the Constitution of the said State in that behalf, have granted and do hereby grant to the said Orval D. Deputy, as recommended by the Board of Pardons, a commutation of sentence, so that the term of three years, which he was sentenced to serve, beginning March 12, 1941, will end on the 11th day of March, 1943.

In Witness Whereof, I have hereunto set my hand and caused the Great Seal of the said State to be hereunto affixed at Dover this 17th day of June,

[Great Seal] in the year of our Lord one thousand nine hundred and forty-two and of the Independence of the United States of America, the one hundred and sixty-sixth.

WALTER W. BACON

By the Governor:

EARLE D. WILLEY

Secretary of State

STATE OF DELAWARE

EXECUTIVE DEPARTMENT

State of Delaware	}	No. 49 September Term, A. D. 1926
vs.		Indictment
Oliver K. Higgins		First Degree Murder

In the Court of General Sessions of the State of Delaware in and for New Castle County, one Oliver K. Higgins was indicted, arraigned and tried for the crime of First Degree Murder, and upon such trial was found guilty of Murder in the Second Degree, whereupon it was adjudged by the said Court that the said Oliver K. Higgins should be imprisoned for life, commencing on the 14th day of October A. D. 1926, pay the costs of prosecution and be committed to the custody of the Board of Trustees of the New Castle County Workhouse, until the sentence is executed.

And Whereas, in June, 1936, the Board of Pardons recommended to the Governor a commutation of sentence so that the petitioner could apply for a parole, and the sentence having been commuted, the parole was granted by the State Board of Parole for a term expiring on July 5, 1940.

And Whereas, a majority of the Board of Pardons, after a full hearing, have recommended in writing, that the said Oliver K. Higgins, be granted a full pardon, having fully set forth in said paper writing their reasons for such recommendation.

Now, Therefore, I, Walter W. Bacon, Governor of the State of Delaware, by virtue of the authority in me vested by the Constitution of the said State in that behalf, have granted and do hereby grant to the said Oliver K. Higgins, as recommended by a majority of the Board of Pardons, a full pardon, of and from the crime to and for which he was adjudged guilty by the Court as aforesaid.

IN WITNESS WHEREOF, I, Walter W. Bacon, Governor of the State of Delaware, have hereunto set my hand, and caused the Great Seal of the said State to be hereunto affixed, at Dover, this thirteenth day of March in the year of our Lord one thousand nine hundred and forty-two, and of the Independence of the United States, the one hundred and sixty-sixth.

[Great Seal]

WALTER W. BACON

By the Governor:

EARLE D. WILLEY

Secretary of State

STATE OF DELAWARE

EXECUTIVE DEPARTMENT

State of Delaware	}	No. 119 February Session, 1941
vs.		Indictment
Joseph Riccio		Assault and Battery

In the Municipal Court for the City of Wilmington, one Joseph Riccio was indicted, arraigned and tried for the crime of Assault and Battery, and upon such trial was found guilty as indicted, whereupon it was adjudged by the said Court that the said Joseph Riccio should be imprisoned for a term of one year, to be committed to the Board of Trustees of the New Castle County Workhouse, said commitment commencing on the eighth day of March, A. D. 1941, and ending on the seventh day of March, A. D. 1942. An appeal was taken to the Court of General Sessions, a plea of guilty entered and application for a parole made. Parole was refused whereupon the said Joseph Riccio was sentenced to a term of two years, to be committed to the Board of Trustees of the New Castle County Workhouse, said commitment commencing on the sixth day of June, A. D. 1941 and ending on the 5th day of June, A. D. 1943. Pay the costs of prosecution.

And Whereas, the terms of the sentence were carried out and the said Joseph Riccio is now incarcerated in the New Castle County Workhouse.

And Whereas, a majority of the Board of Pardons, after a full hearing, have recommended in writing, that the said Joseph Riccio be granted a commutation of sentence, so that when all allowances for good conduct are deducted from the said sentence,

that the said Joseph Riccio shall be discharged from the New Castle County Workhouse and his sentence fully completed and ended on the fifth day of August, A. D. 1942, the said Board of Pardons having fully set forth in said paper writing their reasons for such recommendation.

Now, Therefore, I, Walter W. Bacon, Governor of the State of Delaware, by virtue of the authority in me vested by the Constitution of the said State in that behalf, have granted and do hereby grant to the said Joseph Riccio, as recommended by the Board of Pardons, a commutation of sentence, so that his term of imprisonment will end on the fifth day of August, A. D. 1942.

In Witness Whereof, I have hereunto set my hand and caused the Great Seal of the said State to be hereunto affixed at Dover, this twenty-eighth day of February, in the year of our Lord one thousand nine hundred and forty-two, and of the Independence of the United States of America, the one hundred and sixty-sixth.

WALTER W. BACON

By the Governor:

EARLE D. WILLEY

Secretary of State

STATE OF DELAWARE

EXECUTIVE DEPARTMENT

State of Delaware

vs.

Joseph Olison

No. 10, October Term, 1929

Indictment

First Degree Murder

In the Court of Oyer and Terminer of the State of Delaware, in and for Sussex County, one Joseph Olison was indicted and arraigned for the crime of First Degree Murder and plead not guilty of Murder in the First Degree but guilty of Murder in the Second Degree, whereupon it was adjudged by the said Court that the said Joseph Olison was guilty of Murder in the Second Degree, should pay a fine of five hundred dollars and should be imprisoned for life and be committed to the custody of the Board of Trustees of the New Castle County Workhouse until this sentence is duly executed, said commitment commencing on the fourteenth day of October, A. D. 1929.

And Whereas, the said Joseph Olison was duly committed to the New Castle County Workhouse and is incarcerated there now.

And Whereas, a majority of the Board of Pardons, after a full hearing, have recommended in writing, that the said Joseph Olison be granted a commutation of sentence from life imprisonment, to a term of twenty-four years, commencing on the said fourteenth day of October, A. D. 1929 and ending on the fourteenth day of October, A. D. 1953, less time off for good behavior, as provided by the laws of the State of Delaware, the said Board of Pardons having fully set forth in said paper their reasons for such recommendation.

Now, Therefore, I, Walter W. Bacon, Governor of the State of Delaware, by virtue of the authority in me vested by the Constitution of the said State in that behalf, have granted and do hereby grant to the said Joseph Olison, as recommended by the Board of Pardons, a commutation of sentence, so that his term of imprisonment will end on the fourteenth day of October, A. D. 1953, less time off for good behavior.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the Great Seal of the said State to be hereunto affixed at Dover, this seventeenth day of December, in the year of our Lord one thousand nine hundred and forty-two, and of the Independence of the United States of America, the one hundred and sixty-seventh.

[Great Seal]

WALTER W. BACON

By the Governor:

EARLE D. WILLEY

Secretary of State

STATE OF DELAWARE

EXECUTIVE DEPARTMENT

State of Delaware	}	October Term, A. D. 1897
vs.		Indictment
Garfield Pryor		Larceny

Whereas at the October Term, A. D. 1897 of the Court of General Sessions of the State of Delaware, in and for Kent County, one Garfield Pryor was indicted, arraigned and tried for the crime of Larceny, and upon such trial was found guilty as indicted. Whereupon it was adjudged by the Court that the said Garfield Pryor should pay the costs of prosecution, be imprison-

ed for the period of three months commencing October 27, 1897 and be committed to the custody of the Sheriff of Kent County until the sentence of the Court is fully executed.

And Whereas, the said Garfield Pryor complied with the sentence imposed and completed his sentence on January 26, 1898.

And Whereas, a majority of the Board of Pardons, in regular session met, have recommended in writing, that a full pardon and restoration of citizenship be granted unto the said Garfield Pryor, for the reasons sets forth in the recommendation submitted under date of June 9, 1942.

Now, Therefore, I, Walter W. Bacon, Governor of the State of Delaware, by virtue of the authority in me vested by the Constitution of the State of Delaware in that behalf, have granted and do hereby grant unto the said Garfield Pryor, as recommended by a majority of the Board of Pardons, a full pardon and restoration of citizenship, of and from the crime to and for which he was adjudged guilty by the Court aforesaid.

In Witness Whereof, I have hereunto set my hand and caused the Great Seal of the said State to be affixed at Dover, this 17th day of June, in the year of our Lord one thousand nine hundred and forty-two and of the Independence of the United States of America, the one hundred and sixty-sixth.

[Great Seal]

WALTER W. BACON

By the Governor:

EARLE D. WILLEY

Secretary of State

On motion for leave, Mr. Quigley introduced House Resolution No. 20, entitled:

HOUSE RESOLUTION NO. 20

RE: Giving Aid to the Health and Comfort of the Speaker of the House of Representatives.

WHEREAS, among the many difficult and hazardous duties of the Honorable and Venerable Speaker of the House of Representatives is that which requires him to maintain supervision over the peace, decorations and beauty of the balcony of this House; and

WHEREAS, the Speaker is ably and enthusiastically assisted in the performance of these trying duties by the Clerks on the House rostrum; and

WHEREAS, the performance of these duties require and entail great eye strain on the part of the Speaker and his able assistants; and

WHEREAS, the members of this House are greatly concerned over the physical welfare of their presiding officer and his able assistants, and individually feel that something should be done to relieve the great strain under which they labor,

NOW, THEREFORE, BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES:

That the members of the House feel the Speaker should not take his duties too seriously in this respect;

That the sum of Nineteen cents is hereby appropriated out of the Single Fund to be used to secure eye-glasses made of well seasoned oak at least one inch thick from some unskilled optician to be used by the Speaker and his assistants on the rostrum;

That the Speaker and his assistants use these glasses at all times when Lady visitors are in the balcony of this House;

That such further relief be granted from time to time as may be necessary.

Which was read.

Mr. Quigley moved that House Resolution No. 20 be adopted.

Motion prevailed.

On motion for leave, Mr. H. H. Lawson introduced House Resolution No. 21, entitled:

HOUSE RESOLUTION NO. 21

In respect to the Death of Verner P. Burton, former Member of the House of Representatives.

WHEREAS, The House of Representatives of the 109th General Assembly of the State of Delaware has learned with regret of the death of Verner P. Burton, a former member of this House from the Eighth Representative District of Sussex County, who died on July 21, 1941; and,

WHEREAS, It is fitting that the House of Representatives give expression of sympathy to the family of the late member of the House of Representatives;

NOW, THEREFORE, BE IT RESOLVED, That the members of the House of Representatives of the 109th General Assembly of the State of Delaware do extend to the family of the said Verner P. Burton, late member of the House of Representatives, the sympathy of this body in their loss and sorrow, and that a copy of this resolution be spread upon the Journal, a copy delivered to the press, and a copy thereof sent to the family of the deceased.

Which was read.

Mr. H. H. Lawson moved that House Resolution No. 21 be adopted.

Motion prevailed.

Mr. Willits moved that the House recess until 2:00 o'clock P. M.

Motion prevailed.

Same Day, Later

House met at expiration of recess.

On motion for leave, Mr. B. F. Johnson introduced House Bill No. 33, entitled:

An Act to amend Chapter 56, as amended, Revised Code of Delaware, 1935, entitled "Registration of Voters" by Changing the Time Required to Give Notice of Appeals.

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

On motion for leave, Mr. B. F. Johnson introduced House Bill No. 34, entitled:

An Act to amend Chapter 56, as amended, Revised Code of Delaware, 1935, entitled "Registration of Voters," by providing for a Permanent Record of Election Appeals and providing

for the Keeping and Custody thereof, and providing for the Effect of the Determination of an Appeal upon Subsequent Appeals presenting the same Issue.

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

On motion for leave, Mr. Pyott introduced House Bill No. 35, entitled:

An Act to amend An Act entitled "An Act Authorizing the Appointment of a Warden for Kent County Jail, defining his Powers and Duties and providing for the Formulation of Rules and Regulations for said Jail," same being Chapter 216, Volume 43, Laws of Delaware, by further defining the Powers, Duties and Responsibilities of the Levy Court of Kent County, the Sheriff of Kent County and the Warden for Kent County Jail.

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

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

House Joint Resolution No. 1, entitled:

Appointing Directors on the part of the State for the Farmer's Bank of the State of Delaware.

And returned the same to the House.

The Speaker announced he is about to sign:

Senate Concurrent Resolution No. 1.

Senate Concurrent Resolution No. 2.

On motion of Mr. Quigley, House Bill No. 31, entitled:

An Act concerning the Investment of the Proceeds of Sales of Real Estate by the Trustees of the New Castle Common.

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

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

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

YEAS—Messrs. Bailey, Barcus, Bird, Clark, Cook, Easom, Frasher, Hicks, Hurd, Husbands, Johnson, Keenan, Lawson, F. A., Lawson, H. H., Leasure, Lemon, Maloney, Manlove, McIlvaine, McVey, Millman, Moore, Phillips, Pleasanton, Pyott, Quigley, Reynolds, Rose, Schweitzer, Scott, Swain, Uhler, West, Willits, Mr. Speaker—35.

NAYS—None.

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

And was ordered to the Senate for concurrence.

Mr. Willits moved that the House adjourn until Tuesday, January 19, 1943, at 12:00 o'clock noon.

Motion prevailed.

«NINTH LEGISLATIVE DAY»

Dover, Delaware, January 19, 1943, 12:27 o'clock P. M.

House met pursuant to adjournment.

Prayer by the Chaplain, Rev. Robert G. Conner.

Roll called.

Members Present — Bailey, Barcus, Bird, Clark, Cook, Easom, Frasher, Hicks, Hurd, Husbands, Johnson, Keenan, Lawson, F. A., Lawson, H. H., Leasure, Lemon, Maloney, Manlove, McIlvaine, McVey, Millman, Moore, Phillips, Pleasanton, Pyott, Quigley, Reynolds, Rose, Schweitzer, Scott, Swain, Uhler, West, Willits, Mr. Speaker—35.

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

Motion prevailed.

COMMUNICATIONS

Delaware Commission on Interstate Corp.

Mr. Phillips, on behalf of the Committee on Revised Statutes, to whom had been referred House Bill No. 35, entitled:

An Act to amend An Act entitled "An Act authorizing the Appointment of a Warden for Kent County Jail, defining his Powers and Duties and providing for the Formulation of Rules and Regulations for said Jail," same being Chapter 216, Volume 43, Laws of Delaware, by further defining the Powers, Duties and Responsibilities of the Levy Court of Kent County, the Sheriff of Kent County and the Warden for Kent County Jail.

Reported the same back to the House favorably.

RAYMOND B. PHILLIPS
HENRY D. COOK
RALPH S. KEENAN
W. A. EASOM
GEO. A. SWAIN

Mr. Scott, on behalf of the Committee on Federal Relations, to whom had been referred Senate Bill No. 1, entitled:

An Act conferring power upon the Governor, during the Recess of the General Assembly, to suspend or modify Statutes impeding or interfering with the proper conduct of the War and prescribing the circumstances under which such action may be taken, the Legislative Standards guiding and controlling the same, the Limitations and Restrictions applicable thereto and the period of Effectiveness thereof.

Reported the same back to the House favorably.

ROLAND F. SCOTT
FRANK A. LAWSON
E. LELAND PLEASANTON
G. R. CLARK

On motion for leave, Mr. Pyott introduced House Bill No. 36, entitled:

An Act proposing an amendment to Section 16, Article 111 of the Constitution of the State of Delaware relating to the Convening and Adjourning of Special Sessions of the General Assembly by Proclamation of the Governor.

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

On motion of Mr. Willits, House Amendment No. 1 to House Bill No. 22.

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

On the question, "Shall Amendment No. 1 to House Bill No. 22 pass the House?"

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

YEAS—Messrs. Bailey, Barcus, Bird, Clark, Cook, Easom, Frasher, Hicks, Hurd, Husbands, Johnson, Keenan, Lawson, F. A., Lawson, H. H., Leasure, Lemon, Maloney, Manlove, McIlvaine, McVey, Millman, Moore, Phillips, Pleasanton, Pyott, Quigley, Reynolds, Rose, Schweitzer, Scott, Swain, Uhler, West, Willits, Mr. Speaker—35.

NAYS—None.

So the question was decided in the affirmative and Amendment No. 1 to the bill having received the required constitutional majority, passed the House.

On motion of Mr. Willits, House Amendment No. 2 to House Bill No. 22.

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

On the question, "Shall Amendment No. 2 to House Bill No. 22 pass the House?"

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

YEAS—Messrs. Bailey, Barcus, Bird, Clark, Cook, Easom, Frasher, Hicks, Hurd, Husbands, Johnson, Keenan, Lawson, F. A., Lawson, H. H., Leasure, Lemon, Maloney, Manlove, McIlvaine, McVey, Millman, Moore, Phillips, Pleasanton, Pyott, Quigley, Reynolds, Rose, Schweitzer, Scott, Swain, Uhler, West, Willits, Mr. Speaker—35.

NAYS—None.

So the question was decided in the affirmative and Amendment No. 2 to the bill having received the required constitutional majority, passed the House.

On motion of Mr. Willits, House Amendment No. 3 to House Bill No. 22.

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

On the question, "Shall Amendment No. 3 to House Bill No. 22 pass the House?"

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

YEAS—Messrs. Bailey, Barcus, Bird, Clark, Cook, Easom, Frasher, Hicks, Hurd, Husbands, Johnson, Keenan, Lawson, F. A., Lawson, H. H., Leasure, Lemon, Maloney, Manlove, McIlvaine, McVey, Millman, Moore, Phillips, Pleasanton, Pyott, Quigley, Reynolds, Rose, Schweitzer, Scott, Swain, Uhler, West, Willits, Mr. Speaker—35.

NAYS—None.

So the question was decided in the affirmative and Amendment No. 3 to the bill having received the required constitutional majority, passed the House.

Mr. Quigley moved that action on House Bill No. 22 with House Amendments Nos. 1, 2 and 3, be deferred.

Which was taken up for consideration.

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

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

YEAS—Messrs. Bailey, Easom, Frasher, Hurd, Johnson, Lemon, Maloney, Manlove, Quigley, Rose, West—11.

NAYS — Messrs. Barcus, Bird, Clark, Cook, Hicks, Husbands, Keenan, Lawson, F. A., Lawson, H. H., Leasure, McIlvaine, McVey, Millman, Moore, Phillips, Pleasanton, Pyott, Reynolds, Schweitzer, Scott, Swain, Uhler, Willits, Mr. Speaker—24.

So the question was decided in the negative and the motion to defer action on the passage of the bill as amended not having received the required constitutional majority, was lost.

On motion of Mr. Willits, House Bill No. 22 with House Amendments Nos. 1, 2 and 3, entitled:

An Act to amend Chapter 6 of the Revised Code of Delaware (1935) by providing for a War Emergency Tax on Gross Income, for the Calendar Years 1943 and 1944 and to provide for the ascertainment, assessment and collection thereof and to provide penalties for the violation of the terms of this Act.

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

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

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

YEAS — Messrs. Barcus, Bird, Clark, Cook, Hicks, Husbands, Keenan, Lawson, F. A., Leasure, McIlvaine, McVey, Millman, Moore, Phillips, Pleasanton, Pyott, Reynolds, Schweitzer, Scott, Swain, Uhler, Willits, Mr. Speaker—23.

NAYS—Messrs. Bailey, Easom, Frasher, Hurd, Johnson, Lawson, H. H., Lemon, Maloney, Manlove, Quigley, Rose, West—12.

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

And was ordered to the Senate for concurrence.

On motion for leave, Mr. B. F. Johnson introduced House Joint Resolution No. 2, entitled:

Relating to a National Cemetery.

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

Mr. Willits moved that the House recess until 2:30 o'clock P. M.

Motion prevailed.

Same Day, 2:30 o'clock P. M.

The Speaker called the House to order.

Mr. Willits moved that the House recess until 3:00 o'clock P. M.

Motion prevailed.

Same Day, Later

House met at expiration of recess.

On motion for leave, Mr. Bird introduced House Bill No. 37, entitled:

An Act to amend 1267. Section 10, Chapter 44, Revised Code of Delaware, 1935, relating to New Castle County Assessments and Appeals.

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

Mr. Willits moved that the House adjourn until 12:00 o'clock noon, January 20, 1943.

Motion prevailed.

«TENTH LEGISLATIVE DAY»

Dover, Delaware, January 20, 1943, 12:39 o'clock P. M.

House met pursuant to adjournment.

Prayer by the Chaplain, Rev. Robert G. Conner.

Roll called.

Members Present — Bailey, Barcus, Bird, Cook, Easom, Frasher, Hicks, Hurd, Husbands, Johnson, Keenan, Lawson, F. A., Lawson, H. H., Leasure, Lemon, Maloney, Manlove, McIlvaine, McVey, Millman, Moore, Phillips, Pyott, Quigley, Reynolds, Rose, Schweitzer, Scott, Swain, Uhler, West, Willits, Mr. Speaker—33.

Members Absent—Clark, Pleasanton.

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

Motion prevailed.

The Speaker announced he is about to sign:

House Concurrent Resolution No. 1.

Mr. Willits moved that the House recess until 2:25 o'clock P. M.

Motion prevailed.

Same Day, 2:25 o'clock P. M.

House met at expiration of recess.

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

Motion prevailed.