

On motion of Mr. Marshall,

Obtained leave to introduce a bill entitled "An act to incorporate Frederica Division, No. 23, of the Sons of Temperance, of the State of Delaware," which,

On motion of Mr. Carlisle,

Was read.

On motion of Mr. Bradford,

The bill entitled "An act concerning Days of grace," was read a third time by paragraphs, and the question being on the final passage of the bill,

On motion of Mr. Wilson,

The further consideration thereof was postponed until this afternoon.

Mr. Naudain, from the Committee to whom was referred the petition of J. Catlin and others, reported a bill entitled "A further supplement to the Act entitled 'An act providing for the punishment of certain crimes and misdemeanors,'" which,

On his motion,

Was read.

On motion of Mr. Jones,

The bill entitled "An act to incorporate Union Lodge, No. 3, I. O. O. F., of the State of Delaware at Georgetown," was read a third time by paragraphs, and unanimously *Passed the House.*

Ordered, to the Senate for concurrence.

Mr. Rodney, from the Committee to whom was referred the petition of S. Higgins and others, reported a bill entitled "An act to create an additional School District in the County of New Castle," which,

On his motion,

Was read.

Mr. Martin from the Committee to whom was referred the petition of R. D. Stephenson and others, reported a bill entitled "An act to create an additional School District, in Sussex County, which,

On his motion,

Was read.

Mr. Miles, presented a communication from B. Whiteman, and also a certificate from Isaac Butler in relation to the Christiana Bridge, at the Village of Christiana, which,

On his motion,

Were read.

Mr. Taylor offered the following Resolution, which,

On his motion,

Was read as follows :—

Resolved, That the use of the Hall be granted to Dover Division, No. 21, of the Sons of Temperance for the purpose of a celebration on the afternoon of the 22d instant.

Mr. Taylor moved,

That the Resolution be adopted.

Whereupon,

Mr. Marshall moved,

That the consideration thereof be postponed until afternoon, on which motion the yeas and nays being called for and taken were as follows :—

Yeas.—Messrs. Bradford, Bellah, Carlisle, Collins, Comegys, Jones, Marshall, Martin, and Rodney—9.

Nays.—Messrs. Caulk, Cooch, Miles, Naudain, Postles, Taylor, N. Tunnell, W. Tunnell, Vaughan, and Wilson—10.

So the motion to postpone was

Lost.

The question then being on the adoption of the Resolution, the yeas and nays were called for and taken as follows :—

Yeas—Messrs. Carlisle, Caulk, Collins, Comegys, Cooch, Jones, Martin, Miles, Naudain, Postles, Taylor, W. Tunnell, Vaughan and Wilson—14.

Nays—Messrs. Bradford, Bellah, Marshall, Rodney and N. Tunnell—5.

So the Resolution was

Adopted.

Mr. Marshall, from the Committee to whom was referred the petition of F. Hall and others, reported a bill entitled “An act to incorporate the Siloam Division, No. 24, of the Sons of Temperance, in Lewestown, Sussex County,” which,

On his motion,

Was read.

On motion of Mr. Bradford,

The bill entitled “An act concerning the acknowledgment of deeds and other instruments of writing by Corporations,” was taken up for consideration.

Mr. Bradford, then offered the following amendment, which,

On his motion,

Was read as follows :—

Amend the bill by inserting in the ninth line of Section 1, between the word "officer" and the word "of" the words "or legally constituted attorney."

On motion of Mr. Bradford,

The amendment was

Adopted,

And the bill was then read a third time by paragraphs, and

Passed the House.

Ordered, to the Senate for concurrence.

On motion of Mr. Collins,

The bill entitled "A supplement to the Act entitled 'An act to incorporate the Delaware Rail Road,'" was read a third time by paragraphs, and the question being on the final passage of the bill, the yeas and nays were ordered and taken as follows:—

Yeas.—Messrs. Bradford, Bellah, Carlisle, Caulk, Collins, Comegys, Cooch, Jones, Marshall, Martin, Miles, Naudain, Postles, Rodney, Taylor, N. Tunnell, W. Tunnell, Vaughan and Wilson—19.

Nays—0.

So the bill

Passed the House.

Ordered, to the Senate for concurrence.

On motion of Mr. Miles,

The bill entitled "An act authorizing the Levy Court of New Castle County to construct a Draw to the Christiana Bridge, at the Village of Christiana," was read a second time.

Mr. Collins presented a petition from A. Stayton, for authority to straighten a certain road, which,

On his motion,

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

Whereupon,

Messrs. Collins, Naudain, and Jones, were appointed said Committee.

On motion of Mr. Bradford,

The bill entitled "A supplement to an act entitled 'An act relating to fugitives from labor,'" was read a third time by paragraphs, and the question being on the final passage of the bill, the yeas and nays were ordered and taken as follows:—

Yeas.—Messrs. Bradford, Bellah, Caulk, Cooch, Miles, Rodney, and Wilson—7.

Nays—Messrs. Carlisle, Collins, Comegys, Jones, Marshall, Martin, Naudain, Postles, Taylor, N. Tunnell, W. Tunnell, and Vaughan—12.

So the bill was

Defeated.

The House then adjourned until 3 o'clock this afternoon.

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

The House met pursuant to adjournment.

Mr. Cooch offered the following Resolutions, which,

On his motion,

Were read as follows :—

Resolved, by the Senate and House of Representatives of the State of Delaware, in General Assembly met, That the sum of one hundred dollars is hereby appropriated out of any money in the Treasury not otherwise appropriated, for the purpose of procuring and presenting to Brevet Captain C. P. Evans, a Sword with suitable inscriptions as a testimonial of the respect which this Legislature entertains for his gallant and meritorious conduct in the war with Mexico.

Resolved, by the authority aforesaid, That the Governor of this State is hereby authorized to cause to be procured as soon as practicable for the purpose aforesaid, a Sword, with such suitable devices as he may deem proper, inscribed thereon ; and the State Treasurer is hereby authorized and directed to pay to the order of the Governor, the aforesaid sum of one hundred dollars out of any money in the Treasury not otherwise appropriated.

On motion of Mr. Cooch,

The Resolutions were then

Adopted.

Ordered, to the Senate for concurrence.

Mr. Wilson, presented the account of S. C. Leatherbury, which,

On his motion,

Was referred to the Committee on Claims.

On motion of Mr. Caulk,

The bill entitled "An act extending the authority of the Superior Court to obtain evidence," was read a second time.

Mr. Bradford offered the following Resolutions, which,

On his motion,

Were read as follows :—

Resolved, by the Senate and House of Representatives of the State of Delaware, in General Assembly met, That this Legislature fully appreciates the importance of the objects contemplated by Mons. Alexandre Vattemare's System of International Exchanges:— That it regards his scheme as eminently adapted to diffuse knowledge and advance the general intelligence and refinement, to unfold the natural resources and mental treasures of each nation to all others, and to unite all in the happy bonds of a close intellectual sympathy and fellowship.

Resolved, That in the name of the State of Delaware, (which is invited to partake of the benefits of the proposed system of Exchange,) the Legislature tenders to its distinguished projector this expression of its profound gratitude; and assures him of its high appreciation of the noble spirit of philanthropy which has induced him to devote his life, talents and fortune to the promotion of an enterprize, which while it proposes immense advantages to the world, offers no personal benefit to himself.

Resolved, That there be delivered to M. Vattemare, under the direction of the Governor, such of the public books and documents as in his judgment can conveniently be spared from the Public Library, including six copies of the Laws, Legislative Journals and Documents, Debates and Journals of the Convention of 1831, and Judicial Reports of this State; also, six copies of Ferris' History of the Early Settlements of Delaware, the Delaware Register and Geological Survey; and such mineralogical specimens of which there may be duplicates in the State Library, that the same may be presented in the name of the State to the American Library of the City of Paris, the Library of the National Assembly of France, and the Minister of Justice of France, and to such other Institutions as M. Vattemare may select.

Resolved, That such of the above works as cannot be conveniently furnished from the Library, be purchased and paid for under the warrant of the Governor, out of any money in the Treasury not otherwise appropriated.

Resolved, That twenty copies of the Laws, Legislative Journals, Judicial Reports, &c., and of all other works hereafter to be published by authority of the State, shall be reserved and deposited in the office of the Secretary of State for the purpose of International Exchange; and the Secretary of State shall transmit the said extra copies, the same being first suitably bound, to such agents as may be duly authorized to receive the same for the purpose above mentioned.

Resolved, That M. Alexandre Vattemare is hereby constituted the agent of this State for effecting International Exchanges with such governments, public institutions and cities of Europe as shall adopt his

system ; and for the necessary expenses to render such an agency permanent and effectual, the annual sum of one hundred dollars is hereby appropriated, to be paid by the State Treasurer, on the warrant of the Governor, to the order of Mons. Vattemare, or of any agent of the said system by him employed in this country ; the authority of such agent to receive the same being first duly certified to the Governor under the hand of the said M. Vattemare and filed in the office of the Secretary of State.

Resolved, That the Secretary of State be and he is hereby directed to cause to be published one hundred copies of the proceedings of the General Assembly in relation to this subject, two copies whereof shall be for the use of each member and the residue to be disposed of by the Governor of the State.

Resolved, That the Governor be requested to communicate to M. Vattemare a copy of these Resolutions.

On motion of Mr. Bradford,

The Resolutions as read were

Adopted.

Ordered, to the Senate for concurrence.

On motion of Mr. Postles,

The bill entitled "An act to enable the owners and possessors of the marsh and low grounds on Mispillion Creek, in Cedar Creek Hundred, Sussex County, opposite the new wharf on said Creek, to embank, drain and reclaim the same," was read a third time by paragraphs, and

Passed the House.

Ordered, to the Senate for concurrence.

Mr. Wilson, presented a petition from J. Kimmey and others, for an alteration of the "Crow law," which,

On his motion,

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

Whereupon,

Messrs. Wilson, Marshall, and Caulk, were appointed said Committee.

On motion of Mr. Marshall,

The Ninth Rule of the House was suspended, for the introduction of a bill.

Mr. Marshall then asked, and

On motion of Mr. Cooch,

Obtained leave to introduce a bill entitled "A supplement to an act to improve the navigation of Lewes Creek, to survey and regulate the streets of the Town of Lewes, and for other purposes," which,

On motion of Mr. Marshall,

Was read.

On motion of Mr. Carlisle,

The bill entitled "A supplement to the Act entitled 'An act to improve the navigation of Cedar Creek,'" was read.

On motion of Mr. Martin,

The bill entitled "An act to create an additional School District in the County of Sussex," was read a third time by paragraphs and
Passed the House.

Ordered to the Senate for concurrence.

On motion of Mr. Wilson,

The Ninth Rule of the House was suspended, for the introduction of a bill.

Mr. Wilson asked, and,

On motion of Mr. Caulk,

Obtained leave to introduce a bill entitled "An act to secure greater uniformity of assessments for levying taxes," which,

On motion of Mr. Wilson,

Was read.

Mr. Cooch offered the following Resolution, which,

On his motion,

Was read as follows :—

Resolved, That the Ladies of Dover and vicinity be, and they are hereby invited to attend the meeting of the two Houses of the Legislature in the Hall of the House of Representatives, on Thursday next, the 22d inst., at 11 o'clock, A. M., to hear read the Farewell Address of Gen. George Washington.

On motion of Mr. Cooch,

The Resolution was

Adopted.

On motion of Mr. Collins,

The bill entitled "A supplement to the Act entitled 'An act regulating the General Election,'" was read a third time by paragraphs, and
Passed the House.

Ordered, to the Senate for concurrence.

On motion of Mr. Martin,

The bill entitled "An act to divide School District No. 24 in Sussex County," was read a third time by paragraphs, and

Passed the House.

Ordered to the Senate for concurrence.

On motion of Mr. Marshall,

The bill entitled "An act to incorporate the Atlantic Lodge of the I. O. O. F. at Lewes, Delaware," was read a third time by paragraphs, and the question being on the final passage of the bill, the yeas and nays were called for and taken as follows:—

Yeas.—Messrs. Bradford, Bellah, Carlisle, Caulk, Collins, Comegys, Cooch, Jones, Marshall, Martin, Miles, Naudain, Postles, Taylor, N. Tunnell, W. Tunnell, Vaughan, and Wilson—18.

Nays—0.

So the bill

Passed the House.

Ordered to the Senate for concurrence.

Mr. Naudain, from the Committee to whom was referred the petition of J. V. Moore and others, reported a bill entitled "An act concerning the execution of criminals," which,

On his motion,

Was read.

On motion of Mr. Caulk,

The bill entitled "A further supplement to the Act entitled 'An act fixing the standard of weights and measures, and regulating the same within this State,'" was read a second time.

On motion of Mr. Miles,

The bill entitled "An act changing the name of the 'Poor House' to 'Alms House,'" was read a second time.

Mr. Lofland, Clerk of the Senate being admitted, informed the House that the Senate had passed and requested the concurrence of the House in a bill entitled "An act to incorporate the Wilmington and Brandywine Rail Road Company."

And he withdrew.

On motion of Mr. Cooch,

The bill was read.

On motion of Mr. Postles,

The bill entitled "An act to allow the owner or owners of Thorn Point Hotel to catch and take oysters out of Mispillion Creek during the prohibitory season," was read a second time.

On motion of Mr. Bradford,

The bill entitled "An act to incorporate the Franklin Building Association of Wilmington," was read a third time by paragraphs, and the question being on the final passage of the bill, the yeas and nays were ordered and taken as follows:—

Yeas.—Messrs. Bradford, Bellah, Carlisle, Caulk, Collins, Comegys, Cooch, Jones, Marshall, Martin, Miles, Naudain, Postles, Taylor, N. Tunnell, W. Tunnell, Vaughan, and Wilson—18.

Nays.—0.

So the bill

Passed the House.

Ordered, to the Senate for concurrence.

Mr. Lofland, Clerk of the Senate, being admitted, informed the House that the Senate had passed, and requested the concurrence of the House in a Resolution for a joint meeting of the two Houses on the 22d inst., to hear read the Farewell Address of George Washington.

An he withdrew.

On motion of Mr. Bellah,

The Resolutions were read as follows:—

Resolved, by the Senate and House of Representatives of the State of Delaware, in General Assembly met, That the two Houses of this General Assembly will assemble in joint meeting in the Hall of the House of Representatives at 11 o'clock, A. M., on Thursday the 22d inst., to hear read the Farewell Address of the immortal Washington.

Resolved, That the Clerk of the House of Representatives, be and he is hereby appointed to read the Address.

On motion of Mr. Marshall,

The bill entitled "A supplement to an act entitled 'A further supplement to the Act entitled 'An act for the preservation of certain shell fisheries within this State,''" was read a third time by paragraphs, and

Passed the House.

Ordered to the Senate.

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

WEDNESDAY, February 21st, 10 o'clock, A. M.

The House met pursuant to adjournment.

Prayer by the Chaplain.

Mr. Taylor, from the Committee to whom was referred the bill to incorporate the Ocean Telegraph Company, reported as a substitute therefor, a bill entitled "An act to incorporate the Ocean, Delaware and Philadelphia Telegraph Company," which,

On his motion,

Was read.

On motion of Mr. Bellah,

The Resolutions from the Senate for a joint meeting of the members of the two Houses for the purpose of hearing read the Farewell Address of George Washington, were *Concurred in.*

Ordered, that the Senate be informed thereof

On motion of Mr. N. Tunnell,

The bill entitled "A supplement to an act entitled 'A further supplement to the Act entitled 'An act for the better regulation of servants and slaves in this government,' " was read.

On motion of Mr. Taylor,

The bill incorporating the Ocean Telegraph Company which was committed to a committee of three, was *Indefinitely postponed.*

On motion of Mr. Bradford,

The Ninth Rule of the House was suspended for the introduction of a bill.

Mr. Bradford then asked, and,

On motion of Mr. Caulk,

Obtained leave to introduce a bill entitled "An act concerning contested elections in either branch of the Legislature of this State," which,

On motion of Mr. Bradford,

Was read.

Mr. Miles presented a petition from R. E. Bayne and others, for an act to incorporate the Oriental Lodge, at Newark, which,

On his motion,

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

Whereupon,

Messrs. Miles, Postles, and Vaughan, were appointed said Committee.

Mr. Marshall, from the Committee to whom was referred so much of the Governor's Message as relates to the safe keeping of the Revolutionary papers, presented the following report which,

On his motion,

Was read as follows :—

The Committee to whom was referred so much of the Governor's Message as relates to the Revolutionary papers, beg leave respectfully to report that they have examined the same and find them in such a condition as to render it necessary for their preservation, as well as for future reference that they should be transcribed.

The Committee therefore recommend the adoption of the following Resolution :—

Resolved, by the Senate and House of Representatives of the State of Delaware, in General Assembly met, That the Clerk of the House of Representatives be and he is hereby directed to transcribe, or cause to be transcribed in a suitable book to be provided for the purpose, the Revolutionary papers on file in the office of the Secretary of State, and that he be authorized to draw upon the State Treasurer to the amount of one hundred and fifty dollars for such service.

On motion of Mr. Miles,

The consideration of the foregoing report was postponed until afternoon.

On motion of Mr. Collins,

The bill entitled "A further additional supplement to an act entitled 'An act to authorize the owners and possessors of the marsh and low grounds commonly called and known by the name of Meredith's branch, in the forest of Murderkill and Mispillion Hundreds, to cut a ditch or drain through the same,' " was taken up for consideration.

Mr. Collins then offered the following amendment, which,

On his motion,

Was read as follows :—

Amend the bill by striking out the following clause to wit :—"and the said new or lateral ditch or ditches, so laid out and directed to be cut and opened (if any) shall be cut, opened and completed at the common expense of the Company, and shall become and be a part of the improvements of the said Meredith's Branch Company, and as such shall

be kept open and in repair;" and insert in lieu thereof as follows, to wit:—

"*Provided*, That all and every such person or persons as are, or will be particularly benefited by such new or lateral ditch or ditches, or any of them shall (in addition to their several and respective shares or rates of the general taxes of the said Company,) pay to the Company such sum or sums respectively as the Commissioners or a majority of them shall estimate will be sufficient to place them upon an equal footing with such of the said owners and possessors as have borne the expense of cutting and opening the ditch or ditches, already cut and opened. And the said Commissioners or a majority of them are hereby authorized and required, to examine the premises and make such estimate, and deliver to the Treasurer a list of the names of such persons together with the sums they shall have estimated for each and every of them to pay. And the said Treasurer is hereby authorized and required, to collect the same in the same manner and by the same means as are prescribed in this act for the collection of the general taxes to be levied and collected by said Company; and the said new lateral ditch or ditches, shall thereupon become and be a part of the improvements of the said Meredith's Branch Company under this act, and shall be kept open and in good repair at the common expense of the said Company."

Also, by adding the following Section, to wit:—

Section 2. *And be it further enacted*, That if either of the above mentioned Commissioners shall die, resign or refuse to perform the duties required of them by this act, the vacancy or vacancies so occasioned, shall be filled by the Associate Judge of the Superior Court residing in Kent County."

Also, "by striking out the name of Allen Thomas wherever it occurs and inserting in lieu thereof the name of Robert W. Reynolds."

On motion of Mr. Collins,

The amendments were

Adopted,

And the bill was then read a third time by paragraphs, and

Passed the House.

Ordered, to the Senate for concurrence.

On motion of Mr. Vaughan,

The bill entitled "An act to change the name of Erasmus Bailey to that of Erasmus William Harris," was read a second time.

Mr. Marshall, from the Committee to whom was referred the bill entitled "A further supplement to the act entitled 'An act for the benefit of Sussex County,'" reported the same with the following amendments, which,

On his motion,

Were read as follows:—

Amend the bill by striking out from the 14th and 15th lines of the 6th Section after the word "hands" in the 14th line the words "or any money which may hereafter come to their hands" and insert the following words "not otherwise appropriated."

Also, by adding the following Section, viz:—

Sec. 3. *And be it further enacted*, That if in any one year the clear annual dividends arising from the said stock shall not amount to six per centum per annum on the amount invested, that then the said Company shall pay to the Trustee of the School Fund, such sum of money as together with the said dividend will amount to six per centum per annum on the amount so invested. And if in any one year the dividend arising from said stock shall amount to more than six per centum per annum, then, and in such case, the said Trustee of the School Fund shall only be entitled to have and receive such sum as amounts to six per centum per annum on the amount so invested. And the balance remaining, if any, over that amount shall be divided among the other Stockholders in proportion to their several interests.

Sec. 4. *And be it further enacted*, That before any of the money mentioned in the first Section of this act shall be paid over to the said Treasurer, it shall be the duty of the said Mispillion Navigation Company to certify to the Governor under seal of said corporation their acceptance of this act, which acceptance shall be deemed and taken as binding the said Company to do and perform all matters and things contained in this act and especially the stipulations provided in the third Section thereof; which acceptance shall be recorded in the office of Records in and for Sussex County, and filed in the office of the Secretary of State.

On motion of Mr. Marshall,

The amendments as read were

Adopted,

And the bill was read a second time.

On motion of Mr. Rodney,

The bill entitled "An act to regulate the compensation for certain services performed by Clerks of the Peace," was read a second time.

Mr. Rodney then moved,

To amend the bill by filling the first blank therein with the word "second;" the second blank with the word "June;" the third blank with the word "thirtieth;" the fourth blank with the word "March;"

the fifth blank with the word "eighteenth," and the sixth blank with the word "January." Which amendments were *Adopted.*

On motion of Mr. Jones,

The bill entitled "A supplement to an act allowing an additional Justice of the Peace and Constable to the County of Sussex for a limited time," was read a second time.

Mr. Collins, from the Committee to whom was referred the petition of A. Stayton, reported a bill entitled "An act for changing the location of a certain public Road and for other purposes," which,

On his motion,

Was read.

On motion of Mr. Naudain,

The bill entitled "An act concerning the execution of criminals," was read a second time.

On motion of Mr. Rodney,

The bill entitled "An act to open a certain road in New Castle County," was read a second time.

On motion of Mr. Martin,

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

Mr. Bradford presented a claim from Messrs. Porter & Naff, which,

On his motion,

Was referred to the Committee of Claims.

On motion of Mr. Carlisle,

The Ninth Rule of the House was suspended, for the introduction of a bill.

Mr. Carlisle then asked, and,

On motion of Mr. Marshall,

Obtained leave to introduce a bill entitled "A further supplement to the Act entitled 'An act for the security of purchasers of real estate sold in execution of judgments or decrees,'" which,

On motion of Mr. Carlisle,

Was read.

On motion of Mr. Marshall,

The bill entitled "An act to incorporate the Siloam Division, No. 24,

of the Sons of Temperance in Lewestown, Sussex County," was read a second time by its title.

On motion of Mr. Naudain,

The bill entitled "A further supplement to the Act entitled 'An act providing for the punishment of certain crimes and misdemeanors,'" was read a second time.

On motion of Mr. Collins,

The Ninth Rule of the House was suspended for the introduction of a bill.

Mr. Collins then asked, and,

On motion of Mr. Taylor,

Obtained leave to introduce a bill entitled "A supplement to the Act entitled 'An act concerning awards, to regulate the summoning and returning of Juries and for lessening the expenses thereof, and for other purposes,'" which,

On motion of Mr. Collins,

Was read.

On motion of Mr. Miles,

The bill entitled "An act changing the name of the 'Poor House' to 'Alms House,'" was read a third time by paragraphs, and the question being on the final passage of the bill, the yeas and nays were ordered and taken as follows :—

Yeas—Messrs. Bradford, Bellah, Carlisle, Caulk, Cooch, Jones, Marshall, Martin, Miles, Naudain, Rodney, Taylor, N. Tunnell, W. Tunnell, Vaughan and Wilson—16.

Nays—Messrs. Collins, Comegys, and Postles—3.

So the bill

Passed the House.

Ordered to the Senate for concurrence.

Mr. Carlisle, from the Committee of Enrollment, reported the following bills as being duly and correctly enrolled, viz :—

"An act to enable Charles T. Fleming to change the water course of Swan Creek in Milford Hundred, Kent County, and for other purposes therein mentioned."

"An act to authorize the Clerk of the Orphans' Court in and for Kent County to procure a new seal of office."

"An act to incorporate the Grand Lodge of the I. O. O. F., of the State of Delaware."

"An act to divorce Joshua Lindale and Amanda Lindale."

Also, as being correctly enrolled, the Resolution directing the State Librarian to furnish the Auditor of Accounts with certain volumes of the Laws of this State."

On motion of Mr. Wilson,

The bill entitled "An act to secure greater uniformity of assessments for levying taxes," was read a second time.

Mr. Wilson presented a petition from E. E. Palmer and others, for a law taxing dogs for the benefit of sheep, which,

On his motion,

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

Whereupon,

Messrs. Wilson, Collins, and Postles, were appointed said Committee.

On motion of Mr. Marshall,

The bill entitled "A supplement to an act to improve the navigation of Lewes Creek, to survey and regulate the streets of the Town of Lewes, and for other purposes," was read a second time by its title.

On motion of Mr. Rodney,

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

Mr. Bellah presented a remonstrance from S. Houston and others, against permitting the Brandywine Rail Road Company to make their road along the Valley of the Brandywine, which,

On his motion,

Was read.

On motion of Mr. Carlisle,

The bill entitled "An act to incorporate Frederica Division, No. 23 of the Sons of Temperance of the State of Delaware," was read a second time by its title.

Mr. Marshall asked, and,

On motion of Mr. Rodney,

Obtained leave to withdraw the petition of R. Burton, together with the remonstrances accompanying it.

On motion of Mr. Bradford,

The bill entitled "An act to lay down Robinson street in the plot of the city of Wilmington, as one of the streets in said city," was taken up for consideration.

Mr. Bradford moved,

To amend the bill by striking out all after the enacting clause, and inserting in lieu thereof the following:—"That Robinson street from Poplar street to Church street, be and the same is hereby laid down in the City Platt as one of the streets in the City of Wilmington, at fifty feet wide, being at the distance of one hundred and sixty-seven feet eight inches south of Third street, and at the distance of one hundred and sixty-seven feet eight inches north of Second street."

Which amendment was

Adopted.

On motion of Mr. Bradford,

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

Passed the House.

Ordered to the Senate for concurrence.

Mr. Wilson from the Committee to whom was referred the petition of W. Berry and others, reported it inexpedient to legislate upon the subject; which report,

On motion of Mr. Caulk,

Was

Adopted.

On motion of Mr. Martin,

The bill entitled "An act to authorize Robert Burton and Jacob A. Conwell to erect a gate across the public road," was read a third time by paragraphs, and

Passed the House.

Ordered, to the Senate.

The House then adjourned until 3 o'clock this afternoon.

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

The House met pursuant to adjournment.

Mr. Cooch presented a petition from R. D. Hicks and others, for a law authorizing the Levy Court of New Castle County to purchase the causeway near the Wilmington Bridge, which,

On his motion,

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

Whereupon,

Messrs. Cooch, Miles, and Rodney, were appointed said Committee.

Mr. Marshall from the Committee to whom was referred the petition of W. Cummins and others, reported a bill entitled "An act in relation to a certain Bridge in the County of Kent, called Martin's Bridge," which,

On motion of Mr. Marshall,

Was read.

On motion of Mr. Collins,

The bill entitled "An act authorizing a bridge to be built over Old Duck Creek," was taken up for consideration.

Mr. Collins then moved,

To amend the bill by striking out all after the word "County" in the first Section thereof, which amendment was *Adopted.*

On motion of Mr. Collins,

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

Passed the House.

Ordered, to the Senate for concurrence.

Mr. Lofland, Clerk of the Senate, being admitted, informed the House that the Senate had concurred in the following bills, viz :—

"An act for the further distribution of the reports of legal decisions in this State."

"A supplement to the Act entitled 'An act concerning wills.'"

"A further supplement to the Act entitled 'An act to authorize the owners and possessors of the marsh or low grounds commonly called or known by the name of the Culbreath marsh, situate in the forest of Murderkill and Dover Hundreds in Kent County, to cut a ditch or drain through the same.'"

"An act to procure a map of this State."

"An act to incorporate Howard Division, No. 18, of the Sons of Temperance at Laurel, Delaware."

"A supplement to the Act entitled 'An act concerning defects in legal proceedings.'"

"Also that the Senate had concurred in the Resolutions providing for the safe keeping of the public arms."

Also that the Senate had passed and requested the concurrence of the House in the following bills, viz :—

“An act to incorporate the Bridgeville Division, No. 32, of the Sons of Temperance, of the State of Delaware.”

“An act to hire out free negroes and mulattoes who have no visible means of support and are not of good and industrious habits.”

“An act to amend the Act entitled ‘An act to enable all the religious denominations in this State to appoint Trustees who shall be a body corporate for the purpose of taking care of the temporalities of their respective congregations.’”

“An act respecting the New Castle and Frenchtown Rail Road.”

“An act to prevent swine from running at large within certain limits in Appoquinimink Hundred in New Castle County.”

Also that the Senate had concurred in the passage of the bill entitled “An act providing for holding a special election to ascertain the sense of the people of the State of Delaware in relation to calling a Convention to alter the Constitution of the said State,” with an amendment in which the concurrence of the House was requested.

Also that the Senate had concurred in the passage of the bill entitled “An act to limit the city debt of Wilmington and to provide for the discharge thereof,” with an amendment in which the concurrence of the House was requested.

Also that he had been directed to return sundry enrolled bills which had received the signature of the Speaker of the Senate, and to present others which awaited the signature of the Speaker of the House.

And he withdrew.

On motion of Mr. Marshall,
The bills from the Senate for concurrence were read.

On motion of Mr. Bradford,
The amendment by the Senate, to the bill in relation to the City Debt of Wilmington, was read as follows :—

IN SENATE, February 21st, 1849.

Amend the last Section of the bill by adding the following, viz :—
“And also the second, fourth, and fifth Sections of the additional supplement, passed at Dover, Feb. 25th, 1843, to the act entitled ‘An act to alter and re-establish the Charter of the Borough of Wilmington,’ are hereby repealed.”

Extract from Journal.

For Concurrence.

J. R. LOFLAND,
Clerk of the Senate.

On motion of Mr. Bradford,

The amendment was

Concurred in.

Ordered, that the Senate be informed thereof.

On motion of Mr. Miles,

The amendment from the Senate, to the bill providing for a Special Election to ascertain the sense of the people of this State, upon the subject of a Convention, was read as follows:—

IN SENATE, February 20th, 1849.

Amend the bill by striking out the words "third Tuesday of May," where they occur, and insert the following, viz:—"Second Tuesday of November."

Extract from the Journal,

For concurrence.

J. R. LOFLAND,
Clerk of the Senate.

Mr. Miles then moved,

That the House concur in the amendment, on which motion the yeas and nays were called for and taken as follows:—

Yeas.—Messrs. Comegys, Jones, Marshall, Miles, Naudain, N. Tunnell, and Vaughan—7.

Nays.—Messrs. Bradford, Bellah, Carlisle, Caulk, Collins, Cooch, Martin, Postles, Rodney, Taylor, W. Tunnell, and Wilson—12.

So the amendment was

Not concurred in.

Ordered that the Senate be informed thereof.

Mr. Caulk from the Committee of Enrollment, reported the following bills as being correctly enrolled, viz:—

"An act to incorporate the New Castle County Mutual Insurance Company."

"An act to enable John West to locate certain vacant lands in Broadkirk and Nanticoke Hundreds, in Sussex County, and to complete his title to the same."

"An act to empower the present board of Directors of the Wilmington Fire Insurance Company to make a final settlement of its business and to authorize a dissolution of the said Corporation."

"A supplement to the Act entitled 'An act concerning the real estates of intestates.'"

"An act to divorce George Burton and Mary Burton."

"An act to divorce Angelina Jackson and Alfred M. Jackson from the bonds of matrimony."

"An act to establish the Green Hill Cemetery of Christiana Hundred."

On motion of Mr. Martin,

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

On motion of Mr. Carlisle,

The Ninth Rule of the House was suspended for the introduction of a bill.

Mr. Carlisle asked, and,

On motion of Mr. Bradford,

Obtained leave to introduce a bill entitled "An act to appropriate the moneys in the Treasury of this State," which,

On motion of Mr. Carlisle,

Was read.

On motion of Mr. Marshall,

The order of the House, appointing to-morrow for the consideration of the Resolution directing the presentation of a Sword to R. C. Rogers U. S. N. was rescinded.

Mr. Marshall then moved,

That the Resolution be taken up for consideration.

Which motion

Prevailed.

Mr. Marshall offered the following amendment, which,

On his motion,

Was read as follows :—

Amend, by striking out the Preamble and inserting the following in lieu thereof, viz :—

Whereas, Robert C. Rogers, a native citizen of this State, and Passed Midshipman in the U. S. Navy, has distinguished himself in the discharge of his duty in the late war with Mexico, and as a volunteer attached to the army, rendered efficient service as an aid to one of the Commanding Generals in the storming of Chapultepec, Molino del Rey, and the capitulation of Mexico, and otherwise reflected honor upon his native State, by the part he bore in the brilliant performances of our gallant army in Mexico,"

On motion of Mr. Marshall,

The amendment was

Adopted.

Mr. Marshall then moved,
That the Preamble and Resolution be adopted.

Which motion,

Prevailed.

Ordered to the Senate for concurrence.

Mr. Wilson, from the Committee to whom was referred the petition of J. Kimmey and others, reported a bill entitled "A supplement to an act entitled 'An act to encourage the destruction of Crows,'" which,

On his motion,
Was read.

On motion of Mr. Taylor,

The bill entitled "An act to incorporate the Ocean, Delaware and Philadelphia Telegraph Company," was read by special order a second time by its title.

Mr. Carlisle offered the following Resolutions, which,

On his motion,
Were read as follows :—

Resolved, by the Senate and House of Representatives of the State of Delaware, in General Assembly met, That Nathaniel B. Smithers be and he is hereby appointed to take charge of the Books and papers of the Senate and House of Representatives.

Resolved, That James F. Allee be and he is hereby authorized and requested to purchase the necessary Stationery for the next General Assembly ; and the State Treasurer is hereby directed to pay to the said James F. Allee or his order, the sum of fifty dollars, to enable him to carry the provisions of this Resolution into effect, and the said James F. Allee is hereby directed to present his accounts and vouchers to the next Session of the Legislature for their allowance.

On motion of Mr. Carlisle,

The Resolutions were

Adopted.

Ordered, to the Senate for concurrence.

Mr. Postles offered the following Resolutions, which,

On his motion,
Were read as follows :—

Resolved, by the Senate and House of Representatives of the State of Delaware, in General Assembly met, That John A. Collins, James L.

Miles, and Philip C. Jones, of the House of Representatives, and William Temple and Henry B. Fiddeman, of the Senate, be and they are hereby appointed a Committee on the part of this General Assembly whose duty it shall be to meet at Dover, on the third Tuesday of January, in the year of our Lord one thousand eight hundred and fifty, for the purpose of settling the accounts of the State Treasurer, and receive the report of the Auditor of Accounts for the current year.

Resolved, That it shall be the duty of the said Committee after their settlement with the State Treasurer aforesaid to cause a statement of such settlements, under their hands, or the hands of a majority of them, to be published in two of the newspapers printed in this State, for the space of one month from the time of effecting the same.

Resolved, That said Committee have full power and authority to audit the accounts of the Clerk of the House of Representatives and the Clerk of the Senate, for superintending the printing of the Journals of the two Houses of the Legislature during the present Session, and for making indexes thereto, and to make such allowance for said services as they may think just and proper; which said allowance shall be paid by the State Treasurer upon orders drawn by the Chairman of the Committee in favor of said Clerks.

Resolved, That said Committee shall receive the same compensation as is by law allowed to members of the General Assembly, to be paid by the State Treasurer, upon orders drawn by the Chairman of said Committee, out of any money in the hands of said State Treasurer not otherwise appropriated, and the Chairman of said Committee shall have authority to draw orders for the incidental expenses arising out of the session of said Committee to be paid in like manner.

On motion of Mr. Bellah,

The further consideration of the foregoing Resolutions was postponed until Friday next.

On motion of Mr. Carlisle,

The bill entitled "A supplement to the act entitled 'An act to improve the Navigation of Cedar Creek,'" was read a second time.

On motion of Mr. Marshall,

The bill entitled "A further supplement to the act entitled 'An act for the benefit of Sussex County,'" was taken up for consideration.

Mr. Marshall offered the following amendment, which,

On his motion,

Was read as follows:—

"Amend the bill by striking out all of the first Section after the word 'required' in the 8th line thereof, and inserting in lieu thereof the follow-

ing :—‘ to loan to the Trustees of the Tówn of Lewes, to be expended under the direction of the said Trustees, in the improving the navigation of Lewes Creek, the sum of seven hundred and eighty-eight dollars and thirty-nine cents, being a balance remaining unappropriated, in the hands of the Trustees herein first named, the interest of which is to be appropriated to the School Fund of Sussex County.’ ”

Mr. Marshall then moved,

That the amendment be adopted ; on which motion the yeas and nays being called for and taken, were as follows :—

Yeas.—Messrs. Bradford, Bellah, Caulk, Cooch, Marshall, Rodney, N. Tunnell, Vaughan, and Wilson—9.

Nays.—Messrs. Carlisle, Collins, Comegys, Jones, Martin, Miles, Naudain, Postles, Taylor, and W. Tunnell—10.

So the amendment was

Lost.

On motion of Mr. Collins,

The bill was then read by special order of the House a third time by paragraphs, and

Passed the House.

Ordered, to the Senate.

On motion of Mr. Bradford,

The Ninth Rule of the House was suspended, for the introduction of a bill.

Mr. Bradford then asked, and

On motion of Mr. Bellah,

Obtained leave to introduce a bill entitled, “ An act supplementary to the several acts incorporating and relating to the Swede’s Lutherean Church, called Trinity Church, in the Borough of Wilmington and County of New Castle,” which,

On motion of Mr. Bradford,

Was read.

On motion of Mr. Marshall,

The Resolution in reference to the transcribing of the Revolutionary papers, was taken up for consideration.

Whereupon,

On motion of Mr. Carlisle,

The further consideration thereof was postponed until Friday next.

On motion of Mr. Miles,

The bill entitled "An act for the relief of poor and distressed families in cases of execution for debt and distress for rent," was taken up for consideration.

Mr. Miles moved,

To amend the bill by striking out the word "ten" in the eleventh line of Section 1, and inserting in lieu thereof the word "five."

Which amendment was

Adopted.

On motion of Mr. Miles,

The bill was then read a third time by paragraphs, and the question being on the final passage of the bill, the yeas and nays were ordered and taken as follows:—

Yeas.—Messrs. Bradford, Bellah, Caulk, Collins, Cooch, Jones, Marshall, Martin, Miles, Naudain, Rodney, Taylor, W. Tunnell, and Vaughan—14.

Nays.—Messrs. Carlisle, Comegys, Postles, and Wilson—4.

So the bill

Passed the House.

Ordered to the Senate for concurrence.

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

THURSDAY, 9 o'clock, A. M., February 22d, 1849.

The House met pursuant to adjournment.

Mr. Cooch moved,

That the House adjourn until 11 o'clock, on which motion the yeas and nays were called for and taken as follows:—

Yeas.—Messrs. Caulk, Cooch, Miles, and Rodney—4.

Nays.—Messrs. Bradford, Bellah, Carlisle, Collins, Comegys, Jones, Marshall, Martin, Naudain, Postles, Taylor, N. Tunnell, W. Tunnell, Vaughan and Wilson—15.

So the motion was

Lost.

Mr. Cooch then asked to be excused from voting during the day upon questions coming before the House, which request,

On motion of Mr. Rodney,

Was

Granted.

On motion of Mr. Taylor,

The bill entitled "An act to incorporate the Ocean, Delaware and Philadelphia Telegraph Company," was read a third time by paragraphs, and unanimously

Passed the House.

Ordered to the Senate for concurrence.

On motion of Mr. Naudain,

The bill entitled "An act concerning the execution of criminals," was read a third time by paragraphs, and

Passed the House.

Ordered, to the Senate for concurrence.

On motion of Mr. Marshall,

The bill entitled "A supplement to an act to improve the navigation of Lewes Creek, to survey and regulate the streets of the town of Lewes, and for other purposes," was read a third time by paragraphs, and

Passed the House.

Ordered, to the Senate.

The Speaker laid upon the table, a claim from L. Bancroft, which,

On motion of Mr. Carlisle,

Was referred to the Committee of Claims.

On motion of Mr. Caulk,

The bill entitled "An act extending the authority of the Superior Court to obtain evidence," was read a third time by paragraphs and

Passed the House.

Ordered, to the Senate for concurrence.

Mr. Miles presented a petition from E. Egbert and others, for a repeal of the dog tax, which,

On his motion,

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

Whereupon,

Messrs. Miles, Bellah, and Naudain, were appointed said Committee.

On motion of Mr. W. Tunnell,

The bill entitled "A supplement to an act entitled 'A further sup-

plement to the Act entitled 'An act for the better regulation of servants and slaves in this government,' " was read a second time.

On motion of Mr. Rodney,

The bill entitled "An act to open a certain road in New Castle County," was read a third time by paragraphs, and the question being on the final passage of the bill, the yeas and nays were called for and taken as follows:—

Yeas.—Messrs. Bellah, Caulk, Collins, Comegys, Jones, Marshall, Naudain, Rodney, N. Tunnell, W. Tunnell, and Wilson—11.

Nays.—Messrs. Bradford, Carlisle, Miles, Postles, and Taylor—5.

So the bill

Passed the House.

Ordered to the Senate for concurrence.

Mr. Wilson presented a remonstrance from W. P. Nickerson and others, against converting "Martin's Bridge," into a Pivot Bridge, which,

On his motion,

Was read.

On motion of Mr. Postles,

The bill already reported upon that subject, was recommitted, together with the remonstrance.

On motion of Mr. Bellah,

The bill entitled "An act respecting the New Castle and French-Town Rail Road," was read a second time.

On motion of Mr. Collins,

The bill entitled "An act for changing the location of a certain public road and for other purposes," was read a second time.

On motion of Mr. Martin,

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

Passed the House.

Ordered, to the Senate for concurrence.

Mr. Bradford presented a claim from Messrs. Evans and Vernon, which,

On his motion,

Was referred to the Committee of Accounts.

On motion of Mr. Marshall,

The bill entitled "An act to incorporate the Siloam Division, No. 24, of the Sons of Temperance, in Lewestown, Sussex County," was read a third time by paragraphs, and unanimously *Passed the House.*

Ordered to the Senate for concurrence.

On motion of Mr. Wilson,

The bill entitled "A supplement to an act to encourage the destruction of Crows," was read a second time.

Mr. Bradford offered the following Resolution, which,

On his motion,

Was read as follows :—

Resolved, by the Senate and House of Representatives of the State of Delaware, in General Assembly met, That

be a Board of Commissioners to revise the Public Laws of this State, now in force, and adjust and arrange the same under appropriate titles so as to compress the whole into the smallest practicable volume. That in such a revision and digest the said Commissioners shall be authorized to embrace the principles contained in several statutes by a general act relative to each title ; and shall have a general discretion to omit such existing provisions as they shall consider unnecessary, and to vary existing provisions whenever they may think a variance suitable to render the general system consistent or more perspicuous, or better adapted to circumstances ; they shall omit all acts not strictly of a general and public nature, giving only a summary of such as are of a public but not of a general nature ; and shall report such revised digest, to the next Session of the General Assembly, carefully noting any changes in the existing laws.

On motion of Mr. Bradford,

The Resolution was laid upon the table for further consideration.

On motion of Mr. Carlisle,

The bill entitled "An act to incorporate Frederica Division, No. 23, of the Sons of Temperance of the State of Delaware," was read a third time by paragraphs, and unanimously *Passed the House.*

Ordered, to the Senate for concurrence.

On motion of Mr. Bradford,

The bill entitled "An act supplementary to the several Acts incorporating and relating to the Swede's Lutherean Church in the Borough of Wilmington and County of New Castle," was read a second time.

Mr. Collins presented a claim from E. W. Wilson, which,

On his motion,

Was referred to the Committee of Claims.

Mr. Bradford presented a petition from Mrs. M. Martin and others, in relation to the sale of ardent drinks, which,

On his motion,

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

Whereupon,

Messrs. Bradford, Wilson, and Jones, were appointed said Committee.

On motion of Mr. Carlisle,

The bill entitled "A further supplement to the Act entitled 'An act for the security of purchasers of real estate sold in execution of judgments or decrees,'" was read a second time.

On motion of Mr. Carlisle,

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

Mr. W. Tunnell, from the Committee to whom was referred the bill entitled "An act to authorize the present and future owners of the Bridge over Nanticoke River at Seaford, to demand and receive higher tolls of foot passengers," reported the bill with an amendment, which,

On motion of Mr. W. Tunnell,

Was read as follows:—

"Amend the bill by striking out in the tenth line the words "three" and inserting the words "two" in lieu thereof."

On motion of Mr. W. Tunnell,

The amendment was

Adopted,

And the bill read a third time by paragraphs: the question being on the final passage thereof,

On motion of Mr. Carlisle,

The further consideration of the bill was postponed.

Mr. W. Tunnell from the Committee of Enrollment, reported the following bills as being duly and correctly enrolled, viz:—

"An act to incorporate Chrystal Fount Lodge, No. 10, of the Independent Order of Odd Fellows, at Milford, Delaware."

"An act to regulate the selling of Grain."

"A further additional supplement to the act entitled 'An act to establish a Company under the name of the Mispillion Navigation Company.'"

"A supplement to the act entitled 'An act authorizing the Governor of this State to appoint Commissioners in other States to take depositions, the acknowledgement of Deeds, &c., and to appoint Notaries Public in this State.'"

"A supplement to an act entitled 'An act to improve the navigation of Lewes Creek by cutting a Canal near Green Branch.'"

"An act for the relief of the heirs of Maraget Price, deceased."

On motion of Mr. Miles,

The Clerk was directed to inform the Senate that the House was prepared to receive the Senate in the Hall of the House in joint meeting, to hear the Farewell Address of George Washington.

Which was done.

At the time specified, the Senators appeared in the Hall of the House and took the seats prepared for their reception.

The two Houses being thus convened,

On motion of Mr. Carlisle,
The Resolution for convening them was read.

On motion of Mr. Bradford of the House,

The Clerk of the House proceeded to read the Farewell Address of George Washington.

At the conclusion thereof,

On motion of Mr. Carlisle of the House,
The Journals of the two Houses were read and compared.

On motion of Mr. Temple of the Senate,
The two Houses then separated.

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

FRIDAY, February 23d, 10 o'clock, A. M.

The House met pursuant to adjournment.

Prayer by the Chaplain.

Mr. Löffland, Clerk of the Senate, being admitted, informed the House that the Senate had concurred in the passage of the following bills:—

“An act to incorporate Jefferson Lodge, No. 2, I. O. O. F. of the State of Delaware.”

“An act concerning the acknowledgement of deeds and other instruments of writing by corporations.”

“An act to divide School District, No. 24, in Sussex County.”

“An act to incorporate Atlantic Lodge of the Independent Order of Odd Fellows at Lewes, Delaware.”

“An act to incorporate Union Lodge, No. 3, of the Independent Order of Odd Fellows of the State of Delaware, at Georgetown.”

“A supplement to the Act entitled ‘An act to incorporate the Delaware Rail Road Company.’”

“An act to enable the owners and possessors of the marsh and low grounds, on Mispillion Creek, in Cedar Creek Hundred, Sussex County, opposite the new wharf on said Creek to embank, drain and reclaim the same.”

“An act to incorporate the Franklin Building Association, of Wilmington.”

“An act to create an additional School District in the County of Sussex.”

“An act to divorce Elijah R. Parsons and Mary Ann Parsons.”

“An act in relation to lands conveyed or devised for charitable uses.”

Also, that the Senate had concurred in the following Resolutions, to wit:—

“Resolution directing the presentation of a sword to R. C. Rogers, U. S. N.”

“Resolution for presenting to Brevet Captain C. P. Evans, a sword, in consideration of his distinguished services in the war with Mexico.”

Also that the Senate had passed and requested the concurrence of the House in a bill entitled “An act to enable Dr. William Morgan, of North West Fork Hundred in Sussex County, to locate a small piece of vacant marsh.”

Also, that the Senate had refused to concur in the passage of the bill entitled “A supplement to an act entitled ‘An act regulating the General Election.’”

And he withdrew.

On motion of Mr. Carlisle,

The bill from the Senate for concurrence was read.

Mr. Rodney presented a petition from Phoebe Mellon for a divorce from her husband, which,

On his motion,

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

Whereupon,

Messrs. Rodney, Carlisle, and Jones, were appointed said Committee.

On motion of Mr. Bradford,

The bill entitled "An act concerning contested elections in either branch of the Legislature," was read a second time.

The Speaker laid upon the table a communication from the Hon. John M. Clayton, which,

On motion of Mr. Rodney,

Was read as follows:—

To the Honorable the Senate and House of Representatives of the State of Delaware, in General Assembly met,

I do hereby resign the Office of Senator of the United States.

February 23d, 1849.

JOHN M. CLAYTON.

Mr. Carlisle then offered the following Resolution, which,

On his motion,

Was read as follows:—

Resolved, by the Senate and House of Representatives of the State of Delaware, in General Assembly met, That the Legislature of this State will, on this day, (Friday,) at 12 o'clock, M., in joint meeting in the Hall of the House of Representatives, hold an election by ballot for the purpose of choosing a Senator from this State, in the Senate of the United States, to fill the vacancy occasioned by the resignation of the Honorable John M. Clayton.

On motion of Mr. Cooch,

The Resolution was

Adopted.

Ordered, that the communication from Mr. Clayton, together with the Resolution be sent to the Senate.

On motion of Mr. Cooch,

The bill entitled "An act authorizing the Levy Court of New Castle County, to construct a draw to the Christiana Bridge at the Village of Christiana," was read a third time by paragraphs, and

Passed the House.

Ordered to the Senate for concurrence.

The Speaker laid upon the table a claim from E. Johnson, which,

On motion of Mr. Wilson,

Was referred to the Committee on Claims.

Mr. Marshall, from the Committee to whom was re-committed the bill entitled "An act in relation to a certain Bridge in the County of Kent, called Martin's Bridge, reported the same without amendment.

On motion of Mr. Naudain,

The bill entitled "An act to prevent swine from running at large within certain limits in Appoquinimink Hundred, in New Castle County," was read a second time by its title.

Mr. Bellah presented a claim from Messrs. Porter and Naff, which,

On his motion,

Was referred to the Committee of Claims.

On motion of Mr. Cooch,

The ninth rule of the House was suspended for the introduction of a bill.

Mr. Cooch then asked, and,

On motion of Mr. Bradford,

Obtained leave to introduce a bill entitled "A supplement to the Act entitled 'An act fixing the standard of weights and measures, and regulating the same within this State,' " which,

On motion of Mr. Cooch,

Was read.

Mr. Cooch then gave notice that he would to-morrow call up the bill for a second reading.

Mr. Miles, from the Committee to whom was referred the petition of R. E. Bayne and others, reported a bill entitled "An act to incorporate Oriental Lodge, No. 12, of the I. O. O. F. of the State of Delaware," which,

On his motion,

Was read.

On motion of Mr. Collins,

The bill entitled "An act for changing the location of a certain public road, and for other purposes," was read a third time by paragraphs, and *Passed the House.*

Ordered, to the Senate for concurrence.

On motion of Mr. Vaughan,

The bill entitled "An act to change the name of Erasmus Baily to that of Erasmus William Harris," was read a third time by paragraphs, and *Passed the House.*

Ordered, to the Senate.

On motion of Mr. Rodney,

The bill entitled "An act to create an additional School District in the County of New Castle," was read a third time by paragraphs, and *Passed the House.*

Ordered, to the Senate for concurrence.

Mr. Bradford presented a petition from J. P. Seeds, for a law authorizing him as administrator to convey certain real estate, which,

On his motion,

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

Whereupon,

Messrs. Bradford, Taylor, and N. Tunnell, were appointed said Committee.

Mr. Miles, from the Committee to whom was referred the petition of E. Egbert and others, reported a bill entitled "An act to abolish the tax on dogs in New Castle County," which,

On his motion,

Was read.

Mr. Rodney presented a communication from W. O. Redden in relation to the fees of the Clerks of the Peace, which,

On his motion,

Was read.

Mr. Marshall, presented a communication from H. Todd upon the same subject, which,

On his motion,

Was read.

On motion of Mr. Marshall,

The bill reported upon the subject, was committed to a Committee of three.

Whereupon,

Messrs. Marshall, Carlisle, and Caulk, were appointed said Committee

On motion of Mr. Wilson,

The bill entitled "A supplement to an act entitled 'An act to encourage the destruction of Crows,'" was taken up for consideration.

Mr. Wilson offered the following amendment, which,

On his motion,

Was read as follows :—

Amend the bill by inserting between the word "Representatives," and the word "that" in the second line of the first Section the words "of the State of Delaware in General Assembly met."

On motion of Mr. Wilson,

The amendment was

Adopted,

And the bill read a third time by paragraphs, and

Passed the House.

Ordered, to the Senate for concurrence.

Mr. Lofland, Clerk of the Senate being admitted, informed the House that the Senate had concurred in the Resolution for convening the two Houses for the purpose of going into an election for United States Senator.

Also, that the Senate had passed and requested the concurrence of the House in a bill entitled "An act relating to evidence, in criminal prosecutions.

And he withdrew.

On motion of Mr. Carlisle,

The bill entitled "An act to appropriate the moneys in the Treasury of this State," was taken up for consideration.

Mr. Carlisle moved,

To amend the bill by striking out the words "forty-nine" in the 16th line of Section 1, and inserting in lieu thereof the words "fifty-one,"

Which amendment was

Adopted.

On motion of Mr. Carlisle,

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

Passed the House.

Ordered to the Senate for concurrence.

Mr. Bradford presented a petition from R. McDonnell, for An act directing the refunding of certain money, which,

On his motion,

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

Whereupon,

Messrs. Bradford, Collins, and Vaughan, were appointed said Committee.

On motion of Mr. N. Tunnell,

The bill entitled "A supplement to an act entitled 'A further supplement to the Act entitled 'An act for the better regulation of servants and slaves in this Government,' " was read a third time by paragraphs, and the question being on the final passage of the bill,

Mr. Miles moved,

That the bill be committed to a committee of three.

Which motion,

Prevailed.

Whereupon,

Messrs. Miles, Collins, and W. Tunnell were appointed said Committee.

On motion of Mr. Marshall,

The bill entitled "An act authorizing the present and future owner or owners of the bridge over Nanticoke River at Seaford to demand and receive higher tolls of foot passengers," was taken up and the question being on the final passage of the bill, the yeas and nays were called for and taken as follows:—

Yeas.—Messrs. Bradford, Bellah, Caulk, Jones, Marshall, Martin, Miles, Naudain, Rodney, N. Tunnell, W. Tunnell, Vaughan and Wilson—13.

Nays.—Messrs. Carlisle, Collins, Comegys, Cooch, Postles, and Taylor—6.

So the bill

Passed the House.

Ordered, to the Senate.

On motion of Mr. Marshall,

The report of the Committee upon the subject of the Revolutionary papers, was taken up for consideration.

Mr. Carlisle then offered the following Resolutions as a substitute, which,

On his motion,

Were read as follows:—

Resolved, by the Senate and House of Representatives of the State of

Delaware, in General Assembly met, That Joseph P. Comegys and Daniel M. Bates be and they are hereby appointed Commissioners for the purpose of having the Revolutionary papers filed in the office of the Secretary of State transcribed in such manner as in their judgments will best serve the objects of convenience and durability. That to carry into effect this Resolution the said Commissioners are authorized to employ Peter Adams to transcribe the said papers, and when the same have been transcribed to draw upon the State Treasurer in his favor for such sum as in their opinion will fairly remunerate the said service. The said Commissioners shall fully and accurately compare the copies to be made of said papers with the originals, and shall attach to the said copies in some suitable and permanent form a certificate of their accuracy.

Resolved, That for the service hereby imposed upon the said Commissioners they are each authorized, after the same has been fully performed, to draw upon the State Treasurer for the sum of dollars.

On motion of Mr. Miles,

The further consideration of the Resolutions, and of the report of the Committee, was postponed.

On motion of Mr. Rodney,

The bill entitled "An act respecting the New Castle and Frenchtown Rail Road," was taken up for consideration.

Mr. Rodney then offered the following amendment, which,

On his motion,

Was read as follows:—

Amend the bill by adding the following Section, viz:—

Sec. 3. *And be it further enacted,* That if the Legislature of the State of Maryland shall not within five years from the passing of this Act, pass a law authorizing the said New Castle and Frenchtown Turnpike and Rail Road Company to change the western termination of the said New Castle and Frenchtown Rail Road to some other place on the Elk River, or on the waters of the Chesapeake below Frenchtown, then and in such case this Act shall be null and void.

On motion of Mr. Rodney,

The amendment was

Adopted,

And the bill was read a third time by paragraphs and

Passed the House.

Ordered, to the Senate.

On motion of Mr. Bellah,

Ordered that the Clerk do now proceed to the Senate, and inform that body that the House will be ready to receive them in five minutes, in the Hall of the House of Representatives, for the purpose of electing by ballot a Senator from this State in the Senate of the United States, in obedience to the joint Resolution passed this morning.

Which was done.

At the expiration of which time the members of the Senate, preceded by their Speaker, and attended by their Clerk, entered the Hall of the House of Representatives and took the seats prepared for their reception.

The two Houses being thus convened,

On motion of Mr. Temple, of the Senate,

The joint Resolution for convening them was read.

Thereupon,

Mr. Caulk, of the House moved,

That the two Houses proceed to elect by ballot, a person to represent this State in the Senate of the United States, for the unexpired term of the Hon. John M. Clayton.

Which motion

Prevailed.

The votes were then received by the Seargeant-at-arms of the Senate, and by him taken to the Speaker of the Senate, who read them out in presence of both Houses of the General Assembly.

They were tallied by the respective Clerks and were as follows:—

For John Wales	-	-	-	-	-	-	18 votes.
For							10 votes.

The Speaker of the Senate then declared that John Wales, having a majority of the whole number of votes was duly elected Senator from the State of Delaware in the Senate of the United States, for the unexpired term of the Hon. John M. Clayton (resigned) and thereupon three certificates of the election of John Wales to the Senate of the United States were made out agreeably to the Act in such case made and provided which certificates were signed by the Speaker of the Senate and the Speaker of the House of Representatives, and attested by the Clerks of the respective Houses.

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

The certificates were read.

On motion of Mr. Temple, of the Senate,
The joint proceedings of both Houses were read and compared.
Whereupon,

On motion of Mr. Temple,
The two Houses separated, and the members of the Senate returned to their chamber.

The House then adjourned until 3 o'clock this afternoon.

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

The House met pursuant to adjournment.

Mr. Marshall offered the following Resolutions, which,

On his motion.

Were read as follows:—

Resolved, by the Senate and House of Representatives of the State of Delaware, in General Assembly met, That under the provisions of the Constitution of the United States, no power is granted to Congress which can be so construed as to authorize the interference upon the part of that body, with the subject of slavery in the respective States of this Union either directly or indirectly.

Resolved, That it would be highly improper, unjust and unwise for Congress to attempt to abolish slavery in the District of Columbia, except upon the direct application of the people thereof, and then only with the consent of the adjoining States, and a prospective system which would work no injury or loss to persons at present interested in slave property: and further, in the opinion of this Legislature, it was not intended at the time of the cession of the territory of the said District, or at any time since, to invest Congress with any authority to interfere with the existence of that institution therein in any manner whatever.

Resolved, That the people of the respective Territories of this Union are entitled in justice, upon principle and under the provisions of our Federal Constitution, to regulate all their local institutions according to their own judgment, as to what may be wise, prudent and expedient; having in view their own interests and happiness; and that therefore any attempt to apply the principles of the (so called) *Wilmot Proviso* to the organization of such Territories, would be extra-constitutional,

ungenerous and in violation of all that good fellowship and sound principle which constitute the true bond of unity between our States and their people.

Resolved, That our Senators in Congress be instructed, and our Representative be requested to govern themselves by the principles laid down in the preceding Resolutions, in their actions and votes on the questions referred to whenever they may arise in the bodies of which they are respective members.

On motion of Mr. Bradford,

The consideration of the foregoing Resolutions was postponed.

On motion of Mr. Wilson,

The bill entitled "An act to secure greater uniformity of assessments for levying taxes," was read a third time by paragraphs, and

Passed the House.

Ordered to the Senate for concurrence.

Mr. Rodney from the Committee to whom was referred the petition of Phæbe Mellon, reported a bill entitled "An act to divorce Phæbe Mellon and John Mellon," which,

On his motion,

Was read.

Mr. Caulk offered the following Resolution, which,

On his motion,

Was read as follows:—

Resolved, by the Senate and House of Representatives of the State of Delaware, in General Assembly met, That John C. Clark of New Castle County, Joseph P. Comegys of Kent County, and Thomas Jacobs of Sussex County, be and they are hereby appointed Commissioners to examine, and enquire what changes, if any in their opinion are necessary and expedient, in our present system of taxation, and to report to the next General Assembly.

Mr. Bellah presented a claim from J. West, which,

On his motion,

Was referred to the Committee of Claims.

Mr. Lofland, Clerk of the Senate being admitted, presented sundry enrolled bills and resolutions for the signature of the Speaker of the House, and returned others which had received the signature of the Speaker of the Senate.

And he withdrew.

On motion of Mr. W. Tunnell,

The Resolution from the Senate appointing a day for the adjournment of the two Houses, was taken up for consideration.

Mr. Collins moved,

To amend the Resolution by inserting the words "Wednesday the twenty-eighth," in lieu of the words "Friday the twenty-third,"

Which amendment was

Adopted.

Ordered, to the Senate.

On motion of Mr. Marshall,

The bill entitled "An act to hire out free negroes and mulattoes who have no visible means of support, and are not of good and industrious habits," was read a second time by its title.

On motion of Mr. Collins,

The bill entitled "A supplement to the act entitled 'An act concerning awards to regulate the summoning and returning of juries and for lessening the expenses thereof and for other purposes,'" was read a second time.

On motion of Mr. Naudain,

The bill entitled "A further supplement to the act entitled 'An act providing for the punishment of certain crimes and misdemeanors,'" was read a third time by paragraphs, and

Passed the House.

Ordered to the Senate for concurrence.

Mr. Jones from the Committee to whom was referred the petition of George M. Burton and others, reported a bill entitled "An act to create an additional School District in the County of Kent," which,

On his motion,

Was read.

Mr. Lofland, Clerk of the Senate being admitted, informed the House that the Senate had refused to concur in the amendment of the House, to the bill providing for a Special election to ascertain the sense of the people of this State, in regard to a Convention."

And he withdrew.

Mr. Miles moved,

That a Committee of Conference be appointed to consist of three members on the part of the House, to act with a like Committee of two on the part of the Senate, upon the subject of the disagreement of the

two Houses in relation to the amendment to the bill providing for a Special election in order to test the sense of the people of this State on the expediency of calling a Convention.

Which motion

Prevailed.

Whereupon,

Messrs. Miles, Collins, and Martin, were appointed said Committee.

Ordered that the Senate be informed thereof.

Mr. Taylor presented a claim from J. Cowgill, which,

On his motion,

Was referred to the Committee of Claims.

On motion of Mr. Bradford,

The bill entitled "An act supplementary to the several acts incorporating and relating to the Swede's Lutheran Church, called Trinity Church, in the Borough of Wilmington and County of New Castle," was taken up for consideration.

Mr. Bradford moved,

To amend the bill by striking out the last Section thereof,

Which motion

Prevailed.

On motion of Mr. Bradford,

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

Passed the House.

Ordered, to the Senate for concurrence.

On motion of Mr. Bellah,

The Resolutions for the appointment of a Committee to settle with the State Treasurer, &c., were taken up for consideration.

Mr. Bellah, offered the following amendment, which,

On his motion,

Was read as follows :—

Amend the third Resolution by inserting after the words "making indexes thereto" the following :—"Also, the account of the Secretary of State, for superintending the printing of the Acts of the present Session, and for making index to the same."

On motion of Mr. Bellah,

The amendment was

Adopted.

And the Resolutions were

Adopted.

Ordered, to the Senate for concurrence.

On motion of Mr. Carlisle,

The amendment from the Senate to the bill entitled "An act for widening North street in the Town of Dover," was *Concurred in.*

Ordered that the Senate be informed thereof.

On motion of Mr. Jones,

The bill entitled "A supplement to an act entitled 'An act allowing an additional Justice of the Peace and Constable, to the County of Sussex, for a limited time,'" was read a third time by paragraphs, and

Passed the House.

Ordered, to the Senate for concurrence.

On motion of Mr. Carlisle,

The bill entitled "A further supplement to to the Act entitled 'An act for the security of purchasers of real estate, sold in execution of judgments or decrees,'" was read a third time by paragraphs, and

Passed the House.

Ordered to the Senate for concurrence.

On motion of Mr. Bellah,

The bill entitled "An act to incorporate the Wilmington and Brandywine Rail Road Company," was read a second time by its title.

On motion of Mr. Cooch,

The bill entitled "An act to divorce Phoebe Scotten and Jacob B. Scotten from the bonds of matrimony," was read.

On motion of Mr. Bradford,

The bill entitled "An act concerning contested elections in either branch of the Legislature of this State," was taken up for consideration.

Mr. Bradford offered the following amendments, which,

On his motion,

Were read as follows :—

Amend the bill by striking out all after the word "shall" in the seventh line of the first section, to the word "give," in the ninth line of the said section; and inserting in lieu thereof the words "at least twenty days before the meeting of the General Assembly;" by inserting in the fifth line of the second section after the word "commissioners" the words "at least two of whom shall be non-residents of the County

where the contest arises;" by striking out in the sixth and seventh lines from the top of the page of the second section the words "within five days," and inserting in lieu thereof the word "forthwith."

On motion of Mr. Bradford,

The amendment were

Adopted.

On motion of Mr. Carlisle,

The bill entitled "A supplement to the Act entitled 'An act to improve the navigation to Cedar Creek,'" was read a third time by paragraphs, and

Passed the House.

Ordered, to the Senate.

Mr. Lofland, Clerk of the Senate, being admitted, informed the House that the Senate had concurred in the amendment to the bill entitled "A further supplement to the Act entitled 'An act for the benefit of Sussex County.'"

And he withdrew.

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

SATURDAY, February 24th, 10 o'clock, A. M.

The House met pursuant to adjournment.

Prayer by the Chaplain.

Mr. Bellah offered the following Resolutions, which,

On his motion,

Were read as follows :—

Resolved, by the Senate and House of Representatives of the State of Delaware, in General Assembly met, That the Secretary of State be and he is hereby authorized and required to transmit to the President of St. Mary's College at Wilmington, a full and complete copy of the laws of Delaware, including the Digest, the 8th and 9th volumes, and the Acts in Pamphlet subsequent thereto, to be placed and kept in the Library of said College.

Resolved, That the Secretary of State for the time being, be and he is hereby required to transmit as aforesaid, a copy of the Acts passed at each Session of the General Assembly hereafter, and the Journals of both Houses, as soon as convenient after the publication.

Mr. Miles moved,

That the Resolutions be adopted; on which motion, the yeas and nays being called for and taken were as follows:—

Yeas.—Messrs. Bradford, Bellah, Carlisle, Caulk, Collins, Comegys, Cooch, Jones, Martin, Miles, Naudain, Postles, Taylor, N. Tunnell, W. Tunnell, and Wilson—16.

Nays—Mr. Marshall—1.

So the Resolutions were

Adopted.

Ordered, to the Senate for concurrence.

Mr. Lofland, Clerk of the Senate being admitted, informed the House that the Senate had concurred in the following bills:—

“A further additional supplement to an Act entitled ‘An act to authorize the owners and possessors of the marshes and low grounds commonly called and known by the name of Meredith’s Branch, in the forests of Murderkill and Mispillion Hundreds, to cut a ditch or drain through the same.’”

“An act amendatory of the act for the establishment of free schools.”

Also, that the Senate had concurred in the Resolutions appointing N. B. Smithers, Esq., to take charge of the books and papers of the Senate and House of Representatives, and James F. Allee, to procure Stationery for the next General Assembly.

Also, that the Senate had concurred in the amendment to the bill entitled “An additional supplement to the act entitled ‘An act for the better preservation of certain shell fisheries within this State,’ with an amendment in which the concurrence of the House was requested.”

Also, that the Senate had concurred in the bill entitled “A further supplement to the act entitled ‘A further supplement to the act entitled an act to alter and re-establish the charter of the borough of Wilmington,’” with an amendment in which the concurrence of the House was requested.

Also, that the Senate had passed and requested the concurrence of the House in a bill entitled “An act to amend an act entitled ‘An act providing for the punishment of certain crimes and misdemeanors.’”

Also, in a bill entitled “An act to authorize the formation of an additional School District out of School Districts, Nos. 13, 33, 52 and 63, in Sussex County.”

Also, in a bill entitled “An act to enable Major W. Allen of Sussex County, to locate, a small piece of vacant land.”

And he withdrew.

On motion of Mr. Naudain,
The bills from the Senate for concurrence were read.

On motion of Mr. Bradford,

The Senate's amendment to the bill entitled "A further supplement to the act entitled 'a further supplement to the act entitled an act to alter and re-establish the charter of the Borough of Wilmington,'" was read as follows:—

IN SENATE, February 23d, 1849.

"Amend the second Section of the bill by striking out in the second, third and fourth lines of the said Section the words "the said seventh Section of the act to which this is a further supplement," and insert in lieu thereof the word "law."

Extract from Journal,

J. R. LOFLAND,
Clerk of the Senate.

On motion of Mr. Bradford,
The amendment was

Concurred in.

On motion of Mr. Bradford,

The amendment from the Senate to the bill entitled 'An additional supplement to the Act entitled 'An act for the better preservation of certain shell fisheries within this State,' was read as follows:—

IN SENATE, Feb. 20th, 1849.

Amend the amendment by striking out all after the word "vessel" in the second line in Section 2, to the word "from" in the second line of said Section, and also by striking out the word "ten" in the fifth line in said Section and insert the word "five."

Extract from Journal,

J. R. LOFLAND,
Clerk of the Senate.

Mr. Marshall moved that the amendment be concurred in,
Which motion was

Lost.

Ordered that the Senate be informed thereof.

Mr. Carlisle, from the Committee of enrollment reported the following bills as being duly and correctly enrolled, viz:—

"An additional supplement to the act entitled 'An act to prohibit the emigration of free negroes and mulattoes into this State.'"

"An act to divorce Nancy A. Marvel and Philip Marvel of A."

Mr. Wilson presented a petition from G. W. Cummins and others, for authority to dam up certain streams, which,

On his motion,

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

Whereupon,

Messrs. Wilson, Cooch, and N. Tunnell, were appointed said Committee.

On motion of Mr. Miles,

The bill entitled "An act to abolish the tax on dogs in New Castle County," was read a second time.

Mr. Carlisle then offered the following Resolutions, which,

On his motion,

Were read as follows :—

Resolved, by the Senate and House of Representatives of the State of Delaware, in General Assembly met, That Samuel C. Letherbury be and he is hereby appointed to take charge of the Chamber of the Senate and of the Hall of the House of Representatives, and of the Library room, and to take care of the furniture belonging to the same.

Resolved further, That it shall be the duty of the said Samuel C. Letherbury to pay strict attention to the proper airing of the said rooms, and to the furniture belonging to each, and to keep the same in the best condition within his power, and that he be required strictly to enforce the rules made, or lawfully to be made for the regulation of said Library, and use of the books therein.

Resolved further, That for the faithful performance of the duties above specified, the State Treasurer shall pay to the said Samuel C. Letherbury, the sum of forty dollars per annum; the first year to commence on the day succeeding the day of the adjournment of this General Assembly.

On motion of Mr. Carlisle,

The Resolutions were

Adopted.

Ordered to the Senate for concurrence.

On motion of Mr. Cooch,

The bill entitled "A supplement to the Act entitled 'An act fixing the standard of weights and measures, and regulating the same within this State,'" was read a second time.

Mr. Caulk, from the Committee to whom was referred the petition of

T. Mitchell and others, reported it inexpedient to grant the prayer of the petitioners ; which report,

On motion of Mr. Wilson,

Was

Adopted.

On motion of Mr. Bradford,

The bill entitled " An act concerning contested elections in either branch of the Legislature of this State," was taken up for consideration.

Mr. Bradford offered the following amendment, which,

On his motion,

Was read as follows :—

Amend the bill by adding the following additional section, to wit :—

Section 10. *And be it enacted*, That for the purpose of detecting illegal voters, every Collector of county, road and poor taxes shall, on or before the third Tuesday of November, certify, under oath or affirmation, and return to the office of the Clerk of the Peace for his County, a true list in alphabetical order of the names of all persons on his duplicate, who had not paid their taxes on or before the said second Tuesday of November ; and the said Clerk of the Peace shall record the same in a book to be provided for that purpose ; and if any such Collector shall refuse or neglect to make such return as aforesaid, he shall be deemed guilty of a misdemeanor, and on conviction thereof shall forfeit and pay to the State a fine of fifty dollars.

Mr. Bradford moved,

That the amendment be adopted ; pending which,

Mr. Collins offered the following amendment, which,

On his motion,

Was read as follows :—

Amend the bill by striking out all therein from the enacting clause to the tenth Section, and inserting the following in lieu thereof :—
 "That hereafter the seat of a member in either House of the General Assembly shall not be contested unless the contestant shall, ten days before his petition claiming such seat, be presented, give notice in writing to the said member and therein notify him of the causes for which the contest will be made. The examination of witnesses in all such cases shall be *viva voce* at the bar of the House in which the contest is had, and no witnesses except those whose names accompany the petition shall be heard on the part of the contestant, except in reply, or to answer evidence offered to impeach the credibility of contestant's witnesses or some of them."

Sec. 2. *And be it further enacted,* That the costs of summoning, and the attendance of witnesses, and all other costs incurred in the prosecution of contested election cases, shall be borne and paid, as the House where the contest shall be heard, shall determine ; except that the successful party shall in no case bear any part thereof, nor shall the County in which the occasion for the contest shall have arisen, unless there shall appear to have been good ground for the contestation of the seat. When there shall be no reasonable ground for the contest, the contesting party shall pay the costs. And whenever the costs shall be ordered to be paid by either party the payment thereof shall be enforced by a writ issued by the Speaker of the House in which the contest is had, to the Sheriff of Kent County, directing him to levy and make the amount thereof of the goods and chattels, lands and tenements of such party, and under which writ the said Sheriff shall sell the same or such part thereof as shall be sufficient to pay the said costs, upon fifteen days' notice posted as required in cases of sale on execution process and pay over the amount to the State Treasurer, to be applied in reimbursing the Treasury, the sums which may have been drawn therefrom to pay the said costs in the first instance. When the costs are ordered to be paid by the County, promise for such payment shall be made by the Levy Court at their next session after the adjournment of the General Assembly, ordering such payment."

Mr. Collins moved,

That the amendment be adopted.

Whereupon,

On motion of Mr. Marshall,

The further consideration of the bill was postponed until Monday next.

The House then adjourned until 3 o'clock this afternoon.

Sam Day, 3 o'clock, P. M.

The House met pursuant to adjournment.

On motion of Mr. Cooch,

The bill entitled "An act to divorce Phoebe Scotten and Jacob B. Scotten, from the bonds of matrimony," was read a second time.

Mr. Caulk presented a statement from N. B. Smithers, Esq., in relation to certain outstanding accounts, which,

On motion of Mr. Caulk,

Was read and referred to the Committee of Accounts.

Mr. Caulk presented sundry accounts for newspaper subscriptions, which,

On his motion,

Were read and referred to the Committee of Accounts.

Mr. Caulk also presented a claim from V. C. Gilpin, which,

On his motion,

Was referred to the Committee of Claims.

On motion of Mr. Miles,

The bill entitled "An act to incorporate Oriental Lodge, No. 12, I. O. O. F. of the State of Delaware," was read a second time by its title.

On motion of Mr. Naudain,

The bill entitled "An act to prevent swine from running at large within certain limits in Appoquinimink Hundred, in New Castle County," was read a third time by paragraphs, and

Passed the House.

Ordered, to the Senate.

On motion of Mr. Bellah,

The bill entitled "An act to incorporate the Wilmington and Brandywine Rail Road Company," was taken up for consideration.

Mr. Bellah offered the following amendment, which,

On his motion,

Was read as follows:—

Amend the bill in the forty-fifth line of Section 15, by inserting between the word "thereon," and the word "and" these words:—"And in such assessment of damages whether by persons agreed upon by the parties themselves, or appointed by the Superior Court on the application of either party, it shall be the duty of the said appraisers to estimate and allow as damages in addition to the sum allowed for erecting fences, such sum of which the interest, in their opinion will be sufficient to keep and maintain the same in good repair, which shall thence forward be kept and maintained by the owners of the land, and the Company shall be at no charge in relation thereto."

On motion of Mr. Bellah,

The amendment was

Adopted,

And the bill was read a third time by paragraphs and the question being on the final passage thereof, the yeas and nays were ordered and taken as follows:—

Yeas.—Messrs. Bradford, Bellah, Caulk, Collins, Comegys, Cooch, Marshall, Martin, Miles, Naudain, Postles, Taylor, N. Tunnell, W. Tunnell, Vaughan and Wilson—16.

Nays.—0.

So the bill

Passed the House.

Ordered, to the Senate.

Mr. Miles offered the following Resolution, which,

On his motion.

Was read as follows:—

Resolved, by the Senate and House of Representatives of the State of Delaware, in General Assembly met, That the State Treasurer be and he is hereby directed, to borrow any sum not exceeding five thousand dollars, to be applied and used towards the payment of the expenses of the State for the current year, or for the payment of any balance that may hereafter be due the Trustee of the fund for establishing schools in this State, and that the faith of the State be and the same is hereby pledged, for the payment of the said sum of money with interest of six per cent. per annum, at the expiration of one year from the date of the loan, and that the Treasurer shall receive for his services, one-fourth of one per centum out of the money so obtained.

On motion of Mr. Miles,

The Resolution was

Adopted.

Ordered to the Senate for concurrence.

Mr. Collins from the Committee to whom was referred the bill entitled "A supplement to an act entitled 'A further supplement to the act entitled an act for the better regulation of servants and slaves in this government,'" reported the bill with the following amendment, which,

On his motion,

Was read as follows:—

Amend the bill by striking out the words "the said next friend to be a free white citizen of the County wherein such petition is filed," and insert in lieu thereof the words "who shall give to the Court satisfactory security for the payment of the costs of hearing the said petition upon filing the same. Also, by striking out the last clause of the first Section commencing with the words "and that in all the decisions of

cases, &c.” and inserting in lieu thereof the following :—“ And if, upon the hearing of a cause, if the prayer of the petitioner be allowed, the master or mistress shall pay the costs ; but if the petition be dismissed, the person acting as next friend, in the petition, shall pay the cost ;” also, in the second line of the second Section, the words “ seventh Section of the.”

Mr. Collins moved,

That the amendment be adopted.

Whereupon,

On motion of Mr. Bradford,

The further consideration of the bill was *Postponed.*

Mr. Wilson from the Committee to whom was referred the petition of G. W. Cummins and others, reported a bill entitled “ An act to enable the owners of the marsh or cripple between Sheerness Gut and Dutch Neck Canal, to dam up the same,” which,

On his motion,

Was read.

Mr. Marshall from the Committee to whom was referred the bill entitled “ An act to regulate the compensation for certain services performed by Clerks of the Peace,” reported the bill with an amendment, which,

On his motion,

Was read as follows :—

Amend the bill by striking out all in the first Section, third line, after the words “ that the” and insert the following :—“ Clerk of the Peace in the County of Sussex, be entitled to receive and shall be paid for all services rendered by him as Clerk of the Levy Court, including the business of the free Schools and all other duties where no compensation is fixed by law, the following salary, viz :—Six Hundred dollars. The salary year to commence from the eighteenth day of January next. If a vacancy shall happen in the office before the regular expiration of the term thereof, the Levy Court of said County shall so apportion the salary as by taking into consideration the amount of duties then performed and the proportion it bears to the duties still to be executed to make an equitable division of the salary between the last Clerk and his successor.”

On motion of Mr. Bradford,

The further consideration of the bill was postponed until Monday.

The House then adjourned until 10 o'clock, on Monday morning.

MONDAY, February 26th, 10 o'clock, A. M.

The House met pursuant to adjournment.

Prayer by the Chaplain.

Mr. Bellah submitted the following Resolution for the consideration of the House, which,

On his motion,

Was read as follows:—

Resolved, by the Senate and House of Representatives of the State of Delaware, in General Assembly met, That Charles I. Dupont be, and he is hereby authorized to take from the Library Room, where the same are deposited, the specimens of wool forwarded by the Commissioner of Patents, and to keep the same safely and without injury, subject to the order of the Secretary of State.

On motion of Mr. Collins,

The bill entitled "An act to enable Major W. Allen of Sussex County to locate a small piece of vacant land," was read a second time.

On motion of Mr. Collins,

The bill was then read a third time by paragraphs, by special order,
and *Passed the House.*

Ordered, to the Senate.

Mr. Bradford moved,

That the vote upon the bill entitled "An act concerning days of grace," be now taken;

Which motion

Prevailed,

And the said bill

Passed the House.

Ordered, to the Senate for concurrence.

Mr. Miles presented a petition from George B. Rodney and others, for an act to incorporate the New Castle Marine Railway Company, which,

On his motion,

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

Whereupon,

Messrs. Miles, Postles, and Martin, were appointed said Committee.

Mr. Miles also presented a petition from Elihu Jefferson for authority to construct a wharf at New Castle, which,

On his motion,

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

Whereupon,

Messrs. Miles, Carlisle, and Martin, were appointed said Committee.

On motion of Mr. Bellah,

The bill entitled "An act to amend the act entitled, 'An act to enable all the religious denominations in this State to appoint Trustees, who shall be a body corporate for the purpose of taking care of the temporalities of their respective congregations,'" was read a second time.

Mr. Carlisle presented a claim from the publisher of the Milford Beacon, which,

On his motion,

Was read and referred to the Committee of Claims.

On motion of Mr. Miles,

The bill entitled "An act to incorporate Oriental Lodge No. 12, of the I. O. O. F. of the State of Delaware," was read a third time by paragraphs, and unanimously *Passed the House.*

Ordered to the Senate for concurrence.

Mr. Bradford, from the Committee to whom was referred the petition of J. C. Seeds, reported it inexpedient to grant the prayer of the petitioner, which report,

On motion of Mr. Carlisle,

Was

Adopted.

On motion of Mr. Wilson,

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

On motion of Mr. Miles,

The bill entitled "An act to abolish the tax on dogs in New Castle County," was read a third time by paragraphs, and

Passed the House.

Ordered, to the Senate.

On motion of Mr. Cooch,

The bill entitled "An act to divorce Phoebe Scotten and Jacob B. Scotten from the bonds of matrimony," was read a third time by paragraphs, and the question being on the final passage thereof, the bill was

Defeated.

Ordered that the Senate be informed thereof.

On motion of Mr. Postles,

The bill entitled "An act to allow the owners of Thorn Point Hotel to catch and take oysters out of Mispillion Creek, during the prohibitory Season," was read a third time by paragraphs, and the question being on the passage of the first Section thereof, the first Section was

Defeated.

And the bill was

Lost.

Ordered, that the Senate be informed thereof.

On motion of Mr. Carlisle,

The bill entitled "An act to divorce Phoebe Mellon and John Mellon," was read a third time by paragraphs, and the question being on the final passage of the bill the yeas and nays were ordered and taken as follows:—

Yeas.—Messrs. Bradford, Bellah, Collins, Cooch, Marshall, Martin, Taylor, W. Tunnell, Vaughan, and Wilson—10.

Nays.—Messrs. Carlisle, Caulk, Comegys, Miles, Naudain, Postles, and N. Tunnell—7.

So the bill

Passed the House.

Ordered, to the Senate for concurrence.

On motion of Mr. Cooch,

The bill entitled "A supplement to the Act entitled 'An act fixing the standard of weights and measures, and regulating the same within this State,'" was read a third time by paragraphs, and

Passed the House.

Ordered to the Senate for concurrence.

Mr. Miles from the Committee to whom was referred the petition of George B. Rodney and others, reported a bill entitled "An act to incorporate the New Castle Marine Rail-way Company," which,

On his motion,

Was read.

Mr. Miles offered the following Resolution, which,

On his motion,

Was read as follows:—

Resolved, by the Senate and House of Representatives of the State of Delaware, in General Assembly met, That the Secretary of State be, and he is hereby authorized, and required to transmit to the Wesleyan Fe-

male Collegiate Institute at Wilmington, Delaware, a full and complete copy of the laws of Delaware including the Digest, the 8th and 9th volumes, and the Acts in pamphlet subsequent thereto, to be placed and kept in the Library of said Institute.

Mr. Miles moved,

That the Resolution be adopted; on which motion the yeas and nays being called for and taken, were as follows:—

Yeas.—Messrs. Bradford, Bellah, Carlisle, Caulk, Comegys, Cooch, Miles, Postles, and Wilson—9.

Nays.—Messrs. Marshall, Martin, Naudain, Taylor, N. Tunnell, and Vaughan—6.

So the Resolution was

Adopted,

Ordered, to the Senate for concurrence.

On motion of Mr. Caulk,

The Resolution appointing a Committee to enquire into the expediency of changing the present mode of levying taxes in this State was taken up for consideration and

Adopted.

Ordered, to the Senate for concurrence.

Mr. Carlisle from the Committee of Enrollment, reported the following bills as being duly and correctly enrolled, viz:—

“A supplement to the act entitled ‘An act concerning guardians and wards, the sale of the real estate of minors, and the investment of money belonging to minors, or the estates of deceased persons.’”

“An act to enable Benjamin Ellengsworth, to locate certain vacant land in Dagsborough Hundred, Sussex County, and to complete his title to the same.”

“An act to divorce Elijah R. Parsons and Mary Ann Parsons.”

“A supplement to the act entitled ‘An act concerning defects in legal proceedings.’”

“An act concerning the acknowledgment of deeds and other instruments of writing by corporations.”

“An act for the further distribution of the reports of legal decisions in this State.”

Also, as being correctly enrolled, the Resolutions appointing N. B. Smithers to take charge of the books and papers of the Senate and House of Representatives, and James F. Allee to procure stationery for the next General Assembly.

Mr. W. Tunnell, from the Committee of Enrollment, reported the following bills as being duly and correctly enrolled, viz :—

“An act to incorporate Howard Division, No. 18, of the Sons of Temperance at Laurel, Delaware.”

“A further supplement to the act entitled ‘A further supplement to the Act entitled ‘An act to alter and re-establish the Charter of the Borough of Wilmington.’”

“A supplement to the act entitled ‘An act concerning wills.’”

“An act to limit the City Debt of Wilmington, and to provide for the discharge thereof.”

“An act to procure a Map of this State.”

Also, as being duly and correctly enrolled, the Joint Resolutions relating to M. Alexandre Vattermare’s system of international exchanges.

Mr. Miles from the Committee of Enrollment, reported the following bills as being duly and correctly enrolled, viz :—

“An act in relation to lands conveyed or devised for charitable uses.”

“An act for widening North Street in the town of Dover.”

“Also as being correctly enrolled, the Resolutions providing for the safe keeping of the public arms.

Also the Resolutions directing the presentation of a sword to Brevet Captain C. P. Evans.

Mr. Lofland, Clerk of the Senate, being admitted, informed the House that the Senate had concurred in the passage of the following bill, viz :—

“An act to incorporate Frederica Division, No. 23, of the Sons of Temperance of the State of Delaware.

Also that the Senate had concurred in the Resolution directing the State Treasurer to borrow money to pay the expenses of the current year.

Also, that the Senate had passed and requested the concurrence of the House in a bill entitled “An act concerning the insane poor.”

Also that the Senate had concurred in the passage of the bill entitled “An act authorizing a bridge to be built over Old Duck Creek,” with an amendment in which the concurrence of the House was requested.

And he withdrew.

On motion of Mr. Caulk,

The bill from the Senate for concurrence was read.

On motion of Mr. Wilson,

The Senate's amendment to the bill in relation to the building of a bridge over Old Duck Creek, was read as follows:—

IN SENATE, February 26th, 1849.

Amend the first section of the bill in the eighth line after the word "provided" and before the word "that" by inserting therein the following words viz:—"That the said bridge shall be a pivot bridge with an opening at least twenty-six feet over the channel or deepest part of said Creek, for the purpose of letting vessels pass and re-pass through the same."

Extract from Journal,

J. R. LOFLAND,
Clerk of the Senate.

For concurrence.

On motion of Mr. Wilson,

The amendment was

Concurred in.

Ordered, that the Senate be informed thereof.

The House then adjourned until 3 o'clock this afternoon.

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

The House met pursuant to adjournment.

On motion of Mr. Marshall,

The bill entitled "A supplement to an act entitled 'A further supplement to the Act entitled 'An act for the better regulation of servants and slaves in this Government,'" was taken up, and the question being on the amendment as reported by the Committee, the amendment was

Lost.

The question then recurring on the final passage of the bill, the yeas and nays were called for and taken as follows:—

Yeas—Messrs. Collins, Marshall, Martin, N. Tunnell, W. Tunnell and Vaughan—6.

Nays.—Messrs. Bradford, Bellah, Carlisle, Caulk, Comegys, Cooch, Miles, Naudain, Postles, Taylor, and Wilson—11.

So the bill was

Defeated.

Ordered that the Senate be informed thereof.

Mr. Miles, from the Committee to whom was referred the petition of

E. Jefferson, reported a bill entitled "An act to authorize Elihu Jefferson to build a wharf opposite to his land in the River Delaware," which,

On his motion,

Was read.

Mr. Marshall, from the Committee to whom was referred the petition of R. Wolfe and others, reported it inexpedient to grant the prayer of the petitioners; which report,

On motion of Mr. Carlisle,

Was

Adopted.

On motion of Mr. Bradford,

The bill entitled "An act concerning contested elections in either branch of the Legislature of this State," was taken up for consideration.

Mr. Bradford offered the following amendment, which,

On his motion,

Was read as follows :—

Amend the bill by adding to the first Section the following words :—
 "And copies of the said notice, and lists certified as aforesaid, shall be delivered by each party to the Speaker of the House having cognizance of the matter, the contestant delivering his notice and lists together with his petition on the first day of the Session, and the sitting member his lists as soon as made out and handed to the other party." Also by striking out the 2d, 3d, 4th, 5th, 6th and 7th Sections of the bill, and making the 8th Section of the bill the second, the 9th the third, and the 10th the fourth section of the bill.

On motion of Mr. Bradford,

The amendment was

Adopted.

Mr. Collins then withdrew his amendment, and

On motion of Mr. Bradford,

The bill was read a third time by paragraphs, and

Passed the House.

Ordered, to the Senate for concurrence.

Mr. Taylor, from the Committee of Claims, reported a bill entitled "An act for the payment of claims against the State," which,

On his motion,

Was read.

Mr. Miles, from the Committee of Conference on the disagreement of

the two Houses upon the amendment to the bill relating to a special election for ascertaining the sense of the people of this State in relation to a Convention, presented the following report, which,

On his motion,

Was read as follows :—

The Committee appointed by the House to meet a similar Committee of the Senate to confer on a disagreement of the two Houses on the bill entitled “An act for holding a special election to ascertain the sense of the people of the State of Delaware in relation to calling a Convention to alter the Constitution of the said State,”

Report, That the two Committees assembled in joint meeting and agreed to recommend that the Senate recede from its amendment to said bill, and to make a report of such agreement to the two Houses for their action thereupon.

On motion of Mr. Miles,

The Report was

Adopted.

Mr. Lofland, Clerk of the Senate being admitted informed the House that the Senate had concurred in the amendment to the bill entitled “An act to incorporate the Wilmington and Brandywine Rail Road Company.”

Also, that the Senate had concurred in the amendment of the House to the bill entitled “An act to authorize the present or future owner or owners of the bridge over Nanticoke River, to demand and receive higher tolls of foot passengers.

And he withdrew.

On motion of Mr. Collins,

The bill entitled “An act to incorporate the Bridgeville Division, No. 32, of the Sons of Temperance of the State of Delaware,” was read a second time by its title.

On motion of Mr. Carlisle,

The report of the Committee on the subject of the Revolutionary papers, was taken up for consideration.

Mr. Carlisle moved,

That the amendment thereto be adopted,

Which motion was

Lost.

Mr. Miles moved,

That the consideration of the subject be postponed ;

Which motion was

Lost.

The question then being on the adoption of the Report of the Committee,

Mr. Marshall offered the following amendment, which,

On his motion,

Was read as follows :—

Amend by adding the following Resolution, viz :—

Resolved, That the Secretary of State be, and he is hereby directed to deliver the said papers to the Clerk of the House of Representatives for the purpose herein mentioned.

On motion of Mr. Marshall,

The amendment was

Adopted,

And the report as amended was

Adopted.

On motion of Mr. Marshall,

The Resolutions upon the subject of the Wilmot Proviso, were taken up for consideration.

Mr. Miles moved,

That the Resolutions be adopted, on which motion the yeas and nays being called for and taken, were as follows :—

Yeas.—Messrs. Marshall, Martin, N. Tunnell, W. Tunnell, and Vaughan—5.

Nays.—Messrs. Bradford, Bellah, Carlisle, Caulk, Comegys, Cooch, Miles, Naudain, Postles, Rodney, Taylor, and Wilson—12.

So the motion was

Lost.

Mr. Lofland, Clerk of the Senate being admitted, informed the House that the Senate had refused to recede from its amendment to the amendment by the House, to the bill entitled “An additional supplement to the act entitled ‘An act for the better preservation of certain shell fisheries within this State;’” and had appointed Messrs. Fiddeman and Paynter as a Committee of Conference, to act with a like Committee on the part of the House, upon the subject of the disagreement between the two Houses.

And he withdrew.

Mr. Miles then moved,

That a Committee of three members be appointed as a Committee of Conference, to act with the Committee appointed by the Senate.

Which motion

Prevailed.

Whereupon,

Messrs. Miles, Collins, and Martin, were appointed said Committee.

On motion of Mr. Vaughan,

The bill entitled "An act to hire out free negroes and mulattoes who have no visible means of support, and are not of good and industrious habits," was taken up for a third reading, and the question being on the passage of the first Section of the bill, the yeas and nays were called for and taken as follows:—

Yeas.—Messrs. Collins, Marshall, Martin, Naudain, Taylor, N. Tunnell, W. Tunnell and Vaughan—8.

Nays.—Messrs. Bradford, Bellah, Carlisle, Caulk, Comegys, Cooch, Miles, Postles, Rodney, and Wilson—10.

So the first Section was

Defeated,

And the bill was

Lost.

Ordered that the Senate be informed thereof.

Mr. Caulk from the Committee of Enrollment, reported the following bills as being correctly enrolled, viz:—

"An act to incorporate the Franklin Building Association of Wilmington."

"An act to authorize the Trustees of Mount Lebanon Methodist Episcopal Church, to make a deed.

"An act to divide School District, No. 77, in Sussex County."

"A supplement to the act entitled 'An act to incorporate the Delaware Rail Road Company.'"

"An act to incorporate Union Lodge, No. 3, of the I. O. O. F., of the State of Delaware, at Georgetown."

"An act to divide School District, No. 24, in Sussex County."

"A further supplement to the Act entitled 'An act to authorize the owners and possessors of the marsh and low grounds commonly called and known by the name of the Culbreath marsh situate in the forest of Murderkill and Dover Hundreds, in Kent County, to cut a ditch or drain through the same.'"

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

Mr. Miles from the Committee to whom was referred so much of the Governor's Message as relates to the guardianship of the insane, reported a bill entitled "An act to establish an institution to be called the Delaware Insane Asylum," which,

On his motion,
Was read.

On motion of Mr. Carlisle,

The vote upon the report of the Committee of Conference was reconsidered, and the consideration of the subject postponed until to-morrow.

On motion of Mr. Wilson,

The bill entitled "An act to enable the owners of the marsh or cripple between Sheerness gut and Dutch Neck canal to dam up the same," was read a second time by its title.

On motion of Mr. Carlisle,

The bill entitled "An act to regulate the compensation for certain services performed by Clerks of the Peace," was taken up for consideration.

Mr. Marshall moved,

That the further consideration of the bill be indefinitely postponed ; on which motion, the yeas and nays being called for and taken were as follows :—

Yeas.—Messrs. Bellah, Carlisle, Collins, Marshall, Martin, Miles, Naudain, Taylor, N. Tunnell, W. Tunnell, Vaughan, and Wilson—12.

Nays.—Messrs. Bradford, Caulk, Comegys, Cooch, Postles, and Rodney—6.

So the further consideration of the bill was

Indefinitely postponed.

On motion of Mr. Bellah,

The Resolution authorizing Charles I. du Pont to take charge of the specimens of wool, deposited in the State Library, was *Adopted.*

Ordered, to the Senate for concurrence.

Mr. Cooch offered the following Preamble and Resolutions, which,

On his motion,

Were read as follows :—

WHEREAS, the public domain of the United States, is regarded by this General Assembly as an inheritance acquired by the patriotism and revolutionary sacrifices of the old thirteen States, or subsequently purchased by the treasure of the whole nation, and which they are ever ready to see dispensed for the common benefit of all, including the new States and Territories ;

AND WHEREAS, Congress in its bounty has made many and very large donations of public lands to the new States for charitable and other good purposes, of which this State, while it presents an equal claim to such bounty for similar objects does not complain;

AND WHEREAS, an asylum for the insane poor, presents the highest claims which suffering humanity can urge upon public benevolence or private charity, and such an institution is about to be established in this State with inadequate means for a proper foundation, the necessary consequence of our limited extent of territory; therefore

Resolved, by the Senate and House of Representatives of the State of Delaware, in General Assembly met, That our Senators and Representative in Congress be requested to ask of the General Government an appropriation of the public domain for this object, similar in extent and terms to grants made to other States or Territories for literary, charitable or benevolent purposes.

Resolved, That a duly authenticated copy of the foregoing Preamble and Resolution be forwarded by the Governor to each of our Senators and Representative in Congress.

On motion of Mr. Cooch,

The Preamble and Resolutions were

Adopted.

Ordered to the Senate for concurrence.

On motion of Mr. Taylor,

The bill entitled "An act for the payment of claims against the State," was by special order of the House, read a second time.

On motion of Mr. Wilson,

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

Mr. Wilson moved,

To amend the bill by filling the blank in the first Section thereof with the names, "John Shearwood, Ambrose Broadway, Alexander Frazier, Thomas Gooden and Henry Cowgill,"

Which motion,

Prevailed.

On motion of Mr. Wilson,

The bill was then read a third time by paragraphs, and the question being on the passage of the title thereof,

Mr. Wilson moved,

To amend the same by inserting after the word "district," the words "in Murderkill Hundred,"

Which amendment was

Adopted,

And the bill then

Passed the House.

Ordered, to the Senate for concurrence.

On motion of Mr. Miles,

The bill entitled "An act to incorporate the New Castle Marine Rail-way Company," was by special order of the House read a second time.

On motion of Mr. Collins,

The bill entitled "An act to amend an act entitled 'An act providing for the punishment of certain crimes and misdemeanors,'" was read a second time by its title.

Mr. Bellah, from the Committee to whom was re-committed the bill entitled "An act to divorce Susanna Brown and Peter Brown," reported the same without amendment: and the question again being on the final passage of the bill, the yeas and nays were called for and taken as follows:—

Yeas.—Messrs. Bradford, Bellah, Rodney, Taylor, and Wilson—5.

Nays.—Messrs. Carlisle, Caulk, Collins, Comegys, Cooch, Marshall, Martin, Miles, Naudain, Postles, N. Tunnell, W. Tunnell, and Vaughan—13.

So the bill was

Lost.

On motion of Mr. Collins,

The bill entitled "A supplement to the Act entitled 'An act concerning awards to regulate the summoning and returning of Juries, and for lessening the expenses thereof, and for other purposes,'" was read a third time by paragraphs, and the question being on the final passage of the bill the yeas and nays were called for and taken as follows:—

Yeas.—Messrs. Bradford, Bellah, Carlisle, Caulk, Collins, Comegys, Cooch, Miles, Postles, Rodney, Taylor and Wilson—12.

Nays.—Messrs. Marshall, Martin, Naudain, N. Tunnell, W. Tunnell and Vaughan—6.

So the bill

Passed the House.

Ordered to the Senate for concurrence.

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

TUESDAY, February 27th, 10 o'clock, A. M.

The House met pursuant to adjournment.

Prayer by the Chaplain.

Mr. Rodney presented the accounts from the Committee of Elections, of the pay and mileage of witnesses, &c., which,

On his motion,

Were referred to the Committee of Accounts.

On motion of Mr. Bradford,

The Ninth Rule of the House was suspended for the introduction of a bill.

Mr. Bradford then asked, and

On motion of Mr. Collins,

Obtained leave to introduce a bill entitled "A further additional supplement to the act entitled 'A further supplement to the act entitled 'an act to establish a Bank and incorporate a Company under the name of the Farmers' Bank of the State of Delaware,'" which,

On motion of Mr. Bradford,

Was read.

On motion of Mr. Wilson,

The bill entitled "An act to enable the owners of the marsh or cripple between Sheerness Gut and Dutch Neck Canal, to dam up the same," was read a third time by paragraphs, and *Passed the House.*

Ordered to the Senate for concurrence.

On motion of Mr. Miles,

The bill entitled "An act to incorporate the New Castle Marine Rail-way Company," was read a third time by paragraphs, and *Passed the House.*

Ordered, to the Senate for concurrence.

Mr. Tunnell from the Committee of Enrollment, reported, as being correctly enrolled the bill, entitled "An act amendatory of the act for the establishment of free schools."

On motion of Mr. Bellah,

The bill entitled "An act to amend the act entitled 'An act to enable all the religious denominations in this State to appoint Trustees who shall be a body corporate, for the purpose of taking care of the tempor-

alities of their respective Congregations," was read a third time by paragraphs, and *Passed the House.*

Ordered, to the Senate.

On motion of Mr. Miles,

The bill entitled "An act to establish an institution to be called the Delaware Insane Asylum," was read a second time.

Mr. Cooch moved,

That the vote upon the bill entitled "An act to hire out free negroes and mulattoes who have no visible means of support, and are not of good and industrious habits," be reconsidered; on which motion the yeas and nays being called for and taken, were as follows:—

Yeas—Messrs. Carlisle, Collins, Comegys, Cooch, Jones, Marshall, Martin, Naudain, Postles, Rodney, Taylor, N. Tunnell, W. Tunnell, and Vaughan—14.

Nays—Messrs. Bradford, Bellah, Caulk, Miles, and Wilson—5.

So the motion

Prevailed.

Mr. Cooch then moved,

That the bill be committed to a Committee of three.

Which motion

Prevailed.

Whereupon,

Messrs. Cooch, Collins, and Jones, were appointed said Committee.

Mr. Lofland, Clerk of the Senate being admitted, informed the House that the Senate had concurred in the bill entitled "An act to open a certain road in New Castle County."

Also, that the Senate had concurred in the amendment by the House to the Resolution fixing a day for the adjournment of the General Assembly.

Also, that the Senate had concurred in the bill entitled "An act to create an additional School District in the County of New Castle," with an amendment in which the concurrence of the House was requested.

And he withdrew.

On motion of Mr. Carlisle,

The amendment from the Senate, was read as follows:—

IN SENATE, February 26th, 1849.

Amend the bill by striking out all of the first Section after the word "act" in the 33d line, and insert in lieu thereof the following:—"Ex-

cept that the Trustee of the School Fund in dividing the funds of School Districts, shall hereafter divide the original share of School District, No. 62 into two equal parts, one of which shall be the dividend of No. 62, and the other, the dividend of said additional District."

Extract from Journal,

J. R. LOFLAND,
Clerk of the Senate.

For Concurrence.

On motion of Mr. Marshall,

The amendment was

Concurred in.

Ordered that the Senate be informed thereof.

On motion of Mr. Collins,

The bill entitled "An act to incorporate the Bridgeville Division, No. 32, of the Sons of Temperance of the State of Delaware," was read a third time by paragraphs, and unanimously *Passed the House.*

Ordered to the Senate.

The Speaker laid upon the table the account of H. Cole, Post-master at Dover, which,

On motion of Mr. Collins,

Was read and referred to the Committee of Accounts.

On motion of Mr. Bradford,

The bill entitled "A further additional supplement to the act entitled 'An act to establish a Bank and incorporate a Company under the name of the Farmers' Bank of the State of Delaware,' " was by special order of the House, read a second time by its title.

Mr. Vaughan submitted a communication from S. A. Polk in relation to certain acts of William A. Hazzard, Justice of the Peace of Sussex County, which,

On his motion,

Was read.

Mr. Vaughan moved,

That the communication be referred to a Committee of Investigation, on which motion the yeas and nays being called for and taken, were as follows:—

Yeas.—Messrs. Comegys, Jones, Marshall, Martin, Naudain, N. Tunnell, W. Tunnell, and Vaughan—8.

Nays.—Messrs. Bradford, Bellah, Carlisle, Caulk, Collins, Cooch, Miles, Postles, Rodney, Taylor, and Wilson—11.

So the motion was

Lost.

Mr. Carlisle offered the following Resolution, which,

On his motion.

Was read as follows :—

Resolved, by the Senate and House of Representatives of the State of Delaware, in General Assembly met, That the Secretary of State is hereby directed whenever hereafter he shall order the publication of any act, proclamation or other matter in any newspaper in this State, to make an entry of the same upon the Executive Register in his office. And at every Session of the General Assembly he shall lay before the Committee of Claims on the part of the House, an extract from the Register containing such entries made since the preceding Session.

On motion of Mr. Carlisle,

The Resolution was

Adopted,

Ordered, to the Senate for concurrence.

On motion of Mr. Postles,

The bill entitled "A supplement to an act entitled 'An act providing for the draining of certain marshes and low grounds in Slaughter Neck,' " was taken up for consideration.

Mr. Postles offered the following amendment, which,

On his motion,

Was read as follows :—

Amend the bill by inserting in the eighth line of Section 1, between the words "Ditch," and "so" the following to wit:—"If they or a majority of them deem it necessary for the more effectual draining of the marshes and low grounds in Slaughter Neck."

On motion of Mr. Postles,

The amendment was

Adopted,

And the bill read a third time by paragraphs, and

Passed the House.

Ordered, to the Senate.

On motion of Mr. Miles,

The bill entitled "An act to establish an institution to be called the Delaware Insane Asylum," was read by special order of the House, a third time by paragraphs, and unanimously

Passed the House.

Ordered to the Senate for concurrence.

On motion of Mr. Bradford,

The bill entitled "A further additional supplement to the act entitled "An act to establish a Bank and incorporate a Company under the name of the Farmers' Bank of the State of Delaware," was by special order of the House, read a third time by paragraphs, and unanimously

Passed the House.

Ordered to the Senate for concurrence.

Mr. Miles offered the following Resolution, which,

On his motion,

Was read as follows:—

Resolved, That the Treasurer of the State be, and he is hereby authorized to pay to the Rev. Mr. Asay the sum of fifty dollars, for his services as Chaplain to the House of Representatives.

Mr. Miles moved,

That the Resolution be adopted; on which motion the yeas and nays being called for and taken, were as follows:—

Yeas.—Messrs. Bradford, Carlisle, Caulk, Cooch, Jones, Martin, Miles, Postles, Rodney, Taylor, N. Tunnell, and W. Tunnell—12.

Nays.—Messrs. Collins, Comegys, Naudain, and Vaughan—4.

So the Resolution was

Adopted.

The House then adjourned until 3 o'clock this afternoon.

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

The House met pursuant to adjournment.

Mr. Miles, from the Committee to whom was referred so much of the Governor's Message as relates to a new return of the militia of this State, presented the following report, which,

On his motion,

Was read as follows:—

The Committee to whom was referred that portion of the Governor's Message on the subject of the militia of this State, recommending a new enrollment thereof under the belief that the number has considerably increased since the last return, and that consequently, the State of Del-

aware is not at present drawing her full quota of public arms from the General Government,

Report, That they have had before them the statements of Major General Young, in which the conclusion is arrived at, that there are within this State at the present time 12,345 able bodied men between the ages of eighteen and forty-five years, exclusive of those relieved under the Act of Assembly of 1827. This would make three thousand one hundred and sixteen more than the number now returned (which is 9,229) and consequently a loss to the State of twenty-three stand of arms.

The Committee have not been able to arrive at such a conclusion, but on the contrary, are of opinion that the number now returned is nearly equal to the whole number of able bodied men in the State subject to enrollment under the Act of Assembly of February 9th, 1827.—The election returns, together with the census of 1840, furnish some data on which to base such an opinion, and to these the Committee refer.

In the Gubernatorial election of 1845, the aggregate vote was 12,160, in the Presidential election of 1848, the aggregate vote was 12,332—being the largest vote ever polled in the State, and making an average of 12,246. By a calculation based on the census of 1840, the Committee estimate the number of those between the age of eighteen and twenty-one, who are not entitled to vote, at 2,000; which added to the before mentioned average, would make a total of 14,246 males in the State, over the age of eighteen years.

The Census of 1840 shows, that 3,218 of these are over the age of forty-five years, and therefore exempt from military duty. Of the remainder, it may be fairly estimated that 1,500 are exempt, from various causes—making a total of 4,718 who are lawfully released from military service. If this be deducted from the before mentioned sum of 14,246, the result shows that there are but 9,528 persons in the State subject to enrollment—being only 299 more than are at present returned. Under this view of the case, the Committee deem it unnecessary to legislate upon the subject.

On motion of Mr. Miles,

The Report was

Adopted.

On motion of Mr. Carlisle,

The vote upon the indefinite postponement of the bill entitled "An act to regulate the compensation for certain services performed by Clerks of the Peace," was

Reconsidered.

On motion of Mr. Rodney,

The bill was then taken up for consideration.

Mr. Rodney moved,
That the bill be committed to a Committee of three ;
Which motion

Prevailed.

Whereupon,
Messrs. Rodney, Wilson and Jones, were appointed said Committee.

On motion of Mr. Miles,

The bill entitled "An act to repeal an act entitled 'An act for the preservation of game,'" was taken up for consideration, and the question being on the final passage thereof,

The bill was

Lost.

Mr. Miles from the Committee to whom was referred the petition of E. Jefferson, asked, and

On motion of Mr. Naudain,

Obtained leave to withdraw the petition from the files of the House.

On motion of Mr. Naudain,

The bill entitled "A supplement to the act entitled 'An act providing for the recovery of small debts,'" was taken up for consideration.

Mr. Bradford offered the following amendment, which,

On his motion,

Was read as follows :—

Amend the bill by inserting in the eleventh line of the first Section, between the words "the" and "defendents," the words "defendent or." Also, by striking out the words "the freeholder waives" in the fifteenth line of said Section, and inserting in lieu thereof the words "such freeholder shall waive."

On motion of Mr. Bradford,

The amendment was

Adopted,

And the bill, was read a third time by paragraphs, and

Passed the House.

Ordered to the Senate.

On motion of Mr. Naudain,

The bill entitled "An act concerning the Insane Poor," was read a second time by its title.

On motion of Mr. Marshall,

The bill entitled "An act to enable Dr. William Morgan of North West Fork Hundred, in Sussex County, to locate a small piece of vacant marsh, on or in the Nanticoke River in said County," was read a second time by its title.

On motion of Mr. Marshall,

The bill entitled "An act to authorize the formation of an additional School District out of School Districts Nos. 13, 33, 52 and 63 in Sussex County," was read a second time by its title.

Mr. Rodney, from the Committee to whom was committed the bill entitled "An act to regulate the compensation for certain services performed by Clerks of the Peace," reported the bill with the following amendments, which,

On his motion,

Were read as follows:—

Amend the bill by striking out all after the enacting clause, and inserting the following:—"That the Clerk of the Peace in Sussex County shall hereafter be entitled to receive, and shall be paid for all services rendered by him as Clerk of the Levy Court and Court of Appeals including the business of the free schools and all other duties where no compensation is fixed by law, the salary of seven hundred dollars per annum—the salary year to commence on the 18th day of January, now last past. If a vacancy shall happen in the office before the regular expiration of the term thereof, the Levy Court of said County shall so apportion the said salary, as by taking into consideration the amount of duties then performed, and the proportion it bears to the duties still to be executed, will make an equitable division of the salary between the last Clerk and his successor; and if the Clerk of the Peace now being, shall not have been fully paid for the services rendered for any part of the calendar year next before the time when the salary limited by this Act, is appointed to commence, then the said Clerk shall be paid for such services, a proportionable part of the annual salary herein provided."

Amend further by inserting the following as the Preamble:—

"Whereas, The sums heretofore allowed to the Clerk of the Peace of Sussex County for his services as Clerk of the Levy Court and Court of Appeal of said County, have so far varied as to indicate no fixed principle of allowance,

"And whereas, By such mode of compensation, injustice may be done to the County or to the officer,

"And whereas, It appears by calculation that the average allowance per annum for the said services for the eleven years commencing with the year 1834 was eight hundred and fifty-six dollars. Therefore,"

Amend further by striking out the title, and inserting the following in lieu thereof, viz:—"An act to regulate the compensation for certain services performed by the Clerk of the Peace in Sussex County."

Mr. Rodney moved,

That the amendments be adopted.

Which motion

Prevailed,

On motion of Mr. Rodney,

The bill was then read a third time by paragraphs and the question being on the final passage thereof, the yeas and nays were called for and taken as follows:—

Yeas—Messrs. Bradford, Bellah, Carlisle, Caulk, Collins, Comegys, Cooch, Miles, Naudain, Postles, Rodney, Taylor, and Wilson—13.

Nays.—Messrs. Jones, Marshall, Martin, N. Tunnell, W. Tunnell and Vaughan—6.

So the bill

Passed the House.

Ordered to the Senate for concurrence.

On motion of Mr. Naudain,

The bill entitled "An act concerning the insane poor," was read by special order of the House, a third time by paragraphs, and

Passed the House.

Ordered, to the Senate.

Mr. Lofland, Clerk of the Senate, being admitted, informed the House that the Senate had concurred in the following bills, viz:—

"An act to incorporate the Ocean, Delaware and Philadelphia Telegraph Company."

"An act supplementary to the several Acts incorporating and relating to the Swede's Lutherean Church in the borough of Wilmington, and County of New Castle."

"An act for changing the location of a certain public road and for other purposes."

"A supplement to an act entitled 'An act allowing an additional Justice of the Peace and Constable to the County of Sussex for a limited time.'"

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

"A further supplement to the Act entitled 'An act providing for the punishment of certain crimes and misdemeanors.'"

Also that the Senate had concurred in the Resolution to transmit certain books and papers to the Library of St. Mary's College at Wilmington.

Also, that the Senate had passed and requested the concurrence of the House in the following bills, viz :—

“ A supplement to the Act entitled ‘ An act to provide for the preservation of the records in the office of the Register of the probate of Wills, and granting letters of Administration, and in the office of the Recorder of Deeds in Sussex County.’ ”

“ An act for the preservation of certain records in the office of the Prothonotary of Sussex County, and for other purposes.”

“ An act to incorporate Morning Star Lodge, No. 6, of the I. O. O. F., at Smyrna, Delaware.”

“ Also that the Senate had concurred in the Resolution relative to the transcribing of the Revolutionary papers with an amendment, in which the concurrence of the House was requested.

And he withdrew.

On motion of Mr. Marshall,
The bills from the Senate for concurrence were read.

On motion of Mr. Vaughan,
The amendment from the Senate to the Resolution relative to transcribing the Revolutionary papers was read as follows :—

IN SENATE, Feb. 27th, 1849.

“ Amend the Resolutions by striking out all after the Preamble and inserting the following :—

“ *Resolved, by the Senate and House of Representatives of the State of Delaware, in General Assembly met,* That the Secretary of State be, and he is hereby directed to cause to be transcribed in a suitable book to be provided for the purpose the Revolutionary papers on file in his office ; and to compare the copies to be made of said papers with the originals, and shall attach to the said copies, in some suitable and permanent form, a certificate of their accuracy, and present his account for such services to the next General Assembly.

Resolved, That Peter Adams be and he is hereby appointed to transcribe the said papers, and when the same have been transcribed, to draw upon the State Treasurer to the amount of one hundred and fifty dollars for such service.

Extract from Journal,

For concurrence.

J. R. LOFLAND,
Clerk of the Senate.

On motion of Mr. Naudain,

The bill entitled "An act to incorporate Morning Star Lodge, No. 6, of the I. O. O. F. at Smyrna, Delaware," was read by special order of the House a second time.

Mr. Caulk presented a claim from H. Todd, which,

On his motion,

Was read and referred to the Committee of Claims.

On motion of Mr. Naudain,

The bill entitled "An act to incorporate Morning Star Lodge, No. 6, of the I. O. O. F. at Smyrna, Delaware," was read by special order of the House a third time by paragraphs, and unanimously

Passed the House.

Ordered, to the Senate.

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

WEDNESDAY, February 28th, 9 o'clock, A. M.

The House met pursuant to adjournment.

Prayer by the Chaplain.

Mr. Taylor presented the account of J. A. Stephenson, which,

On his motion,

Was referred to the Committee of Accounts.

Mr. Miles, offered the following Resolution, which,

On his motion,

Was read as follows :—

Resolved, That the thanks of this House be and they are hereby tendered to DANIEL CUMMINS, Esq., Speaker, for the uniform courtesy and gentlemanly manner, and impartiality of decision which governed his course in the discharge of the duties which devolved upon him during the time he was the Presiding officer of this House; and we deeply regret that he was compelled by indisposition to return to his home before the close of the Session.

On motion of Mr. Miles,

The Resolution was

Adopted.

Whereupon,

Mr. Comegys Speaker of the House, pro tempore, arose and addressed the House as follows:—

GENTLEMEN :

As a member of this House I feel very great gratification at the passage of the Resolution just read, not only because it was due from us to the Speaker, by reason of uniform precedent upon this subject, but because no resolution of a similar character has ever been passed by this House, which did it more honor, or him for whom it was intended, more justice. Entering this Hall at the commencement of the session for the first time in his life—never having until that period seen a Legislative body in session, and having hitherto so constantly devoted himself to his ordinary pursuits as not to have participated in the business or witnessed the proceedings of public assemblages, it is not too much for me to say, that the discharge of the duties of the Speaker of this House by Daniel Cummins, Esquire, have been marked by that discrimination, promptness, correctness and courtesy which characterize the man of mind and gentleman.

In a communication received by me last night from Mr. Cummins he laments that continued sickness will prevent him from being present at the close of our labors, and from expressing in person as he had hoped to do his grateful sense of the honor bestowed upon him as your presiding officer; but as he cannot be present in person he begs me to say to you in his behalf that he will ever cherish a remembrance of that honor, as one of the most precious souvenirs of his life.

Mr. Marshall then offered the following Resolutions, which,

On his motion,

Were read as follows:—

Resolved, by the Senate and House of Representatives of the State of Delaware, in General Assembly met, That the sum of three hundred dollars be, and the same is hereby appropriated out of any money in the Treasury not otherwise appropriated, for stopping the leaks and other necessary repairs, on the roof the State House, and that said sum be paid on the order of James F. Allee and accounted for at the next Session.

Resolved, That if any part of the said appropriation remain after such repairs are completed, it be paid to the Commissioners of the town of Dover and expended in improving the public grounds before the State House.

On motion of Mr. Marshall,

The Resolutions were

Adopted.

Ordered, to the Senate for concurrence.

On motion of Mr. Marshall,

The bill entitled "An act to enable Dr. William Morgan, of North West Fork Hundred, in Sussex County, to locate a small piece of vacant marsh on or in the Nanticoke River in said County," was read a third time by paragraphs, and

Passed the House.

Ordered to the Senate.

On motion of Mr. Marshall,

The bill entitled "An act to authorize the formation of an additional School District out of School Districts Nos. 13, 33, 52 and 63, in Sussex County," was read a third time by paragraphs, and

Passed the House.

Ordered to the Senate.

Mr. Collins from the Committee of Conference appointed on Monday, offered the following report, which,

On his motion,

Was read as follows:—

The Committee of Conference appointed by the House to confer with a Committee on the part of the Senate on the disagreement of the two Houses in relation to an amendment of the Senate, to the amendment of the House, to the bill entitled "An additional supplement to the act entitled 'An act for the better preservation of certain shell fisheries within this State,'" report to the House that the Committee have agreed to recommend that the Senate recede from its amendment; and also recommend the following amendment, viz:—Strike out the word "five" in the third line of Section two.

On motion of Mr. Collins,

The report was

Adopted.

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

On his motion,

Was read as follows:—

The Committee of Accounts recommend the following allowances, to wit:—

	<i>Days.</i>	<i>Miles.</i>	<i>Dols.</i>	<i>Cts.</i>
To Daniel Cummins, Esq., Speaker,	58	12	226	00
" Edward T. Bellah, member,	60	49	192	25

	<i>Days.</i>	<i>Mils.</i>	<i>Dols.</i>	<i>Cts.</i>
To Edward G. Bradford, "	-	60	48	192 00
" Benjamin Caulk, "	-	60	46	191 50
" James L. Miles, "	-	60	46	191 50
" Levi G. Cooch, "	-	60	45	191 25
" Thomas M. Rodney, "	-	60	32	188 00
" Elias S. Naudain, "	-	60	24	186 00
" Edward W. Wilson, "	-	58	5	175 25
" Joseph P. Comegys, Speaker pro tem.	-	58		183 00
" Paris T. Carlisle, member, -	-	58	12	177 00
" James Postles, "	-	60	16	184 00
" Henry Taylor, "	-	60	20	185 00
" John A. Collins, "	-	60	25	186 25
" Nathaniel Tunnell, "	-	60	64	196 00
" John Martin, "	-	60	53	193 25
" Philip C. Jones, "	-	60	36	189 00
" William Tunnell, "	-	60	58	194 50
" John Marshall, "	-	60	48	192 00
" Samuel D. Vaughan, "	-	60	58	194 50
" Edward Gibbons, Clerk, for his daily attendance, transcribing, engrossing and other services, -	-	-	-	600 00
" William W. Hudson, Sergeant at Arms and Door Keeper, Bell-ringer, &c., -	-	-	-	110 14
" William Bedwell, fire-maker, -	-	-	-	50 00
" Francis Johnson, Messenger, payable to his mother, -	-	-	-	30 00
" L. Culbreath & Brother, sundries, -	-	-	-	2 87½
" William H. Maurice, Stationery, -	-	-	-	10 75
" S. Kimmey, Printing, Folding and Stitching 500 copies of Governor's Message, \$14 85	-	-	-	38 58
" Do. 150 copies of Superintendent of free Schools report, -	-	-	22 23	
Order on State Treasurer, -	-	-	1 50	
To Edward Gibbons for subscriptions to sundry Newspapers, for the use of the House, as follows:—				
To Sundry papers furnished at Session of 1847, -	-	-	-	4 75
" Daily News, -	-	-	-	1 50
" Milford Beacon, -	-	-	-	1 12½
" Pennsylvanian, -	-	-	-	2 00
" Delaware Gazette, -	-	-	-	2 00
" Delawarian, -	-	-	-	1 00
" Public Ledger, -	-	-	-	1 00
" New York Courier and Enquirer, -	-	-	-	2 50
" Daily Express, -	-	-	-	2 00
" Pennsylvania Enquirer, -	-	-	-	3 00
" Baltimore Clipper, -	-	-	-	0 67

To Baltimore Patriot, - - - - -	\$2 00
" Baltimore American, - - - - -	2 00
" North American, - - - - -	1 49
" Washington Union, - - - - -	2 50
" Two copies National Intelligencer, - - - - -	5 00
" H. Cole, postage for House of Representatives from January 1st, 1849, to February 14th, 1849, - - - - -	82 85
" John A. Stephenson, P. M. for postage on letters, documents, &c., from Feb. 14th, to Feb. 28th, 1849, - - - - -	\$28 47 }
" half quarter postage on newspapers, - - - - -	11 77 }
	40 24

On motion of Mr. Miles,

The report was

Adopted.

Mr. Collins from the Committee to whom was committed the bill entitled "An act to hire out free negroes and mulattoes who have no visible means of support, and are not of good and industrious habits," reported the bill with amendments, which,

On his motion,

Were read as follows :—

Amend the bill by striking out the words "leave the State, or hire him or herself to some respectable person to serve as a servant for the following year," in the second Section, and insert in lieu thereof the words "engage in some honest employment for a livelihood."

Also, by striking out these words in the third Section, viz :—"The sum of five dollars to the informer if there shall be one."

Also, by striking out the word "hiring" in the ninth line of the second page in Section 3, and insert in lieu thereof these words :—"Shall be secured for the benefit of said negro or mulatto, by judgment note in his or her own name, with good and sufficient sureties to be approved by the aforesaid Justice of the Peace and delivered to the said negro or mulatto conditioned for the payment to the said negro or mulatto, and his or her executors, administrators or assigns, a sum of money equal, after the deduction of the aforesaid expenses, to the amount in the aggregate of the price of such hiring ; payable by equal instalments at the expiration of each and every month from the date of such hiring ; and if any of the aforesaid instalments shall not be paid within two days from the time when the same falls due, all obligation or liability on the said negro or mulatto under this act to serve the aforesaid person so hiring, shall cease and determine, and he or she may lawfully depart his said service. The sufficiency of the aforesaid security shall at any time, on the application of the said free negro or mulatto, or any person in his or her behalf, be enquired into by the aforesaid Justice, and if the same shall be determined to be insufficient, he shall order other security

to be given to the said negro or mulatto, by the aforesaid person so hiring, and upon failure to comply with the said order, on the day on which it is made, the said negro or mulatto shall have the right at once to leave the said service. The collection of the said note, or of any instalment thereof, may be enforced in the same manner as debts of a like character are enforced under the laws of this State—provided that if the said negro or mulatto, shall without leave, absent him or herself from the person so hiring during the period of the hiring or shall become at any time unable from sickness to serve the said person, a compensation for such loss of service shall be allowed as a matter of set-off against the said note—the propriety of the allowance thereof to be determined by the Justice of the Peace to whom the said note shall be brought for collection, the judgment on said note being first opened as is provided by law in other cases of opening judgments on said instruments.”

Also, by striking out all of the 4th Section of said bill after the word “that” and inserting the following:—“The fee to be paid to the person who shall give the information contemplated in the first Section of this act, shall be three dollars in every case if information where the negro or mulatto shall be hired out, to be paid by the County before a Justice of the Peace of which the proceedings to hire out shall be had. The other fees shall be reasonable, and be subject to taxation and allowance by any Judge of the County in which the proceedings to hire may be had.”

Also, by adding the following Sections after Section 4, viz:—

Sec. 5. *And be it further enacted*, That the term “servant” used in this act shall have the same signification as is given to the same term by the eighteenth Section of the act entitled “An act concerning apprentices and servants,” passed at Dover, February 5th, 1827. And the term “master” shall not be construed as giving to the person hiring, anything more than the right to the services of the person hired during the period of the hiring, and to enforce his or her obedience to lawful commands, by moderate correction and by suitable and sufficient means.

Sec. 6. *And be it further enacted*, That no hiring shall take place under the provisions of the first Section of this act, if it shall be made satisfactorily to appear to the Justice of the Peace before whom the proceedings for that purpose were had, at any time before the expiration of the ten days aforesaid, that the negro or mulatto about to be hired under the said provisions, has hired him or herself out to lawful service, or has so engaged otherwise in honest employment as will give assurance of a design to become an orderly and industrious person.

Also, by making Sections five and six, of said bill, Sections seven and eight.

Also, by striking out all in the title of said bill after the words “An Act” and inserting in lieu thereof the words “in relation to idle and vagabond free negroes.”

Mr. Vaughan moved,
That the amendments be adopted,
Which motion

Prevailed.

On motion of Mr. Vaughan,

The bill was then read a third time by paragraphs, and the question being on the final passage thereof, the yeas and nays were called for which being taken, were as follows:—

Yeas.—Messrs. Collins, Comegys, Jones, Marshall, Martin, Naudain, Postles, Taylor, N. Tunnell, W. Tunnell and Vaughan—11.

Nays.—Messrs. Bradford, Bellah, Carlisle, Caulk, Miles, Rodney, and Wilson—7.

So the bill
Ordered to the Senate.

Passed the House.

On motion of Mr. Rodney,

The Resolution directing County Treasurers to make their deposits in the Farmers' Bank or its Branches, was taken up for consideration and

Adopted.

Ordered, to the Senate for concurrence.

Mr. Lofland, Clerk of the Senate being admitted, informed the House that the Senate had concurred in the following bills, viz:—

“An act to incorporate Oriental Lodge, No. 12, of the I. O. O. F. of the State of Delaware.

“A supplement to the act entitled ‘An act fixing the standard of weights and measures and regulating the same within this State.’”

“An act to divorce Phoebe Mellon and John Mellon.”

“An act concerning days of grace.”

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

“A supplement to an act entitled ‘An act to encourage the destruction of Crows.’”

“An act concerning contested elections in either branch of the Legislature of this State.”

“An act to establish an institution to be called the Delaware Insane Asylum.”

“An act authorizing the Levy Court of New Castle County, to construct a draw to the Christiana Bridge at the Village of Christiana.”

"An act to incorporate the New Castle Marine Rail-way Company."

Also, that the Senate had concurred in the Resolutions appointing a Committee to settle with the State Treasurer and receive the report of the Auditor of Accounts, &c.

Also, in the Resolution authorizing Charles I. du Pont to take charge of the specimens of Foreign Wool.

Also, in the Resolution directing the Secretary of State to make certain entries in the Executive Register.

Also, in the Resolutions on the subject of procuring a grant of the public domain for charitable uses.

Also, that the Senate had failed to concur in the bill entitled "An act for the relief of poor and distressed families in cases of execution for debt and distress for rent."

Also, that the Senate had failed to concur in the Resolution directing certain volumes of the Laws of this State to be transmitted to the Wesleyan Female Institute.

Also, that the Senate had adopted the report of the Committee of Conference appointed by the two Houses upon the subject of the disagreement on the Senate's amendment to that made by the House, to the bill entitled "An additional supplement to the act entitled 'An act for the better preservation of certain shell fisheries within this State.'"

Also, that the Senate had adopted the report of the Committee of Conference appointed on the subject of the disagreement of the two Houses on the Senate's amendment to the bill providing for the calling of a special election to ascertain the sense of the people of this State on the subject of calling a Convention.

Also, that the Senate had concurred in the "Resolution for the appointment of a Committee to enquire into the expediency of changing our present system of taxation," with an amendment in which the concurrence of the House was requested.

And he withdrew.

On motion of Mr. Naudain,

The said amendment was read as follows:—

IN SENATE, February 27th, 1849.

Amend the Resolution by inserting between the name "Clark" and the word "of" the names "Chauncey P. Holcomb and Elihu Jefferson," and between the name "Comegys" and the word "of" the names "Samuel Catts and James P. Lofland," and between the name "Jacobs,"

and the word "of" the names William Hitch and Gardner H. Wright," and between the word "opinion" and the word "are" the words "or a majority of them."

Extract from Journal,

For Concurrence.

J. R. LOFLAND,
Clerk of the Senate.

On motion of Mr. Caulk,

The amendment was

Concurred in.

Ordered, that the Senate be informed thereof.

Mr. Rodney moved,

That the report of the Committee of Conference upon the subject of the disagreement of the two Houses on the amendment by the Senate to the bill providing for a special election for the purpose of ascertaining the sense of the people in relation to the expediency of calling a Convention, &c., be adopted; on which motion the yeas and nays being called for and taken were as follows:—

Yeas.—Messrs. Bradford, Bellah, Caulk, Miles, Naudain, and Rodney
—6.

Nays.—Messrs. Carlisle, Collins, Comegys, Cooch, Jones, Marshall, Martin, Postles, Taylor, N. Tunnell, W. Tunnell, Vaughan and Wilson
—13.

So the House refused to adopt the report;

Whereupon,

The Speaker decided that the bill was

Lost.

Ordered that the Senate be informed thereof.

Mr. Collins presented a claim from J. N. Harker, which,

On his motion,

Was referred to the Committee of Claims.

The House then adjourned until 2 o'clock this afternoon.

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

The House met pursuant to adjournment.

On motion of Mr. Taylor,

The bill entitled "An act for the payment of claims against the State," was read a third time by paragraphs, and

Passed the House.

Ordered to the Senate for concurrence.

On motion of Mr. Marshall,

The bill entitled "An act to amend an act entitled 'An act providing for the punishment of certain crimes and misdemeanors,'" was taken up for consideration.

Mr. Marshall then offered the following amendment, which,

On his motion,

Was read as follows :—

Amend the bill by striking out all after the enacting clause and inserting the following :—

Sec. 1. That from and after the first day of April next, it shall not be lawful for any person who has been or hereafter may be convicted of having enticed or aided a slave or indentured servant to leave the service of his or her master or mistress contrary to the provisions of the act entitled "A supplement to the act entitled 'An act providing for the punishment of certain crimes and misdemeanors,'" passed February 21st, 1827, voluntarily to come into or remain within this State.

Sec. 2. And if any white person who has been or may be convicted of the offence specified in the foregoing Section, shall, after the first day of April next, voluntarily come into or remain within this State, it shall be the duty of any Justice of the Peace by a warrant under his hand, directed to the Sheriff or any Constable of the County, to cause such person to be arrested and forthwith taken before the Associate Judge of the Superior Court resident in the County, who upon hearing the case in a summary manner, shall, if the person so arrested shall be found to have offended against the provisions of this act, commit him to the custody of the Sheriff of the County, whose duty it shall be to remove such white person so committed to his custody, without the limits of this State.

Sec. 3. If any white person after being removed from this State, under the provisions of the second Section of this act, shall a second time voluntarily come within the limits of this State, every person so offending shall be deemed guilty of a misdemeanor, and upon conviction thereof shall forfeit and pay to the State, a fine of not less than one hundred, nor more than one thousand dollars, and shall be imprisoned in the common Jail of the County wherein he is convicted, for the term of six months.

Sec. 4. If any negro or mulatto who has been or may be convicted of the offence specified in the first Section of this act, shall after the said first day of April next, voluntarily come into or remain within this State, such negro or mulatto shall be arrested, and taken before the resident Judge of the County in the same manner herein before provided in the case of a white person committing the like offence; and the said Judge upon hearing the case and determining that such negro or mulatto has offended against the provisions of this act, shall order him forthwith to leave the State; and in case he shall not depart and leave the State within twenty-four hours, or shall, after such order voluntarily return and come within this State, it shall be the duty of any Judge or Justice of the Peace to cause him to be arrested and committed to the custody of the Sheriff of the County by whom the said negro or mulatto shall be forthwith publicly whipped with sixty lashes on the bare back well laid on, and shall then as soon as conveniently may be, be removed by the said Sheriff without the limits of this State.

Sec. 5. For issuing a warrant under the provisions of this act, a Justice of the Peace shall be entitled to receive fifty cents; for executing the same, a Constable or Sheriff shall be entitled to receive one dollar and mileage at the rate of six cents per mile going and returning; and for removing a white person without the limits of the State, or for selling a free negro or mulatto under this act, a Sheriff shall be entitled to receive ten dollars; Provided, that the said costs, when accruing for services performed in the execution of the provisions of this act, against a white person, shall be allowed by the Levy Court of the County wherein the arrest of such white person is made and paid as other County charges are paid.

Mr. Marshall moved,

That the amendments be adopted;

Which motion

Prevailed.

On motion of Mr. Marshall,

The bill was then read a third time by paragraphs, and the question being on the passage of the fifth Section thereof,

Mr. Marshall moved,

That the rule of the House which prohibits the amendment of a bill whilst on its third reading, be suspended; on which motion the yeas and nays were called for and taken as follows:—

Yeas.—Messrs. Carlisle, Collins, Comegys, Cooch, Jones, Marshall, Martin, Naudain, Rodney, Taylor, W. Tunnell, Vaughan and Wilson—13.

Nays.—Messrs. Bradford, Bellah, Caulk, and Miles—4.

So the Rule was

Suspended.

Mr. Marshall then offered the following amendment, which,

On his motion,

Was read as follows:—

Amend the bill by striking out of the fifth Section thereof the words "or for selling a free negro or mulatto;" also by inserting in said Section after the words "and for removing a white person," the words "or negro or mulatto."

Mr. Marshall moved,

That the amendment be adopted;

Which motion

Prevailed.

The question then being on the final passage of the bill, the yeas and nays were called for, which being taken were as follows:—

Yeas.—Messrs. Collins, Comegys, Cooch, Jones, Marshall, Martin, Naudain, Postles, Taylor, W. Tunnell, Vaughan and Wilson—12.

Nays.—Messrs. Bradford, Bellah, Caulk and Rodney—4.

So the bill

Passed the House.

Ordered to the Senate.

Mr. Lofland, Clerk of the Senate, being admitted, presented sundry enrolled bills for the signature of the Speaker of the House, and returned others which had received the signature of the Speaker of the Senate.

And he withdrew.

On motion of Mr. Bradford,

The Resolution providing for a new Digest of the Laws of this State, was taken up for consideration.

Mr. Bradford moved,

That the blank therein be filled with the names "Samuel M. Harrington, Joseph P. Comegys, and Daniel M. Bates,"

Which motion

Prevailed.

On motion of Mr. Bradford,

The Resolution was

Adopted.

Ordered to the Senate for concurrence.

On motion of Mr. Bellah,

The bill entitled "A further supplement to the Act entitled 'An act

fixing the standard of weights and measures and regulating the same within this State,' ”

Was

Indefinitely Postponed.

Ordered that the Senate be informed thereof.

Mr. Miles moved,

That another member be added to the Committee of Enrollment.

Which motion

Prevailed.

Whereupon,

Mr. Bellah was appointed a member of said Committee.

Mr. Lofland, Clerk of the Senate, being admitted, informed the House that the Senate had concurred in the following bills, viz :—

“ An act concerning the execution of criminals.”

“ A further supplement to the Act entitled ‘ An act for the security of purchasers of real estate sold in execution of judgments or decrees.’ ”

“ A supplement to an act to improve the navigation of Lewes Creek, survey and regulate the streets of the town of Lewes, and for other purposes.’ ”

“ An act changing the name of the ‘ Poor House ’ to ‘ Alms House.’ ”

“ An act to incorporate the Siloam Division, No. 24, of the Sons of Temperance in Lewestown, Sussex County.”

“ An act extending the authority of the Superior Court to obtain evidence.”

“ An act to secure greater uniformity of assessments for levying taxes.”

“ An act to lay down Robinson street in the city of Wilmington as one of the streets in said city.”

“ A supplement to the Act entitled ‘ An act concerning awards to regulate the summoning and returning of Juries, and for lessening the expenses thereof, and for other purposes.’ ”

“ An act to create an additional School District in Murderkill Hundred in the County of Kent.”

“ An act to enable the owners of the marsh or cripple, between Sherners Gut and Dutch Neck Canal to dam up the same.”

Also, that the Senate had concurred in the Resolutions directing repairs to the State House.

Also, that the Senate had concurred in the Resolution ordering a revision and Digest of the Laws of Delaware.

Also, that the Senate had concurred in the amendment to the bill entitled "An act to amend an act providing for the punishment of certain crimes and misdemeanors."

Also, that the Senate had concurred in the amendment to the bill entitled "A supplement to the Act entitled 'An act providing for the recovery of small debts.'"

Also, in the amendment to the bill entitled "An additional supplement to the Act entitled 'An act to prohibit the emigration of free negroes and mulattoes into this State, and for other purposes.'"

Also, that the Senate had concurred in the amendment to the bill entitled "An act to hire out free negroes and mulattoes who have no visible means of support, and are not of good and industrious habits."

Also, that the Senate had concurred in the bill entitled "An act for the payment of claims against the State."

Also, in the Resolution directing the County Treasurers to make their deposits in the Farmers' Bank or its Branches."

Also, in the Resolution appointing S. C. Letherbury, to take charge of the Senate Chamber, Hall of the House, Library, &c.

Also, that he had been directed to present sundry enrolled bills for the signature of the Speaker of the House, and to return others which had received the signature of the Speaker of the Senate.

And he withdrew.

On motion of Mr. Naudain,

Leave was given to R. K. Lockwood to withdraw his petition from the files of the House.

Mr. Bellah moved,

That the Senate bill entitled "An act providing for the holding of a special election for the purpose of ascertaining whether a majority of the voters of this State desire a Convention to amend the Constitution of the State," be read a third time by paragraphs, in order to pass the House.

Whereupon,

Mr. Carlisle arose to a point of order, stating his impression that the bill, by previous action of the House had been indefinitely postponed.

The Speaker decided the reading of the bill to be in order; from which decision an appeal was made to the House, and the question being on the appeal, the decision of the chair was *Not Sustained*.

Mr. Miles from the Committee of Enrollment reported the following bills as being duly and correctly enrolled, viz :—

“An act authorizing the Levy Court of New Castle County to construct a draw to the Christiana Bridge at the Village of Christiana.”

“A supplement to the act entitled ‘An act allowing an additional Justice of the Peace and Constable to the County of Sussex, for a limited time.’”

Also, as being correctly enrolled, the following Resolutions, viz :—

“Resolutions appointing a Committee to settle with the State Treasurer, and receive the report of the Auditor of Accounts.”

“Resolutions on the subject of procuring a grant of the public domain for charitable purposes within this State.”

“Resolution directing that the Secretary of State shall hereafter make certain entries therein mentioned in the Executive Register.”

“Resolution authorizing Charles I. du Pont to take charge of the specimens of foreign wool.”

“Resolution for the appointment of a Committee to enquire into the expediency of changing our present system of taxation.”

Mr. Carlisle from the Committee of Enrollment, reported the following bills as being duly and correctly enrolled, viz :—

“A further additional supplement to an act entitled ‘An act to authorize the owners and possessors of the marsh and low grounds commonly called and known by the name of Meredith’s Branch, in the forest of Murderkill and Mispillion Hundreds, to cut a ditch or drain through the same.’”

“A further additional supplement to the act entitled ‘An act to restrain persons from suffering swine to go at large within certain limits.’”

“An act changing the name of the ‘Poor House’ to ‘Alms House.’”

“A supplement to the act entitled ‘An act fixing the standard of weights and measures, and regulating the same within this State.’”

“An act to divorce Phoebe Mellon and John Mellon.”

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

“An act supplementary to the several acts incorporating and relating to the Swede’s Lutherean Church called Trinity Church, in the Borough of Wilmington and County of New Castle.”

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

"An act concerning days of grace."

"An act to authorize the erection of a bridge over Lewes Creek, in Sussex County and for other purposes."

"A supplement to an act entitled 'An act to encourage the destruction of Crows.'"

Mr. W. Tunnell, from the Committee of Enrollment, reported the following bills as being duly and correctly enrolled, viz :—

"An act to enable the owners and possessors of the marsh and low grounds on Mispillion Creek, in Cedar Creek Hundred, Sussex County, opposite the new wharf in said Creek, to embank, drain and reclaim the same."

"An act to open a certain road in New Castle County."

"A further supplement to the act entitled 'An act for the security of purchasers of real estate sold in execution of judgments or decrees.'"

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

"An act authorizing a bridge to be built over Old Duck Creek."

"An act to incorporate Frederica Division, No. 23, of the Sons of Temperance of the State of Delaware."

"An act to incorporate Philodemic Lodge, No. 7, I. O. O. F. of Dover in the State of Delaware."

"An act to incorporate Siloam Division, No. 24, of the Sons of Temperance in Lewestown, Sussex County."

"An act to create an additional School District in the County of New Castle."

"An act concerning the execution of criminals."

"An act to lay down Robinson street in the plot of the city of Wilmington as one of the streets in said city."

"An act to incorporate the Atlantic Lodge of the Independent Order of Odd Fellows, at Lewes, Delaware."

"An act to incorporate Jefferson Lodge, No. 2, I. O. O. F., of the State of Delaware."

Also, as being correctly enrolled the following Resolutions, viz :—

"Resolution directing the presentation of a sword to R. C. Rogers, U. S. N."

"Resolution directing the State Treasurer to borrow money to pay expenses for the current year."

"Resolution to transmit certain books and papers to the Library of St. Mary's College, at Wilmington."

Mr. Caulk, from the Committee of Enrollment, reported the following bills as being duly and correctly enrolled, viz:—

"An act to regulate the time and manner of administering certain oaths."

"An act proposing an amendment to the Constitution of this State."

"An act to authorize and empower Rachel Cannon, administratrix of Charles B. Cannon, deceased, formerly of North West Fork Hundred, Sussex County, and State of Delaware, to make and execute a deed of conveyance to William Cannon of a certain piece of land therein mentioned."

"A supplement to the Act, incorporating the Smyrna, Leipsic and Philadelphia Steamboat Company."

"An act authorizing the sale and conveyance of certain real estate in Christiana Hundred, late of Patrick McFadgen, deceased, and prescribing the mode of disposal of the proceeds of said sale."

"An act for the relief of Charles Draper."

"An act for the preservation of the Presbyterian Grave Yard at Pigeon Run."

"A further supplement to the Act entitled 'An act to survey and lay out and regulate the streets of Smyrna and for other purposes.'"

"An act granting five acres of vacant land to the Dona Steamboat Company."

"An act to authorize the recording of the Map of the New Castle and Frenchtown Rail Road."

"An act to divorce Susanna Anderson and Charles Henry Anderson."

"A further supplement to the Act entitled 'An act to alter and re-establish the Charter of the Borough of Wilmington.'"

"An act to incorporate the Washington Fire Company of the city of Wilmington."

"An act to divorce Thomas S. Brittingham and Sally Ann S. Brittingham from the Bonds of matrimony."

"A supplement to an act entitled 'A further supplement to the Act entitled 'An act for the preservation of certain Shell Fisheries within this State.'"

"A further supplement to the Act entitled 'An act for the benefit of Sussex County.'"

"An act to prevent swine from running at large within certain limits in Appoquinimink Hundred, in New Castle County."

"An act to prevent hogs or swine from running at large within certain limits herein mentioned, in Duck Creek Hundred."

"An act respecting the New Castle and Frenchtown Rail Road."

"An act for recording marriage contracts."

"An act for the relief John Hickman of Michael."

"An act to authorize the present and future owner or owners of the bridge over Nanticoke River, at Seaford, to demand and receive higher tolls of foot passengers."

"An act to authorize Robert Burton and Jacob A. Conwell to erect a gate across the public Road."

"An act to change the name of Erasmus Baily to that of Erasmus William Harris."

"A supplement to the Act entitled 'An act to improve the navigation of Cedar Creek.'"

"An act to amend the Act entitled 'An act to enable all the Religious denominations in this State to appoint Trustees who shall be a body corporate for the purpose of taking care of the temporalities of their respective congregations.'"

"A supplement to an act entitled 'An act providing for the draining of certain marshes and low grounds in Slaughter Neck, passed 1st day of February, 1823.'"

"A supplement to the Act entitled 'An act providing for the recovery of small debts.'"

"An act to enable Major W. Allen, of Sussex County to locate a small piece of vacant land."

"An act to incorporate Morning Star Lodge, No. 6, of the Independent Order of Odd Fellows, at Smyrna, Delaware."

"An act to secure greater uniformity of Assessments for levying Taxes."

"An act to incorporate the Wilmington and Brandywine Rail Road Company."

"An act to enable Dr. Wm. Morgan, of N. W. Fork Hundred, in Sussex County, to locate a small piece of vacant marsh."

"An act to authorize the formation of an additional School District out of School Districts No. 13, 33, 52 and 53, in Sussex County."

"An additional supplement to the Act entitled 'An act for the better preservation of certain Shell Fisheries within this State.'"

"An act concerning the Insane Poor."

"An act to incorporate the Bridgeville Division, No. 32, S. of T., of the State of Delaware."

"An act to amend an act providing for the punishment of certain crimes and misdemeanors."

Mr. Bellah from the Committee of Enrollment, reported the following bills as being duly and correctly enrolled, viz :—

"An act to establish an institution to be called the Delaware Insane Asylum."

"An act to enable the owners of the marsh or cripple between Shermer's Gut and Dutch Neck Canal, to dam up the same."

"An act to incorporate Oriental Lodge, No. 12, I. O. O. F. of the State of Delaware."

"An act to incorporate the Ocean, Delaware and Philadelphia Telegraph Company."

"An act for changing the location of a certain public road, and for other purposes."

"A supplement to an act to improve the navigation of Lewes Creek, to survey and regulate the streets of the Town of Lewes, and for other purposes."

"A further supplement to the act entitled 'An act providing for the punishment of certain crimes and misdemeanors.'"

"A supplement to the act entitled 'An act concerning awards to regulate the summoning and returning of Juries, and for lessening the expenses thereof and for other purposes.'"

"An act to incorporate the New Castle Marine Rail-way Company."

"An act concerning contested elections in either branch of the Legislature of this State."

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

"An act to create an additional School District in Murderkill Hundred in the County of Kent."

✓ "An act in relation to idle and vagabond free negroes."

"An additional supplement to the Act entitled 'An act to prohibit the emigration of free negroes and mulattoes into this State, and for other purposes.'"

"An act extending the authority of the Superior Court to obtain evidence,"

Also, as being duly and correctly enrolled, the following Resolutions, viz:—

“Resolution appointing Directors of the Farmers’ Bank of Delaware.”

“Resolution directing repairs of the State House.”

“Resolution ordering a revision and Digest of the Laws of Delaware.”

“Resolution directing County Treasurers to make their deposits in the Farmers’ Bank or its branches.”

Mr. Lofland, Clerk of the Senate, being admitted, returned sundry enrolled bills and Resolutions, which had received the signature of the Speaker of the Senate, and presented others for the signature of the Speaker of the House.

And he withdrew.

On motion of Mr. Caulk,

The Clerk was directed to inform the Senate, that the House having finished its business of the Session, would be ready to adjourn *sine die* in the space of five minutes.

Which was done.

On motion of Mr. Carlisle,

The Journal of this day’s proceedings, was then read.

Mr. Lofland, Clerk of the Senate being admitted, informed the House that the Senate having concluded its business of the present Session would be ready to adjourn *sine die* in the space of five minutes.

And he withdrew.

Mr. Collins, offered the following Resolution, which,

On his motion.

Was read as follows:—

Resolved, That the thanks of this House be and they are hereby tendered to Joseph P. Comegys, Esquire, Speaker, pro tempore, for the uniform courtesy of manner, and impartiality of decision which have governed his course in the exercise of the duties devolving upon him as the Presiding Officer of this House.

On motion of Mr. Miles,

The Resolution was unanimously

Adopted.

Whereupon,

The Speaker rose and addressed the House as follows:

Gentlemen of the House of Representatives:

I should be wanting in the commonest feelings of a man did I not now express to you my profound acknowledgments for the distinguished honor you conferred upon me by selecting me as your Speaker, *pro tempore*, and also for the passage of the Resolution just read.

The consciousness of having done one's duty faithfully is at all times a most gratifying reflection; but it is rendered doubly so when it is sustained by the knowledge that those whose opinions are entitled to respect, entertain a like sentiment; you may judge therefore, gentlemen, what emotions have been excited in my breast by the passage of your complimentary resolve.

A proper discharge of the duties of Speaker of the House of Representatives, requires not only a thorough knowledge of the rules of parliamentary proceedings, but also certain peculiar qualities of mind possessed by few persons alone. I beg you to trust my sincerity when I assure you how greatly I feel my deficiency in both respects.

It has, gentlemen, been a subject of frequent remark, not only in these Halls, but among those of our constituents who have witnessed our proceedings since assembled, that an unusual degree of harmony has characterized all our transactions, although the two great parties of the country had recently held a most exciting contest with each other at the lists provided by the Constitution and laws of the land for such encounters, and we came up here reeking, as it were, from the political arena with all the excitement and rivalry incident to such a strife between freemen, yet upon our entrance into this House on the second of January, all political animosities were buried among the events forgotten, and you entered upon the discharge of your duties as Legislators with a single purpose to enact such laws as the public wants demanded, and your own sense of propriety could sanction. From this purpose you have in my judgment in no wise departed, but on the contrary have steadily pursued it at all times unflinchingly and patiently.

And now, gentlemen, we are about to separate, most probably, never to meet again: and knowing that I am correct in my appreciation of your mutual regard, how gratifying is it for all of us to be assured, that we take leave of one another with no other feelings, certainly, than those of good will, kindness and friendship.

I again, gentlemen, express to you my profound sensibilities for the flattering manner in which your resolution speaks of myself, and assure you that each one will bear with him to his home, my kindest wishes for his health, prosperity, and happiness.

In pursuance of the joint resolution of the General Assembly, I do now declare this House to be adjourned *Sine Die*.

ATTEST,

E. GIBBONS,

Clerk of the House Representatives.

REPORT

OF

THE FINANCES

OF THE

STATE OF DELAWARE.

FOR THE YEAR

1848,

BY ABRAHAM STAATS,

AUDITOR OF ACCOUNTS.

REPORT

OF

THE FINANCES, ETC.

James S. Buckmaster, State Treasurer, in account with the State of Delaware.

DEBTOR.

		<i>Dolls. Cts.</i>
1848.		
January 19.	To cash received from William O. Redden, Clerk of the Peace for Sussex County, for retailers' licenses,	185 05
March 14.	To cash from Bank of Delaware 6 months' State tax,	137 50
	To cash received from the New Castle and Frenchtown Turnpike and Rail Road Com- pany, State tax for 6 months,	750 00
	30. To cash received from Farmers' Bank for State tax, on capital of \$680,000, for 6 months,	850 00
April 18.	To cash received from George Platt, Sheriff of New Castle County, for fines,	111 00
May 4.	To cash received from Charles H. Black, Clerk of the Peace for New Castle County, for pedlars' licenses,	108 14
	16. To cash received from Bank of Delaware, divi- dend on 20 shares of stock at \$12 per share, for 6 months,	240 00
June 6.	To cash received from Charles H. Black, Clerk of the Peace for New Castle County, for four constable bonds,	20 00
July 6.	To cash received from Farmers' Bank at Dover, being the 81st dividend on 932 shares of stock,	1,398 00
	To cash received from Farmers' Bank at Dover, dividend on \$180,000 increased stock of said Bank,	5,400 00
	<i>Amount carried forward,</i>	\$9,199 69

1848.	<i>Amount brought forward,</i>	<i>Dolls. Cts</i> 9,199 69.
July 18.	To cash received from Edward W. Gilpin, Esquire, Att'y. from James Rogers, Esq.,	1,061 91
	To cash received from the Philadelphia, Wilmington and Baltimore Rail Road Company, for 6 months' interest on loan of \$80,793 83,	2,423 81
	To cash received from the Philadelphia, Wilmington and Baltimore Rail Road Company, State tax for 6 months,	500 00
	To cash received from the Union Bank of the State of Delaware, State tax on capital of \$150,000 for 6 months,	187 50
	To cash received from the Bank of Wilmington and Brandywine, State tax on capital of \$200,000 6 months,	250 00
	To cash received from Bank of Smyrna, State tax on capital of \$100,000 for 6 months,	125 00
August 18.	To cash received from the New Castle and Frenchtown Turnpike and Rail Road Company, State tax for 6 months,	750 00
	To cash received from Farmers' Bank at Georgetown, being the 81st dividend on 248 shares of stock,	372 00
	To cash received from Farmers' Bank at New Castle, being the 81st dividend on 95 shares of stock,	142 50
	To cash received from Alexander J. Taylor, Sheriff for Kent County, for fines,	134 00
	To cash received from William O. Redden, Clerk of the Peace for Sussex County, for eight constable's bonds,	40 00
	To cash received from Sussex County, interest on loan of \$5,000, at 6 per cent.,	300 00
Sept'r. 18.	To cash received from Farmers' Bank of Delaware, State tax on capital tax of \$680,000,	850 00
Nov'r. 18.	To cash received from Bank of Delaware, State tax on capital of \$110,000, for 6 months,	137 50
	To cash received from Bank of Smyrna, State tax on capital of \$100,000 for 6 months,	125 00
	To cash received from Bank of Delaware, dividend on 20 shares of stock at \$12 per share for 6 months,	240 00
	<i>Amount carried forward,</i>	16,838 91

DEBTOR.

		Dolls.	Cts.
1848.	<i>Amount brought forward,</i>	16,838	91
Dec'r.	12. To cash received from J. West, Sheriff for Sussex County, for fines,	135	00
	19. To cash received from N. B. Smithers, for unexpended money allowed by committee on accounts,	4	75
	To cash received from Wm. Newcomb, constable for fines,	5	68½
	To cash received from Levin Vaughn, adm.	2	00
	To cash received from Louder T. Layton, constable,	11	81
	To cash received from A. Melven, constable,	16	31½
	“ “ Collins Tatman, “	33	30
	“ “ Thomas Scott, “	5	00
	“ “ Sam'l. Vaughn “	3	50
	“ “ Wm. H. Staton, “	3	65
	“ “ P. W. Marine, “	2	00
	“ “ J. W. Davidson, “	2	00
	“ “ Jas. C. Jackson, “	6	00
	“ “ Jas. C. Wise, “	1	00
	“ “ Josiah Sparks, “	20	87½
	“ “ John Smith, “	1	50
	“ “ Jer'h. Kemey, “	25	00
	“ “ John Chandler, “	5	12
	“ “ Wm. P. Veach, “	8	75
	“ “ Thomas Pepper, “	2	25
	“ “ Zachariah Pitts, “	3	00
	“ “ Wm. G. Carisle, “	8	00
	“ “ Wm. P. Russel, “	5	00
	“ “ John T. Moore, “	10	06
	“ “ John Moore, “	14	62½
	“ “ John W. Bacon, “	39	62½
	To cash received for J. Eubanks for 14 acres of v. land,	7	00
1849.	January 2. To cash received from Charles H. Black, C. P. New Castle County for Retailers and Pedlars licenses,	1,204	52
	4. To cash received from the Farmers' Bank at Dover, being the 82d Dividend on 932 shares of Stock for 6 months,	1,398	00
	<i>Amount carried forward,</i>	\$19,824	24½

DEBTOR.

		<i>Dolls. Cts.</i>
1849.	<i>Amount brought forward,</i>	19,824 24
January 4.	To cash received from the Farmers' Bank at Dover, being the 82d Dividend on \$180,000 increased Stock for 6 months,	5,400 00
	To cash received from the Farmers' Bank at Georgetown, being the 82d Dividend on 248 shares for 6 months,	372 00
	To Cash received from the Farmers' Bank at New Castle, being the 82d Dividend on 95 shares,	142 50
	To cash received from the Philadelphia, Wilmington and Baltimore Rail Road Company State Tax,	500 00
	To cash received from the Bank of Wilmington and Brandywine State Tax for 6 months,	250 00
	To cash received from New Castle and Frenchtown Turnpike and Rail Road Company State Tax for 6 months,	750 00
	To cash received from the Philadelphia, Wilmington and Baltimore Rail Road Company interest on loan of \$80,793 83 for 6 months,	2,423 81
	To cash received from the Union Bank of Delaware State Tax for 6 months,	187 50
	To cash received from William O. Redden, C. P. for Sussex County, for Retailers and Pedlars licenses,	265 00
	To cash received from Henry Todd, C. P. for Kent County, for Retailers licenses,	558 29
	To cash received from Liston A. Houston, late C. P. for Kent County, for Retailers licenses,	19 76
	To cash received from Daniel M. Bates, Secretary of State for fees on commission, &c.,	589 00
	To cash received from George Platt, late Sheriff of New Castle County for fines,	44 00
	To cash received from Alexander J. Taylor, late Sheriff for Kent County for fines,	16 00
		<hr/> \$31,342 10

ABRAHAM STAATS, *Auditor of Accounts.*

January 18th, 1849.

James S. Buckmaster, State Treasurer in account with the State of Delaware.

CREDITOR.

		<i>Dolls. Cts.</i>
1848.		
January 19.	By balance due Treasurer on last settlement,	656 71
	By cash paid William Tharp, Governor, one quarters salary,	333 33
	By cash paid John W. Evans, as per order of Chairman of Legislative Committee,	23 25
	By cash paid Thomas Wallace, do. do.	17 00
	“ Samuel Burnham, do. do.	22 00
	“ John M. Phillips, do. do.	29 75
	“ George P. Fisher, Clerk of said Com.,	20 00
	By cash paid Henry Cole, Postmaster, all by Committee,	9 00
	By cash paid N. B. Smithers for superintending the printing of the Journal of the House of Representatives and making index thereto,	200 00
	By cash paid John C. Patterson for superintending the printing of the Journal of the Senate and making index thereto,	150 00
	By cash paid S. C. Leatherbury, door-keeper and stationery,	8 02
	By cash paid Kensey Johns, Jr., Chancellor, one quarters salary,	275 00
23.	By cash paid S. M. Harrington, Associate Judge, one quarters salary,	300 00
February 1.	By cash paid Daniel M. Bates, Secretary of State, one quarters salary,	100 00
21.	By cash paid Edward Wooten, Associate Judge, one quarters salary,	250 00
March 20.	By cash paid Abraham Staats, Auditor, one quarters salary,	125 00
	By cash paid James Booth, Chief Justice, one quarters salary,	300 00
23.	By cash paid J. J. Milligan, Associate Judge, one quarters salary,	250 00
25.	By cash paid Edward Wooten, Associate Judge, one quarters salary,	250 00
27.	By cash paid Edward W. Gilpin, Attorney General, one quarters salary,	87 50
April 19.	By cash paid Daniel M. Bates, Secretary of State, one quarters salary,	100 00
<i>Amount carried forward,</i>		\$3,506 56

CREDITOR.

1848.		Dolls. Cts.
	<i>Amount brought forward,</i>	3,506 56
	20. By cash paid Kensey Johns, Chancellor, one quarters salary,	275 00
	22. By cash paid William Tharp, Governor, one quarters salary,	333 33
	24. By cash paid S. M. Harrington, Associate Judge, one quarters salary,	300 00
May 16.	By cash paid Samuel Burnham, services as legislative committee,	19 00
	By cash paid Thomas Wallace, services as legislative committee,	14 00
	By cash paid John M. Phillips, services as legislative committee,	25 75
	By cash paid John W. Evans, services as legislative committee,	20 25
	By cash paid George P. Fisher, clerk of legislative committee,	28 00
	By cash paid Samuel Kimmey, for printing Auditors report,	98 00
	By cash paid S. C. Leatherbury, door-keeper,	3 00
June 19.	By cash paid James Booth, Chief Justice, one quarters salary,	300 00
	By cash paid Edward Wooten, Associate Judge, one quarters salary,	250 00
	By cash paid Abraham Staats, Auditor, one quarters salary,	125 00
	26. By cash paid John J. Milligan, Associate Judge, one quarters salary,	250 00
July 12.	By cash paid E. W. Gilpin, Attorney General, one quarters salary,	87 50
	22. By cash paid Daniel M. Bates, Secretary of State, one quarters salary,	100 00
	24. By cash paid James L. Miles, Trustee of Delaware College,	530 95
	27. By cash paid Kensey Johns, Chancellor, one quarters salary,	275 00
	By cash paid William Tharp, Governor, one quarters salary,	333 33
	30. To cash paid Samuel M. Harrington, Associate Judge, one quarters salary,	300 00
	<i>Amount carried forward,</i>	<u>\$7,174 67</u>

CREDITOR.

1848.		Dolls. Cts.
	<i>Amount brought forward,</i>	7,174 67
July 30.	By this sum carried to credit of School Fund it being Dividends on \$180,000 increased stock of the Farmers' Bank at Dover,	5,400 00
	By this sum carried to the credit of School Fund it being one half the amount of \$1,061 91, collected by Edward W. Gilpin from James Rogers,	530 96
	By this amount carried to the credit of School Fund, being the interest for six months on loan of \$80,793 83 to Philadelphia, Wilmington and Baltimore Rail Road Company,	2,423 81
	By cash paid James S. Buckmaster, Treasurer on salary,	450 00
	By this amount carried to credit of School Fund, for interest on loan of \$5,000 to Sussex County,	300 00
Sept. 23.	By cash paid Abraham Staats, Auditor of Accounts, one quarters salary,	125 00
	By cash paid James Booth, Chief Justice, one quarters salary,	300 00
25.	By cash paid John J. Milligan, Associate Judge, one quarters salary,	250 00
26.	By cash paid E. W. Gilpin, Attorney General, one quarters salary,	87 50
30.	By cash paid Edward Wooten, Associate Judge, one quarters salary,	250 00
October 26.	By cash paid William Tharp, Governor, one quarters salary,	333 33
	By cash paid Samuel M. Harrington, Associate Judge, one quarters salary,	300 00
Nov. 3.	By cash paid Kensey Johns, Chancellor, one quarters salary,	275 00
4.	By cash paid D. M. Bates, Secretary of State, one quarters salary,	100 00
6.	By cash paid Philip Reybold, Elector of President and Vice President,	15 00
	By cash paid Samuel Catts, Elector of President and Vice President,	6 00
	<i>Amount carried forward,</i>	<u>\$18,321 27</u>

CREDITOR.

		<i>Dolls. Cts.</i>
1848.	<i>Amount brought forward,</i>	18,321 27
Nov. 6.	By cash paid Gardener H. Wright, Elector of President and Vice President,	18 50
	By cash paid John McDowell to purchase stationary, &c.,	50 00
12.	By cash paid James Booth, Chief Justice, one quarters salary,	300 00
18.	By cash paid Edward Wooten, Associate Judge,	250 00
	By cash paid Joseph P. Comegys, professional services,	10 00
22.	By cash paid James S. Buckmaster, balance on salary,	175 00
Dec. 23.	By cash paid Abraham Staats, Auditor, one quarters salary,	125 00
26.	By cash paid John J. Milligan, Associate Judge,	250 00
30.	By cash paid E. W. Gilpin, Attorney General, one quarters salary,	87 50
1849.		
January 11.	By this amount carried to the credit of the school fund, it being the dividend on the 5,000 shares of increased capital of Farmers' Bank stock,	5,400 00
	By this sum carried to the credit of the school fund, it being 6 months interest on loan of \$80,793 83 to Philadelphia, Wilmington and Baltimore Rail Road Company,	2,423 81
	By this amount due the State from Treasurer,	3,931 02
		<hr/>
		\$31,342 10
		<hr/>
January 17.	To amount due the State of Delaware ABRAHAM STAATS, <i>Auditor of Accounts.</i>	\$3 931 02

Summary of the account of James S. Buckmaster, State Treasurer, reduced to general heads.

RECEIPTS.

	<i>Dolls. Cts.</i>
From Bank tax,	3,100 00
Rail Road tax,	3,250 00
Interest on loans,	4,647 62

Bank Dividends,	15,105 00
Sheriffs,	440 00
Constables,	236 06
Clerks of the Peace,	2,400 76
Vacant land,	7 00
Interest on loan to Sussex County,	300 00
E. W. Gilpin, Attorney General,	1,061 91
Secretary of State,	589 00
Other sources,	5 75
	<hr/>
	\$31,343 10
	<hr/>

EXPENDITURES.

Amount due Treasury on settlement, January, 1848,	656 71
Executive,	1,333 33
Legislative committee and allowance,	687 62
Judiciary,	5,500 00
School fund,	15,947 62
Attorney General,	350 00
Secretary of State,	400 00
E. W. Gilpin to Newark College and investment,	1,061 91
Treasurer,	625 00
Auditor,	500 00
Other resources,	299 89
Due the State of Delaware,	3,931 02
	<hr/>
	\$31,342 10
	<hr/>

James S. Buckmaster, Trustee of the School Fund of the State of Delaware, in account with the State.

DEBTOR.

1848.	Dolls.	Cts.
January 18. To amount due school fund on settlement of this date	12,758	81
March 14. To cash received from Wilmington Bridge Company, State tax,	125	00
	<hr/>	
Amount carried forward,	\$12,883	81

DEBTOR.

1848.	<i>[Amount brought forward,</i>	<i>Dolls. Cts.</i>
March 14.	To cash received from the New Castle and Frenchtown Turnpike and Rail Road Company, interest on loan of \$25,000 for 6 months	12,883 81
April 29.	To cash received from Henry Todd, Clerk of the Peace for Kent County, tavern licenses,	750 00
May 4.	To cash received from C. H. Black, Clerk of the Peace for New Castle County, for marriage licenses,	156 00
	16. To cash from Bank of Smyrna, dividend on 114 shares of stock,	230 00
	To cash from the Bank of Delaware, dividend on 37 shares of stock at \$12 per share,	171 00
	To cash received from C. H. Black, Clerk of the Peace, for tavern licenses,	444 00
June 6.	To cash received from Farmers' Bank at Dover, dividend on 1904 shares of stock,	658 00
	To cash received from the State of Delaware, dividend on \$180,000 increased capital stock of the Farmers' Bank at Dover,	2,856 00
July 18.	To cash received from the New Castle and Frenchtown Turnpike and Rail Road Company, interest on loan of \$25,000 for 6 months,	5,400 00
	To cash from the State of Delaware, it being one-half of \$1061 91 received from Edward W. Gilpin, being money collected from James Rogers, Esquire, and to be invested for the use of the school fund,	750 00
	To cash from the State of Delaware, for interest on loan of \$80,793 83 to the Philadelphia, Wilmington and Baltimore Rail Road Company,	530 96
	To cash from Farmers' Bank at New Castle, dividend on 295 shares of stock,	2,423 81
	To cash received from Farmers' Bank at Georgetown, dividend on 240 shares of stock,	442 50
	To cash from the Union Bank of Delaware, dividend on 121 shares of stock,	360 00
25.	To cash from R. H. Moore, Prothonotary of Kent County, for importing slaves,	174 00
	<i>Amount carried forward,</i>	<u>\$28,260 08</u>

DEBTOR.

1848.		<i>Dolls. Cts.</i>
	<i>Amount brought forward,</i>	\$28,260 08
July 25.	To cash from William O. Redden, C. P. for 30 marriage licenses \$60 and 10 Tavern licenses at \$12, \$120,	180 00
	To cash from State of Delaware, interest on loan to Sussex County,	300 00
		<hr/>
		\$28,740 08

CREDITOR.

1848.		<i>Dolls. Cts.</i>
	By amount paid for School Books, per A. Staats,	\$10 00
August	By amount paid Evans & Vernon, for printing School Notices,	9 00
	By amount paid Porter & Naff, for printing School Notices,	4 00
	By this sum carried to credit of School Fund, to be invested by Trustee, viz :—\$37 50 and \$530 96	—23 00
		568 46
		<hr/>
		591 46
	To be distributed August 1, 1848,	<hr/>
		\$28,148 62
	Of the above there is of the general fund to be divided according to population of the census of 1830,	\$12,200 50
	And of the surplus revenue to be divided equally between the counties,	15,947 62
		—28,148 12
	To be carried forward to be invested,	<hr/>
		50
	This sum carried to the credit of New Castle County, as its share of the General Fund,	\$4,918 53
	By this sum carried to the credit of New Castle County, as its share of surplus revenue,	5,315 87
		—10,234 40

By this amount carried to the credit of Kent County, as its share of the General fund,	\$2,892 07	
By this sum carried to the credit of Kent County, as its share of surplus revenue,	5,315 88	—8,207 95
By this sum carried to the credit of Sussex County, as its share of the general fund,	\$4,389 89	
By this sum carried to the credit of Sussex County, as its share of surplus revenue,	5,315 88	—9,705 77
		<u>\$28,148 12</u>

The following amount of \$28,148 12 is distributed as follows :

NEW CASTLE COUNTY.

By its amount of general fund and surplus revenue of	\$10,234 40	
Then deduct the following amount :		
To cash paid Pennsylvania Institution for deaf and dumb, for Isaac Kellum,	\$160 00	
To cash paid said Institution for H. Cole,	160 00	
To cash paid J. L. Roche, postage on School notices,	1 89	
		<u>\$321 89</u>
Leaving a balance due New Castle County of	\$9,912 51	
Then add this amount remaining undistributed August 1st, 1847,		59

Amount for distribution to School Districts in said County \$9,913 10

KENT COUNTY.

By its amount of general fund and surplus revenue,	\$8,207 95	
By this amount undistributed August 1st, 1847,		39
		<u>\$8,208 34</u>
Then deduct the following payments:		
To cash paid Pennsylvania Institution for Thomas Sipple,	\$160 00	

To cash paid said Institution for Sarah Ann Eaton,	64 80	
To cash paid Charles Tunnell, P. M. at Georgetown, postage on School notices,	1 47	
		<u>\$226 27</u>

Amount to be distributed to School Districts in Kent County \$7,982 07

SUSSEX COUNTY.

By its amount of general fund and surplus revenue,	\$9,705 77
By this amount undistributed August 1st, 1847,	50
	<u>\$9,706 27</u>

Then deduct the following payments :

To this sum, interest on \$5000 at 6 per cent.,	\$300 00	
To cash paid Pennsylvania Institution for Mary E. Messick,	160 00	
To cash paid J. L. Roche, postage on School notices,	1 25	
		<u>\$461 25</u>

Amount to be distributed to School Districts in Sussex County \$9,245 02

On settlement with the Trustee of the school fund on the 18th of January, 1848, there was due from the Trustee to school districts the sum of \$2,862 91, viz : for 1847,	\$2,862 91
---------------------------------------------------------------------------------------------------------------------------------------------------------------------------	------------

To New Castle County,	59
To Kent County,	687 79
To Sussex County,	2,174 53
	<u>\$2,862 91</u>

Which amount has been paid as follows :

New Castle County; carried to her credit for distribution, August 1st, 1848,	59
Kent County; the following districts have been paid: No. 18, 34, 39, and 41, making 4 districts, each \$171 85, amounting to	\$687 40
Carried for distribution, 1848,	39
	<u>\$687 79</u>

In Sussex County the following districts have been paid for 1847, to wit: districts No. 2, 10, 12, 16, 19, 30, 34, 39, 42, 44, 47, 50, 54, 55, 65, 77, and 78, making 17 districts, each \$124 23, amounting to \$2,111 91, and to district No. 73½, 62 11½, making the sum of \$2,174 02½

This amount carried to the credit of Sussex County for distribution of August 1, 1848, 50½

\$2,174 53

NEW CASTLE COUNTY.

Amount distributable,

\$9,913 10

CREDITOR.

By payments to the following Districts:

Districts.

Dolls. Cts.

No. 1,	To cash per order,	137 68
" 2,	" "	91 78½
" 3,	" "	91 78½
" 4,	" "	137 68
" 5,	" "	137 68
" 6,	" "	137 68
" 7,	" "	137 68
" 8,	" "	103 26
" 9,	" "	137 68
" 10 to 18,	" "	1239 12
" 19,	" "	103 26
" 20,	" "	137 68
" 21,	" "	137 68
" 22,	" "	137 68
" 75 & 23,	" "	206 52
" 24,	" "	137 68
" 25,	" "	137 68
" 26,	" "	137 68
" 26,	" "	137 68
" 28,	" "	137 68
" 29,	" "	137 68
" 30,	" "	137 68

Amount carried forward,

\$4,038 61½

CREDITOR.

Districts.			Dolls. Cts.
No. 31,	<i>Amount brought forward,</i>		4,038 61½
" 32,	To cash per order,		137 68
" 33,	"	"	137 68
" 34,	"	"	137 68
" 35,	"	"	137 68
" 36,	"	"	137 68
" 37,	"	"	137 68
" 38,	"	"	137 68
" 39,	"	"	137 68
" 40,	"	"	137 68
" 41,	"	"	137 68
" 42,	"	"	137 68
" 43,	"	"	137 68
" 44,	"	"	137 68
" 45 & 46,	"	"	275 36
" 47,	"	"	137 68
" 48,	"	"	137 68
" 49,	"	"	137 68
" 50,	"	"	137 68
" 51,	"	"	137 68
" 52,	"	"	137 68
" 53,	"	"	137 68
" 54,	"	"	137 68
" 55,	"	"	137 68
" 56,	"	"	137 68
" 57,	"	"	103 26
" 58,	"	"	103 26
" 59,	"	"	103 26
" 60,	"	"	137 68
" 61,	"	"	137 68
" 62,	"	"	137 68
" 63,	"	"	137 68
" 64,	"	"	137 68
" 65,	"	"	137 68
" 66,	"	"	137 68
" 67,	"	"	137 68
" 68,	"	"	137 68
" 69,	"	"	137 68
" 70,	"	"	137 68
" 71,	"	"	137 68
" 72,	"	"	137 68

*Amount carried forward,***\$9,718 05½**

CREDITOR.

Districts.		Dolls. Cts.
	<i>Amount brought forward,</i>	9,718 05½
No. 73,	To cash per order,	91 78½
" 74,	" "	103 26
		<hr/>
		\$9,913 10
		<hr/>
Paid 64 districts	\$137 68 each,	
	amount to	\$8,811 52
Paid 8 districts	\$103 26 each,	
	amount to	826 08
Paid 3 districts at	\$91 78½,	275 36
Undivided land to be credited to New		
Castle County,		14
		<hr/>
		\$9,913 10

KENT COUNTY.

Amount distributable, \$7,982 07

CREDITOR.

By payment to the following districts:

Districts.		Dolls. Cts.
No. 1,	To cash per order,	169 83
" 2,	" "	135 86
" 3,	" "	169 83
" 4,	" "	135 86
" 5,	" "	169 83
" 6,	" "	169 83
" 7,	" "	
" 8,	" "	169 83
" 9,	" "	135 86
" 10,	" "	135 86
" 11,	" "	169 83
" 12,	" "	169 83
" 13,	" "	169 83
" 14,	" "	169 83
" 15,	" "	135 86
" 16,	" "	135 86
" 17,	" "	
" 18,	" "	169 86
" 19,	" "	135 86
" 20,	" "	135 86
" 21,	" "	169 83

Amount carried forward, \$2,955 04

CREDITOR.]

<i>Districts.</i>	<i>Amount brought forward,</i>	<i>Dolls. Cts.</i>
No. 22, To cash per order,		2,955 04
" 23, " "		169 83
" 24, " "		169 83
" 25, " "		169 83
" 26, " "		169 83
" 27, " "		84 91
" 28, " "		169 83
" 29, " "		
" 30, " "		169 83
" 31, " "		169 83
" 32, " "		169 83
" 33, " "		169 83
" 34, " "		169 83
" 35, " "		
" 36, " "		169 83
" 37, " "		
" 38, " "		
" 39, " "		169 83
" 40, " "		169 83
" 41, " "		169 83
" 42, " "		169 83
" 43, " "		169 83
" 44, " "		169 83
" 45, " "		169 83
" 46, " "		135 86
" 47, " "		169 83
" 48, " "		169 83
" 49, " "		135 86
" 50, " "		84 91

\$7,982 07

Paid 32 districts each \$169 83 amount to \$5,434 56
 Paid 10 districts each \$135 86 amount to 1,358 60
 Paid 2 half districts 84 91, amount 169 83

\$6,962 99

Due 6 districts each \$169 83 1,018 98
 Undivided to be credited to Kent County, 10

\$7,982 07

SUSSEX COUNTY.

Amount distributable,

\$9,245 02

CREDITOR.

By the payment of the following Districts :—

<i>Districts.</i>			<i>Dolls. Cts.</i>
No. 1,	To cash per order,		118 82
" 2,			
" 3,	" "		95 05½
" 4,	" "		95 05½
" 5,	" "		95 05½
" 6,	" "		95 05½
" 7,	" "		118 82
" 8,			
" 9,	" "		118 82
" 10,	" "		118 82
" 11,	" "		118 82
" 12,	" "		118 82
" 13,	" "		118 82
" 14,	" "		118 82
" 15,	" "		118 82
" 16,			
" 17,	" "		118 82
" 18,			
" 19,			
" 20,	" "		118 82
" 21,	" "		118 82
" 22,	" "		118 82
" 23,	" "		118 82
" 24,	" "		118 82
" 25,	" "		59 41
" 26,	" "		118 82
" 27,	" "		118 82
" 28,	" "		118 82
" 29,	" "		118 82
" 30,	" "		118 82
" 31,	" "		118 82
" 32,			
" 33,	" "		118 82
" 34,			
" 35,	" "		118 82
" 36,	" "		118 82
" 37,	" "		118 82
" 38,	" "		118 82

Amount carried forward,

\$3528 95

1848.

CREDITOR.

Dolls. Cts.

Districts.	Amount brought forward,	
No. 39, To cash per order,		3528 95
" 40, " "		118 82
" 41, " "		118 82
" 42, " "		118 82
" 43, " "		118 82
" 44, " "		118 82
" 45, " "		118 82
" 46, " "		118 82
" 47, " "		
" 48, " "		118 82
" 49, " "		118 82
" 50, " "		
" 51, " "		118 82
" 52, " "		
" 53, " "		118 82
" 54, " "		
" 55, " "		
" 56, " "		118 82
" 57, " "		118 82
" 58, " "		118 82
" 59, " "		118 82
" 60, " "		118 82
" 61, " "		118 82
" 62, " "		
" 63, " "		118 82
" 64, " "		118 82
" 65, " "		
" 66, " "		118 82
" 67, " "		118 82
" 68, " "		118 82
" 69, " "		118 82
" 70, " "		118 82
" 71, " "		118 82
" 72, " "		118 82
" 73, " "		59 41
" 74, " "		118 82
" 75, " "		118 82
" 76, " "		118 82
" 77, " "		
" 78, " "		
" 79, " "		95 05 $\frac{1}{2}$

Amount carried forward,

\$7,108 89 $\frac{1}{2}$

CREDITOR.

<i>Districts.</i>	<i>Amount brought forward,</i>	<i>Dolls. Cts.</i>
Amount paid 55 districts each \$118 82, amount- ing to	\$6,535 10	7,108 89½
Five Districts each \$95 05½	475 27½	
Two half Districts,	118 82	
	<hr/>	
	7,129 20	
Due 17 Districts and 2 fractional,	2,115 83	
	<hr/>	
One cent overpaid.		\$9,245 03

James S. Buckmaster, Trustee of the School Fund of the State of Delaware, in account with the State.

DEBTOR.

	<i>Dolls. Cts.</i>
1848.	
August 2. To this amount remaining for investment,	568 46
November 9. To cash from H. Todd, C. P. for two Tavern Licenses,	24 00
28. To cash from Bank of Delaware Dividend on 37 shares of Stock, at \$12 per share,	444 00
To cash from Bank of Smyrna Dividend, on 114 shares of Stock,	285 00
Decem. 22. To cash from C. H. Black, C. P. for nine Tavern Licenses,	108 00
1849.	
January 2. To cash from S. Biddle, Prothonotary, for ex- penses and imprisoning slaves,	110 00
To cash from C. H. Black, for Marriage Li- censes,	200 00
10. To cash received from Farmers' Bank at Dover, Dividend on 1904 shares of Stock,	2,856 00
To cash received from Farmers' Bank at New Castle, Dividend on 295 shares of Stock,	442 50
To cash received from Farmers' Bank at George- town, dividend on 240 shares of stock,	360 00
To cash received from Union Bank of Dela- ware, dividend on 127 shares,	190 50
To cash received from New Castle and French- town Turnpike Company, for interest on loan of \$25,000,	750 00
	<hr/>
<i>Amount carried forward,</i>	\$6,338 46

DEBTOR.

1849.

	<i>Dolls.</i>	<i>Cts.</i>
<i>Amount brought forward,</i>	6,338	46
January 10. To cash from W. O. Redden, C. P., for tavern licenses,		60 00
To cash from W. O. Redden, C. P., for marriage licenses,		100 00
To cash from H. Todd, C. P., for 54 marriage licenses,		108 00
To cash from Liston A. Houston, for marriage licenses,		250 00
To cash from the State of Delaware, it being dividend on \$180,000 increased capital stock of the Farmers Bank of Delaware,	5,400	00
To cash from the State of Delaware for interest on loan of \$80,793 83 to the Philadelphia, Wilmington and Baltimore Rail Road Company,	2,423	81
	<hr/>	\$14,680 27
Credit by 11 shares of Wilmington and Brandywine stock,		550 00
		<hr/>
		\$14,130 77
There is also due from said Trustee to School Districts as follows, to wit:		
To New Castle County,	14	
To Kent County,	1,019	09
To Sussex County,	2,115	83
	<hr/>	\$3,135 06
To amount due from Trustees,		<hr/>
		\$17,265 83

ABRAHAM STAATS,
Auditor of Accounts.

A statement of the funds belonging to the State and the School Fund and the value thereof.

TO THE STATE.

	<i>Dolls. Cts.</i>
1st. 1275 shares of stock of the Farmers Bank of the State of Delaware at \$50 per share,	63,750 00
2d. 5000 shares of the increased capital stock of the Farmers Bank of the State of Delaware upon which \$36 per share has been paid,	180,000 00
✂ This is first placed on State account and then transferred to School Fund, and then equally divided to the three Counties.	
3d. Loan to the Philadelphia, Wilmington and Baltimore Rail Road Company, at 6 per cent. per annum, interest paid semi-annually, which loan is secured by mortgage,	80,793 83
✂ This also is transferred from State account to School Fund and divided according to population, taking census of 1830.	
4th. Loan to to Sussex County of \$5,000 at 6 per cent., this also goes to School Fund,	5,000 00
5th. Sundry Collectors of State tax in New Castle County,	729 00
6th. 20 shares of stock of Bank of Delaware, at \$400 per share,	8,000 00
	<hr/>
	\$338,272 83

TAXES ON CORPORATIONS APPLICABLE TO THE STATE.

	<i>Dolls. Cts.</i>
1st. On capital of \$680,000 Farmers Bank of State Delaware, at $\frac{1}{4}$ of 1 per cent. per annum,	1,700 00
2d. On capital of \$110,000 Bank of Delaware, at $\frac{1}{4}$ of 1 per cent. per annum,	275 00
3d. On capital of \$200,000 Bank of Wilmington and Brandywine, at $\frac{1}{4}$ of 1 per cent. per annum,	500 00
4th. On capital of \$100,000 Bank of Smyrna, same rate,	250 00
5th. On capital of \$150,000 Union Bank of Del., same rate,	375 00
6th. Tax on Philadelphia, Wilmington and Baltimore Rail Road Company, specific tax,	1,000 00
7th. Tax on New Castle and Frenchtown Turnpike and Rail Road Company, specific tax,	1,500 00
	<hr/>
	\$5,600 00

FEES APPLICABLE TO THE STATE.

- 1st. Fees on commissions to all who pay for the same,
- 2d. Fees for impression of Great Seal, licenses for lotteries, pedlars, stores, &c.
- 3d. Fines imposed by the Court of General Sessions of the Peace and Justices of the Peace.
- 4th. Sales of laws by Prothonotaries.
- 5th. Moneys received for vacant land.

SCHOOL FUND.

	<i>Dolls. Cts.</i>
1st. 2,439 shares of stock in Farmers Bank at \$50 per share, viz :	
1,904 shares in Farmers Bank, at Dover,	
295 " " " New Castle, }	12,195 00
240 " " " Georgetown, }	
2d. 37 shares of stock in the Bank of Delaware at \$400 per share,	14,800 00
3d. 114 shares of stock in the Bank of Smyrna, for which the State paid \$58	6,612 00
4th. 127 shares of stock in the Union Bank of Delaware, at \$50 per share,	6,350 00
5th. 65 shares of stock of the United States Bank of Pennsylvania, which cost the State \$100 per share,	6,500 00
☞ The value of this stock still depends upon the acceptance of the Philadelphia, Wilmington and Baltimore Rail Road Company of an act of the Assembly passed February 12, 1845.	
6th. Stock in the Chesapeake and Delaware Canal Company transferred to the New Castle and Frenchtown Turnpike and Rail Road Company upon which said Company pay an interest of 6 per cent. per annum,	25,000 00
7th. Interest on loan of \$80,793 83 to the Philadelphia, Wilmington and Baltimore Rail Road Company, upon which said Company pay an interest of 6 per cent. per annum,	80,793 83
8th. Dividend on 5,000 shares of the increased capital stock of the Farmers Bank of the State of Delaware, upon which \$36 per share has been paid,	180,000 00
Tax on Wilmington Bridge,	125 00

Fees applicable to school fund—1st, on Tavern licenses—2d, Marriage licenses—3d, Licenses to import and export slaves.

NEW CASTLE COUNTY.

A Schedule of Allowances and Appropriations made by the Levy Court and Court of Appeal in and for New Castle County, at their Sessions held in November 1847, and February and March, A. D. 1848.

NOVEMBER TERM, 1847.

	<i>Dolls. Cts.</i>
To Benjamin Herdman, for use of his house in Pencader Hundred for holding License Election,	15 00
“ John F. Bogia, Blacksmith work in Jail,	11 75
“ Additional appropriation to finish Bridge over Red Clay Creek near Garrett's Factory,	400 00
“ Repair Newport Bridge,	55 00
“ Complete Bridge and Causeway over Foreman's Branch 'on the Hamburg Road,	850 00
“ Thomas Naudain, Witness Fees, &c., for 1837,	6 26
“ Jesse Lake, for Road Damages, on a Road in Pencader Hundred,	25 31

FEBRUARY TERM, 1848.

To Turner & Hanson, Store Bill for Prison,	300 00
“ “ “ “ Court House,	25 00
“ John F. Bogia, for Iron Work furnished for repairs of Prison and for Ironing Prisoners,	220 23½
“ Robert M. Black, Esq., Magistrate Fees, State Cases,	7 40
“ John Bradford, Esq., “ “	19 75
“ Enoch Gray, Esq., “ “	2 55
“ Estate of C. D. Blany, late Recorder, (fees,)	8 50
“ Rebecca Hendrickson, for the use of her house to hold License Election in April last,	15 00
“ Jonathan Savill, for two Stoves for Prison,	23 00
“ Johnson & Chandler, Printing for County,	17 75
“ Evans & Vernon, “ “	20 00
“ Blount & Williams, Coal for Court House,	15 75
“ Doctor Ashcraft, for Post-mortem Examination,	5 00
“ James West, Constable Fees in State Case,	1 00

<i>Amount carried forward,</i>	\$2,044 25½
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ALLOWANCES AND APPROPRIATIONS.

	<i>Dolls. Cts.</i>
<i>Amount brought forward,</i>	2,044 25½
" James Crippen, for articles furnished from Store for use of the Prison,	16 48½
" James Robinson, repairing Stone Steps of Prison,	7 50
" Sarah Nivin, for Timber and Land used in making Causeway on Hamburg Road,	50 00
" Nelson Cleland, for Lumber used in repairing Prison,	10 75
" William Caldwell, for Stone-work on Prison,	1 50
" Edward Silcox, Constable, for conveying Prisoner to Jail,	3 00
" Dr. L. P. Bush, for Post-mortem Examination,	5 00
" Dr. H. F. Askew, for four "	25 00
" James V. Moore, Lime for repairs to Cantwell's Bridge,	2 25
" James Rickard, late Collector of Red Lion Hundred,	1 06
" C. C. Bigger, for materials furnished for repairing Bridge over Dragon Creek,	16 27
" R. M. Walmsly, for Sawed Lumber for Prison,	64 69
" Dr. S. Miller, for Post-mortem Examination,	5 00
" Dr. J. G. Barstow, " "	20 00
" O. D. Jester, Coroner, (fees,)	441 82
" Dr. R. R. Porter, Post-mortem Examination,	25 05
" Dr. J. F. Wilson, " "	15 00
" Dr. Rogers, " "	5 00
" Benjamin Whiteman, County Treasurer, for Tabular Table furnished Court,	6 00
" William Caulk, Constable Fees in State Cases,	17 62
" Porter & Naff, for Printing for County,	17 00
" Thomas Ogle, late Collector of New Castle Hundred,	4 32

MARCH TERM, 1848.

To Thomas McDowell, Esq., for Magistrates Fees,	23 95
" Daniel J. Richards, Constable Fees in State Cases,	9 36
" R. M. Gardner, Collector (late) of Brandywine Hundred,	7 62
" O. D. Jester, Coroner, further account, Fees,	50 08
" Dr. Harlan, for Post-mortem Examination,	10 00
" Dr. Grimshaw, " "	10 00
" John B. Porter, for new Treasurers Docket,	6 50
" John A. Duncan, Hardware for Prison,	31 81
" Aiken & Brother, for Oil and Wick, for Newport Bridge,	24 50
" James C. Aiken, " " "	8 25

Amount carried forward, \$2,984 64

ALLOWANCES AND APPROPRIATIONS.

	<i>Dolls. Cts.</i>
<i>Amount brought forward,</i>	2,984 64
To Hezekiah Talley, Assessor for Brandywine Hundred,	38 66
“ John B. Lewis, “ Wilmington “	145 44
“ Harvey Phillips, “ Christiana “	67 50
“ Samuel Graves, “ Mill Creek “	48 68
“ Benjamin Marley, “ New Castle “	38 52
“ Samuel Scott, “ White C. Creek “	33 68
“ James Cann, “ Pencader “	28 28
“ John Sutton, Jr., “ Red Lion “	26 02
“ Isaac H. Vandegrift, Assessor for St. Georges Hundred,	48 14
“ Lambert Seemans “ Appoquinimink “	50 12
“ Enoch Gray, Esq., Magistrate's fees, “	2 70
“ Israel Townsend, Esq., “ “ “	4 20
“ J. F. Robinson, Esq., “ “ “	10 70
“ William Smith, Constable's fees in State cases,	15 98
“ John Chandler, “ “ “	9 20
“ Ambrose Lafferty, repairing pumps in Jail yard,	8 62
“ Damages accruing from laying out a public road, in White Clay Creek Hundred, beginning at Willow's gate and ending at McLin's,	811 00
“ Damages accruing from laying out a public road in Brandywine Hundred, beginning at Farris' road and ending at Young's bridge,	771 00
“ Damages for the same crossing Red Clay Creek,	1 00
“ Petit Jury and Bailiffs, Court of G. S. and O. T., May term, 1847,	179 84
“ Grand Jury and Baliffs, Court of G. S. and O. T., May term, 1847,	81 40
“ Petit Jury and Bailiffs, Court of G. S. and O. T., Nov'r term, 1847,	291 48
“ Grand Jury and Bailiffs, Court of G. S. and O. T., Nov. term, 1847,	118 02
“ Petit Jury and Bailiffs, in Superior Court, May term, 1847,	616 52
“ Petit Jury and Bailiffs in Superior Court, Nov. term, 1847,	542 08
“ Complete new bridge at Grubb's Mills (Bran'e. Hun'd.)	30 00
“ Repair Young's bridge on the Brandywine,	200 00
“ Build a new bridge on Shell Pot Creek, in Brandywine Hundred, near L. Weldon's, to be repaid in 1849,	400 00
“ William Smith, brick for prison,	10 91
<i>Amount carried forward,</i>	<u>\$7,614 33</u>

ALLOWANCES AND APPROPRIATIONS.

	<i>Dolls. Cts.</i>
<i>Amount brought forward,</i>	7,614 33
To C. H. Black, salary as Physician to prison,	40 00
" A. C. Gray, Esq., salary as Solicitor to the Court and Attorney's fees in entering the bonds of collectors,	66 76
" William McCaulley, Esq., writing deed for County,	3 50
" Josiah Sparks, constable's fees in State cases,	7 45
" David L. Moody, constable's fees in State cases,	60 76
" Pay damages arising from opening a public road in Christiana Hundred, near the house of J. J. Brindley,	50 00
" Stephen Boddy, Esq., magistrate's fees,	3 25
" John Chandler, constable's fees,	3 54
" Jacob Faris, Esq., excess of tax paid in Pencader Hd.,	1 59
" John G. Challenger, medicine for prison,	44 71
" Jacob Rice, oil and wick furnished Brandywine bridge,	35 20
" John G. Challenger for paints and oil furnished for the use of Court house,	14 32
" Complete the new bridge near Richardson's school house,	39 83
" Complete the repairs to New Port bridge,	1 85
" Pay the Keeper of New Port bridge,	50 00
" E. Jefferson, articles furnished for prison,	1 39
" John Robinson for painting and glazing Jail,	6 62½
" Ferd. Lechler for tin spouting and repairing new stove in Court house and Jail,	41 47
" William P. Veach, constable's fees in State cases,	43 25
" Samuel Biddle, Frothonotary's fees,	69 08
" William Smith, witness fees,	3 00
" John Sink as Crier and Bailiff, and for taking care of the Court house,	194 85
" J. Beckly Vining repairing desk in office of the Clerk of Orphans' Court,	2 50
" James Huston, Esq., magistrate's fees,	6 30
" George C. Tumlin, constable's fees in State cases,	10 30
" Amount on over draft of the contingent expenses of Red Lion Hundred over the appropriations,	42 65
" Ambrose Lafferty for services as Jail Commissioner,	10 00
" Israel Garretson, Keeper of New Port bridge, the next year's salary,	65 00
" Damages accruing from opening the public road in Brandywine Hundred, beginning at Young's bridge, and ending at Talley's shop, to be paid in March 1849,	670 00
" Joseph Righter for repairs to Brandywine bridge,	12 39
<i>Amount carried forward,</i>	<u>\$8,615 89½</u>
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ALLOWANCES AND APPROPRIATIONS.

	<i>Dolls. Cts.</i>
<i>Amount brought forward,</i>	8,615 89½
To Henry L. Churchman for earth for Hamburg road,	30 00
" Patrick Dougherty, smith work, &c.,	1 70
" Davis Kemble, surveying a public road,	4 00
" Wm. B. Janvier, articles furnished from store for Jail,	2 97
" Thomas J. Mahaffy, Collector in Wilmington Hd.,	4 50
" William R. Lynam, " White Clay Creek Hd.,	75
" George W. Platt, Dep'y. Sheriff's fees,	7 00
" Capt. Edward Williams' services as Commissary of New Castle County,	50 00
" Wm. D. Ocheltree, Recorder of Deeds, fees,	11 60
" David W. Genamill, amount over paid on the appropriations for Hamburg road,	17 00
" Repair public buildings,	59 38
" Rebuild the bridge over Hyde Run, in Mill Creek Hd.,	200 00
" Repair bridge over St. Georges Creek, in St. Georges and Red Lion Hundreds,	600 00
" Finish bridge over White Clay Creek, at McClellan's Mill,	200 00
" Finish the causeways over Mill Creek and Foreman's branch, on the Hamburg road,	400 00
" Repair Fiddle bridge in St. Georges Hundred,	100 00
" Repair bridge over Mill Creek near Roseville Factory,	50 00
" Repair Cantwell's Bridge causeway,	50 00
" Repair the bridge over Duck Creek near Smyrna,	125 00
" Repair Long bridge and Cedar Creek causeway, in Appoquinimink Hundred,	100 00
" Repair the causeway near St. Ann's Church, in Appoquinimink Hundred,	150 00
" George Platt, Esq., Sheriff, for services and board of prisoners,	2129 07
" Fence causeway at Cannon's Mill,	75 00
" Insure the Public Buildings,	25 00
" Pay balance on insurance of Public Buildings last year,	76
" Pay over draft for St. Augustine causeway,	49
" Pay over draft for Cantwell's Bridge,	57
" Richard Wright, constable's fees,	24 12
" John Sink, Crier's fees in Court of General Sessions,	5 48
" Wm. P. Veach, Bailiff's fees in Court of General Sessions,	3 00
" Thomas Hawkins, constable's fees in State cases,	2 00
<i>Amount carried forward,</i>	<u>\$13,045 18½</u>

ALLOWANCES AND APPROPRIATIONS.

	<i>Dolls. Cts.</i>
<i>Amount brought forward,</i>	13,045 18½
To Thomas H. Wright, constable's fees in State cases,	1 50
“ E. W. Gilpin, Esq., Attorney General's fees,	110 48
“ C. H. Black, Clerk of Peace, fees in General Sessions,	175 99½
“ C. H. Black, services as Clerk of the Levy Court,	894 07
“ Jacob Barr, Collector of Wilmington Hundred,	6 38
“ Wilson & Heald, blank books for Prothonotary office,	7 75
“ Wilson & Heald, blank books for Recorder's office,	40 00
“ Wilson & Heald, blank books for Register's office,	20 00
For the contingent expenses of New Castle County,	
“ Brandywine Hundred,	100 00
“ Christiana “	100 00
“ Mill Creek “	100 00
“ White Clay Creek “	100 00
“ New Castle “	100 00
“ Red Lion “	100 00
“ St. Georges “	100 00
“ Appoquinimink “	100 00
“ Wm. G. Jones for table for Clerk of Orphans' Court,	4 50
“ P. Sheward Johnson, Esq, magistrate's fees,	4 00
“ James Delaplain, surveying public road,	9 00
The following allowances were made to Sabbath Schools of New Castle County.	.
To Roseville Sabbath School,	4 20
“ Naaman's Creek “	6 30
“ Mount Lebanon “	9 87
“ Asbury Church “	7 87½
“ Baptist Church (Wil.) “	34 65
“ St. Paul's, (Wil.) “	15 75
“ Hanover Street, (Wil.) “	21 00
“ Asbury M. E. C. “	52 50
“ St. Andrew's “	26 25
“ Infant “	11 97
“ St. Peter's “	13 65
“ Trinity Church “	18 90
“ New Port Methodist “	8 40
“ New Port S. S. “	4 66
“ St. Joseph's S. S. “	20 37
“ Lower Brandywine,	4 72½
“ Brandywine Manuf'y,	18 90
“ Walnut Green,	2 20½
<i>Amount carried forward,</i>	<u>\$15,401 03½</u>

ALLOWANCES AND APPROPRIATIONS.

	<i>Amount brought forward,</i>	<i>Dolls. Cts.</i>
		15,401 03½
" School District, No. 40,		7 35
" Methodist S. S., Newark,		4 72½
" Presbyterian "		7 35
" Presbyterian S. S., Christiana,		6 40½
" Nazareth S. S., New Castle,		3 99
" Emmanuel Church, "		8 08½
" Presbyterian " "		9 66
" Red Lion S. S., at Red Lion,		9 45
" Lebanon Sunday School, Red Lion Hundred,		8 82
" St. Georges " " "		9 45
" St. Ann's Church, Appoquinimink Hundred,		4 41
" Middletown " St. Georges "		5 25
" Drawyers " " "		3 25
" Port Penn " " "		5 25
" Harmony " New Castle "		4 72½
" Presbyterian " " "		12 60
" Salem S. S. " " "		5 35
" Witness Fees in State Cases at the Court of General Sessions of Peace, &c., May 3, 1847,		69 79
" Witness on same Court, November 3, 1847,		97 00
" Witnesses before Grand Inquest at May Term, 1847,		25 75
" Witness before Grand Inquest, November 3, 1847,		41 95
Total amount,		<u>\$16,253 70</u>

*Statement showing the Balances due from Collectors for County Taxes
prior to the year one thousand eight hundred and forty-seven.*

COLLECTORS.	HUNDREDS.	DATES OF DUPLICATES.	DOLLS. CTS.
Thomas M. Ogle,	New Castle,	1846.	121 55
Jas. Nicholson,	Pencader,	1846.	297 31
			<u>\$418 86</u>

Statement showing the amount paid and the amount due from the respective Collectors of New Castle County, for the year 1847, subject to errors and commissions.

COLLECTORS.	HUNDREDS.	AMOUNT PAID.	AMOUNT DUE <i>sub. to er. & co.</i>
John Chandler,	Brandywine,	\$1668 66	\$409 30
Thomas J. Mahaffy,	Wilmington,	4911 00	1223 23
Moses Lowther,	Christiana,	2000 00	434 85
Springer McDaniel,	Mill Creek,	1800 00	442 14
Micajah Churchman,	New Castle,	1975 37	492 58
Richard Wright,	White Clay Creek,	1003 49	249 02
Morgan Jones,	Pencader,	775 00	544 94
George C. Tumlin,	Red Lion,	980 00	199 74
Amos W. Lynch,	St. Georges,	1905 00	452 50
William Smith,	Appoquinimink,	1150 00	499 80

Statement showing the amount of Debt paying Interest, and to whom due from New Castle County.

To the Road Commissioners of New Castle Hundred,	\$3,000 00
“ Union Bank of Delaware,	1,000 00

The following allowances were made to the members of this Court for Services.

	DAYS.	MILES.	COMMITTEE DUTY.	TOTAL.
Amor Chandler,	14	18	\$55 98	\$96 36
John Rice,	18	9	38 70	80 82
Robert P. Robinson,	18	9	81 30	123 42
Levi B. Moore,	18	14	12 78	60 32
Rathmell Wilson,	18	11	7 38	51 66
D. W. Gemmill,	18	5	58 90	96 70
John McCracken,	18	14	16 48	64 00
Asbury S. Pennington,	18	9	27 10	69 22
George W. Karsner,	18	17	18 36	69 12
George Deakyne,	18	30	47 94	112 74
Thomas Scott,	18	21	48 89	103 97

Twenty-five cents in the one hundred dollars on the following amount of Rates were allowed to the Collectors of the respective Hundreds, for Errors and delinquencies for the year 1847.

COLLECTORS.	HUNDREDS.	AMOUNT OF RATES.	NO. OF DOGS.
John Chandler,	Brandywine,	\$31.029	
Thomas J. Mahaffy,	Wilmington,	125.720	8
Moses Lowther,	Christiana,	45.079	3
Springer McDaniel,	Mill Creek,	31.675	
Micajah Churchman,	New Castle,	22.875	
Richard Wright,	White Clay Creek,	25.615	8
Morgan Jones,	Pencader,	11.777	20
George C. Tumlin,	Red Lion,	20.465	1
Amos W. Lynch,	St. Georges,	41.405	2
William Smith,	Appoquinimink,	25.100	26

The amount of Rates, with the amount of County, Road and Poor Tax, levied in and for New Castle County, for the year 1848, together with the number of Dogs returned for said year.

COLLECTORS.	HUNDREDS.	AMOUNT OF ASSESSMENT.	AMOUNT OF COUNTY TAX.	AMOUNT OF POOR TAX.	TOTAL TAX.	NO. OF DOGS.	NEW CASTLE COUNTY.
John Chandler,	Brandywine,	\$1,143,025	\$1,943 14	\$914 42	\$2,857 56	26	
Thomas J. Mahaffy,	Wilmington,	3,571,483	6,071 52	2,857 19	8,928 71	29	
Moses Lowther,	Christiana,	1,359,407	2,310 99	1,087 53	3,398 52	22	
Springer McDaniel,	Mill Creek,	1,239,318	2,106 84	991 45	3,098 29	37	
Micaj. Churchman,	New Castle,	1,340,990	2,279 68	1,072 79	3,352 47	72	
Richard Wright,	White Clay Creek,	669,890	1,138 81	535 91	1,674 72	54	
Nunos H. Coverdale	Pencader,	689,894	1,172 82	551 92	1,724 74	90	
George C. Tumlin,	Red Lion,	644,174	1,095 10	515 34	1,610 44	20	
Amos W. Lynch,	St. Georges,	1,263,170	2,147 38	1,010 54	3,157 92	83	
William Smith,	Appoquinimink,	860,372	1,462 63	688 30	2,150 93	83	

Summary of the foregoing Allowances and Appropriations.

Bridges, Causeways and Contingent Funds,	\$5,001 58
Road Damages,	2,192 31
Levy Court Commissioners,	928 37
Grand and Petit Jurors,	1,838 94
Sheriff, Coroner and Board of Prisoners,	2,627 97
Clerk of Courts and Records,	1,195 14
Assessors,	525 04
Witnesses,	234 49
Sabbath Schools,	398 29
Physicians,	160 00
Attorneys,	66 76
Insurance on Public Buildings,	25 76
Attorney General,	110 48
Public Buildings, &c.	611 81
Constables and Bailiffs,	211 06
Magistrates,	71 45
Commissary,	50 00
Printing,	54 75
Jail Commissioner and Physician,	50 70
	<hr/>
	\$16,253 70

Benjamin Whiteman, Treasurer, in account with New Castle County.

DEBTOR.

		<i>Dolls. Cts.</i>
1847.		
Feb. 10.	To cash received from Andrew P. Reading, Esq., late Treasurer, for amount due the County,	4,392 55
20.	To cash received from O. C. Crow, late Collector for St. Georges Hundred for 1840, in full,	7 22
March 2.	To cash received from Samuel G. Chandler, Collector for Christiana Hundred for 1846, on account,	320 00
3.	To cash received from Jacob C. Vandyke, Collector for Appoquinimink Hundred for 1846,	278 17
	<i>Amount carried forward,</i>	<hr/> \$4,997 94

DEBTOR.

		<i>Dolls. Cts.</i>
<i>Amount brought forward,</i>		4,997 94
March	4. To cash received from Richard C. Hayes, Collector for St. Georges Hundred for 1846, on account,	683 89
	8. To cash received from George W. Gardner, Collector for Brandywine Hundred for 1846, on account,	600 00
	To cash received from William Ruth, Collector for Mill Creek Hundred for 1846,	1200 00
	11. To cash received from Samuel G. Chandler, Collector for Christiana Hundred for 1846, on account,	300 00
	13. To cash received from Thomas M. Ogle, Collector for New Castle Hundred for 1846, on account,	900 00
	22. To cash received from James Nicholson, Collector for Pencader Hundred, for 1846,	400 00
	24. To cash received from Jacob Barr, Collector for Wilmington Hundred for 1846,	500 00
April	2. To cash received from William R. Lynam, Collector for White Clay Creek Hundred for 1846,	350 00
	26. To cash received from Daniel S. Cann, late Collector for Pencader Hundred,	149 50
	27. To cash received from Samuel G. Chandler, late Collector for Christiana Hundred for 1846,	45 36
May	6. To cash received from George Toppin, late Collector for Red Lion Hundred, on account of the year 1846,	60 00
	10. To cash received from James Rickards, late Collector for Red Lion Hundred, on account of 1846,	150 00
	13. To cash received from Richard C. Hayes, late Collector for St. Georges Hundred, in full for Taxes for 1846,	360 13
	14. To cash from Jacob Barr, late Collector for Wilmington Hundred, on account of Taxes for the year 1846,	200 00
	17. To cash received of Robert W. Gardner, late Collector for Brandywine Hundred, on account of 1846,	125 00
<i>Amount carried forward,</i>		<hr/> \$12,021 82